

**MINUTES OF THE REGULAR MEETING  
OF THE  
MONROVIA CITY COUNCIL  
HELD TUESDAY SEPTEMBER 24 2002 7 30 P M**

**CONVENE** Mayor Pro Tem Hammond convened the Regular Meeting of the Monrovia City Council of Tuesday September 24 2002 at 7 30 P M in City Council Chambers 415 South Ivy Avenue Monrovia California

**FLAG SALUTE** Councilmember Victor M Franco led the Flag Salute

**INVOCATION** City Clerk Linda B Proctor led the Invocation

**ROLL CALL** In attendance were Councilmembers Adams Franco Garcia and Mayor Pro Tem Hammond Mayor Blakely was excused

**REPORT OF CLOSED SESSION(S)** None

**PRESENTATIONS**

**1 Recognition of the American Girls Softball Team Winners of the 11- and 12-Year Old Softball Little League State Championship**

Paul Kalemkarian President of the American Girls Softball Team gave a brief overview of the team He introduced Mike Dorie manager of the team who introduced his coaches Larry Rodriguez and Brad Bateson Mr Dorie gave a history of the team and assisted Mayor Pro Tem Hammond in handing out certificates to the American Girls Softball Team winners of the Little League State Championship

**PROCLAMATIONS**

**1 Proclaiming the Week of October 6-12 2002 as Fire Prevention Week**

Mayor Pro Tem Hammond proclaimed October 6-12 2002 as Fire Prevention Week The National Fire Prevention Week theme is Team Up for Fire Safety This year's Fire Prevention Week theme emphasized installing and testing smoke alarms practicing escape plans and hunting for home hazards

Battalion Chief David Cruz accepted the Proclamation

At the request of Councilmember Adams Fire Chief Sam DiGiovanna reviewed the status of the local fire burning above the communities of Azusa San Dimas La Verne Claremont and Glendora Albertson's Monrovia fed firefighters fighting this fire at its own expense Councilmember Adams requested that Chief DiGiovanna look at an accelerated timeline for the addition of Company No 3 due to the fires and report at the next Meeting

**STUDENT GOVERNMENT REPRESENTATIVE REPORT** Student Liaison Dayshia Boykins reported on activities at Monrovia High School

Mayor Pro Tem Hammond stated that as a pressing business matter-- the increase of fares for MTA ridership to go into effect tomorrow-- had arisen since the Agenda was published and there was an immediate need to take action and requested that the City Council add to the



Council Meeting to present a comprehensive overview of how Monrovia responds to all the various situations that arise in this area

## **D PUBLIC MEETINGS/HEARINGS**

Public Hearings D-1 and D-2 were taken as one report as follows

**1 Revised Safety Element of the General Plan General Plan Amendment GPA2002-01 Resolution No 2002-40 and**

**2 Revised Noise Element of the General Plan General Plan Amendment GPA2002-02 Resolution No 2002-41**

Steve Sizemore Planning Division Manager reviewed the Staff Reports

The proposed Safety Element updates the 1983 Safety and Seismic Safety Element of the General Plan. The 1983 document combines both Safety and Seismic Safety into one element whereas the proposed document reflects the 1984 State Planning law amendment allowing a single Safety Element to address all issues related to public safety.

The purpose of the Safety Element is to identify and evaluate natural hazards associated with seismic activity, landslides, flooding, and fire. The Element provides the goals and objectives for each of the relevant City departments to provide responsible planning resulting in reduction of loss of life, injuries, damage to property, and other losses associated with such disasters, and to act as a guide to prepare for possible disasters.

The City is updating the Noise Element that was adopted in 1975 to comply with State Guidelines. The proposed Noise Element provides criteria to define and evaluate noise impacts. Sound measurements were taken at 22 locations throughout the City to determine existing conditions. Overall, the results indicated that the industrial and commercial noise-producing activity in the City was found to be minimal. There were a few isolated cases where noise generated from industrial activity did create an annoyance to nearby residential properties.

The purpose of the Noise Element is to provide a framework within which future planning and noise mitigating decisions will be made and implemented. In order to accomplish the City's goals, the Element outlines several Noise Control Programs. The noise control programs involve physical or operational modifications at the source, modification to the path along which the noise is propagated when dealing with problems of noise exposure, and proper architectural planning to effectively limit intruding noise. The proposed update to the Noise Element is a policy document which provides a guideline for future development to ensure compliance with the City's noise requirements.

The Planning Commission unanimously adopted PC Resolution No. 2002-07 recommending approval to the City Council adoption of the revised Safety Element of the General Plan, and PC Resolution No. 2002-09 recommending approval to the City Council adoption of the revised Noise Element of the General Plan.

