

**MINUTES OF THE REGULAR MEETING OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, JANUARY 19, 2010, 7:30 P.M.**

CONVENE: Mayor Mary Ann Lutz convened the Regular Meeting of the Monrovia City Council of Tuesday, January 19, 2010, at 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California, in honor of Richard Giovanni DiPrima born March 31, 2009, to Richard and Rosario DiPrima preceded by a Closed Session, 6:00 P.M. to 7:15 P.M. (at which all City Councilmembers were in attendance). In attendance were City Manager Scott Ochoa, City Attorney Craig A. Steele, and City Clerk Alice D. Atkins.

INVOCATION: Pastor Ulises Gutierrez gave the Invocation.

PLEDGE OF ALLEGIANCE: Councilmember Becky A. Shevlin led the Flag Salute.

ROLL CALL: In attendance were Councilmembers Joe Garcia, Clarence R. Shaw, Becky A. Shevlin, Mayor Pro Tem Tom Adams and Mayor Mary Ann Lutz.

REPORT OF CLOSED SESSION

RCS-1 Conference with Labor Negotiator Pursuant to Government Code §54957.6, City Negotiator: Theresa St. Peter; Group Employees: Monrovia Firefighters' Association

RCS-2 Conference with Legal Counsel, Liability Claims Pursuant to Government Code §54956.95, Workers' Compensation Claim, Sergio Bostick vs. City of Monrovia, ANA 0396153

City Attorney Steele reported that information only was given and no reportable action was taken in Closed Session.

At the request of Mayor Lutz, Fire Chief Christopher Donovan gave an update on local and worldwide rescue and relief efforts following the recent earthquake in Haiti. Also in attendance were Ed Barrow and Karine Kadyan of the American Red Cross San Gabriel Pomona Valley Chapter, and John Kisimer of World Vision. Concerned citizens were encouraged to donate money, rather than goods, directly to the American Red Cross (www.redcross.org; www.sgpvarc.org; or by texting Haiti to 90999), to World Vision (www.wvi.org), or another reputable aid organization.

Chief Donovan then gave a report on the current rain storms affecting the southland, particularly the Station Fire burn areas. Monrovia was not at risk for mudflow as a result of the fires, but there was still some risk based on topography and large amounts of rain predicted with several storms expected through the week. Staff was preparing and planning for worst case scenario.

PRESENTATIONS/PROCLAMATIONS:

PR-1 Recognition of Canyon Park Volunteers Ed Cunningham and Gabby Grescheck

Brian Ulm, Community Services Commission Chairman, assisted the Mayor and City Council in recognizing Canyon Park Volunteers Ed Cunningham and Gabby Grescheck, who donated 800 and 600 hours, respectively, in 2009. Canyon Park volunteers constructed and maintained hiking trails, led educational tours, guided families through the Nature Center, and provided Staff support to patrol the trails.

STUDENT GOVERNMENT REPRESENTATIVE REPORT: Student Liaison Savannah Spicer reported on past and future activities at the high school.

ORDER OF BUSINESS: There were none.

CONSENT CALENDAR: It was moved by Mayor Pro Tem Adams, seconded by Councilmember Shaw, to approve the Consent Calendar. There were no objections. The Consent Calendar consisted of the following Agenda items:

CC-1 Unadopted Minutes of the January 5, 2010 Regular Meeting of the Monrovia City Council**CC-2 Payroll No. 1 in the Amount of \$584,035.62 and Voucher Nos. 162593 through 162867 in the Amount of \$1,288,053.75**

CC-3 Legislative Bulletin This report highlighted and summarized pending State legislation that might be important to Monrovia and provided a brief analysis of the potential impacts to the City. The recommendations made by Staff reflected the City's priorities and programs, as well as the direction taken by the League of California Cities, and were as follows: Support, AB715, SB346; Oppose, AB1004; Bills in Suspense; Oppose, AB479. Staff was directed to contact Monrovia's elected representatives for their support.

CC-4 2008-2009 Comprehensive Annual Financial Report (CAFR) The City was required, under Municipal Code, to complete an independent audit on an annual basis. This audit included a review of the existing internal accounting controls regarding document preparation and processing, separation of critical functions and duties, management and control of assets, and reliability of the computer systems to properly record transactions. In addition, major account balances or large dollar activities were reviewed to validate year-end balances.

Lance Soll & Lunghard, LLP, Certified Public Accountants, had been retained to audit the financial records of the City. Lance Soll & Lunghard had issued an unqualified opinion on the City's financial statements for the 2008-09 fiscal year audit. In simpler terms, this meant the financial information presented in the City's accounting records and financial statements were accurately presented and free from material misstatement. In addition, the Finance Department was following applicable accounting practices and regulations in recording the day to day financial activities of the City.

In order to be awarded a Certificate of Achievement in Financial Reporting, a city must publish an easily readable and well organized Comprehensive Annual Financial Report. The CAFR must satisfy both applicable legal requirements and generally accepted accounting practices. Monrovia had received the Government Finance Officer's Association (GFOA) financial reporting award for the last 16 years. Once again, the Finance Department would submit the City's report for National award consideration. Staff recommended the City Council receive and file the 2008-09 Comprehensive Annual Financial Report.

