

**MINUTES OF THE REGULAR MEETING  
OF THE  
MONROVIA CITY COUNCIL  
HELD TUESDAY, JUNE 6, 2006, 7:30 P.M.**

**CONVENE:** Mayor Rob Hammond and Honorary Mayor for the Day Athena Miller convened the Regular Meeting of the Monrovia City Council of Tuesday, June 6, 2006 at 7:35 P.M. in City Council Chambers, 415 South Ivy Avenue, Monrovia, California, (preceded by a Study Session at 6:00 P.M. to discuss the 2006-07 Fiscal Year Budget, at which all City Councilmembers, with the exception of Mayor Pro Tem Lutz, were in attendance). Staff in attendance was City Manager Scott Ochoa, City Attorney Craig A. Steele and City Clerk Linda B. Proctor.

**INVOCATION:** Pastor Phil Reed presented the Invocation.

**PLEDGE OF ALLEGIANCE:** Honorary Mayor for the Day Athena Miller led the Flag Salute.

**ROLL CALL:** In attendance were Councilmembers Tom Adams, Joe Garcia, Dan Kirby, Mayor Pro Tem Mary Ann Lutz, Honorary Mayor for the Day Athena Miller, and Mayor Rob Hammond.

**PRESENTATIONS:**

**1. Recognition of Don Theall, Retiring Planning Commissioner**

Director of Community Development Alice Griselle assisted the Mayor and City Council in recognizing and presenting a plaque to retiring Planning Commissioner Don Theall.

**2. Recognition of Laura Fernandez, Good Neighbor Award**

Councilmember Joe Garcia introduced Laura Fernandez, winner of the Good Neighbor Award. The Award was instituted this year by the City Council to honor Monrovia residents who go out of their way to assist their neighbors and their neighborhoods.

**3. Recognition of Stephanie Horak, Recipient of the 2006 Youth Volunteer Award for the 26<sup>th</sup> Congressional District**

Mayor Hammond introduced Stephanie Horak who was recognized by Congressman David Dreier, 26<sup>th</sup> Congressional District, as one of the winners and participants of his 2006 Youth Volunteer Award program on Wednesday, May 31st at 8:00 P.M. at the Arcadia Community Center, 365 West Campus Drive, Arcadia. A video was shown depicting Stephanie's accomplishments.

**STUDENT GOVERNMENT REPRESENTATIVE REPORT:** Student Liaison Krystina Mastrogiovanni reported about events at Monrovia High School. The Mayor, Honorary Mayor and City Council presented her with a plaque for her outstanding service as Student Liaison for the 2005-06 school year.

**PROCLAMATIONS:**

**1. Proclaiming June 7, 2006 as "Athena Miller Day"**

Athena Miller, Honorary Mayor for the Day, was a 5<sup>th</sup> Grade Student from Mayflower Elementary School. She was the winner of a fundraising contest put on by the Mayflower PTA and won the opportunity to be Honorary Mayor for the Day. In addition to assisting the Mayor in convening the meeting, leading the Flag Salute, and presenting with the entire City Council, she was honored by the Mayor and City Council, who proclaimed June 7, 2006 as "Athena Miller Day."

**A. CONSENT CALENDAR:**

It was moved by Councilmember Kirby, seconded by Councilmember Adams, to approve the Consent Calendar consisting of Items \*B, \*F-1, \*F-2, \*F-3, \*I-4, \*I-5, \*I-6, \*I-7, \*I-8, \*I-9, \*I-10, and \*J. There were no objections.

**\*B. UNADOPTED MINUTES:** The unadopted Minutes of the Regular Meeting of May 16, 2006 were adopted by order of the Consent Calendar.

**C. ORAL COMMUNICATIONS:**

Those speaking:

1. Michael Kunch, Monrovia
2. Paul Pollack, Monrovia
3. Alfonso Contreras, Baldwin Park
4. Cyrus Kemp, Monrovia
5. Don Theall, Monrovia

Mayor Hammond announced that the Closed Sessions had been cancelled.

**D. PUBLIC HEARINGS/MEETINGS:**

**1. Tentative Tract Map 066713/Conditional Use Permit CUP2006-13 to Construct an Eight-unit, Two-Story, Detached Planned Unit Development at 333 Genoa Street by Bowden Development, Inc., Developer**

At 8:38 P.M., Councilmember Adams exited Council Chambers, noting that there may be a conflict of interest in that he does business with the developer.

Alice Griselle, Community Development Director, reviewed the Staff Report.

