

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, JANUARY 25, 2000, 7:30 P.M.**

CONVENE: Mayor Robert T. Bartlett convened the Regular Meeting of the Monrovia City Council of Tuesday, January 11, 2000, at 7:40 P.M., in City Council Chambers, Monrovia City Hall, 415 South Ivy Avenue, Monrovia, California.

INVOCATION: Pastor Richard Sullender, First Baptist Church, led the Invocation.

PLEDGE OF ALLEGIANCE: Councilmember Joe Garcia led the Pledge of Allegiance.

ROLL CALL: In attendance were Councilmembers Lara L. Blakely, Joe Garcia, Mayor Pro Tem Tom Adams and Mayor Robert T. Bartlett. Councilmember Rob Hammond was excused.

PRESENTATIONS:

1. Introduction of Year 2000 Monrovia Day Association Royal Court: Mayor Bartlett introduced Bill Beebe, President of the Monrovia Day Association. On January 7, 2000, the Monrovia Day Association conducted interviews and selected the finalists for the Year 2000 Royal Court. As expected, the interviews were difficult and all the girls very qualified. As a result of the outstanding entries, the Selection Committee chose four Princesses this year. The Queen will be named on February 19, 2000 at the Coronation Ball and Dinner at the Monrovia Restaurant.

Mrs. Beebe introduced Princesses Anne Chandler, Alexandra Coria, Rhona Madrid, and Mallory Socha, to the Mayor, City Council, and community. Mayor Bartlett also introduced Kerri Zessau, Assistant Recreation Coordinator, who will serve as the 2000 Royal Court Escort this year.

Mr. Beebe asked all those who wished to volunteer for the Parade, Country Fair or SoapBox Classic to contact him. He extended invitations to the Coronation Ball and Dinner. He invited Lathrop (in attendance) and Dorothy Ann Hoffman to be Honorary Home Town Grand Marshalls.

As Mr. And Mrs. Hoffman were Bradbury residents and in recognition of their personal and business related to the citizens of Monrovia, Mayor Bartlett proclaimed Lathrop and Dorothy Ann Hoffman Honorary Citizens of Monrovia, and presented to Mr. Hoffman a Proclamation stating their new status.

2. Acceptance of Donation in the Amount of \$25,000.00 from the Peter and Lathrop Hoffman Families, and Approval of Purchase of Custom Police Memorial Statue: Mayor Bartlett introduced Police Chief Joseph Santoro who introduced Lathrop and Peter Hoffman, Sierra Autocars, in recognition of their donation of \$25,000.00 for the purchase of a bronze sculpture called the "Protector" to stand outside the Police Department. The sculpture will depict a Monrovia Police Officer holding hands with two children. It will be β life-size and will be in a location to coincide with the design of the new street improvements and landscaping on Lime Avenue for the theater.

Mayor Bartlett stated that it was again a pleasure to recognize the Hoffman family for their great generosity to the City of Monrovia and its residents.

6. **Recognition of the Monrovia High School Varsity Football Team:** The Monrovia High School Varsity Football Coach and two of the Varsity Team captains, Shane Holden and Starlin Oldaker, were in attendance to receive a plaque from the Mayor and City Council commemorating their enormously successful three years of Monrovia football. Mayor Bartlett also presented the Captains with a signed football from the City Council.

7. **Introduction of Year 2000 Senior Club Presidents; Inez Martin, Golden Age Club; Dorothy Kretchmer, New Horizon Club; Thelma La Bossiere, Gad-A-Bout Club:** Community Services Director April Soash stated that Inez Martin had been re-elected President of the Golden Age Club for 2000 and has served as President in 1991, 1992, 1993, 1996, 1997, 1998, and 1999. Dorothy Kretchmer was re-elected for her third term as President of the New Horizon Club. Thelma La Bossiere was also re-elected President of the Gad-A-Bout Club and served as President in 1991, 1992, 1997, 1998, and 1999. All three Presidents are active members of the Senior Planning Committee, provide other seniors with transportation, visit shut-ins, volunteer at the Health Fairs, Flu Clinics, Food Distributions, and volunteer work within the community.

She introduced Dorothy Kretchmer and Thelma La Bossiere. Inez Martin was not in attendance due to pending eye surgery.

Mayor Bartlett expressed gratitude for everything that the Presidents have done.

PROCLAMATIONS: None

STUDENT GOVERNMENT LIAISON REPORT: Student Representative Starlin Oldaker, III, reported on activities and events at Monrovia High School.

