

**MINUTES OF THE REGULAR MEETING OF THE  
MONROVIA CITY COUNCIL  
HELD TUESDAY, NOVEMBER 1, 2011, 7:30 P.M.**

**CLOSED SESSION:** Mayor Mary Ann Lutz convened the Closed Session Meeting of the Monrovia City Council at 6:00 p.m. of Tuesday, November 1, 2011, in City Council Chambers, 415 South Ivy Avenue, Monrovia, California, at which all Councilmembers were present with the exception of Councilmember Clarence R. Shaw who was excused, to discuss the following Closed Session items: CC-1 Real Property Negotiations Pursuant to Government Code §54956.8; a Portion of Real Property Located at 1622 South Magnolia Avenue, 200-204 West Pomona Avenue, and 1675 South Primrose Avenue; Agency Negotiator: City Manager; Negotiating Parties: The Parks at Monrovia Station Square I LLC, The Parks at Monrovia Station Square II LLC and Samuelson & Fetter LLC; Under Negotiation: Price and Terms of Payment. The meeting adjourned at 7:10 p.m.

**CONVENE:** Mayor Mary Ann Lutz convened the Regular Meeting of the Monrovia City Council of Tuesday, November 1, 2011, at 7:30 p.m. in City Council Chambers. In attendance were City Manager Scott Ochoa, City Attorney Craig A. Steele, and City Clerk Alice D. Atkins.

**INVOCATION:** Police Chaplain Terrence Brown led the invocation.

**PLEDGE OF ALLEGIANCE:** Councilmember Becky A. Shevlin 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. Clarence R. Shaw was excused.

City Manager Ochoa read his letter of resignation, announcing to the City Council, Staff, and the community that he had been selected as the new City Manager for the City of Glendale, California. The City Council offered their congratulations, thanked him for his outstanding service, and said he would be sorely missed. Following a brief review of options presented by City Attorney Steele with respect to permanent and interim appointments, as well as various recruitment options, Mayor Lutz directed City Manager Ochoa to bring back a report that included proposals from executive search firms, an option to consider having the Human Resources Department conduct the recruitment, and timelines to help determine if appointing an Interim City Manager would be advisable. She also requested that Councilmember Shaw be contacted regarding his availability to participate in discussion at the next meeting via teleconference.

**REPORT OF CLOSED SESSION:** City Attorney Craig A. Steele stated that no reportable action was taken.

**PRESENTATIONS/PROCLAMATIONS:**

**PR-1 Recognition of the Sponsors of the "Jack-O-Lantern Jubilee" Halloween Event:** Recreation Supervisor Lisa Hansberger and Community Services Commission Chair Kim Herney assisted the Mayor and City Council in recognizing the Sponsors of the "Jack-O'-Lantern Jubilee" Halloween Event. Event sponsors included Consolidated Disposal/Republic Services, Eric Mozilo of Bank of America Home Loans, Dr. Kevin Mercado of Launch Sports Rehabilitation, London Gastropub, Sierra Autocars Inc., and VIP sponsor Athens Services.

**STUDENT GOVERNMENT REPRESENTATIVE REPORT:** Student Liaison Kevin Greenwood reviewed past and upcoming events at Monrovia High School.

**ORDER OF BUSINESS:** City Manager Scott Ochoa stated that the items under the Mayor's Report, RCC-1(a) and (b), would be brought forward to follow the Consent Calendar. Mayor Lutz requested that Police Chief Jim Hunt also provide a report on a recent incident that occurred in Old Town.

**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 October 18, 2011, Regular Meeting of the Monrovia City Council:** The City Council adopted the Minutes as presented.

**CC-2 Payroll No. 22 in the Amount of \$545,673.95 and Voucher Nos. 174183 through 174407 (Checks) and 6 through 14 (EFT) in the Total Amount of \$752,890.43:** The City Council approved the Payroll and Vouchers as presented.

**CC-3 Denial of Liability Claim filed by Bernadette Salazar:** The City Council denied the claim filed by Bernadette Salazar against the City of Monrovia.

The following items were heard out of order, as explained under Order of Business.

#### **REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES**

##### **RCC-1 Mayor Lutz:**

- (a) Assemblymember Anthony Portantino State of the State Update: Assemblymember Portantino provided a summary of the recent state budget adoption and proposed legislation.
- (b) Southern California Edison 125<sup>th</sup> Anniversary: As Elisa Clifford, SCE Regional Affairs Manager, was not in attendance, the presentation was delayed until later in the meeting.
- (c) Police Chief Hunt provided information on a recent domestic dispute incident in Old Town that resulted in a suicide. Mayor Lutz requested an update regarding rumors of a rash of burglaries, as well as details on the new link available for crime mapping and Neighborhood Watch information, which Chief Hunt provided.

