

**MINUTES OF THE SPECIAL AND REGULAR MEETINGS OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, OCTOBER 7, 2014, 7:30 P.M.**

STUDY SESSION: Mayor Mary Ann Lutz convened the Study Session of the Monrovia City Council at 6:30 p.m. on Tuesday, October 7, 2014, in City Council Chambers, 415 South Ivy Avenue, Monrovia, California, at which all Councilmembers were present to. Tina Cherry, Director of Community Services provided an evaluation of the Friday Night Live program, an update on the Annual Youth Summit, and facilitated discussion on the future of teen programming, including establishing a Teen Providers Group. Mayor Lutz adjourned the Study Session at 7:08 p.m.

CONVENE: Mayor Lutz convened the Regular Meeting of the Monrovia City Council of Tuesday, October 7, 2014, at 7:30 p.m. in City Council Chambers, in honor of Eric Jenrong Chang, born September 3, 2014, to Rafael Chang and Jacqueline Hsiao Chang; Mila Rae Enriquez, born Sept. 7, 2014, to Phillip Enriquez and Andrea Bucci; Vera Louise Nuckles, born September 10, 2014, to Evan and Rebecca Nuckles; Maxwell Juarez Durian, born September 23, 2014, to Matt and Norma Durian; and Viggo Garabedian, born September 29, 2014, to Greg Garabedian and Karine Kadyan. In attendance were Interim City Manager Francis M. Delach, City Attorney Craig A. Steele, and City Clerk Alice D. Atkins.

INVOCATION: Police Chaplain Terrence Brown led the invocation.

PLEDGE OF ALLEGIANCE: Councilmember Tom Adams led the Pledge of Allegiance.

ROLL CALL: In attendance were Councilmembers Tom Adams, Alexander C. Blackburn, Larry J. Spicer, Mayor Pro Tem Becky A. Shevlin, and Mayor Mary Ann Lutz.

REPORT OF CLOSED SESSION (IF NEEDED): None

PRESENTATIONS/PROCLAMATIONS:

PR-1 Proclaiming the Month of October 2014 as "Domestic Violence Awareness Month"; The Mayor and City Council presented proclamations to representatives of Santa Anita Family Services, Foothill Unity Center, and Pacific Clinics.

PR-2 Proclaiming the Month of October 2014 as "Breast Cancer Awareness Month"; The Mayor and City Council presented a proclamation to Fran Rizzi, representing City of Hope.

STUDENT GOVERNMENT REPRESENTATIVE REPORT: Monrovia High School Student Andrea Banuelos, on behalf of Student Liaison Nick Miranda, reported on past and future activities at the high school.

ORDER OF BUSINESS: Interim City Manager Fran Delach stated three items would be moved up from Reports of City Councilmembers to allow presenters in attendance to speak following adoption of the Consent Calendar. In addition, item CC-9 was pulled from the Consent Calendar to be discussed following Administrative Reports.

CONSENT CALENDAR: It was moved by Councilmember Adams, seconded Councilmember Spicer, to approve the consent calendar, with the exception of item CC-9, which was pulled for discussion. The motion carried unanimously. The Consent Calendar consisted of the following Agenda items:

CC-1 Unadopted Minutes of the September 16, 2014, Regular Meeting of the Monrovia City Council: The City Council adopted the Minutes of the September 16, 2014, Regular Meeting.

CC-2 Payroll No. 20 in the Net Amount of \$650,734.26, and Warrant Register dated September 11, 2014, in the Total Amount of \$810,946.55: The City Council approved Payroll No. 20 in the net amount of \$650,734.26, and Warrant Register dated September 11, 2014, in the total amount of \$810,946.55.

CC-3 Agreement with Absolute International Security, Inc., d/b/a AIS for Security Services Related to Private City Facility Rentals, Colorado Commons Parking Structure, and other City Facilities as Designated by the City Manager for the Period Ending June 30, 2015: The City Council approved a

professional services agreement with Absolute International Security, Inc., d/b/a AIS for security services related to private City facility rentals, Colorado Commons Parking Structure, and other City facilities as designated by the City Manager for the period ending June 30, 2015, and authorized the City Manager to execute the necessary documents.