A. **CONSENT CALENDAR:** Interim City Attorney Colantuono stated that prior to the adoption of the Consent Calendar, two items on the Agenda, *I-3 and *I-4 regarding contracts, needed to be corrected. The Staff Report stated that the Director of Public Works was authorized to approve payment of the retention thirty-five days after acceptance of the work by the City Council when in reality it should have stated that payment of the retention was authorized thirty-five days after the Notice of Completion had been recorded with the County Recorder. In addition, the Minutes of January 11, 2000 needed to be amended. On page 3, the second to the last line, should read "...acquisition of the hillside..." instead of "...use of the hillside..."; and on page 4, second paragraph, should read that "...Mr. Adams was *not* legally compelled..." rather than "compelled".

It was moved by Councilmember Garcia, seconded by Mayor Pro Tem Adams, to approve the Consent Calendar as amended consisting of Agenda *B, *F-1, *F-2, *I-3, *I-4, *I-5, *I-6, and *K.

ROLL CALL:

Ayes: Councilmembers Blakely, Garcia, Mayor Pro Tem Adams and Mayor Bartlett
Hammond,
Motion carried: 4-0

*B. **MINUTES:** The Minutes of the Regular Meeting of January 11, 2000 were approved by order of the Consent Calendar.

C. ORAL COMMUNICATIONS:

1. Cindy York Burton, 745 E. Lime Avenue, and Adam Rawlins, 220 E. Lime Avenue, pot-bellied pig owners, spoke regarding pot-bellied pigs. Ms. Burton submitted documents in support of the request to revisit the ordinance regarding the weight limit.
2. Katie and John Watson, 201 Acacia Avenue, President of the Monrovia Old House Preservation Group (MOHPG) offered suggestions for restoration of the historic "Red Cross Building" and reported the availability of grants from MOHPG for the restoration.
3. Marjorie Irvin, 138 1/2 east Colorado, newly elected President of the Mayor's Advisory Committee (MAC) and Merchants Business Association (MBA), reviewed upcoming plans for the association and presented the budget for Fiscal Year 2000. Mayor Bartlett reported that he had asked Assemblyman Margett to introduce legislation to give the City of Monrovia the right to put signage on the 210 Freeway to designate Old Town Monrovia. This year's legislation did not pass but Assemblyman Margett stated that he would introduce legislation this coming session to designate information for any city over 100 years old. In response to an inquiry, Ms. Irvin stated that the association has plans for a Car Show and but not a Chili Cook-off.
4. Beth Buck, editor/publisher of Mountain Views, 170 Colburn Avenue, Sierra Madre, reported that the first edition of the Monrovia Mountain Views was put out last week. She introduced reporters Erin Grycel, Natalie Dunbar, and Staff Mike Marrugi. She stated that they were very excited and delighted to be able to serve the City of Monrovia.

D. PUBLIC HEARINGS/MEETINGS:**Proposed 26th Year Community Development Block Grant (CDBG) Program for Fiscal Year 2000-01 in the Amount of \$661,847.00, Resolution No. 2000-01**

Dan McConnell, Neighborhood Preservation/Housing Coordinator, offered to pursue the grants available from the Old House Preservation Group. He then reviewed the Staff Report.

He stated that the purpose of this report is to acknowledge the estimated FY 2000-2001 Community Development Block Grant, (CDBG), allocation and to consider the use of these funds. Over the past 25 years, the City of Monrovia has received over \$8.5 million dollars in CDBG funds under the HCDA, (Housing and Community Development Act) Program. Since Monrovia is a city with a population under 50,000, the City contracts with the Los Angeles County Community Development Commission (CDC) for participation in the Community Development Block Grant Program funded through the Department of Housing and Urban Development (HUD). The LA County CDC is recommending that the City continue our own budget planning by using Fiscal Year 1999 figures, as we are uncertain whether or not CDBG funds will be cut. Last year the City received a block grant allocation of \$511,847.00. This year's allocation was \$509,562.00.

Staff recommended a continuance of the basic programs funded in previous years, understanding some changes may be necessary based on the final allocation amount. Public Works was seeking to create a new project, the "ADA access ramp project". Staff also recommended using \$150,000.00 from contingency funds for the ADA Access Ramp Project and the Neighborhood Strategy Grant program. These programs and

budget allocations can be further modified or amended when the City Council reviews our own FY 2000-2001 budget. The Community Development Commission requires participating cities to report a preliminary summary of the projected use of these funds by February 1, 2000.

