

**MINUTES OF THE REGULAR MEETING OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, JUNE 1, 2010, 7:30 P.M.**

CONVENE: Mayor Mary Ann Lutz convened the Regular Meeting of the Monrovia City Council of Tuesday, June 1, 2010, at 7:33 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California, preceded by a Study Session at 5:30 P.M. to discuss the 2010-11 Fiscal Year Budget. In attendance were City Manager Scott Ochoa, City Attorney Craig A. Steele, and City Clerk Alice D. Atkins.

INVOCATION: Pastor Josh Smith gave the Invocation.

PLEDGE OF ALLEGIANCE: Mt. Wilson Vista Girl Scout Troops 14051 presented the colors and led the Pledge of Allegiance.

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

PRESENTATIONS/PROCLAMATIONS:

PR-1 Recognition of 2010 Girl Scout Gold Award Recipients and Proclaiming the Week of June 13-19, 2010, as "Girl Scout Gold Award Week"

The Mayor and City Council recognized Jessica Bernal, Rebecca Bibb, Michelle Brana, Erica Christianson, Lauren Christianson, Bryanna Gawlik, Vanessa Grace, Nerissa Marie Hetzer, Gabriella Martinez, Dana Rodriguez, and Lyza Siegel, and proclaimed the week of June 13-19, 2010, as "Girl Scout Gold Award Week." The Girl Scout Gold Award was Girl Scouting's highest honor that recognized Senior Girl Scouts for outstanding accomplishments in leadership, community service, career planning, and personal development.

PR-2 Recognition of Girl Scout Troop 3801 2010 Bronze Award Recipients and Participants in the Annual Golden Gate Bridging Ceremony

The Mayor and City Council recognized members of Girl Scout Troop 3801 receiving the Bronze Award, as well as those who recently participated in Gold Gate Bridging Ceremony, marking the move from one level of Girl Scouts to another. The Girl Scout Bronze Award was Girl Scouting's honor that recognized Junior Girl Scouts for outstanding accomplishments in leadership and planning skills.

STUDENT GOVERNMENT REPRESENTATIVE REPORT: The Mayor and City Council recognized Student Liaison Savannah Spicer for a year of outstanding in-depth reporting and commitment to excellence as Student Liaison to the City Council for 2009-2010. Ms. Spicer then gave her final report for the year on past and current activities and events at Monrovia High School, and thanked the Mayor and City Council for the memorable and valuable experience of serving as liaison.

ORDER OF BUSINESS: City Attorney Craig Steele announced that Public Hearing items PH-1 through PH-4 would be removed due to potential conflict of interest and the Public Hearings would be continued by the City Clerk.

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

CC-1 Unadopted Minutes of the May 18, 2010 Regular Meeting of the Monrovia City Council

CC-2 Payroll No. 11 in the Amount of \$538,566.65 and Voucher Nos. 165091 through 165358 in the Amount of \$927,266.58

CC-3 Extension of Contract with William Marino Enterprises, Inc., for Graffiti Removal Services for Fiscal Year 2010-2011 in the Amount of 49,724.74: The Graffiti Removal Program had been a contract service since 1993, and provided for the removal of graffiti from City sidewalks, buildings, signs, freeway underpasses, alleys and walls viewed from the public street. There would be no increase in cost from fiscal

year 2009-2010. Mr. Marino was well-known for performing his services on the weekends to help beautify the City; his service continued to be excellent. The funding was from the general fund.

Staff recommended that the City Council approve a contract extension with William Marino Enterprises, Inc. for Graffiti Removal Services for fiscal year 2010-2011.

CC-4 Two-year Extension of Contract with Honeywell International for Heating, Ventilation and Air Conditioning Maintenance Services for Fiscal Years 2010-11 and 2011-12 in the Amount of \$86,487.00 Annually: The City's heating, ventilation and air conditioning (HVAC) maintenance contract with Honeywell International was initiated as part of a bid process for energy conservation. Honeywell displayed support for the City by agreeing to not increase their costs for facilities they maintained during the current fiscal year. Honeywell had done an outstanding job of maintaining all of the City facilities over the past several years. The proposed extension for the period ending June 30, 2012, would secure HVAC maintenance services for another two years. Funding was available through the Building Maintenance Fund.

Staff recommended that the City Council approve a contract extension for two years with Honeywell International for heating, ventilation and air conditioning maintenance services for fiscal years 2010-11 and 2011-12.