CC-5 Approve California Department of Transportation Administering Agency-State Master Agreement for Federal-Aid Projects No. 07-5069R and Authorize the Public Works Director to Execute the Agreement and Subsequent Supplements; Resolution No. 2010-03 The State required the City adopt a Resolution authorizing a City official to sign the Master Agreement and return the original with the Resolution to the State. State funds were available by the State of California Department of Transportation (Caltrans) on a matching basis to cities. The Master Agreement detailed the terms of which the agreements must be carried out such as project administration, right of ways, maintenance and management and fiscal provisions. Upon execution of the Master Agreement and approval by the State of California Department of Transportation, monies allocated for these projects would be made available for reimbursement.

CC-6 Application for ABC Beverage License (Type 47) – On-Sale General Eating Place / Person to Person Transfer; Type 47 – On Sale General Eating Place / Premise to Premise Transfer and Type 47 – On Sale General Eating Place / Annual Fees) for T Phillips Alehouse, 601 South Myrtle Avenue Notice was received from ABC that Naomi and Tony Spencer of T Phillips, Inc., dba T Phillips Alehouse submitted an application for a Type 47 – On Sale General Eating Place 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 and Staff recommended that the City Council receive and file the application.

PUBLIC INPUT:

1. Mika Laban, Monrovia
2. John Watson and Hal Leavens, Monrovia
3. Cyrus Kemp, Monrovia

PUBLIC HEARINGS/MEETINGS:

PH-1 Proposed 36th Year (FY 2010-2011) Community Development Block Grant (CDBG) Programs, Resolution No. 2010-01

Dan McConnell, Housing Coordinator, reviewed the Staff Report.

The Community Development Block Grant (CDBG) program provided annual grants on a formula basis to entitled cities (metropolitan cities with populations of at least 50,000), urban counties (populations of at least 200,000) and states.

The Los Angeles County, Community Development Commission (CDC) administered CDBG funding on behalf of the Los Angeles Urban County which oversaw the CDC, and over 45 non-entitlement communities throughout the County, of which Monrovia was a Participating City. The CDC determined the amount of each grant by a formula which uses several objective measures of community needs, including the extent of poverty, population, housing overcrowding, age of housing and population growth lag in relationship to other metropolitan areas.

The CDC informed Staff that the City of Monrovia was scheduled to receive an estimated CDBG allocation of \$371,891 for fiscal year 2010-11. The Community Development Commission required participating cities to report a preliminary summary of the projected use of its annual CDBG allocation by February 1, 2010. The programs and budget allocations could be further modified or amended when the City Council reviews the City's FY 2010-2011 budget. The following projects and estimated budgets represented the proposed FY 2010-2011 CDBG program: Residential Rehabilitation Project, \$73,000; Code Enforcement, \$205,919; Neighborhood Recreation Program, \$55,783; and Administration, \$37,189.

Staff recommended that the City Council approve the estimated Fiscal Year 2010-2011 Community Development Block Grant allocation and continuance of the basic programs that the City Council had funded in previous years as was approved in the 2009-2011 Two Year Budget.

Mayor Lutz opened and closed the public hearing, as there was no one to speak for or against the matter.

It was moved by Councilmember Shevlin, seconded by Mayor Pro Tem Adams, to adopt Resolution No. 2010-01. There were no objections.

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

MRA CONVENE: Chairman Mary Ann Lutz convened the Meeting of January 19, 2010, of the Monrovia Redevelopment Agency Board of Directors at 8:19 P.M. in City Council Chambers, 415 South Ivy Avenue, without adjourning the City Council Meeting.

MRA ROLL CALL: Those in attendance were Boardmembers Joe Garcia, Clarence R. Shaw, Becky A. Shevlin, Vice-Chairman Tom Adams and Chairman Mary Ann Lutz.

MRA CONSENT CALENDAR: **It was moved by Vice Chairman Adams, seconded by Boardmember Garcia, to approve the Consent Calendar.** There were no objections. The Consent Calendar consisted of the following item:

MRA CC-1 Unadopted Minutes of the January 5, 2010 Regular Meeting of the Monrovia Redevelopment Agency

MRA PUBLIC HEARINGS/MEETINGS: None

MRA ADMINISTRATIVE REPORTS: None

MRA ADJOURNMENT: Chairman Lutz adjourned the Meeting at 8:19 P.M.

RECONVENE MONROVIA CITY COUNCIL MEETING

REPORTS OF CITY COUNCILMEMBERS AND SUB-COMMITTEES:

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RCC-1 Mayor Lutz reported that:

(a) **Overview of Vehicle Citation Fees:** At the request of Mayor Lutz, Police Chief Roger Johnson, gave an overview of the makeup of vehicle citation fees, which included the base fine (of which Monrovia received 89%), penalty assessments (state and county), criminal surcharges (state), and security fees (county). More information and a bail schedule were available at www.lasuperiorcourt.org.