The following were the proposed projects (Staff Report totals were amended) for Fiscal Year 2000-01:

Handyworker Repair Grant	\$185,673.00
Rehabilitation Repair Grant (Contingency Funds)	\$50,000.00
Neighborhood Preservation	\$167,500.00
Neighborhood Recreation	\$76,433.00
ADA Access Ramp Project (Contingency Funds)	\$100,000.00
Remedial Sidewalk Program	\$29,000.00
Administration	<u>\$50,956.00</u>
Total	\$659,562.00

Councilmember Garcia applauded Staff for doing its own comparative study rather than hiring a Consultant for \$40,000.00 as the City of Arcadia had done. He also noted that the Old House Preservation Group had a database of historical sites that he proposed Staff look into to complete this study.

Public Hearing Opened and Closed: Mayor Bartlett opened and closed the Public Hearing as there was no one who wished to speak for or against the matter.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Blakely, to adopt Resolution No. 2000-01.

ROLL CALL:

Ayes: Councilmembers Blakely, Garcia, Mayor Pro Tem Adams and Mayor Bartlett
Excused: Councilmember Hammond
Motion carried: 4-0

Interim City Attorney read by title only Resolution No. 2000-01 as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONROVIA, CALIFORNIA, APPROVING THE CITY'S PROPOSED COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAMS FOR FISCAL YEAR 2000-2001.

2. Appeal of Planning Commission's Decision Finding Compliance with the Conditions of Approval of CUP98-29 for Golden Bear Arborists Located at 222 Railroad Avenue; Appellant, Vinyl Technology

Alice Griselle, Planning Division Manager, reviewed the Staff Report.

Golden Bear Arborists began operating a grinding and mulching operation at 222 Railroad Avenue over sixteen months ago. The Development Review Committee and Planning Commission have been dealing with the issues surrounding the conditional use permit and site from September of 1998. The operation of the site has evolved over the last sixteen months and the property has been substantially improved. The subject site is currently being used for several purposes. The primary use is the delivery and storage of large branches and trunks of trees. The property has a paved surface for visitor and employee parking at the front of the lot and along the east side. There are

many roll-off containers on the site for transportation of the wood. There are two office trailers on the north and west sides of the property.

On November 10, 1999, the Planning Commission found that Golden Bear Arborists complied with the conditions of CUP98-29 and four conditions were added. Public testimony at the hearing was given by representatives of Vinyl Technology, Inc. in conjunction with a letter and a termite report. Vinyl Technology, Inc. requested that Golden Bear Arborists be made responsible for taking care of any termite or pest problems caused by the wood pile. The Planning Commission, after reviewing the termite report provided by Vinyl Technology, Inc. and the public testimony, did not include the condition. Vinyl Technology, Inc. subsequently appealed the Planning Commission's decision. The appellant contends non-compliance with specific conditions of approval and failure to address the termite issue.

Over the last sixteen months, the subject site has been substantially improved. The mulching and grinding machine has moved to the City of Irwindale, asphalt paving has been laid and parking spaces striped, and screening has been provided for the site. Staff recommended additional conditions as outlined in the Staff Report to address issues related to recent field investigations. Staff recommended denying the appeal and upholding the Planning Commission approval of CUP98-29 with the changes to the conditions of approval as found on Revised Data Sheet No. 1 as follows:

1. Uses allowed on the site shall be limited to employee and visitor parking, storage of operable commercial vehicles and machinery, storage of wood and two temporary office trailers. (No mulching or grinding machine shall be permitted on site.)
2. The existing chain link fence and gates shall be screened with the approved vinyl material for screening the operation from the north. The area behind the fence shall be landscaped with the existing trees and additional trees to form a continuous row of trees. The chain link fence on the south property line shall be screened with the approved vinyl material.
3. A final site plan including a landscape plan shall be submitted, reviewed and approved by the Planning Division. (The site plan as submitted shall be revised to include additional paving for employee parking for 146 Railroad, vehicle storage, and machinery storage.)
4. Any mobile office units shall be designed and installed in a fashion that is compatible with any permanent structure. Approval shall be for one (1) year with the possibility of extensions up to a maximum of five (5) years per MMC Section 17.44.110.
5. All employee parking spaces shall be clearly marked by white 2" wide pavement paint or alternate method if approved by the Development Review Committee.
6. Adequate wheel stops, (a concrete curb not less than six inches high), shall be installed and maintained as a safeguard to abutting property. The barrier shall be at least three feet from any property line, but in no case shall it be less than necessary to meet the intent of Sections 17.24.150 through 17.24.240.
7. All surfaces used for vehicle access, storage and parking shall be paved in asphalt per City standard or with cold-planed asphalt chips with a slurry seal coat to the satisfaction of the Public Works Director. Final asphalt plan shall be reviewed and approved by the Planning Division Manager.

