

**MINUTES OF THE REGULAR MEETING  
OF THE  
MONROVIA CITY COUNCIL  
HELD TUESDAY, OCTOBER 3, 2006 7:30 P.M.**

**CONVENE:** Mayor Rob Hammond convened the Regular Meeting of the Monrovia City Council of Tuesday, October 3, 2006 at 7:36 P.M. in City Council Chambers, 415 South Ivy Avenue, Monrovia, California. Staff in attendance was City Manager Scott Ochoa, City Attorney Craig A. Steele and City Clerk Linda B. Proctor.

**ROLL CALL:** In attendance were Councilmembers Tom Adams, Joe Garcia, Dan Kirby, Mayor Pro Tem Mary Ann Lutz, and Mayor Rob Hammond.

**INVOCATION:** City Clerk Linda B. Proctor presented the Invocation.

**PLEDGE OF ALLEGIANCE/PRESENTATION OF COLORS:** Cub Scout Pack 147 led the Flag Salute.

**PRESENTATIONS/PROCLAMATIONS**

**PR-1 Recognition of Cub Scout Pack 147 for 25 Years of Continuous Service to the Community:** Mayor Hammond congratulated and introduced members of Cub Scout Pack 147 in recognition of 25 years of continuous service and active involvement in Monrovia and surrounding communities. He re-presented a Certificate of Recognition to Michael Baker, Leader.

**ADDED TO THE AGENDA:**

**Recognition of United States Air Force, Captain Gregory T. Hammond:** Mayor Hammond introduced his brother Captain Greg T. Hammond and presented to him his Blue Star Banner which had been flown in Monrovia until his safe arrival home from Iraq. Mayor Hammond proclaimed Wednesday, October 4, 2006 as "Gregory T. Hammond Day" in Monrovia. Captain Hammond presented the Mayor and City Council with an American Flag which had accompanied Captain Hammond during combat missions throughout the entire country of Iraq in support of Operation Iraqi Freedom, along with a certificate of recognition for the City of Monrovia in recognition of its innovative Blue Star Program honoring the families of Monrovia serving in the Armed Forces.

**PR-2 Introduction of Newly Hired Public Works Management Trainee, Environmental Services, Jason Varner**

Operations Division Manager Daniel Iwata introduced newly hired Public Works Environmental Services Management Trainee Jason Varner to the Mayor, City Council and the community.

**STUDENT GOVERNMENT REPRESENTATIVE REPORT:** Student Liaison Rachel Jamieson reported on activities at Monrovia High School.

**CONSENT CALENDAR**

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

**CC-1 Unadopted Minutes of the Regular Meeting of September 19, 2006**

**CC-2 Payroll No. 19 in the net amount of \$539,131.55 and Voucher Numbers 139255 through 139507 in the amount of \$1,072,415.44**

**CC-3 2004-2005 Water Main Replacement Program, Project No. C-2960; Total Project Amount of \$520,786.77; Approve One (1) Change Order, Acceptance of Work, Notice of Completion, and Final Payment in the Amount of \$67,003.29 to Robert G. Castongia, Inc.**

On June 21, 2005, the City Council awarded a contract to Robert G. Castongia, Inc., in the amount of \$488,997.20. There was a change order in the amount of \$32,834.43 due to unforeseen construction conditions which was approved by the Utility Manager and the Public Works Inspector. Funds for this project were available from the Water Fund. Staff recommended acceptance of the completed work, approval of the change order, filing of Notice of Completion, and authorization for payment of retention thirty-five (35) days after acceptance of work by the City Council.

**CC-4 Replacement of Fire Alarm System at Police Department; Acceptance of Work, Notice of Completion, and Final Payment to Fortress Security in the Amount of \$4,687.10 for a Total Contract Amount of \$46,871.00**

On March 7, 2006, the City Council awarded a contract to Fortress Security Systems in the amount of \$46,871.00 for the replacement of the existing fire monitoring and alarm system at the Monrovia Police Station. The Fire Department inspected the new system and approved the installation and operation. Staff recommended acceptance of the completed work, approval of the change order, filing of Notice of Completion, and authorization for payment of retention thirty-five (35) days after acceptance of work by the City Council.

