

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

CONVENE: Mayor Mary Ann Lutz convened the Regular Meeting of the Monrovia City Council of Tuesday, December 7, 2010, at 7:34 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California, preceded by a Closed Session, Conference with Legal Counsel; Existing Litigation Pursuant to Government Code §54956.9(a); David Rapp v. City of Monrovia, Case No. CV10 6499; in honor of Scarlett Clarissa Benavides, born November 11, 2010, to Ernie and Julia Benevides, and Jayden James Tonas, born October 7, 2010, to Jaime Tonas, Jr. and Cassandra Rodriguez. In attendance were City Manager Scott Ochoa, City Attorney Craig A. Steele, and City Clerk Alice D. Atkins.

INVOCATION: Pastor Alena Uhamaka led the invocation.

PLEDGE OF ALLEGIANCE: Councilmember Clarence R. Shaw led the Pledge of Allegiance.

OTHER: Santa Claus made a special appearance. Recreation Supervisor Kerri Zessau announced the various holiday events, including the Santa Tours covering the entire City the evenings of December 13 through 17, 2010.

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 Legal Counsel; Existing Litigation Pursuant to Government Code §54956.9(a); David Rapp v. City of Monrovia, Case No. CV10 6499; City Attorney Craig Steele reported that there was no reportable action taken.

PRESENTATIONS/PROCLAMATIONS:

PR-1 2011 Monrovia Water Conservation Calendar and 5th Grade Art Contest Winners

Shawn Igoe, Utilities Supervisor, introduced the 2011 Monrovia Water Conservation Calendar art contest winners to the Mayor, City Council and the community. This year's City of Monrovia calendar art contest was held to help promote water conservation activities and to educate students to use water wisely. The City received entries from fifth grade students in the Monrovia Unified School District and 12 were selected based upon the water conservation message, creativity, and artistry.

The following item was taken out of order:

RCC-5 Councilmember Shevlin

(b) Old Town Merchants Cookie Contest and Holiday Window Decorating Awards; on behalf of the Monrovia Old Town Advisory Board, Pam Fitzpatrick, Owner of Dollmakers, presented awards to the winners of the Old Town Merchants Cookie Contest and Holiday Window Decorating Contest.

STUDENT GOVERNMENT REPRESENTATIVE REPORT: Student Liaison Nicholas Prins reported on past and future events at the High School.

ORDER OF BUSINESS: None

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

CC-1 Unadopted Minutes of the November 16, 2010, Regular Meeting of the Monrovia City Council: The City Council approved the Minutes as presented.

CC-2 Payroll No. 24 in the Amount of \$516,415.10 and Voucher Nos. 168282 through 168656 in the Amount of \$1,177,716.06: The City Council approved the Payroll and Vouchers as presented.

CC-3 Award of Contract to Dimensions Unlimited, Inc., in the Amount of \$12,300.00 for Preparation of a Hazard Mitigation Plan Five-Year Update in Accordance with the Disaster Mitigation Act (DMA) of 2000: The City Council awarded a contract to Dimensions Unlimited, Inc., in the amount of \$12,300.00 for preparation of the Hazard Mitigation Plan five-year update, and authorized the City Manager to execute the necessary documents.

CC-4 Professional Services Agreement with Bartel Associates, LLC, for the Completion of Governmental Accounting Standards Board (GASB) 45 Actuarial Valuation Services in an Amount not to Exceed \$39,000.00: The City Council approved a professional services agreement with Bartel Associates, LLC, in an amount not to exceed \$39,000.00, and authorized the Director of Administrative Services to execute the agreement.

CC-5 One-year Extension to the Exclusive Franchise Agreement between the City of Monrovia and Athens Services for the Collection of Commercial/Industrial Waste from the Old Town Franchise Area for the Period Ending December 16, 2011; Resolution No. 2010-51: The City Council adopted Resolution No. 2010-51 as presented.

CC-6 Set for Public Hearing on December 21, 2010; General Plan Amendment GPA2010-04, Zone Change ZC2010-05; Changing the General Plan and Zoning Designations on City-owned Hillside Property Located at APN8501-009-002 (Commonly Known as the Leonard Property) from a Residential Designation to Hillside Wilderness Preserve (HWP); City of Monrovia, Applicant: The City Council set December 21, 2010, as the date of the Public Hearing.

CC-7 Set for Public Hearing on December 21, 2010; Amendment to Title 5 of the Monrovia Municipal Code Regarding Regulations for Mobile Vendors: The City Council set December 21, 2010, as the date of the Public Hearing.

CC-8 Denial of Liability Claim filed by James Lopez: The City Council denied the claim filed by James Lopez against the City of Monrovia.