8. One way in shall be required from Railroad and one way out shall be required on the easement.
9. No trucks or other vehicles shall be left standing or waiting on the street or easement.
10. The operation shall meet the Noise Ordinance.
11. Portable toilets shall not be allowed on the site.
12. No storage shall be allowed on the roofs of the trailers or other structures unless entirely screened from adjacent properties.
13. The easement providing access to California to the east of the subject site shall be repaired (under the control of the easement owner(s) and to the satisfaction of the Public Works Director) with asphalt on easterly exit.
14. Provide the Engineering Division with a grading and drainage plan. Grading shall conform to Municipal Code, Chapter 15.28.
15. All storage of wood, products, materials, vehicles and equipment, and all industrial operations in connection therewith shall be completely screened from view from any public street.
16. All exterior lighting areas intended for commercial/industrial usage shall be designed, arranged, and installed so as to confine direct rays onto the premises and to direct light away from adjacent structures.
17. The Planning Commission shall review the Conditional Use Permit at their November 10, 1999 regular meeting.
18. Forklifts or other machinery shall be allowed to drive on Railroad Avenue between 146 and 222 Railroad Avenue. However, no forklifts or other machinery shall transport any materials on Railroad Avenue.
19. Construct one driveway apron per City standard drawing S-305 at westerly entrance to property if required by the Public Works Director.
20. Obtain permits for all work within the public right-of-way from the Public Works Department. Pay all applicable fees for Engineering Division for issuance of Public Works permits.
21. The storage of wood shall be allowed on the site. However, a report by a licensed pest control company shall be required to address the woodpile and storage of firewood. If the report indicates that the storage of wood is a cause of pest problems, the report shall provide mitigation measures to control pest problems at the site. The report and any mitigation measures shall be reviewed, and approved by the Development Review Committee. The applicant shall implement the mitigation measures to the satisfaction of the Building Official.

Public Hearing Opened: Mayor Bartlett opened the Public Hearing.

In favor of appeal:

Appellants:

1. Vinyl Technology, Inc., represented by George Magit, attorney.
2. Daniel Mollura, Vice President of Vinyl Technology

Councilmember Blakely reminded Golden Bear about Condition No. 15 on amended Data Sheet 1 regarding screening from view all operations and storage.

3. Carlos Mollura, President, Vinyl Technology, Inc., responded regarding Mayor Bartlett inquiry about fumes from the business that the company was self-monitored, and not under the AQMD.

Opposed to appeal:**Applicant:**

1. Dean Yerem, Golden Bear Arborists

Interim City Attorney noted that it was not the Council's practice to routinely adopt resolutions in respect to land use matters; that it generally got a statement of findings and statement of conditions and approved those by Minute action. Because Counsel for both sides of this dispute were in attendance, he recommended treating this act by resolution. He noted that a resolution had been prepared and that adoption of that resolution had the affect of denying the appeal, affirming the Planning Commission's action and affirming the conditions of approval before the Council. He stated that another option was to adjust the conditions of approval before the Council. Or, if it was the Council's view that affirming the Planning Commission's action was not what it wished to do, then it could instruct Staff to draft a resolution for action on the Consent Calendar for the next City Council Meeting.

Mayor Pro Tem Adams encouraged both to sit down and work out their differences. Councilmember Garcia believed that the differences could be worked easily.

Attorney Magit again expressed concern regarding the woodpile.

Public Hearing Closed: Mayor Bartlett closed the Public as there was no one else who wished to speak for or against the matter.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Blakely, to adopt Resolution No. 2000-08, denying the appeal and upholding the decision of the Planning Commission with revisions as shown on Data Sheet No. 1.