(b) There were many community meetings scheduled in the next few weeks to discuss Operation Safe City, including one at the Greater Ambassador Church on January 20 and another at the Community Center on January 21. Additional meetings could be found on the City website and she encouraged MAP Leaders to identify potential locations for meetings within their neighborhoods.

RCC-2 Mayor Pro Tem Adams reported that:

(a) He displayed a framed, signed copy of an ordinance dated January 24, 1910 for the formation of the Monrovia Fire Department; recognizing that the 100th anniversary of the Fire Department was approaching he would contact the Historic Museum regarding a potential display.

RCC-3 Councilmember Garcia report that:

(a) He and Craig Jimenez, Principal Planner, would be traveling early the next morning to Sacramento to represent the community and City Council and accept the 2009 Governor's Historic Preservation Award; he expressed gratitude at being a part of a City Council that valued Historic Preservation, and thanked the Community Development Department, more specifically Craig Jimenez, for submitting the application for the Governor's award.

RCC-4 Councilmember Shaw reported that:

(a) **Safe City Strategies:** He had done research on various tools used by Monrovia and other communities, talked to a wide range of people, and the general consensus was that everyone wanted a safer city. This required a deeper commitment from everyone. He suggested residents become familiar with existing programs in the City and become Safe City Advocates. He mentioned reinvigorating the Neighborhood Watch groups, the upcoming Neighborhood Conference scheduled for April 24, 2010, bringing back police officers when the budget recovers, the gun bounty program and possible expansion for a gun buy back program, a gang hotline, safe city reports, discussions of gang violence at City/School liaison meetings, the ASAP program in Compton, a gang summit, the State's CalGRIP Program, and coordination with INS on foreign national gang members. He would continue to talk safety to residents and encouraged anyone to call him directly regarding any of his comments.

Public Input:

1. Gwendolyn Jones, Monrovia
2. Cyrus Kemp, Monrovia

(b) He was looking forward to attending the League of California Cities' New Mayor and Council Members Academy.

RCC-5 Councilmember Shevlin reported that:

(a) **Update on Dial-a-Ride Service:** Craig Jimenez reviewed the Monrovia Transit services, limitations, fares, and helpful hints on making rides as successful as possible. More information was available at www.cityofmonrovia.org.

Public Input:

1. Gwendolyn Jones, Monrovia
2. Cyrus Kemp, Monrovia

(b) Public Works was working very hard to keep ahead of graffiti at a very large cost to the City. She encouraged anyone to call 626-357-CELL or 9-1-1 to report suspected vandalism; a \$100.00 reward would be paid to anyone whose report assisted in the arrest of a suspect.

(c) The second installment of the Formative Years program would begin March 18, 2010 and anyone interested in the program could contact the Police Department for more information.

(d) Additional tile work on the new Library Park fountain was scheduled to occur on or about January 26, 2010. She wanted it to be understood that this was work originally planned, not a required repair.

(e) The Upper San Gabriel Valley Municipal Water District had scheduled a Free High Efficiency Toilet Exchange program for February 6, 2010 in West Covina.

(f) She reminded everyone to Shop Monrovia.

AR-1 Athens Services Residential Solid Waste Contract, First Quarter Update

Heather Maloney, Sr. Management Analyst, reviewed the Staff Report.

On July 21, 2009, an amended and restated exclusive Franchise Agreement between The City of Monrovia and Athens Service ("Agreement") was approved and became effective on September 1, 2009. Among the changes, the Agreement called for an automated green waste service program, required new green waste, solid waste and recycling containers be delivered by December 1, 2009 and collection vehicle replacement with alternative fuel service trucks by March 1, 2010. The report provided an update on Athens Services progress towards implementing the Agreement.

Athens fulfilled the Agreement's initial implementation requirements, delivering new barrels by December 1, 2009 and replacing service vehicles with alternative fuel vehicles by March 1, 2010.

Councilmember Shevlin asked that future updates include a report on the 5% contamination load and how that affects the overall recycling figures, and Councilmember Shaw asked that reports include regulation citations.

After discussion, it was moved by Mayor Pro Tem Adams, seconded by Councilmember Shaw, to receive and file the Athens Services Residential Solid Waste Contract First Quarter Update.

ITEMS PULLED FROM CONSENT CALENDAR: None

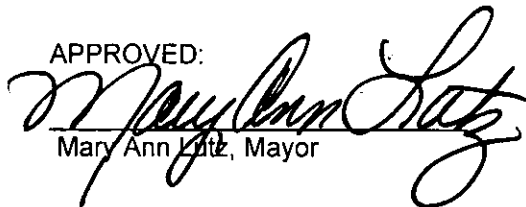
SCHEDULED MEETINGS

The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, February 2, 2010, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

PUBLIC INPUT, CONTINUED, IF NEEDED: None

ADJOURNMENT: At 11:55 P.M. Mayor Lutz adjourned the Meeting in memory of Hilda Cervantes, Mother of Building Division Manager Encarnacion "Chon" Cervantes, and the victims of the recent tragic events in Haiti.

APPROVED:



Mary Ann Lutz, Mayor

ATTEST:



Alice D. Atkins, CMC, City Clerk