The property was located on the north side of Genoa Street between Mayflower and Magnolia Avenues and was zoned RH (Residential High Density) as were the surrounding properties. The maximum density permitted was 18 units. The MTA railroad right-of-way was located behind and adjacent to the site. This project met or exceeded all applicable development standards.

The 8-unit, two-story, detached, PUD was located on a street that was a mixture of multiple residential and light industrial uses. The front entries to the 7 interior units were oriented to the driveway. The 20' rear yard setback was incorporated into the private yard areas of the two furthest units from the street. The buildings were a Mediterranean style with tile roofs, wood planked front doors, ledge stone wainscot, arched windows and wood shutters.

At its meeting of May 10, 2006, the Planning Commission unanimously recommended approval of the project.

**PUBLIC HEARING OPENED:** Mayor Hammond opened the Public Hearing.

Those opposed: None

Those in favor: Todd Bowden, representing the developer

It was moved by Councilmember Kirby, seconded by Mayor Pro Tem Lutz, to approve Tentative Tract Map No. 066713 and Conditional Use Permit CUP2006-13 pursuant to the recommendations in the Staff Report.

**ROLL CALL:**

**Ayes:** Councilmembers Garcia, Kirby, Mayor Pro Tem Lutz, Mayor Hammond

**Excused:** Councilmember Adams

**Motion carried: 5-0**

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

**CONVENE:** Chairman Rob Hammond convened the Regular Meeting of June 6, 2006 of the Monrovia Redevelopment Agency Board of Directors at 8:35 P.M. in City Council Chambers, 415 South Ivy Avenue, without adjourning the City Council Meeting.

Boardmember Adams returned to Council Chambers at 8:35 P.M.

**ROLL CALL:** Those in attendance were Boardmembers Tom Adams, Joe Garcia, Dan Kirby, Vice-Chairman Mary Ann Lutz, and Chairman Rob Hammond.

**A. CONSENT CALENDAR:**

It was moved by Boardmember Adams, seconded by Boardmember Garcia, to adopt the Consent Calendar consisting of Agenda Item \*B. There were no objections.

**\*B. UNADOPTED MINUTES:** The unadopted Minutes of the Regular Meeting of the Monrovia Redevelopment Agency of May 16, 2006 were approved by order of the Consent Calendar.

**MRA REPORTS:** There were none.

**MRA ADJOURNMENT:** Chairman Hammond adjourned the Monrovia Redevelopment Agency Meeting at 8:36 P.M.

**RECONVENE MONROVIA CITY COUNCIL MEETING**

**E. BIDS:** There were no bids.

**F. COMMUNICATIONS AND PETITIONS:**

**\*1. Denial of Liability Claim; Alejandro Claveran vs. City of Monrovia**

This matter was approved by order of the Consent Calendar.

Mr. Claveran alleged that on April 24, 2005, while riding his bicycle, he ran over a hole in the street causing him to fall and sustain injuries. Mr. Claveran provided the City with the location of this incident. The area was not an obvious hazard. The City had no notice of the alleged dangerous condition. Therefore, the City bore no responsibility in this matter. Staff recommended that Council deny this claim.

**\*2. Denial of Liability Claim; Steven Lopez vs. City of Monrovia**

This matter was approved by order of the Consent Calendar.

Mr. Lopez alleged that on November 5, 2005, he tripped and fell in a hole at Rotary Park, sustaining injuries. The area where Mr. Lopez fell was not an obvious hazard. The City had no notice of the alleged dangerous condition. Therefore, the City bore no responsibility in this matter. Staff recommended that Council deny this claim.

**\*3. Denial of Liability Claim; Enedina Cardenas vs. City of Monrovia**

This matter was approved by order of the Consent Calendar.

Ms. Cardenas alleged that on December 21, 2005, she was struck by a bus operated by Foothill Transit while in a crosswalk. The claimant filed a claim with the City of Monrovia as well as Foothill Transit. The City of Monrovia had no control over the actions of the bus driver for Foothill Transit while driving on City streets. Therefore, the City bore no responsibility in this matter. Staff recommended that Council deny this claim.

**G. REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES:****1. Mayor Hammond** reported that:

- (a) Through a meeting with the Kaiser Permanente Group, the City learned that there was money available for grants for health care at schools. Monrovia Unified School District was then alerted that there was a grant available through Kaiser to provide a \$5,600.00 grant to help pay for staffing at the Monrovia Unified School District, which meant that 6,000 of our students would have very needed health care assistants on site.
- (b) He attended the United States Conference of Mayors last week. He reported on many of the resolutions discussed and submitted the entire package to the City Clerk for review of those interested.
- (c) He congratulated City Clerk Linda Proctor for being the recipient recently of the City Clerks Association of California's President's Award of Distinction for Special Projects for the very successful Passport Program she implemented in 2003. He and the City Councilmembers presented her with a huge bouquet of lovely flowers in recognition of her award. Ms. Proctor was most appreciative of the recognition and the beautiful flowers.