**CC-5 Final Tract Map No. 063023; Re-Subdivision of Property Located at 143 West Cherry Avenue by Meiloon Cherry, LLC.**

Tentative Tract Map No. 063023 was the re-subdivision of property into 4, single family, two-story Planned Unit Development (PUD). The tentative subdivision map was approved by the Planning Commission at the meeting of June 15, 2005 and was approved by the City Council on July 5, 2005. The Final Tract Map was in order and on file with the City Clerk, Community Development Department Planning Division, and the Department of Public Works. It was checked by the City's consultant, found to conform to the approved tentative map, technically correct, and conformed to the requirements of the State Subdivision Map Act and the City's Subdivision Ordinance. The project would improve property values and increase the tax base.

**CC-6 Set for Public Hearing on October 17, 2006; Historic Landmark HL-97/Mills Act Contract MA-92 for the Property Located at 212 East Colorado Boulevard by Enrique and Theresa Carvajal, Property Owners**

On September 26, 2006, the Historic Preservation Commission held a Public Hearing to review an application for Historic Landmark Designation and approval of a Mills Act Contract for the property at 212 East Colorado Boulevard. At the close of the Public Hearing, the Commission determined that the property met two of the required criteria for designation and recommended approval of the applications to the City Council.

**CC-7 Set for Public Hearing on October 17, 2006; Historic Landmark HL-98/Mills Act Contract MA-93 for the Property Located at 735 West Hillcrest Boulevard by Joseph and Lyla Caiello, Property Owners**

On September 26, 2006, the Historic Preservation Commission held a Public Hearing to review an application for Historic Landmark Designation and approval of a Mills Act Contract for the property at 735 West Hillcrest Boulevard. At the close of the Public Hearing, the Commission

determined that the property met two of the required criteria for designation and recommended approval of the applications to the City Council.

**CC-8 Set for Public Hearing on October 17, 2006; Historic Landmark HL-99/Mills Act Contract MA-94 for the Property Located 187 North Madison Avenue by Robert and Katherine Collins, Property Owners**

On September 26, 2006, the Historic Preservation Commission held a Public Hearing to review an application for Historic Landmark Designation and approval of a Mills Act Contract for the property at 187 North Madison Avenue. At the close of the Public Hearing, the Commission determined that the property met two of the required criteria for designation and recommended approval of the applications to the City Council.

**CC-9 Set for Public Hearing on October 17, 2006; Historic Landmark HL-100 for the Property Located at 200 East Lime Avenue by the City of Monrovia, Applicant**

On September 26, 2006, the Historic Preservation Commission held a Public Hearing to review an application for Historic Landmark Designation and approval of a Mills Act Contract for the property at 200 East Lime Avenue. At the close of the Public Hearing, the Commission determined that the property met three of the required criteria for designation and recommended approval of the application to the City Council.

**CC-10 Set for Public Hearing on October 17, 2006; Historic Landmark HL-101/Mills Act Contract MA-95 for the Property Located at 340 North Myrtle Avenue by James and Heather Burkhardt, Property Owners**

On September 26, 2006, the Historic Preservation Commission held a Public Hearing to review an application for Historic Landmark Designation and approval of a Mills Act Contract for the property at 340 North Myrtle Avenue. At the close of the Public Hearing, the Commission determined that the property met one of the required criteria for designation and recommended approval of the applications to the City Council.

**PUBLIC INPUT**

1. Assemblywoman Carol Liu, 44th District
2. Nick Pokrajac, Monrovia
3. Tamala Kelly, representing Girl Power

**PUBLIC HEARINGS/MEETINGS**

**PH-1 Tentative Tract Map No. 067713/Conditional Use Permit CUP2006-18 to Construct a 13-unit, Two Story Detached Planned Unit Development in the RH (Residential High Density) Zone at 335 Genoa Street by Bowden Development, Inc.**

At 8:13 P.M., Councilmember Adams exited Council Chambers, noting that he would not discuss or vote on the matter to avoid an appearance of impropriety due to a previous conflict of interest.

Planning Division Manager Steve Sizemore reviewed the Staff Report.

The applicant requested approval of a Tentative Tract Map and Conditional Use permit to construct a 13-unit, 2-story detached Planned Unit Development in the RH (Residential High) Density Zone. The subject property is located on the north side of Genoa Street between Mayflower and Magnolia Avenues. The lot was an irregular shape and is 43,800 square feet in area and currently developed with commercial buildings and considered legal non-conforming. The neighborhood was a mixture of commercial and single-family and multi-family uses.

In anticipation of the extension of the Gold Line, an acoustical design analysis was required to be submitted at the time of plan check submittal. This was in accordance with the City's Noise Element of the General Plan.

At its meeting of September 13, 2006, the Planning Commission held a Public Hearing to review the application. At the close of the Public Hearing, the Planning Commission voted to recommend approval of the project to the City Council.