ROLL CALL:

Ayes: Councilmembers Blakely, Garcia, Mayor Pro Tem Adams and Mayor Bartlett
Excused: Councilmember Hammond
Motion carried: 4-0

Mayor Bartlett expressed concern that the City Council may become a court of mediation for disputes between property owners. City Manager Hopper stated that the Development Review Committee would continue to review this CUP and that this may ultimately become a matter for the Mediation Program if not solved by the parties. Mayor Bartlett stated that he believed that the parties could work together and solve their problems.

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

CONVENE: Chairman Bartlett convened the Regular Meeting of January 25, 2000 of the Monrovia Redevelopment Agency Board of Directors 9:48 P.M. without adjourning the City Council Meeting.

ROLL CALL: In attendance were Boardmembers Lara L. Blakely, Joe Garcia, Vice-Chairman Tom Adams and Chairman Robert T. Bartlett. Boardmember Rob Hammond was excused.

A. CONSENT CALENDAR: It was moved by Boardmember Garcia, seconded by Vice Chairman Adams, to approve the Consent Calendar consisting of Agenda Item *B.

***B. MINUTES:** The Minutes of the Regular Meeting of January 11, 2000 were approved by order of the Consent Calendar.

MRA REPORTS:

1. Opened and Continued to February 22, 2000. Joint Public Hearing; Approval of an Improvement Reimbursement Agreement with Investment Development Services, Inc., to Assist Development of a 250,000 Square Foot Office Complex Through Construction of a Vehicular/Pedestrian Bridge to be Located at or Near the Property Located at 911-925 South Mountain Avenue; Resolution Nos. 1-2000 and 2000-04

This was to be a joint public hearing of the Monrovia City Council and Monrovia Redevelopment Agency to consider approval of an Improvements Reimbursement Agreement ("Agreement") with Investment Development Services.

As minor points in the agreement were still being finalized, Chairman Bartlett opened and continued the Public Hearing to February 22, 2000.

2. Budget Amendment Relating to the Renovation of Agency Property Located at 200 East Lime Avenue

Glenn Cox, Redevelopment Division Manager, reviewed the Staff Report.

On October 12, 1999, the Agency approved the acquisition of the Tillipagh House located at 200 E. Lime Avenue. The property was acquired to provide additional needed office space for City Hall. A total of \$27,500.00 was approved for necessary rehabilitation to the property.

During the process of completing the repairs, a number of serious deficiencies were uncovered which included a substandard foundation and electrical code violations that posed a serious threat to public safety. To ensure that the structure presented a safe environment to City Staff as well as the general public, an additional budget of \$40,000.00 was requested to remedy the substandard conditions. As the house is nearly 100 years old, there remain some repair and upgrade items that may be considered in the future.

The requested budget increase covered the items that need to be addressed prior to building occupancy. Staff recommended approval.

As the site was an historical site, the Agency Board requested that Staff come back and provide final budget figures for all the changes needed to showcase the historical

Staff recommended rejection of the claim.

G. REPORTS OF CITY COUNCILMEMBERS AND SUB-COMMITTEES

1. Mayor Bartlett reported that:

Harrahill vs. City of Monrovia and Joseph Santoro et al, Daytime Curfew Anti-Truancy Ordinance: He requested that Police Chief Santoro present an update on the appeal of the decision of Superior Court Judge Carolyn B. Kuhl.

Police Chief Santoro reviewed the above lawsuit and reported that last week the Second District court of Appeal vacated and overturned, in the City's favor, the ruling of Judge Kuhl in the above matter. The judgement was overturned based on the fact that the Judge erred and did not decide the case appropriately. The Appellate Court sent it back to Superior Court for further determination on the constitutional issues.. He further reported that the attorneys for the plaintiffs had contacted the City's attorneys, as the second part of the City's appeal was attorney fees. The plaintiffs' attorneys stipulated that they would accept the overturning of the attorney fees in the amount of \$266,581.00, which the City would not have to pay now.

Interim City Attorney Colantuono stated that the matter was expected to be before another Superior Court judge in March with resolution of the real issues by the end of the year.

(a) Appointment of Planning Commissioner:

Mayor Bartlett noted that he had received three recommendations for the opening on the Planning Commission, all of whom had outstanding credentials and would have done an outstanding job. He noted that there were pretty substantial issues to deal with on the Planning Commission and he would hate to break that continuity and that body of knowledge that existed-- the brain trust-- relating to those issues on the Planning Commission at this time.

It was moved by Mayor Bartlett, seconded by Councilmember Blakely, to appoint Mimi L. Mency to the Planning Commission for a three-year term.