CC-5 One-year Extension of Contract with Second-year Option for Equipment Maintenance Services with Parking Company of America in an Amount not to Exceed \$95,680.00: On October 4, 2005, City Council approved a three-year contract with Parking Company of America (PCA). In November 2008 Council approved a twenty month extension of the contract to June 30, 2010, in an amount not to exceed \$95,680.00 annually for labor costs. PCA performed an outstanding job of maintaining the Public Works fleet and pool vehicles for the past several years. As purchases of new vehicles were delayed due to current fiscal circumstances, an effective fleet maintenance program was essential to control the costs associated with operating older equipment. Funding was available in the Equipment Maintenance Fund.

Staff recommended that the City Council approve a contract extension for one year with a second year option with Parking Company of America for equipment maintenance services.

CC-6 One-year Extension of Contract with Second-year Option for Janitorial Services with Trinity Facility Services, Inc., in the Amount of \$268,825.00: The City Council awarded an original contract to Facility Operations Plus on April 15, 1997, which was last extended on June 5, 2007, and amended on June 16, 2009, to include the new Monrovia Library. Their services and response through the years had been excellent. The present contract was valid through June 2010 in the amount of \$268,825.00.

In November 2009, Facility Operations Plus reorganized their business operations and the new name of Trinity Facility Services was adopted. Their current contract would terminate June 30, 2010. Trinity Facility Services, Inc., agreed to provide the same level of service while foregoing a price increase for fiscal year 2010-11 and again optionally for fiscal year 2011-12. Funding was available in the Building Maintenance Fund.

Staff recommended that the City Council approve a contract extension for one year with a second year option with Trinity Facility Services, Inc., for janitorial services.

CC-7 One-year Extension of Contract for Traffic Signal Maintenance Services with Computer Service Company in the Amount of \$20,072.64: The City Council awarded a contract to Computer Service Company on July 6, 2004, for response repairs, and amended the contract on March 7, 2006, to include monthly preventive maintenance services. The 2010-11 contract amount was for annual preventive maintenance only, and included agreed upon hourly rates for response repairs. With the remaining preventative maintenance to be conducted by staff during these current economic conditions, and the fact that Computer Services Company had agreed to no increases in rates for the previous three years, Staff found this extension reasonable. Funding was available through the Streetlight Maintenance Fund.

Staff recommended that the City Council approve a one-year extension of contract with Computer Service Company for traffic signal maintenance services for fiscal year 2010-11.

CC-8 Fiscal Year 2010-2011 Park Maintenance Assessment District, Approve Engineer's Report, Resolution No. 2010-23; and Intention of Public Hearing on July 6, 2010, Resolution No. 2010-24: 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 property owners approved by a ballot measure that future assessment increases would be limited to the annual Consumer Price Index (CPI) as established by the U.S. Bureau of Labor and Statistics. The CPI for fiscal year 2010-11 was 1.8%. Therefore, there was an assessment increase of \$0.19 for fiscal year 2010-11 for a typical single family dwelling unit. The annual rate for 2010-11 would be \$10.48.

Staff recommended approving the Engineer's Report for the levy and collection of fiscal year 2010-2011 assessments for the City of Monrovia Park Maintenance District and setting the date of the Public Hearing for the proposed assessments.

CC-9 Fiscal Year 2010-2011 Citywide Lighting and Landscaping Maintenance Assessment District, Approve Engineer's Report, Resolution No. 2010-25; and Intention of Public Hearing on July 7, 2010, Resolution No. 2010-26: 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 of \$56.23 for fiscal year 2010-2011 for a typical single family dwelling remained unchanged as compared to the previous years' assessments.

Staff recommended approving the Engineer's Report for the levy and collection of assessments for fiscal year 2010-2011 for the Citywide Lighting and Landscaping Maintenance District and setting the date of the Public Hearing for the proposed assessments.

PUBLIC INPUT:

1. Bill Beebe, President, Monrovia Arts Festival Association
2. Cyrus Kemp, Monrovia
3. Kurt Thorgerson, Monrovia
4. Alfredo Mejia, Monrovia
5. Chuck Keen, American Legion Post 44
6. Gwendolyn Jones, Monrovia

The following was taken out of order:

REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

RCC-1 Mayor Lutz reported that:

(a) **Gold Line Foothill Extension Project and Construction Schedule Update:** Habib Balian, Chief Executive Officer, Gold Line Foothill Extension Construction Authority, with the aid of PowerPoint, gave an update on the project, including a review of: the steps leading up to the Foothill Extension; creation and makeup of the Joint Powers Authority and Technical Advisory Committee; Foothill Extension phases; the Monrovia Station site plan and visual elements; City Coordination Meetings; Fire Life Safety & Security Committee; supplemental EIR for proposed Maintenance and Operations facility (Monrovia and Irwindale sites under consideration) and parking facilities; costs and funding for the various phases; and the groundbreaking ceremony scheduled for June 26, 2010, at the Newcastle Park in Arcadia.

