

**MINUTES OF THE REGULAR MEETING OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, FEBRUARY 5, 2013, 7:30 P.M.**

CLOSED SESSION: Mayor Lutz convened the Joint Closed Session Meeting of the Monrovia City Council and the Successor Agency to the Monrovia Redevelopment Agency at 7:00 p.m. on Tuesday, February 5, 2013, in City Council Chambers, 415 South Ivy Avenue, Monrovia, California, at which all Councilmembers were present to discuss the following Closed Session items: CS-1 Conference with Legal Counsel, Existing Litigation Pursuant to Government Code §54956.9 (a); James E. Lopez vs. City of Monrovia and Mayor Mary Ann Lutz in her Official Capacity, Case No. BC454534; CS-2 Conference with Legal Counsel, Existing Litigation Pursuant to Government Code §54956.9 (a); Metro Gold Line Construction Authority v. City of Monrovia et al., Case No. GC 050043; CS-3 Conference with Legal Counsel, Existing Litigation Pursuant to Government Code §54956.9 (a); Samuelson & Fetter LLC, The Parks at Monrovia Station Square I LLC, and The Parks at Monrovia Station Square II LLC v. City of Monrovia, Successor Agency of the Monrovia Redevelopment Agency, and Does 1 through 20, inclusive, Case No. GC 050043; CS-4 Conference with Legal Counsel, Existing Litigation Pursuant to Government Code §54956.9 (a); Metro Gold Line Foothill Extension Construction Authority v. Monrovia Redevelopment Agency; City of Monrovia; et al., Case No. BC492940; CS-5 Real Property Negotiations Pursuant to Government Code §54956.8; a Portion of Real Property Located at the Southeast Corner of Magnolia and Pomona Avenues (Assessor Parcel Numbers 8507-003-917, 918, 919, and 920); Agency Negotiator: City Manager; Negotiating Parties: Metro Gold Line Foothill Extension Construction Authority; Under Negotiation: Price and Terms of Payment. The meeting adjourned at 7:25 p.m.

CONVENE: Mayor Lutz convened the Regular Meeting of the Monrovia City Council of Tuesday, February 5, 2013, at 7:32 p.m. in City Council Chambers. In attendance were City Manager Laurie Lile, 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, Becky A. Shevlin, Mayor Pro Tem Joe Garcia, and Mayor Mary Ann Lutz.

REPORT OF CLOSED SESSION: City Attorney Craig A. Steele stated that no reportable action was taken on any items of the posted Closed Session Agenda.

PRESENTATIONS/PROCLAMATIONS:

PR-1 Recognition of the Annie Beckwith Memorial Large Print Donation to the Monrovia Public Library: Senior Librarian Linda Granicy assisted the Mayor and City Council in recognizing the family of Annie Beckwith for the generous memorial donation.

STUDENT GOVERNMENT REPRESENTATIVE REPORT: Student Liaison Sela Rich reported on past and upcoming events at the high school.

ORDER OF BUSINESS: City Manager Laurie Lile stated that due to review of last minute changes, Administrative Reports item AR-3 would be postponed for consideration at a Special Meeting to be held on Monday, February 11, 2013. The Successor Agency Administrative Reports item SA AR-1 would also be postponed, causing cancellation of the Successor Agency meeting for lack of business.

CONSENT CALENDAR: It was moved by Councilmember Adams, seconded by Councilmember Shevlin, to approve the consent calendar. The motion carried unanimously. The Consent Calendar consisted of the following Agenda items:

CC-1 Unadopted Minutes of the January 15, 2013, Regular Meeting and January 24, 2013, Special Meeting of the Monrovia City Council: The City Council adopted the Minutes of the January 15, 2013, Regular Meeting and January 24, 2013, Special Meeting.

CC-2 Payroll Nos. 2 and 3 in the Net Amount of \$530,802.40 and \$498,812.76, respectively, and Voucher Nos. 181100 through 181414 (Checks) and 354 through 375 (EFT) in the Total Amount of \$1,064,600.58: The City Council approved Payroll No. 2 and 3 in the net amounts of \$530,802.49 and \$498,812.76, respectively, and Voucher Nos. 181100 through 181414 (Checks) and 354 through 375 (EFT) in the total amount of \$1,064,600.58.

CC-3 Memorandum of Understanding with Monrovia Youth Baseball League (MYBL) for use of Recreation Park Barney Glen Field for the period March 2013 through June 2013 and March 2014 through June 2014: The City Council approved an Memorandum of Understanding with Monrovia Youth Baseball League (MYBL) for use of Recreation Park Barney Glen Field for the period March 2013 through June 2013 and March 2014 through June 2014, and authorized the City Manager to execute the necessary documents.

CC-4 Denial of Liability Claim filed by Opal Szany-Henderson: The City Council denied the claim filed by Opal Szany-Henderson against the City of Monrovia.

CC-5 Denial of Liability Claims filed by Yuji Echaorre and Mercury Insurance: The City Council denied the claims filed by Yuji Echaorre and Mercury Insurance against the City of Monrovia.

CC-6 Denial of Liability Claim filed by Carol Craft: The City Council denied the claim filed by Carol Craft against the City of Monrovia.