Staff was instructed to hold the list of other applicants for future openings.

ROLL CALL:

**Ayes: Councilmembers Blakely, Garcia, Mayor Pro
Tem Adams and Mayor Bartlett**

Excused: Councilmember Hammond

Motion carried: 4-0

(b) Opposition of AQMD Proposed Rule 1190, Resolution No. 2000-05

It was moved by Mayor Bartlett, seconded by Councilmember Garcia, to adopt Resolution No. 2000-05, opposing AQMD Proposed Rule 1190.

Mayor Bartlett noted that the proposed rule was an unfunded mandate. He requested that the Resolution be held until it was necessary to use it.

ROLL CALL: **Ayes: Councilmembers Blakely, Garcia, Mayor Pro Tem Adams and Mayor Bartlett**
Excused: Council
Motion carried: 4-0

(c) **Support of Proposition 14, California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000; Resolution No. 2000-06**

It was moved by Mayor Bartlett, seconded by Councilmember Garcia, to support Proposition 14.

ROLL CALL: **Ayes: Councilmembers Blakely, Garcia, Mayor Pro Tem Adams and Mayor Bartlett**
Excused: Council
Motion carried: 4-0

2. Mayor Pro Tem Adams reported that:

(a) He attended the annual Chamber of Commerce Installation and Awards dinner January 21, 2000, honoring Betty Sandford, Iris Award winner, Craig Schaid, Dick Lord Award winner, and John Campbell, retiring President. He requested that they be invited to the February 22, 2000 City Council Meeting to be recognized by the City Council.

3. Councilmember Blakely had no report at this time.

4. Councilmember Garcia reported that:

(a) On Saturday, February 12, 2000, Saturn of Monrovia would be hosting its annual Blood Van and BBQ from 11:00 A.M. to 4:00 P.M., supporting the City of Hope with donations of blood.

5. Councilmember Hammond was excused.

H. REPORTS OF COMMISSIONS, BOARDS AND COMMITTEES

1. Dedication of the "Bill Cull" Trail and Consideration of Future Dedication/Memorial Guidelines

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

In recent years there has been a need to develop a Memorial Program which would recognize individuals who have provided outstanding service to the City as a resident or business leader. Prime examples are Councilmember Mary Wilcox and Community Services Commissioner Bill Cull. Both individuals went the extra mile in making Monrovia what it is today!

Since her death in 1997, there have been discussions to rename the Armory Facility at Recreation Park the "Mary Wilcox Youth Center". Her commitment to the youth in Monrovia would make this a fitting tribute to her memory. The City has held off on proceeding in this direction until the renovation project is completed.

The Council appointed an Ad-Hoc Committee of community leaders formed in 1997 to look into developing a memorial, which would recognize Community Leaders who have

passed away. With that in mind, the Ad-Hoc Committee developed the proposed selection criterion is as follows:

1. The honor bestowed to only a deceased individual.
2. The honor bestowed to an individual who lived or worked in Monrovia and was of service to the community. This individual should have exhibited a continuing effort or contribution over many years, or maintained a concentrated effort within a short time frame on a specified project. The efforts of the individual must have had an extraordinary, positive impact on the community.

From time to time there will be individuals who have not only met the criteria, but also have exceeded the guidelines and would be considered having a facility named after them. Last October, Canyon Park Volunteers submitted a request to the City to consider naming a 4/10-mile section of the trail within Canyon Park the "Bill Cull Trail." The Community Services Commission approved the request at its November 1999 meeting.

Depending on the type of sign selected, Staff estimated the new trail sign, post, and installation will cost approximately \$500.00. The Park Assessment Fund would assume the cost. No General Funds would be used to fund this project. A small dedication ceremony would be appropriate once the sign is ready to be installed.

Staff recommended that the City Council approve Option No. 1, the Ad-Hoc Committee's criteria for memorial award guidelines. In addition, the Community Services Commission and Staff requested support of the Canyon Park Volunteers' request and recommended that the City Council name the trail connection to the Monrovia Falls Trail the "Bill Cull Trail."

Warren Elbird, Canyon Park volunteer, spoke on behalf of naming the trail after Mr. Cull.

It was moved by Councilmember Blakely, seconded by Mayor Pro Tem Adams, to approve Option No. 1, accepting the Ad-Hoc Committee's criteria for memorial award guidelines and naming the trail connection to the Monrovia Falls Trail the "Bill Cull Trail."