**2. Mayor Pro Tem Lutz** reported that.

- (a) She had been invited and attended the Monrovia Adult School 5<sup>th</sup> Annual Student/Staff Awards Dinner.
- (b) On May 19, 2006, she toured the F. E. Weymouth Treatment and Filtration Plant in La Verne, one of five such treatment plants within the Metropolitan Water District system.
- (c) She attended the League of California Cities monthly meeting which offered a class called Water 101 prior to the meeting which she presented on the treatment of water. She presented to the League a panel of two people from the Los Angeles and State Water Quality Board to talk about water quality.
- (d) She attended the San Gabriel Valley Council of Government's Strategic Planning meeting, where they were working on the goals and mission statement for that body whose main goal was to enhance the vision of the San Gabriel Valley throughout the country so that they could obtain funds to do the things that needed to do be done in this area.

**3. Councilmember Adams** had no report at this time, but noted that he had attended Mayor Pro Tem Lutz' Water 101 class and congratulated her on her presentation.**4. Councilmember Garcia** reported that:

- (a) He commended Mayor Pro Tem Lutz for her presentation at the Los Angeles County Division of California League of Cities meeting. He thanked her for her very capable presentation in layman's terms and stated that all who attended came away with a much greater understanding of the complexities of water issues.
- (b) He invited all to the Community Design Workshop, June 14, 2006, Community Center, 6:30 P.M. to 8:30 P.M., to review the Transit Station design concepts, including a presentation by Station Artist Cha-Rie Tang.
- (c) He attended Legislative Action Days of the League of California Cities on May 18 and participated in the bill signing by Governor Arnold Schwarzenegger for the housing bond, SB1689, for funding for affordable housing building incentives. He was asked to be the liaison between the state and the new director of HCB.
- (d) The City Selection Committee, of which he is a member, appointed Tonya Reyes Uranga, Long Beach City Councilmember, as the newest Air Quality Management District Board Governing Boardmember.

**5. Councilmember Kirby** reported that:

- (a) He congratulated all graduates in the City.

**I. ADMINISTRATIVE REPORTS**

- 1. Street Tree Inventory System, Award of Contract to Arbor Pro in the Amount of \$37,200.00**

Daniel Iwata, Parks Division Manager, reviewed the Staff Report.

An antiquated software program that was over 16 years old had been used by Staff to record the approximately 8,000 street trees and tree planting sites in the City.

A computerized tree inventory system would serve as an invaluable tool to assist with claims received by the City and provided historical data, such as trimming, inspections, and could create work orders. This system provided the capability to retrieve information on any tree's condition, maintenance records and a monetary value for insurance purposes.

The Request of Qualifications (RFQ) described the City's desire for a turnkey, automated street tree inventory system. Each vendor was asked to submit a proposal that included information on their company's software, a cost analysis, references from other cities, a working timeline and details about the Staff training that they would provide.

Staff received four proposals, but only Arbor Pro and Davey Resource Group demonstrated that they were capable of providing Monrovia with a turnkey system requested.

**It was moved by Councilmember Garcia, seconded by Mayor Pro Tem Lutz, to award a contract to Arbor Pro in the amount of \$37,200.00. There were no objections.**

**2. Amendment No. 5 to the Agreement with Southland Transit, Inc. in the Amount of \$774,368.00 for the Operation of Monrovia Transit Dial-a-Ride and the Old Town Trolley**

Alice Griselle, Community Development Director, reviewed the Staff Report.

The City of Monrovia had provided dial-a-ride service on Monrovia Transit since 1983. Since 2000, Southland Transit had been under contract with the City to operate the service. In 2002, the agreement was amended to add the operation of the Old Town Trolley. Under the terms of the agreement, the contract could be renegotiated each year with an increase in the service rate limited to the Consumer Price Index (CPI).

Based on the provisions in the agreement, an increase in the service rate based on the CPI was proposed. Applying the 4.5% CPI increase, the proposed service rates, the fixed cost rate would increase from \$19.04 to \$19.90 per Revenue Hour and would be charged up to a maximum of 16,334 annual hours; and the proposed variable cost rate would increase from \$15.27 to \$15.96 per Revenue Hour and would be charged up to a maximum 20,074 annual hours. All other terms of the original agreement and the previous amendments remained in place. The proposed hourly rate for the trolley was \$36.84.