PUBLIC INPUT

1. Niles Boyer, Monrovia Municipal Employees Association
2. Dorothy Kelty, Monrovia
3. Marissa Katzman

City Manager Ochoa, in response to speaker number 2, reviewed the process for the Wilderness Preserve and Hillside Recreation Area environmental review and many opportunities for public input. He also commended the Monrovia Municipal Employees Association for their dedication to the community through charitable outreach.

PUBLIC HEARINGS / MEETINGS:

PH-1 Amendment of Title 15 of the Monrovia Municipal Code, Adopting by Reference the 2010 Edition of the California Building Standards Code, Known as the California Code of Regulations (Title 24, Part 2 Volume 1 and Title 24, Part 2.5 Volume 2), Based on the 2009 International Building Code; the 2010 California Mechanical Code (Title 24, Part 4), Based on the 2009 Uniform Mechanical Code; the 2010 California Electrical Code (Title 24, Part 3), Based on the 2008 National Electrical Code; the 2010 California Plumbing Code (Title 24, Part 5), Based on the 2009 Uniform Plumbing Code; the California Residential Code (Title 24, Part 2.5), Based on the 2009 International Residential Code; the 2010 California Green Building Standards Code (CALGreen) (Title 24, Part 11), California Building Standards Commission; the 2010 Edition of the California Fire Code (Title 24, Part 9); Readopting the 2001 California Building Conservation Code, the 1997 Edition of the Uniform Housing Code, the 1997 Edition of the Administrative Code, 2000 Edition of the Building Security Code; and Certain Amendments, Additions and Deletions Thereto, and Making Findings According to Law; Adoption of Ordinance No. 2010-16

Chon Cervantes, Building Division Manager, reviewed the Staff Report.

Mayor Lutz opened and closed the Public Hearing as there was no one present who wished to speak for or against the matter.

It was moved by Councilmember Garcia, seconded by Mayor Pro Tem Adams, to adopt Ordinance No. 2010-16. There were no objections and the motion carried.

PH-2 Urban Water Management Plan Update; Resolution No. 2010-47

Ron Bow, Director of Public Works, reviewed the Staff Report.

Mayor Lutz opened and closed the Public Hearing as there was no one present who wished to speak for or against the matter.

It was moved by Councilmember Shaw, seconded by Councilmember Garcia, to adopt Resolution No. 2010-47.

CONVENE MONROVIA REDEVELOPMENT AGENCY MEETING WITHOUT ADJOURNING CITY COUNCIL MEETING

MRA CONVENE: Chairman Mary Ann Lutz convened the Meeting of December 7, 2010, of the Monrovia Redevelopment Agency Board of Directors at 8:14 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 Boardmember Shaw, seconded by Boardmember Garcia, to approve the Consent Calendar.** There were no objections and the motion carried. The Consent Calendar consisted of the following Agenda item:

MRA CC-1 Unadopted Minutes of the November 16, 2010, Regular Meeting of the Monrovia Redevelopment Agency. The Agency Board approved the Minutes as presented.

MRA PUBLIC HEARINGS/MEETINGS: None.

MRA ADMINISTRATIVE REPORTS: None.

MRA ADJOURNMENT: Chairman Lutz adjourned the Meeting at 8:15 P.M.

RECONVENE MONROVIA CITY COUNCIL MEETING

REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

RCC-1 Mayor Lutz reported on:

- (a) San Gabriel Valley Council of Governments/Southern California Edison Energy-wise Partnership Certificate of Recognition of Energy Efficient Retrofits
- (b) **Appointment to Fill the Unexpired Term of George Algarin on the Monrovia Old Town Advisory board (MOTAB);** It was moved by Mayor Lutz, seconded by Councilmember Shevlin, to appoint Rutillo "Rudy" Castellon to fill the unexpired term ending June 30, 2012, of George Algarin on the Monrovia Old Town Advisory Board (MOTAB). There were no objections and the motion carried.
- (c) **Appointment of Dan Kirby as Representative on the San Gabriel Valley Mosquito & Vector Control Board for a Four-Year Term ending December 31, 2014;** It was moved by Mayor Lutz, seconded by Mayor Pro Tem Adams, to appoint Dan Kirby to a new four-year term ending December 31, 2014. There were no objections and the motion carried.
- (d) **New Year's Resolution Clean-up Event;** Neighborhood Services Specialist Alexis Newell and Management Analyst Heather Maloney provided an overview of "Trim Your Waste-line" events planned for January 2011.
- (e) Urban Greening Grant awarded for open space in the Station Square Project

RCC-2 Mayor Pro Tem Adams reported on:

- (a) **Energy Efficiency Loans**; he gave an update on delays in implementation due to holds on funding at the federal level.
- (b) Directed Staff to draft a letter to Supervisor Antonovich in support of his recent motion to put a 30-day hold on the LA County Flood Control District silt removal project that affects County-owned Oak woodlands in Arcadia on the Monrovia border; in addition, a letter to Commissioner Glen Owens for his conservation efforts.