PUBLIC HEARINGS/MEETINGS:

The following Public Hearings were pulled from the agenda due to the excused absence of Councilmember Garcia, potential conflicts of interest, and the resulting lack of quorum. The matters would be continued by the City Clerk.

PH-1 Open and Continue to June 15, 2010; General Plan Amendment GPA2010-03, Resolution No. 2010-19; and Zone Change ZC2010-03, Introduction and First Reading of Ordinance No. 2010-07; Changing the General Plan and Zoning Designations on City-owned Hillside Property Located Behind 45 Hidden Valley Road from Residential Foothill (RF) to Hillside Wilderness Preserve (HWP); City of Monrovia Applicant

PH-2 Open and Continue to June 15, 2010; General Plan Amendment GPA2010-04, Resolution No. 2010-20; and Zone Change ZC2010-04, Introduction and First Reading of Ordinance No. 2010-08;

Changing the General Plan and Zoning Designations on City-owned Hillside Property Located Behind 781 Norumbega Drive from Residential Foothill (RF) to Hillside Wilderness Preserve (HWP); City of Monrovia Applicant

PH-3 Open and Continue to June 15, 2010; General Plan Amendment GPA2010-02, Resolution No. 2010-18; and Zone Change ZC2010-02, Introduction and First Reading of Ordinance No. 2010-06; Changing the General Plan and Zoning Designations at 1116 to 1128 South Magnolia Avenue and 239 West Cypress Avenue from Retail Commercial Corridor (RCC) to Residential Medium Density (RM3500); Bowden Development, Applicant

PH-4 Open and Continue to June 15, 2010; Tentative Tract Map No. 71330, Conditional Use Permit CUP2010-09, and Variance V2010-03 for Property Located at 1116 and 1122 South Magnolia Avenue and 239 West Cypress Avenue; Bowden Development, Applicant

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

MRA CONVENE: Chairman Mary Ann Lutz convened the Meeting of June 1, 2010, of the Monrovia Redevelopment Agency Board of Directors at 8:32 P.M. in City Council Chambers, 415 South Ivy Avenue, without adjourning the City Council Meeting.

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

MRA CONSENT CALENDAR: It was moved by Boardmember Shaw, seconded by Boardmember Shevlin, to approve the Consent Calendar. There were no objections. The Consent Calendar consisted of the following item:

MRA CC-1 Unadopted Minutes of the May 18, 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 8:32 P.M.

RECONVENE MONROVIA CITY COUNCIL MEETING

REPORTS OF CITY COUNCILMEMBERS AND SUB-COMMITTEES:

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RCC1 Mayor Lutz reported that:

(a) **Gold Line Foothill Extension Project and Construction Schedule Update:** This matter was taken up following Public Input above.

(b) She attended, with City Manager Ochoa and Councilmember Garcia, the International Conference of Shopping Centers in Las Vegas and had numerous meetings with developers, retailers and restaurants; follow-up meetings had been scheduled. It was a successful conference and she thanked Staff for putting it together.

RCC2 Mayor Pro Tem Adams reported that:

(a) **City Purchasing Policy:** City Manager Ochoa reviewed the recently updated Administrative Policy No. 2.70.1, which included a discipline section for non-compliance, and stated that the Finance Department would be closely monitoring purchases and questioning Staff on those made through out-of-town vendors. Councilmember Adams thanked Staff for the change and for adhering to it, and encouraged personal purchases to be made in town as well.

(b) He thanked Chuck Keen and the Allied Veterans Council for the great Memorial Day program they had at the Live Oak Memorial Park, and called on KGEM to be more responsive to the needs of veterans in the future with respect to airtime for their programs.

RCC3 Councilmember Garcia was excused.

RCC4 Councilmember Shaw had no report at this time.

RCC5 Councilmember Shevlin reported that:

- (a) She commended Police Chief Roger Johnson on *Memorial Day* article in the *Monrovia Weekly* that he authored, and read an excerpt.
- (b) She attended the Foothill Transit governing board meeting on May 19, 2010, and reviewed the rate increases and service reductions, including cancellation of line 184 which runs through Duarte, Monrovia, and Arcadia.
- (c) She congratulated the MAP neighborhood who sponsored their own very successful block party.
- (d) She encouraged the community to "Shop Monrovia," attend the Sunday farmers' market and other free events scheduled throughout the summer.