CC-4 Plans and Specifications and Notice of Inviting Bids for Trash Screen Installation, Project No. C-3072: The City Council approved the plans and specifications, and notice inviting bids for the trash screen installation, and directed Staff to solicit bids for the Trash Screen Installation, Project No. C-3072.

CC-5 Emergency Repairs to the Damaged Gate and Fence at the City Well Field Site by San Gabriel Valley Ornamental Iron Works in the Amount of \$17,600.00: The City Council ratified emergency repairs to the damaged gate and fence at the City Well Field and approved payment in the amount of \$17,600.00 to San Gabriel Valley Ornamental Iron Works.

CC-6 Amendment to Title 2 (Administration and Personnel) and Title 17 (Zoning) of the Monrovia Municipal Code to Establish Powers and a Procedure for Reasonable Accommodations; Adoption of Ordinance No. 2014-08: The City Council adopted Ordinance No. 2014-08. On September 16, 2014, the City Council voted unanimously to introduce the ordinance and waive further reading.

CC-7 Subrecipient Agreement between Los Angeles County and the City of Monrovia related Acceptance of 2013 State Homeland Security Grant Program Funds in the Amount of \$262,180.00: The City Council approved the Subrecipient Agreement between Los Angeles County and the City related to 2013 State Homeland Security Grant Program funds in the amount of \$262,180.00, and authorized the Fire Chief to execute the necessary documents.

CC-8 Professional Services Agreement with Cost Recovery Systems, Inc., for the Completion of Senate Bill 90 (SB 90) State Mandated Reimbursement Claims in an Amount Not to Exceed \$9,250.00: The City Council approved the Professional Services Agreement with Cost Recovery Systems, Inc., for the completion of SB 90 state mandated reimbursement claims in an amount not to exceed \$9,250.00, and authorized the City Manager to execute the necessary documents.

CC-9 Legislative Bulletin: This item was pulled for discussion following Administrative Reports.

The following items were heard out of order:

RCC-1 Mayor Mary Ann Lutz:

(a) State of the State by Assemblymember Chris Holden, 41st District

RCC-4 Councilmember Alexander Blackburn

(a) Foothill Workforce Investment Board (WIB); Tony Tartaglia, Chair, Brenda Trainor, Vice Chair, and Phil Dunn, Executive Director, provided an overview of the WIB and its programs.

RCC-5 Councilmember Larry Spicer

(a) Gold Line Construction Update: Chris Burner, Chief Project Officer, provided an update on construction and anticipated completion dates

PUBLIC INPUT:

1. Todd Palmquist, Executive Director, San Gabriel Valley Consortium on Homelessness
2. Ray Morford, Monrovia

In response to comments made under Public Input, Mayor Lutz stated for the record that she had not advocated anything regarding the National Monument issue.

3. Hector Elizalde, Congresswoman Grace Napolitano
4. Gloria and Cleve Crudgington, Monrovia
5. James Rodriguez, Temple City
6. Joseph Beck, Monrovia
7. Erica Reel, Monrovia
8. Michael Clearman, Monrovia

9. Chuck Keen, American Legion Post 44
10. Alfredo Mejia, Monrovia

PUBLIC HEARINGS / MEETINGS: None

REPORTS OF CITY MANAGE AND STAFF

RCM-1 Request for Reimbursement of Travel Expenses to Attend Golden Bell Award Ceremonies in Sacramento, California, at the request of the Monrovia Unified School District: Following discussion, Staff was directed to bring back more information regarding travel budget approval and available funding at the meeting on November 4.

RCM-2 City Council Meeting Protocols: Interim City Manager Delach reviewed the practices of other cities within the region with respect to speaker limits and set meeting adjournment times; Councilmember Blackburn clarified that his initial request was related to improving overall efficiency of meeting conduct, not limited to speaker limits and adjournment; following discussion, Staff was directed to bring back more information on rules of conduct and procedure, including average time of adjournment over past 2-3 years.