ROLL CALL:

Ayes: Councilmembers Blakely, Garcia, Mayor Pro Tem Adams and Mayor Bartlett

Excused: Councilmember Hammond

Motion carried: 4-0

I. ADMINISTRATIVE REPORTS

1. Interactive, Geographic-based Community Notification System

Sergeant Steve Cofield reviewed the Staff Report.

The Police Department requested that the City Council approve the purchase a Community Notification System to provide better communication with City Staff and the community to enhance our City efforts during disasters or other emergencies.

During past emergencies, Police and Fire personnel had to physically telephone each employee when additional personnel were needed to staff emergencies. Information on criminal activities in a particular area or fire closure information had to be mailed or distributed door-to-door thereby draining our manpower resources.

2000 Committee, the consultant recommended an exclusive waste collection franchise for the area.

A series of meetings with the merchants were held, with the MOTMAC ultimately supporting the Focus Group's recommendation that the exclusive franchise be awarded to Athens Services. This recommendation was subsequently approved by the City Council, and Athens Services commenced providing exclusive commercial waste collection service in the Old Town Franchise Area on February 1, 1999.

Athens has overcome a number of challenges over the past year, while maintaining quality, cost-efficient service as required under the Franchise Agreement. Athens has consolidated adjacent businesses in the Old Town Franchise Area into common bins for service, with 14 "share groups" currently in place. Additionally, Athens has constructed/modified seven (twelve proposed) communal bin enclosures and placed a total of eight communal bin enclosures into service. Construction/modification of three remaining enclosures will proceed when the easements from property owners are secured, with one enclosure on hold due to lack of need.

An ongoing challenge of the communal bin enclosures has been the littering on the enclosure floors. Athens representatives and City Staff have worked together on this issue to address the littering problems as they arise. User rules recently posted in the enclosures should alleviate most of the littering problems. City Staff will continue to work with Athens representatives to ensure that the littering is abated and that the enclosures are maintained in a clean and healthful manner.

Staff reviewed Athens' Service Rate Adjustments request and determined that the increases were commensurate with the Rate Adjustment formula reflected in the Franchise Agreement. The Service Rate Adjustments for the various service levels represents a 3.3% increase in Service Rates, and reflects a 2.28% increase in annual CPI, as well as a 6.49% increase in landfill tipping fees. These factors are weighted in the Rate Adjustment formula 75% and 25%, respectively. It was noted that for businesses participating in share groups the 3.3% service rate increase would be allocated among all the users in the group on a "pro rata" basis, thereby reducing the full impact of the rate increase.

Through the City's partnership with Athens Services, the Vision 2000 Committee's goals for waste management in Old Town were well on their way to being realized. Athens facilitated the mandatory service requirement, with minimal assistance from the City by monitoring business activities in the Old Town on an ongoing basis. The number of bins were greatly reduced through the "share groups" of business users created by Athens, and the ongoing construction of the bin enclosures have provided for the shielding of trash bins from public view. City enforcement of the screening requirements recently passed by the City Council would begin once construction of the communal enclosures is complete.

The Exclusive Franchise Agreement stipulated that Athens Services is eligible for the rate increases presented above, upon their satisfactory performance of the Contract Services. Athens proved to be a fine partner in this unique arrangement for waste management in the Old Town Franchise Area, often going above and beyond the requirements of the Agreement to ensure that this experiment works. Additionally, the Service Rate increases were only reflective of the changes in transportation and disposal costs over the past year. For these reasons, Staff recommended approval of Resolution No. 2000-02, authorizing the Service Rate adjustments of 3.3% for

123-129 E. Colorado Boulevard. During construction several change orders to the work as described in Enclosure 'A' were needed. The cost of the change order work resulted in a credit to the City in the amount of \$21,896.00 as follows:

Awarded Contract Amount	\$549,552.00
Actual Measured Contract Amount	538,413.40
Change Orders	<21,896.00>
Final Project Cost:	<u>\$516,517.40</u>
Progress Payments to Date	<u>477,277.26</u>
Final Payment:	\$ 39,240.14

Staff recommended that the City Council approve Change Order Nos. 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 16, and 17 in the amount of <\$21,896.00>, a credit to the City; accept the contractor's work as satisfactorily completed and request the City Clerk file a Notice of Completion with the County of Los Angeles Recorder; and authorize the Director of Public Works to approve payment of the retention thirty-five days after the Notice of Completion was recorded by the County of Los Angeles.