Parsons was contracted to complete the Elements and a representative was in attendance to answer any questions.

**PUBLIC HEARING OPENED AND CLOSED** Mayor Pro Tem Hammond opened and closed the Public Hearing for both D-1 and D-2 as there was no one who wished to speak for or against the matter.



The house at 602 West Maple Avenue is located in an area that was originally marketed as the Highway Square Tract centered on Highway Esplanade. The two-story single family residence was built in 1912 and is a good example of an "Airplane" Craftsman Bungalow. Herbert Herb and Helen Porter purchased the house in the late 1940s. Herb Porter was a local attorney and was appointed as a municipal judge.

At its meeting of August 28 2002 the Historic Preservation Commission determined that the house meets two of the required criteria for landmark status and recommended approval of landmark designation. The Commission is also recommending approval of a Mills Act Contract which will provide tax savings for the homeowners. The homeowners have agreed to the standard conditions and a maintenance schedule which will assure the house's preservation and enhancement.

**PUBLIC HEARING OPENED AND CLOSED** Mayor Pro Tem Hammond opened and closed the Public Hearing as there was no one who wished to speak for or against the matter.

Mr. and Mrs. Cravens sent a letter in support of the matter as they could not attend the City Council Meeting due to a previous commitment.

It was moved by Councilmember Garcia seconded by Councilmember Adams to approve Resolution No. 2002-76 designating the property at 602 West Maple Avenue the Judge Porter House Historic Landmark Number 45 and approve entering into a Mills Act Contract MA-43 with the conditions of approval.

**ROLL CALL** Ayes Councilmembers Adams Franco Garcia Mayor Pro Tem Hammond  
Excused Mayor Blakely  
Motion carried 4-0

#### **CONVENE MONROVIA REDEVELOPMENT AGENCY MEETING WITHOUT ADJOURNING CITY COUNCIL MEETING**

**CONVENE** Mayor Pro Tem Hammond convened the Regular Meeting of September 24 2002 of the Monrovia Redevelopment Agency Board of Directors at 8:55 P.M. in City Council Chambers 415 South Ivy Avenue without adjourning the City Council Meeting.

**ROLL CALL** Those in attendance were Boardmembers Tom Adams Victor M. Franco Garcia and Vice-Chairman Hammond. Chairman Lara Larramendi Blakely was excused.

#### **A CONSENT CALENDAR**

It was moved by Boardmember Garcia seconded by Boardmember Franco to approve the Consent Calendar consisting of Item \*B.

**ROLL CALL** Ayes Boardmembers Adams Franco Garcia Vice-Chairman Hammond  
Excused Chairman Blakely  
Motion carried 4-0

**\*B MINUTES** The Minutes of the Regular Meetings of September 10 2002 were approved by order of the Consent Calendar.

**MRA REPORTS** None

**MRA ADJOURNMENT** Vice-Chairman Hammond adjourned the Monrovia Redevelopment Agency Meeting at 8 55 P M and the City Council Meeting continued

### **RECONVENE MONROVIA CITY COUNCIL MEETING**

**E BIDS** None

**F COMMUNICATIONS AND PETITIONS**

**\*1 Receive and File Application for ABC Beverage License (Type 41 On-Sale Beer and Wine Eating Place) for Kiku Sushi Restaurant 670 West Huntington Drive Suite 5G**

This matter was approved by order of the Consent Calendar

Notice was received from ABC that Dong Heon Lee and Tae Soon Lee had submitted an application for a Type 41 On-Sale Beer and Wine License Based on the background investigation on the applicants Staff found no reason to recommend any other action on this application

There was no fiscal impact Staff recommended that the City Council receive and file the application

**G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES**

**Resolution No 2002-88 Establishing a City Subsidy Amount in Connection with the Cost of MTA s EZ Pass Transit Pass**

Community Development Director Alice Griselle reviewed the Staff Report The City received word that the MTA officials increased the rate of its monthly passes to coincide with the debut of a new improved program named EZpass that allows riders of 12 Los Angeles area transit systems to ride any bus on any participating bus line The MTA only pass will no longer be accepted as of tomorrow The rate for seniors and disabled riders would increase from \$11 00 to \$29 00 She stated that 75 discounted passes were sold monthly at the Community Center to seniors and disabled riders and that action must be taken on an urgency basis to help immediately The fare subsidy will come from the AB2766 (Air Quality) fund

After much discussion regarding the City Council's great displeasure of the rate raise on such short notice for the ridership it was determined that a letter be written to MTA Boardmember John Fasana who represents this region to impart the Council's annoyance as well as a letter of protest to each agency and all persons who were a part of the quick decision