REPORTS OF CITY COUNCILMEMBERS AND SUB-COMMITTEES

RCC-1 Mayor Mary Ann Lutz:

- (a) State of the State by Assemblymember Chris Holden, 41st District: This item was heard out of order following Consent Calendar above
- (b) Team Up! Dream Up! For Literacy 2014; Linda Granicy, Acting Library Division Manager, provided details regarding the upcoming fundraiser

RCC-2 Mayor Pro Tem Becky A. Shevlin

- (a) Update on SB 270, effect on Monrovia's plastic bag ban; discussion of this item would be included under the Legislative Bulletin, following Administrative Reports.
- (b) Upcoming events in the community

RCC-3 Councilmember Tom Adams:

- (a) Open house for ChromoLogic
- (b) Recent attendance at the San Gabriel Valley Economic Partnership; regarding National Monument, SGVEP chose to take "wait and see" approach
- (c) Upcoming City of Hope "Walk for Hope" event

Interim City Manager Delach stated that a copy of the analysis of the National Monument had been received from the County and would be forwarded to the City Council.

RCC-4 Councilmember Alexander C. Blackburn:

- (a) Foothill Workforce Investment Board: This item was heard out of order following Consent Calendar above

RCC-5 Councilmember Larry J. Spicer

- (a) Gold Line Construction Update: This item was heard out of order following Consent Calendar above

Mayor Lutz called for a recess at 9:59 p.m. and reconvened at 10:09 p.m.

ADMINISTRATIVE REPORTS:

AR-1 Downtown Los Angeles Business District Security and Homeless Employment Program

Police Chief Jim Hunt reviewed the Agenda Report.

Following discussion, **it was moved by Councilmember Adams, seconded by Councilmember Spicer, to receive and file the report and review the matter of utilizing security services in Old Town in six to nine months.** The motion carried unanimously.

AR-2 Amended and Restated Agreement for Legal Services Between the City of Monrovia and

Richards, Watson, & Gershon, a Professional Corporation, for the Period Ending September 30, 2016

City Attorney Steele exited Council Chambers at 10:19 p.m.

Interim City Manager Fran Delach reviewed the agenda report.

It was moved by Councilmember Adams, seconded by Councilmember Spicer, to approve the Amended and Restated Agreement for Legal Services with Richards, Watson, & Gershon for the period ending September 30, 2016. The motion carried unanimously.

City Attorney Steele returned to Council Chambers at 10:21 p.m.

The following items were presented together:

AR-3 Amended and Restated Exclusive Residential Solid Waste Franchise Agreement with Arakelian Enterprises, Inc., dba Athens Services

AR-4 First Amendment to the Exclusive Franchise Agreement between the City of Monrovia and Arakelian Enterprises, Inc., dba Athens Services, for the Collection of Commercial and Industrial Solid Waste in Old Town Monrovia; and Old Town Performance Evaluation and Rate Adjustment, Resolution No. 2014-38

AR-5 First Amendment to the Agreement for Non-Exclusive Commercial Waste Collection, Recycling and Disposal Services with Arakelian Enterprises, Inc., dba Athens Services

AR-6 Amendment to Title 8 (Health and Safety), Chapter 8.08 of the Monrovia Municipal Code Relating to Residential, Solid Waste, Green Waste and Recyclable Material Collection; Introduction and First Reading of Ordinance No. 2014-07

Public Works Director Carl Hassel reviewed the agenda reports.

Discussion ensued, with City Council seeking clarification on responsibility for trash enclosures in Old Town, the effect if item AR-3 wasn't approved, increased costs due to hauling to San Bernardino, inclusion of AB 1826 language in the proposed contract, collection of electronic, Household Hazardous Waste, and abandoned items, notice to residents of available programs and changes, and extension of the organics recycling pilot program.

Public Input:

1. Phil diPrima – not present, speaker card marked in favor
2. Pam Fitzpatrick, Old Town Merchant, in favor
3. Claudia Hubbard, DoubleTree, not present, speaker card marked in favor
4. Dave Carson, Kare Youth League, in favor
5. Sheree Tromblee, Monrovia, in favor
6. Dan Bacani, Monrovia
7. Hal Leavens, Monrovia

It was moved by Councilmember Blackburn, seconded by Councilmember Spicer, to approve the Staff recommendation, which was to approve the Amended and Restated Exclusive Residential Solid Waste Franchise Agreement with Athens Services. Councilmember Adams stated he would be voting no due to concerns regarding the increase in franchise fees to be used for the purpose of funding stormwater management. Discussion ensued regarding Council discretion on how these franchise funds would be spent, unfunded mandates, Prop 218 process, and greater increase in rates if existing franchise agreement was left in place. The motion passed on the following roll call vote: **AYES:** Councilmembers Blackburn, Spicer, Mayor Pro Tem Shevlin, Mayor Lutz; **NOES:** Councilmember Adams.