***5. 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 reflected the City's priorities and programs, as well as the direction taken by the League of California Cities.

Staff recommended that the City Council approve the Legislative Bulletin and directed Staff to contact Monrovia's elected representatives for their support as follows: Support AB219 and SB244, and oppose SB402.

***6. Update of the City's Investment Policy, Resolution No. 2000-07**

This matter was approved by order of the Consent Calendar.

The Finance Department reviews the City's investment policy every year. Staff analyzes the State Government Code, past fiscal practices, and current investment trends in updating the policy. Monrovia consistently uses conservative cash management practices in handling investments.

SB 564 requires that the City Council be provided with an investment policy update no less than annually at a public meeting. This report satisfies this new requirement for the 2000 calendar year. Included are updates to Administrative Policy 2.35 and the related internal control practices used by Finance to manage the City's idle cash.

The City of Monrovia's investment policy meets all the requirements of Government Code Section 53600 (the Code that identifies how public funds are managed). A critical element of the policy is the specification of the following objectives in order of importance:

1. Safeguarding of principal
2. Meeting the liquidity needs of the City
3. Achieving a rate of return (yield) on all funds.

Staff recommended the adoption of Resolution No. 2000-07 and approval of Administrative Policy 2.35 regarding the City's Investment Policy. In doing so, the City Council and community will have the security of knowing idle cash is invested conservatively and with due diligence.

J. RESOLUTIONS & ORDINANCES:

1. Support of Proposition 12, The Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond Act of 2000; Resolution No. 2000-03

Dan Iwata, Parks Division Manager, will review the Staff Report.

Passage of Prop 12 would authorize the State to issue \$2.1 billion in bonds for a variety of park, recreation, and conservation programs. Southern California would benefit by 60% of the allocation. Los Angeles County would receive \$164 million from Per Capita and Roberti-Z'berg Harris Programs. Monrovia would directly benefit by receiving \$497,000.00 for its parks. In addition, the City would be eligible to compete for \$200 million in Roberti-Z'berg Harris competitive grants.

The repayment of these bonds would be spread over a 20 to 30 year period. The bond does not require a tax increase. Existing state tax revenues will be used to pay off the bond debt. There are no fiscal impacts to the City if they show support of Proposition 12.

Staff recommended that the City Council adopt a resolution in support of State Proposition 12, The Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000. The Community Services Commission recommended this action at their January 20, 2000 meeting.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Garcia, to adopt Resolution No. 2000-03, in support of Proposition 12 Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond Act of 2000

ROLL CALL:

Ayes: Councilmembers Blakely, Garcia, Mayor Pro Tem Adams and Mayor Bartlett
Excused: Councilmember Hammond
Motion carried: 4-0

Presentation 2:

Acceptance of Donation in the Amount of \$25,000.00 from the Peter and Lathrop Hoffman Families, and Approval of Purchase of Custom Police Memorial Statue: This matter was voted upon at this time as it was inadvertently omitted. See Presentation 2.


***K. PAYROLL AND VOUCHERS:** Payroll No. 2 in the net amount of \$347,760.54 and Voucher Numbers 83890 through 84164 nonsequentially in the amount of \$738,961.03 were approved by the Consent Calendar.

SCHEDULED MEETINGS: The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday, February 8, 2000, 7:30 P.M., *Monrovia Community Center, 119 West Palm Avenue*, Monrovia, California. The following Regular Meeting of the Monrovia City Council is scheduled for Tuesday, February 22, 2000, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California, preceded by a Study Session to discuss the 1999-2000 Mid-Year Budget.


M. CLOSED SESSION: At 10:57 P.M., Mayor Bartlett announced that the Council would recess to Closed Session to Conference with Legal Counsel; Existing Litigation—Pickard Construction vs. City of Monrovia, Government Code §54956.9(a); and for a Public Employee Performance Evaluation—Interim City Attorney Michael G. Colantuono, Pursuant to Government Code §54957.

N. ADJOURNMENT: Mayor Bartlett announced that the City Council Meeting would be adjourned in memory of Samuel R. (Sam) Gunter and Sam Spicer, Sr. Closed Session, in which all members of the City Council were in attendance with the exception of Councilmember Hammond who was excused, began at 10:59 P.M. and concluded at 11:35 P.M.

APPROVED:


Robert T. Bartlett, Mayor

ATTEST:


Linda B. Proctor, CMC/AAE, City Clerk