CC-7 Award of Contract to Geotechnical Soilutions, Inc., for Engineering Services Related to Santa Anita Canyon Road Repair Project No. C-3007 in the Amount of \$22,401.00: The City Council awarded a contract to Geotechnical Soilutions, Inc., for engineering services related to Santa Anita Canyon Road Repair Project No. C-3007 in the amount of \$22,401.00

CC-8 Purchase of Urban Search and Rescue Equipment from Allstar Fire Equipment, Inc., in the Amount of \$29,282.94 and from LN Curtis & Sons in the Amount of \$28,819.60 for a Total Expenditure of \$58,103.54: The City Council approved the purchase of replacement Urban Search and Rescue equipment from Allstar Fire Equipment, Inc., in the amount of \$29,282.94 and LN Curtis & Sons in the Amount of \$28,819.60, and authorize the Fire Chief to execute the necessary documents

PUBLIC INPUT:

1. Diane Flessas, Monrovia
2. Michael Bruno, Monrovia
3. Eloise Hart and Joannie Yuille, Monrovia Duarte Black Alumni Association and MAP Leaders
4. Stephen Grollnek, Monrovia
5. Albert Vergala, Monrovia
6. Randal Kanoski, Monrovia
7. Gayle Montgomery, Monrovia

The Mayor directed City Manager Lile to follow-up with residents regarding complaints related to maintenance of Norumbega Drive.

In response to comments made during Public Input, City Attorney Steele reviewed state law and legal precedence regarding residency requirements during the term of a Councilmember.

PUBLIC HEARINGS / MEETINGS: None

REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

RCC-1 Mayor Lutz:

- (a) Upcoming Plan Monrovia City Council workshop
- (b) Upcoming events related to Black History Month

RCC-2 Mayor Pro Tem Garcia

- (a) Recent attendance at the Independent Cities Association (ICA) winter seminar with Councilmember Adams; more detailed report to be given at next meeting

- (b) Commended colleagues and staff for hard work as the City weathered the economic downturn

RCC-3 Councilmember Adams:

- (a) Recent attendance at the Independent Cities Association (ICA) and Southern California Police Chiefs Association meetings with Mayor Pro Tem Garcia and City Manager Lile; more detailed report to be given at next meeting

RCC-4 Councilmember Shevlin:

- (a) April 9, 2013, General Municipal Election
(b) Upcoming events and activities in the community
(b) Recent allocation of funds by Supervisor Michael Antonovich in the amount of \$250,000 to be used toward refurbishing Julian Fisher Park

ADMINISTRATIVE REPORTS:

AR-1 Fiscal Year 2012-13 Mid-Year Budget Review; Resolution No. 2013-04

Buffy Bullis, Finance Division Manager, reviewed the Staff Report.

Following discussion and clarification on items detailed in the report, **It was moved by Mayor Pro Tem Garcia, seconded by Councilmember Adams, to adopt Resolution No. 2013-04.**

AR-2 Agreement with Gateway Cities Council of Governments Regarding the Administration and Cost Sharing of the Coordinated Monitoring Plan for the Los Angeles River and Tributaries Bacteria Total Maximum Daily Loads (TMDL), for the Period Ending March 23, 2028

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

Following discussion, **it was moved by Councilmember Adams, seconded by Councilmember Adams, to approve an agreement with Gateway Cities Council of Governments Regarding the Administration and Cost Sharing of the Coordinated Monitoring Plan for the Los Angeles River and Tributaries Bacteria Total Maximum Daily Loads (TMDL), and authorize the City Manager to execute the necessary documents.**

AR-3 Agreements Related to Settlement of the Following Cases: (i) Samuelson & Fetter, LLC, et al. v City of Monrovia, et al., pending in the Los Angeles Superior Court (Case No. GC050043) (the "S&F Monrovia Action"); (ii) Metro Gold Line Foothill Extension Construction Authority, formerly known as The Pasadena Metro Blue Line Construction Authority v City of Monrovia, et al., pending in the Los Angeles County Superior Court (Case No. BC476000) (the "Gold Line M&O Yard Action"); and/or (iii) Metro Gold Line Foothill Extension Construction Authority v Monrovia Redevelopment Agency, et al., pending in the Los Angeles Superior Court (Case No. BC49294) (the "Gold Line Parking Lot Action")

This item was postponed to a Special Meeting to be held on February 11, 2013.

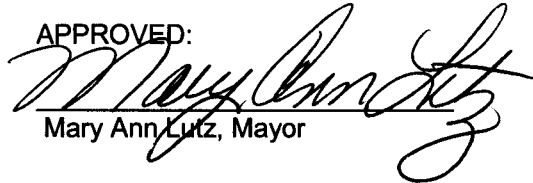
PUBLIC INPUT, CONTINUED, IF NEEDED: None.

ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED: None.

SCHEDULED MEETINGS: The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, February 19, 2013, 7:30 p.m., City Council Chambers, 415 South Ivy Avenue, Monrovia, California. A Special Meeting / Study Session was scheduled for Saturday, February 9, 2013, and a Special Meeting was scheduled for Monday, February 11, 2013.


ADJOURNMENT: At 9:12 p.m., Mayor Lutz adjourned the meeting in memory of Yolanda Marie Louwers, Daughter of Congresswoman Grace Napolitano and Frank Napolitano; Joe Vernon, Longtime Resident and Father of Dani Jo Hopper; Lucy Mae Brown, Mother of NAACP Pasadena Chapter President Joe Brown; and Barbara Garrone Portantino, Mother of Former Assemblymember Anthony Portantino.

APPROVED:



Mary Ann Lutz, Mayor

ATTEST:



Alice D. Atkins, CMC, City Clerk