**PUBLIC HEARING OPENED:** Mayor Hammond opened the Public Hearing.

Those against: None

Those for:

1. Todd Bowden, representing the developer

Discussion ensued, including construction, vibrations and acoustic impact concerns.

**PUBLIC HEARING CLOSED:** Mayor Hammond closed the Public Hearing as there was no one else who wished to speak for or against the matter.

**It was moved by Councilmember Garcia, seconded by Mayor Pro Tem Lutz, to approve Tentative Tract Map No. 067713/Conditional Use Permit CUP2006-18 pursuant to the recommendations in the Staff Report and, further, that the applicant and City Staff would consult with the appropriate Staff of the Metro Gold Line Foothill Extension Construction Authority regarding construction and acoustic impact mitigation standards and incorporate such standards into the project where applicable.**

**ROLL CALL:                                   Ayes: Councilmembers Garcia, Kirby, Mayor Pro Tem Lutz,  
  Mayor Hammond  
  Excused: Councilmember Adams  
  Motion carried: 4-0**

At 8:35 P.M., City Councilmember Adams returned to Council Chambers.

## **ADMINISTRATIVE REPORTS**

**AR-1. Upper Cloverleaf Reservoir (aka Re-pavement of Access Road to the Upper Cloverleaf Reservoir) Improvement, Project No. C-2988; Award of Contract to Excel Paving Company in the amount of \$216,840.00**

Utilities Division Manager Ron Bow reviewed the Staff Report with the aid of PowerPoint pictures.

The project road was located at the north end of Highland Place and served as the only access road leading to the Upper Cloverleaf Reservoir. This dirt road was severely damaged by extensive soil erosion due to heavy and continuing rains during the 2004-2005 winter storms, and was expected to continuously deteriorate every rainy season unless the proposed grading and asphalt paving project was accomplished. Paving this road ensured the long-term stability and serviceability, and provided uninterrupted access to the Upper Cloverleaf Reservoir for maintenance purposes.

On September 14, 2006, two bids were received. The low bid was submitted by Palp Inc. dba Excel Paving Company in the amount of \$211,560.00. The low bidder made a multiplication error in the total amount for Bid Item No. 6 - "Asphalt Concrete (AC) Pavement". The actual total was \$49,280.00 and not \$44,000.00 as shown on the bid sheet, which resulted in an increase of \$5,280.00. The Contractor was notified and agreed with Staff's findings. The corrected total low bid amount was \$216,840.00. Staff reviewed the apparent low bid and found

that all documents to be in order. Funds for the project were available in the Water Fund and Federal Fund.

Mr. Bow noted that all other roads to reservoir sites were paved and that this road had also been paved at one time.

Speakers against the project were:

1. Dorothy Kelty, Monrovia
2. Matt Kehoe, Monrovia

After discussion, Mayor Hammond noted that the land was utility property and not a part of the Wilderness Preserve.

**It was moved by Councilmember Adams, seconded by Councilmember Garcia, to waive all irregularities, award a contract to Palp, Inc. dba Excel Paving Company in the amount of \$216,840.00 for the re-pavement of the access road to Upper Cloverleaf Reservoir Improvements from Highland Place, instruct Staff to work with the neighbors for an appropriate gate at the end of Highland Place with proper signage, and reject all other bids.**

**ROLL CALL: Ayes: Councilmembers Adams, Garcia, Kirby, Mayor Pro Tem Lutz, Mayor Hammond  
Motion carried: 5-0**

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

**MRA CONVENE** Chairman Rob Hammond convened the Regular Meeting of October 3, 2006 of the Monrovia Redevelopment Agency Board of Directors at 9:16 P.M. in City Council Chambers, 415 South Ivy Avenue, without adjourning the City Council Meeting.

**MRA ROLL CALL** Boardmembers Adams, Garcia, Kirby, Vice-Chairman Lutz, and Chairman Hammond

#### **MRA CONSENT CALENDAR**

**It was moved by Boardmember Adams, seconded by Boardmember Garcia, to adopt the Consent Calendar.** There were no objections. The Consent Calendar consisted of the following Agenda item:

**MRA CC-1** The unadopted Minutes of the Regular Meeting of the Monrovia Redevelopment Agency of September 19, 2006 were approved by order of the Consent Calendar.