It was moved by Councilmember Garcia seconded by Councilmember Franco to adopt Resolution No 2002-88 subsidizing the \$29 00 fare by \$17 00 and selling it for \$12 (formerly \$11 00) with an increase of \$1 00 per year for the next four years that the City Attorney investigate the legitimacy of 24 hours notice by MTA for riders that a letter of protest be sent to each agency and each person who was a part of this decision that the San Gabriel Valley Council of Governments address the issue and that Staff determine how John Fasano voted on the issue

**ROLL CALL**  
**Ayes** Councilmembers Adams Franco Garcia Mayor Pro  
 Tem Hammond  
**Excused** Mayor Blakely  
**Motion carried** 4-0

1 **Mayor Blakely** was excused

2 **Mayor Pro Tem Hammond** reported that

(a) **Appointment of Selection Committees to Fill Vacancies on Commissions and Boards** He appointed the Selection Committees for each Commission which consisted of the Council liaison Department Director or designee and Commission Chair Those Committees will meet during the month of November and present appointment recommendations to the Mayor for the first City Council Meeting in December He asked that any interested party who would like to serve on the Planning Community Services or Historic Preservation Commission send a letter of interest to the City Clerk who will receive applications through October 31 2002

(b) He had joined other members of the City Council in Washington D C and specifically thanked Congressman David Dreier as a great friend to the community They asked for \$1 8 million for a project which would employ a net gain of 2500 to 4000 jobs for the community and he believed the Congressman saw the great benefit in the proposed project They also met with Senator Boxer's office and presented acquisition needs for open space in Monrovia He Councilmember Garcia and Adams met with Congressman Gary Miller who does want to assist Monrovia now that he no longer owns property in Monrovia and Senator Diane Feinstein to request funding for the Literacy Program Letters will be sent as a follow-up to the meetings Assistant City Manager Scott Ochoa reported that an EPA account number to apply for funds had been received from both Senator Boxer's and Congressman Miller's offices in response to the Councilmembers' trip Mayor Pro Tem Hammond stated that it was a worthwhile trip thanked the City's lobbyists and announced that he will go again in January

(c) He read the Monrovia Reads mission statement and invited all to the Monrovia Reads Program on October 10<sup>th</sup> between 8 00 A M and 9 00 A M to read to students in every classroom in the city There will be a Monrovia Reads fundraiser that night at the Spaghetti Western He thanked all members of the program for bringing a concept to a reality

3 **Councilmember Adams** reported that

(a) The trip to Washington D C was very fruitful as they had a lot of good meetings that he hoped would bring revenue to Monrovia He reported that he Mayor Pro Tem Hammond and Councilmember Garcia met with Congressman Gary Miller who called yesterday to say that he had identified some federal funding and was hopeful that there would be good news next month

(b) Kid Watch Program At Councilmember Adams request Sergeant Hunt gave a report on the program and presented a prototype of the sign to be placed in parks which explained how to report someone who was in their opinion spending too much time talking to youngsters either in the parks or in the neighborhoods The telephone number which is a direct call to the police 357-CELL is the same number as the Cell Watch program telephone number The information will be incorporated in the next issue of the Community Services brochure Mayor Pro Tem Adams asked that the numbers actually be printed on the signs below "CELL" for convenience's sake Councilmember Garcia suggested putting the number into the speed dial feature of an individual's cell phone

1 **Councilmember Franco** reported that

(a) As the state appointee he attended the recent meeting of the Workforce Investment Board-- the state body that provides funds to local work force investment groups He as Chair of the Performance-based Assessment Committee which meets throughout the state will hold a meeting in Pasadena on October 8 2002 from 10 00 A M to 2 00 P M at the Pasadena Hilton Anyone who is interested was invited to attend

(b) Foothill Workforce Investment Board is sponsoring a Job and Resource Expo scheduled for October 17 2002 in Wal-Mart's parking lot on Mountain Avenue in Duarte Over 75 employers and community-based organizations that will set up booths and provide

information There will be employers who have jobs available Organizations that provide job training will also be on hand All interested persons are invited to attend

(c) He and the City Manager are working on an Affordable Housing Seminar to be held on an upcoming Saturday although the date is still pending They have met with Montebello Housing Development Corporation and Arcadia-Monrovia Realtors Association Both have agreed to partner with the City of Monrovia for the event

(d) He will attend a conference that The Rose Institute is presenting-- Affordability and Availability a forum on the Housing Crisis in Southern California-- on November 22 2002