The proposed agreement covered the operation of Monrovia Transit and the Old Town Trolley. The maximum cost of the agreement was \$774,368.00. Proposition A Local Return Funds, County Incentive Grant and a reimbursement from Los Angeles County would be used to pay for the operation of the two services.

**It was moved by Councilmember Kirby, seconded by Councilmember Adams, to approve Amendment No. 5 with Southland Transit, Inc. for the operation of Monrovia Transit Dial-a-Ride and the Old Town Trolley in the amount of \$774,368.00.**

**ROLL CALL: Ayes: Councilmembers Adams, Garcia, Kirby, Mayor Pro Tem Lutz, Mayor Hammond  
Motion carried: 5-0**

**3. Amend Personnel Rules and Regulations, Appendix "G," to Provide for Salary Schedule Adjustment for Police Recruit, Resolution No. 2006-33**

Theresa St. Peter, Director of Human Resources, reviewed the Staff Report.

In order to become a Police Officer a person must successfully complete physical training and classroom instruction at a Police Academy. Police Departments throughout the state were competing with each other to hire Police Officers. Often times, by the end of the Academy, the top performers were already employed with an agency. The classification of Police Recruit was a non-sworn classification within the Police Department. This classification was utilized when the City hired an individual while he/she was attending a Police Academy. The salary range for Police Recruit was over fifty percent (50%) below that for Police Officer.

The proposed adjustments would increase the salary range for Police Recruit to be 5% below the salary range for Police Officer. Staff believed this would aid immensely in the City's ability to attract some of these top notch Academy students.

As the change in salary range would be absorbed as part of the Police Department's current budget, there would be no fiscal impact.

**It was moved by Mayor Pro Tem Lutz, seconded by Councilmember Garcia, approve Resolution No. 2006-33.**

**ROLL CALL: Ayes: Councilmembers Adams, Garcia, Kirby, Mayor Pro Tem Lutz, Mayor Hammond  
Motion carried: 5-0**

**\*4. Renewal of Agreement with Los Angeles County for the Provision of General Public Dial-a-Ride Transportation Service to County Residents**

This matter was approved by order of the Consent Calendar.

Since 1994, the City of Monrovia had provided general public service on Monrovia Transit to residents in the unincorporated "County Islands" south of Monrovia. Each year the City renegotiated the terms of the contract for the provision of service to ensure that the County paid its fair share of the cost of the service.

The agreement was based on an equitable method to distribute the cost of the service. The County's portion equated to their share of the cost of service plus a portion of the City's administrative costs. Additionally, the County would pay for thirty-five percent of the total purchase cost for three replacement vehicles out of a fleet of nine vehicles in Fiscal Year (FY) 2006-07. This one-year agreement covered the period of July 1, 2006 through June 30, 2007. The maximum cost to the County for service was \$300,000.00. There was no additional cost to the City associated with the approval of the agreement.

**\*5. Fiscal Year 2006-2007 Citywide Lighting and Landscaping Assessment Maintenance District; Approve Engineer's Report, Resolution No. 2006-27; and Intention of Public Hearing July 18, 2006, Resolution No. 2006-28**

This matter was approved by order of the Consent Calendar.

The Citywide Lighting and Landscaping Maintenance District provided the funding for: maintenance of public street lighting and traffic signals, maintenance of street trees, maintenance of landscaping of street median and parkway areas (Myrtle Avenue, Huntington Drive, Cypress Avenue and Maple Avenue, and maintenance of landscaping of parkway areas for the Gold Hills development.

The recommended assessment for Fiscal Year 2006-2007 for a typical single family dwelling was \$56.23, or no increase from Fiscal Year 2005-2006.

**\*6. Fiscal Year 2006-2007 Park Maintenance Assessment District, Approve Engineer's Report, Resolution No. 2006-29, and Intention of Public Hearing on July 18, 2006, Resolution No. 2006-30**

This matter was approved by order of the Consent Calendar.

In accordance with the Landscaping and Lighting Act of 1972 and the provisions of Proposition 218, the City Council approved the establishment of the Park Maintenance District.

The recommended assessment for Fiscal Year 2006-2007 for a typical single family dwelling was \$9.59. This was a \$0.49 increase from Fiscal Year 2005-2006.

**\*7. Final Tract Map No. 60806 for a 6-Unit PUD, Re-Subdivision of Property Located at 850 West Olive Avenue by Courtney Construction**

This matter was approved by order of the Consent Calendar.