RCC-3 Councilmember Garcia reported on:

- (a) Participation in the Annual Tree Lighting and Christmas Parade
- (b) Wished Happy Holidays to all

RCC-4 Councilmember Shaw reported on:

- (a) Thanked Second Baptist Church for providing songs at the Annual Tree Lighting
- (b) Urged the community to support the Wildcats in their bid for the CIF Championship title
- (c) Congratulated the Duarte Hawks Gremlin on winning the First Place award for highest Grade Point Average
- (d) Recognized two at-risk youth for their academic efforts, raising their GPA from 1.9 to 2.95; he thanked WeCare and Staff for their support

RCC-5 Councilmember Shevlin reported on:

- (a) **CPR Update**; Fire Chief Donovan introduced Ilene Frost, MSN, Arcadia Methodist Hospital, American Heart Association Regional Boardmember. Ms. Frost presented information on the new hands-only CPR technique.
- (b) **Old Town Merchants Cookie Contest and Holiday Window Decorating Awards**; This item was heard out of order following Presentations/Proclamations above.
- (c) Highlighted holiday events planned for Old Town
- (d) Upcoming Holiday Events
- (e) Community Toolbox National "Out of the Box" award, online voting for the MAP Leadership Training & Development Program
- (f) Wished everyone Happy Holidays

ADMINISTRATIVE REPORTS**AR-1 Amendment to Chapter 12.32 of the Monrovia Municipal Code Relating to Parks; Introduction and First Reading of Ordinance No. 2010-17**

Michele Tompkins, Recreation Division Manager, reviewed the Staff Report.

Public Input:

Chris Ziegler, Monrovia
Gwendolyn Jones, Monrovia
Trevor Jones, Monrovia

Following discussion it was moved by Mayor Pro Tem Adams, seconded by Councilmember Shevlin, to introduce, waive further reading, and read by title only Ordinance No. 2010-17, as corrected to reflect the closing hour of Canyon Park as 9:00 P.M. There were no objections and the motion carried.

City Attorney Steele read the title of Ordinance No. 2010-17 as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONROVIA, CALIFORNIA, AMENDING CHAPTER 12.32 OF TITLE 12 OF THE MONROVIA MUNICIPAL CODE RELATING TO PARKS**AR-2 Six-month Extension to the Agreement between the City of Monrovia and Athens Services for the Street Sweeping Services for the Period Ending June 30, 2011; Resolution No. 2010-53**

Mark Carney, Infrastructure Maintenance Division Manager, reviewed the Staff Report.

It was moved by Councilmember Garcia, seconded by Councilmember Shevlin, to adopt Resolution No. 2010-53. There were no objections and the motion carried.

AR-3 Water 4 Life Program

Ron Bow, Director of Public Works, reviewed the Staff Report.

Following discussion, **It was moved by Councilmember Garcia, seconded by Councilmember Shevelin, to authorize Staff to prepare and analyze proposed changes to the Water Conservation Ordinance (MMC §13.20) for a future Public Hearing and City Council consideration**

AR-4 Annual Service Rate Adjustments for Collection of Commercial/Industrial Solid Waste from the Old Town Franchise Area Pursuant to the Exclusive Franchise Agreement between the City of Monrovia and Athens Services; Resolution No. 2010-52. There were no objections and the motion carried.

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

It was moved by Councilmember Shaw, seconded by Mayor Pro Tem Adams, to adopt Resolution No. 2010-52. There were no objections and the motion carried.

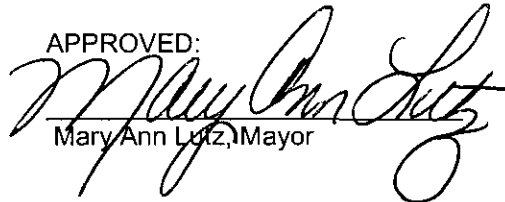
SCHEDULED MEETINGS: The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, December 21, 2010, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

PUBLIC INPUT, CONTINUED, IF NEEDED: None.

ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED: None.

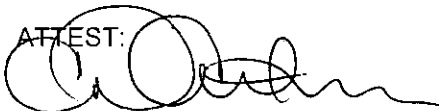
ADJOURNMENT: At 10:42 P.M. Mayor Lutz adjourned the Meeting in memory of Salvador Chavarria, Father of Senior Administrative Clerk Sylvia Alvarez, and Charlotte Seelig, Mother of Accounts Technician Sharon Mulick.

APPROVED:



Mary Ann Lutz, Mayor

ATTEST:



Alice D. Atkins, CMC, City Clerk