(e) He announced that as he had requested the first Housing Improvement/Ownership Program was scheduled for Sunday October 20 2002 following the 10 00 A M and 12 Noon masses at Immaculate Conception Church Staff and he giving information in Spanish and English will discuss homeowner opportunities and home improvement programs to attendees

(f) He announced that the Community Media of the Foothills had scheduled a telethon to raise funds for the new studio on October 19 2002 for which he auditioned last Saturday He and Councilmembers Adams and Hammond are making up a three-person team representing the City Council for a Jeopardy Game Interested persons who wish to be a sponsor may call the studio He encouraged all to watch the day-long program

## 2 Councilmember Garcia reported that

(a) He and the other members of the City Council flew to Washington D C last week to meet with the City's lobbyists who had arranged appointments with the City's various legislators to discuss a variety of project requests for the City While the emphasis there was Homeland Security he believed they walked away from there laying some very strong groundwork for some of the City's projects He believed that the unified support of the Council for projects was very important and looked forward to a subsequent trip

(b) He attended the Boys and Girls Club of the Foothills Board of Directors Installation noting that new people were now members of the Board including Mayor Pro Tem Hammond He reported that he looked forward to working with Robert Monk the new director formerly from the Pasadena Boys and Girls Club in raising funds and presenting programs to further benefit the kids in the community

## H REPORTS OF COMMISSIONS BOARDS AND COMMITTEES None

## I ADMINISTRATIVE REPORTS

### 1 Transfer of Rental Operations from the Monrovia Historical Museum to the Community Services Department

Michele Tompkins Community Services reviewed the Staff Report

The Monrovia Historical Museum was founded in 1986 The facility is owned by the City but has been operated by the volunteer efforts of the Monrovia Historical Museum Board since it was founded

In March 2002 the Monrovia Historical Museum Board sent a letter to City Council stating how difficult it had become for the members of the Museum Board and other museum volunteers to handle the ongoing maintenance and general managerial operations of the facility Community Services Staff met with members of the Historical Museum Foundation Board who indicated their interest in maintaining the responsibilities associated with museum artifacts but has requested Community Services take over the rental and maintenance responsibilities associated with the facility

At the July Community Services Commission meeting the Commission reviewed the request of the Board and unanimously voted to recommend to City Council the transfer of



The Woodward property has always been a high priority with the Wilderness Preserve Steering Committee given the high visibility of the property from the City at-large and because of its great biological and environmental significance

The Woodward property consists of four 20-acre parcels mostly located adjacent to the Angeles National Forest and Monrovia Wilderness Preserve lands. The property contains Ruby Canyon to the south and the entire 80 acres is habitat to deer, mountain lion, and bear. Purchase of this property connects the Angeles National Forest and the Monrovia Wilderness Preserve and completes the purchase of properties along the upper Monrovia foothills. The map attached to the report depicts the importance of the Woodward property in completing the acquisition of this corridor.

Stephen Harris of the Mountains Restoration Trust has been involved in negotiating the purchase which features a good value for the City yet allows the Woodward's a financially beneficial deal. Mr. Harris has structured many such transactions in the Santa Monica Mountains and elsewhere using charitable donation or tax credit programs. The City then retained Tom Erickson, MAI appraiser, to complete a review of the Woodward property to determine an appropriate value. The City retained Mr. Erickson because of the high quality of his work and his ability to work with Department of General Services (DGS) on previous property acquisitions. Mr. Erickson has determined that the 80-acre Woodward property is worth \$800,000.00. Mr. and Mrs. Woodward have agreed to accept this purchase price and will augment their value by taking a charitable donation on the property based on their own appraisal. There was no legal or financial impact to the City associated with this action.

The money to purchase the property was proposed to come from the Monrovia Wilderness Preserve bond monies and from the State of California Resources Agency Deer and Mountain Lion Habitat fund. The State grant provides for \$370,277.00. Thus, the \$429,723.00 balance will be drawn from the bond monies. Staff did ask the State if the remaining Wildlife Conservation Board (WCB) funds of \$395,000.00 could be applied toward purchase of this property. The answer was that State monies cannot be used as a match for other State monies.

#### Speakers

- 1 Mr. Woodward spoke in favor of the purchase. Councilmembers thanked the Woodward's profusely on behalf of the City and its residents.
- 2 Mary Ann Lutz, Monrovia member of the Wilderness Preserve Steering Committee (WPSC), asked for a vote in favor of the matter.