The area was being re-subdivided into 6 single family, two-story, Planned Unit Development (PUD) homes and a common lot. Lots 1 through 6 were for construction of single family attached two story dwelling units. Lot 7 was a common lot for ingress, egress, drainage and utilities. The vesting tentative subdivision map was approved by the Planning Commission at its meeting of January 14, 2004 and was approved by the City Council on May 18, 2004. The Final Tract Map was in order and on file with the City Clerk, Community Development Department Planning Division, and the Department of Public Works.

**\*8. Amendment of Title 10 of the Monrovia Municipal Code Relating to Speed Limits; Second Reading and Adoption of Ordinance No. 2006-08**

This matter was approved by order of the Consent Calendar.

This was the second reading and final adoption of Ordinance No. 2006-08 amending Title 10 of the Monrovia Municipal Code, relating to speed limits. Staff continued to recommend approval of this ordinance.

**\*9. Set for Public Hearing on June 20, 2006; Historic Landmark HL-96/Mills Act Contract MA-91 for the Property Located at 628 East Foothill Boulevard by Property Owners, John J. and Marie C. Bruno**

This matter was approved by order of the Consent Calendar.

At its meeting of May 24, 2006, the Historic Preservation Commission voted to forward a nomination statement recommending approval of Historic Landmark status and execution of a Mills Act for the property at 628 East Foothill Boulevard to the City Council. Staff recommended setting June 20, 2006 as the date of the Public Hearing.

**\*10. Increase of Rate Offset for the Discount Bus Pass Program; Continued from May 16, 2006**

This matter was approved by order of the Consent Calendar.

Since 1991, local governments had received AB2766 funds to implement programs that reduce air pollution from motor vehicles with an emphasis on projects that had a measurable impact on vehicle emissions. The City's Discount Bus Pass Program was one of the current programs supported with Air Quality Funds.

Currently, the City provided discounted monthly Metro EZ transit passes and Foothill Transit monthly passes, which were available to Monrovia residents at the Community Center. Beginning July 1, 2006, the face value of several of the Foothill Transit monthly bus passes was increasing. Based on this year's increase, Staff proposed to raise the subsidy of Foothill Transit passes to help offset the increase in the cost of bus passes. The proposed change would standardize the subsidy amounts offered by the City. A \$6.00 subsidy was proposed for the Senior/Disabled pass and a \$5.00 subsidy on the Student, Adult Local, and Local Plus passes.

The subsidy increase would raise the total expenditure of the Discount Bus Pass Program approximately \$600, bringing the total cost of this Program to \$13,000.00. The program was funded with AB2766 revenues. This fund had sufficient revenues to cover the expanded program in the future.

**\*J. PAYROLL & VOUCHERS:** Payroll Nos. 10 and 11 in the net amount of \$487,601.37 and \$501,413.38 respectively, and Voucher Numbers 136955 through 137303 in the amount of \$1,145,257.14 were approved by order of the Consent Calendar.

**K. SCHEDULED MEETINGS:**

Mayor Hammond announced that the next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, June 20, 2006, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California, preceded by a Salute to Service Program, 7:00 P.M., City Council Chambers. He noted that the July 4 and August 15, 2006 Meetings of the Monrovia City Council had been cancelled.

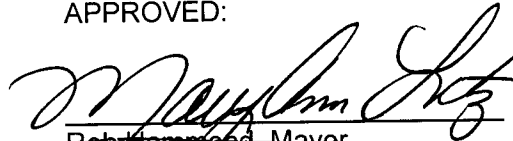
**L. ORAL COMMUNICATIONS, CONTINUED, IF NEEDED:** None

**M. ADJOURNMENT TO CLOSED SESSION:** None

**N. RECONVENE AND REPORT OF CLOSED SESSION:** None

**O. ADJOURNMENT:** At 9:17 P.M., Mayor Hammond adjourned the Meeting in memory of Bettye V. Logans, former employee of the City of Monrovia.

APPROVED:

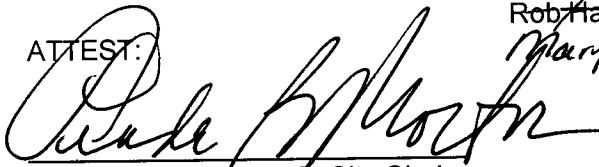


Rob Hammond, Mayor

Mary Ann Lutz

Mayor Pro Tem

ATTEST:



Linda B. Proctor, MMC, City Clerk