It was moved by Mayor Pro Tem Shevlin, seconded by Councilmember Blackburn, to approve the Staff recommendation, which was to approve the First Amendment to the Agreement for the Exclusive Franchise Agreement between the City of Monrovia and Athens Services for the Collection of Commercial and Industrial Solid Waste in Old Town Monrovia; receive and file the report indicating Athens Services' Fiscal Year 2013-14 performance satisfied the requirements of the Old Town

Agreement, approve the rate adjustment for Fiscal Year 2014-15 for the Old Town Agreement, adopt Resolution No. 2014-38; and approve the First Amendment to the Agreement for the Non-Exclusive Commercial Waste Collection, Recycling and Disposal Services with Athens Services. The motion carried by unanimous roll call vote.

It was moved by Councilmember Spicer, seconded by Mayor Pro Tem Shevlin, to introduce, waive further reading, and read by title only Ordinance No. 2014-07. The motion carried by unanimous roll call vote.

City Attorney Steele read the title of Ordinance No. 2014-07 as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONROVIA, CALIFORNIA, AMENDING CHAPTER 8.08 OF TITLE 8 (RESIDENTIAL SOLID WASTE, GREEN WASTE AND RECYCLABLE MATERIALS COLLECTION) OF THE MONROVIA MUNICIPAL CODE

PUBLIC INPUT, CONTINUED, IF NEEDED: None

ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED:

CC-9 Legislative Bulletin

Interim City Manager Delach cited a correction to the Infrastructure Refinancing District bill, noting that the bill had been revived and was signed by the governor.

Police Chief Jim Hunt provided an overview of Proposition 47, noting many concerns and the describing the detrimental effect it would have on businesses and residents.

It was moved by Councilmember Adams, seconded by Mayor Pro Tem Shevlin, to direct the Interim City Manager to prepare the appropriate letter in opposition of Proposition 47 for the Mayor to sign on behalf of the City Council. The motion carried unanimously.

Mayor Lutz requested that staff evaluate SB 985 and bring a report back. Due to the late hour, Councilmember Shevlin indicated her desire to bring an update of SB 270 back to the next meeting.

Interim City Manager Delach reviewed Proposition P related to the County Park Bond Act (formerly Proposition A). Discussion ensued regarding change from valuation assessment to flat parcel assessment, existing unallocated funds, possibility of the state measure on a ballot in 2016, expiration of current levy in 2018, funding gap if approval is delayed, and funds the City had received over the years.

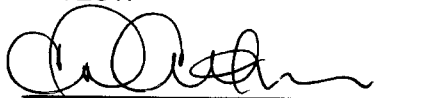
It was moved by Mayor Lutz, seconded by Councilmember Spicer, to support Proposition P and bring back documentation for signature. The motion failed with the following roll call vote: **AYES:** Councilmember Spicer, Mayor Lutz; **NOES:** Councilmembers Adams, Blackburn, Mayor Pro Tem Shevlin.

SCHEDULED MEETINGS: The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, October 21, 2014, 7:30 p.m., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

Noting it would be his final meeting, Mayor Lutz thanked Interim City Manager Delach for his work over the past year. Delach stated that it was an honor and privilege to serve the City Council and residents of Monrovia, and that he was very confident that he was passing the baton to a capable and competent man in Oliver Chi.

ADJOURNMENT: At 11:29 p.m., Mayor Lutz adjourned the meeting in memory of Terry Frias, retired Monrovia Unified School District Employee and longtime resident, and Madie Ellis Hurts, longtime resident.

ATTEST:



Alice D. Atkins, CMC, City Clerk

APPROVED:


Mary Ann Lutz, Mayor