**It was moved by Councilmember Adams, seconded by Councilmember Franco, to approve Resolution No. 2002-86 approving the purchase of the Woodward property (Parcel Numbers 8501-010-001, 8501-010-002, 8501-010-003, 8501-010-004) and finding that the acquisition is a categorical exemption for the California Environmental Quality Act.**

#### ROLL CALL

**Ayes: Councilmembers Adams, Franco, Garcia, Mayor Pro Tem Hammond**  
**Excused: Mayor Blakely**  
**Motion carried 4-0**

#### \*3 Legislative Bulletin

This matter was approved by order of the Consent Calendar.

This report highlighted and summarized pending State legislation that may be important to Monrovia and provides a brief analysis of the potential impacts to the City. The

recommendations made by Staff reflect the City's priorities and programs as well as the direction taken by the League of California Cities and were as follows Oppose AB1866 AB2292 and SB905

## **J RESOLUTIONS & ORDINANCES**

### **1 Amendment to the Contract Between the City of Monrovia and the Board of Administration of the California Public Employees Retirement System Resolution No 2002-87 and Introduction and First Reading of Ordinance No 2002-14**

Theresa St Peter Director of Human Resources reviewed the Staff Report

The current retirement option provided for City of Monrovia miscellaneous employees (Elected and Appointed Management Mid-Management General and Police non-sworn) is 2% @ 55. The majority of all affected employees are requesting that the retirement formula for Monrovia miscellaneous employees be amended to the 2.7% @ 55 retirement formula. All affected employees gave up 3% of the salary increase due in July 2002 in order to obtain this retirement benefit. The option of Section 21024 (Military Service Credit as Public Service) for miscellaneous members and local safety members PERS allows the employee the option to purchase up to four (4) years of service credit to be applied to their PERS retirement as service credit.

These benefits will provide a better retirement program for Monrovia employees. These benefits will also help keep Monrovia compatible with other public agencies in its ability to recruit and retain quality City employees consistent with the City Council's adopted priorities.

To make this retirement plan change the City must amend its contract with PERS for all local miscellaneous employees. The process consists of the following steps:

- 1 Completion of an actuarial study performed by PERS to determine the cost impact of the proposed change
- 2 Adoption by the City Council of a Resolution of Intention to amend the Contract
- 3 Public presentation of a report that identifies the increased costs associated with the plan amendment
- 4 Introduction and subsequent adoption (no less than 20 days later) of an Ordinance to amend the retirement contract
- 5 Adoption of the Ordinance to amend the retirement contract

The City of Monrovia desires to provide the option of Military Service Credit as Public Service for miscellaneous members and local safety members who have given their time of service to our country.

The contract amendment will result in an increased annual employer contribution rate to PERS of 4.136% of local miscellaneous members payroll. The amendment will result in the following additional costs: \$5,843,930 due to a change in the present value of benefits and \$4,269,281 due to a change in the unfunded accrued liability. The estimated annual cost increase is \$505,661. As retirement benefits are provided through the retirement fund, this amendment will have no impact on the General Fund.

In regard to Section 21024 (Military Service Credit as Public Service) for miscellaneous members and local safety members PERS allows the employee the option to purchase up to four (4) years of service credit to be applied to their PERS retirement as service credit and has no fiscal impact to the City.

Government Code Section 7507 requires that the future annual costs of the proposed contract amendment be made public at a public meeting prior to the adoption of the final Ordinance Attachment A to this staff report is the cost and contains the required information

Staff recommended that City Council begin implementation of the PERS plan amendment to provide 2.7% @ 55 formula for local miscellaneous members and provide Section 21024 (Military Service Credit as Public Service) for miscellaneous members and local safety members

**It was moved by Councilmember Adams seconded by Councilmember Garcia to adopt Resolution No 2002-87 and introduce waive further reading and read by title only Ordinance No 2002-14** As there were no objections the City Attorney read as follows

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONROVIA, CALIFORNIA AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF MONROVIA AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM**

**ROLL CALL** Ayes Councilmembers Adams Franco Garcia Mayor Pro Tem Hammond  
Excused Mayor Blakely  
Motion carried 4-0

**\*K PAYROLL & VOUCHERS** Payroll No 19 in the net amount of \$406 810 20 and Voucher Numbers 105518 through 105830 non-sequentially in the amount of \$1 407 255 81 were approved by order of the Consent Calendar

**L SCHEDULED MEETINGS**

The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday October 8 2002 7 30 P M Council Chambers 415 South Ivy Avenue Monrovia California

**M ORAL COMMUNICATIONS IF NEEDED** None

**N CLOSED SESSION** None

**O ADJOURN** Mayor Pro Tem Hammond adjourned the Meeting at 9 42 P M

APPROVED

  
Lara Larramendi Blakely Mayor

ATTEST

  
Linda B Proctor CMC City Clerk