#### **PUBLIC INPUT**

- 1. Kurt Thorgerson, Monrovia
- 2. Cyrus Kemp, Monrovia
- 3. Richard Tipping, Monrovia
- 4. Pam Fitzpatrick, Monrovia
- 5. Chuck Keen, Monrovia
- 6. Larry Spicer, Monrovia

#### **PUBLIC HEARINGS / MEETINGS:**

**PH-1 Amendment to Tract Map No. 71330, Variance V2010-03, and Conditional Use Permit CUP2010-09 for Property Located at 1122 and 1126 South Magnolia Avenue and 239 through 247 West Cypress Avenue; Bowden Development, Inc., applicant**

For the record, City Attorney Steele explained that due to potential conflicts of interest affecting a majority of the Councilmembers, and because there was no other body of the City that could make the decision, in accordance with the Rule of Legally Required Participation, the affected Councilmembers would draw straws prepared by the City Attorney in order to determine who would participate. Councilmember Adams and Mayor Pro Tem Garcia wished to avoid any appearance of impropriety due to past business relationships with the applicant, and Councilmember Shevlin stated a conflict due to the applicant being a client of the law firm she works at and work performed by said firm specific to this project.

Councilmember Adams, having drawn the shortest straw, abstained from voting on the matter and exited Council Chambers at 8:42 p.m.

Steve Sizemore, Community Development Director, reviewed the Staff Report.

Following questions related to DRC review of driveway gates for all multiple-residential projects in the future, Mayor Lutz opened the public hearing.

In Favor:

- 1. Richard Tipping, Bowden Development

Opposed:  
None

Mayor Lutz closed the Public Hearing.

It was moved by Councilmember Shevlin, seconded by Mayor Pro Tem Garcia, to approve the amendment to Tract Map No. 71330, Variance V2010-03 and Conditional Use Permit CUP2010-09 pursuant to the Planning Commission's recommendations, and direct the DRC to review and approve driveway gates for all multiple-residential projects after providing written notification to property owners within a 300' radius of the site. The motion carried unanimously.

Councilmember Adams returned to Council Chambers at 8:52 p.m.

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

**MRA CONVENE:** Chairman Mary Ann Lutz convened the Meeting of November 1, 2011, of the Monrovia Redevelopment Agency Board of Directors at 8:52 p.m. in City Council Chambers, 415 South Ivy Avenue, without adjourning the City Council Meeting.

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

**MRA CONSENT CALENDAR:** It was moved by Vice Chairman Garcia, seconded by Boardmember Shevlin, to approve the Consent Calendar. The motion carried unanimously. The Consent Calendar consisted of the following Agenda item:

**MRA CC-1 Unadopted Minutes of the October 18, 2011, Regular Meeting of the Monrovia Redevelopment Agency:** The Agency Board adopted the Minutes as presented.

**MRA PUBLIC HEARINGS/MEETINGS:** None.

**MRA ADMINISTRATIVE REPORTS:** None.

**MRA ADJOURNMENT:** Chairman Lutz adjourned the Meeting at 8:53 p.m.

#### **RECONVENE MONROVIA CITY COUNCIL MEETING**

#### **REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES**

##### **RCC-1 Mayor Lutz:**

- (a) Assemblymember Anthony Portantino State of the State Update: This item was taken out of order following Consent Calendar above.
- (b) Southern California Edison 125<sup>th</sup> Anniversary: In the absence of SCE Regional Affairs Manager Elisa Clifford, Mayor Lutz congratulated Southern California Edison on reaching the milestone of their 125<sup>th</sup> anniversary.
- (c) Update from Police Chief Jim Hunt: This item was taken out of order following Consent Calendar above.
- (d) Upcoming Smart Gardening Workshop.

##### **RCC-2 Mayor Pro Tem Garcia:**

- (a) Attendance at upcoming Los Angeles County Economic Development Corporation Eddy Awards, where the City would be a finalist for Most Business Friendly City award.

**RCC-3 Councilmember Adams** had no report.

**RCC-4 Councilmember Shaw** was excused.

**RCC-5 Councilmember Shevlin:**

- (a) Unscheduled Vacancy on Monrovia Old Town Advisory Board (MOTAB): Provided details regarding vacancy, application deadline, and an overview of the purpose of the advisory board.
- (b) Upcoming Filming Forum to discuss filming guidelines for Old Town.
- (c) Upcoming events in the community

**ADMINISTRATIVE REPORTS:**

**AR-1 Stormwater Program Update**

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

Following discussion, Mayor Lutz stated that she was the current vice-chair of the Regional Water Quality Control Board and explained her role in working with cities to help formulate the LA Permit Group.

**It was moved by Councilmember Adams, seconded by Councilmember Shevlin, to receive and file the Stormwater Program Update.** The motion carried unanimously.

**PUBLIC INPUT, CONTINUED, IF NEEDED:** None.

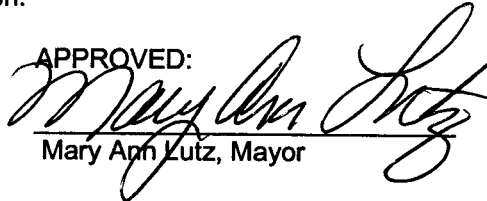
**ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED:** None.

**SCHEDULED MEETINGS**

The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday, November 15, 2011, 7:30 p.m., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

**ADJOURNMENT:** At 9:42 p.m., Mayor Lutz adjourned the meeting in honor of Eleanor J. Ford, resident and longtime friend of resident Kurt Thorgerson.

APPROVED:



Mary Ann Lutz, Mayor

ATTEST



Alice D. Atkins, CMC, City Clerk