**MRA PUBLIC HEARINGS/MEETINGS:** There were none.

**MRA REPORTS:** There were no reports.

**MRA ADJOURNMENT:** Chairman Hammond adjourned the Monrovia Redevelopment Agency Meeting at 9:17 P.M. and the City Council Meeting continued.

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

**RCC1: Mayor Hammond** reported that:

(a) **Monrovia Area Partnership (MAP) Block Party Update and Photo Presentation:** He called upon Neighbor Preservation Manager Bill Skiles who reported on the program which was held Saturday, September 30, 2006 at California and Huntington. The program was designed to help defined and specific Monrovia neighborhoods to cultivate a quality of life that is on par with the rest of the community. Slides of the event were shown. Staff was congratulated for the success of the program.

(b) He attended a faith-based program at Azusa Pacific College Saturday to discuss the issues of 1500 children in San Gabriel Valley who need foster care or adoptive parents.

(c) He requested, and City Manager Ochoa complied with an update of the Myrtle Avenue renovations. Mayor Hammond encouraged all to continue shopping in the downtown area during construction in support of the merchants.

**RCC2 Mayor Pro-Tem Lutz** reported that:

(a) The "Girl Power" Conference for middle school girls, whose main goal was to ensure that all girls realize and achieve their full potential, would be held at the Community Center on October 14, 2006 from 9:30 to 2:00 P.M.

(b) There was phenomenal support for the San Gabriel Valley from the Governor's Office from the various Secretaries, including Housing and Transportation, at the September 18, 2006 Leaders Dialogue sponsored by Cal Trans and COG.

(c) She congratulated Mayor Hammond on his election of Director for the Independent Cities Association at a recent dinner meeting.

**RCC3 Councilmember Tom Adams** reported that:

(1) He attended the MAP Block Party on Saturday, September 30, 2006 and found it to be very successful.

(2) On Wednesday evening, October 4, 2006, the Kiwanis Club of Monrovia and newly elected President Scott Ochoa would hold a fundraiser at the Monrovia Tennis Club.

(3) October 5, 2006 was Monrovia Reads and all of the schools would have readers in their classes from 8:00 A.M. to 9:00 A.M., at which he would be participating. In the evening, the annual Spaghetti Dinner for Monrovia Reads would be held at the Monrovia Historical Museum to raise funds for the program.

**RCC4 Councilmember Garcia** reported that:

(a) The MAP Block Party was very successful and reviewed those from outside the City who sponsored and/or took part in the program and who were ready and willing to help those in need, including any veteran.

**RCC5 Councilmember Kirby** reported that:

(a) He and Mayor Hammond attended a faith-based community conference at Azusa Pacific relating to providing foster care for children and other programs for needy children, noting that it was a step in right direction.

(b) He had attended a 50-year celebration at Immaculate Conception recognizing their Scout Group. Scout Masters spanning the 50 years were also in attendance at the ceremony.

(c) He recognized various Assemblymen and women and State Senators who were terming out at the end of this session and thanked them all for their dedication and work for the citizens of California.

**SCHEDULED MEETINGS:** The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, October 17, 2006. 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California

**PUBLIC INPUT, CONTINUED, IF NEEDED:** There was no further public input.

**ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED:** There were no items pulled from the Consent Calendar.

**ADJOURNMENT TO CLOSED SESSION:** At 9:52 P.M., Mayor Hammond announced that the City Council would adjourn to Closed Session to discuss: ACS-1 Conference with Legal Counsel: Existing Litigation Pursuant to Government Code §54956.9(a), Name of Case: Socorro Caro v. City of Monrovia, Case No. GC036262, and would return to Council Chambers for a report thereof. Closed Session convened at 9:55 P.M.

He announced that the Meeting had been convened in honor of Ferguson (Fergie) Beth Cochran, daughter of Sara (Smith) and Rob Cochran, born September 25, 2006, and Audrey Saralyn Tuba, daughter of Carolyn and Andrew Tuba, born October 6, 2005.

**RECONVENE AND REPORT OF CLOSED SESSION:** At 10:15 P.M., City Attorney Steele announced that the City Council had conferred on: RCS-1 Conference with Legal Counsel: Existing Litigation Pursuant to Government Code §54956.9(a), Name of Case: Socorro Caro v. City of Monrovia, Case No. GC036262 and had taken no reportable action.

**ADJOURNMENT:** The Meeting was adjourned by Mayor Hammond at 10:20 P.M.

APPROVED:

  
\_\_\_\_\_  
Rob Hammond, Mayor

ATTEST

  
\_\_\_\_\_  
Linda B. Proctor, MMC, City Clerk