ADMINISTRATIVE REPORTS

AR-1 Amendment to Chapter 2.20 of Title 2 (Elections) of the Monrovia Municipal Code Relating to the Date of the General Municipal Election; Introduction and First Reading of Ordinance No. 2010-12

Craig Steele, City Attorney, reviewed the Staff Report.

State law permitted general law cities to hold General Municipal Elections on any one of several "established election dates" during consistent and sequential years. The City of Monrovia had changed the date of its General Municipal Election a few times since 1994, all with the purpose of avoiding conflict with the Statewide primary election. The last change took effect in 2008, moving the 2009 General Municipal Election from March to April. Following the election in 2009, the City Council directed staff to place on the City Council agenda a discussion and possible action item relating to moving the Regular Municipal Election for 2011 and beyond back to the more traditional March election date.

In 2008, the City Council determined that there would be many reasons of administrative convenience and efficiency associated with moving the election to April, as outlined in the full Staff Report. There did not appear to be any other procedural or substantive differences between a March or April Regular Municipal Election. Turnout between the two dates was generally expected to be about the same. If the City Council opted to make the change, all current officeholders' terms would be shortened by approximately 5 weeks. Pursuant to the requirements of State law and Monrovia Municipal Code Section 2.20.040, at least one municipal election had taken place on the March date, in March of 2009.

Discussion ensued regarding logistical reasons cited for the change in 2008, how the process flowed for the April 2009 election, challenges of bringing new councilmembers up to speed between May and June for adoption of the two-year budget, concerns of confusion for voters with frequently changing the date of the election, conflicts of various dates and processes, and the timing of nomination petition signature collection for candidates.

Public Input:

1. Cyrus Kemp, Monrovia

Following discussion, the consensus was to take no action on this item.

AR-2 City Participation in CalPERS Section 20903, Two Years Additional Service Credit Program; Resolution No. 2010-21

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

In the past two years, the City had struggled to balance its budget due to the loss of revenue during the economic recession. The City, therefore, undertook a number of cost savings measures. One of these was to amend the City's contract with CalPERS to allow certain miscellaneous employees to retire from the City within an "open window" period and receive two years of additional service credit with PERS. As a result, eleven employees retired in 2009 and the City was able to eliminate these positions or other positions within the work unit and realize a savings of over \$900,000 per year.

Going into the next fiscal year, the City was facing an additional budget deficit of \$1 million. Therefore, Staff proposed to offer the two years additional service credit retirement program with CalPERS one more time. This would allow the City to eliminate additional positions and the City would see an immediate as well as long term savings. Nine positions had been identified to be included in the program for this year, as detailed in Resolution No. 2010-21.

Providing this program would result in an increased cost to PERS. This additional cost would be included in the City's employer contribution rate commencing with the fiscal year starting two years after the end of the designated period (July 2012). The City planed to make a one-time payment of \$575,748.00 from the PERS Fund to cover this additional cost. By providing this Program, the City would realize a savings of \$738,293.00 annually.

Public Input:

1. Cyrus Kemp, Monrovia
2. John Jogminas, Monrovia

After discussion, it was moved by Mayor Pro Tem Adams, Seconded by Councilmember Shevlin, to adopt Resolution No. 2010-21.

ROLL CALL: Ayes: Councilmembers Shaw, Shevlin, Mayor Pro Tem Adams, Councilmember Mayor Lutz
Excused: Councilmembers Garcia
Motion carried: 4-0

SCHEDULED MEETINGS

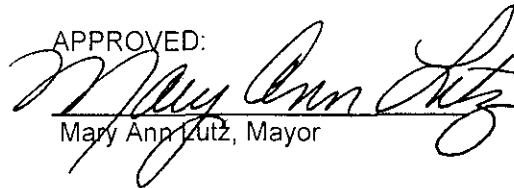
The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, June 15, 2010, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

PUBLIC INPUT, CONTINUED, IF NEEDED: None


ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED: None

ADJOURNMENT: At 9:39 P.M. Mayor Lutz adjourned the Meeting in memory of Lori Nichols-Smith, retired Policed Department Parking Enforcement Officer.

APPROVED:


Mary Ann Lutz, Mayor

ATTEST:


Alice D. Atkins, CMC, City Clerk