

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY JULY 24 2001 7 37 P M**

CONVENE Preceding a Study Session to review the Old Town Public Improvements Master Plan at the Monrovia Community Center from 6 00 P M to 7 15 P M at which all City Councilmembers were in attendance with the exception of Councilmember Garcia who was excused Mayor Lara Larramendi Blakely convened the Regular Meeting of the Monrovia City Council of Tuesday July 24 2001 at 7 37 P M in City Council Chambers 415 South Ivy Avenue Monrovia California

INVOCATION Pastor Steve Summerell Vineyard Christian Fellowship led the Invocation

PLEDGE OF ALLEGIANCE Mayor Pro Tem Rob Hammond led the Pledge of Allegiance

ROLL CALL In attendance were Councilmembers Tom Adams Victor M Franco Mayor Pro Tem Rob Hammond and Mayor Lara Larramendi Blakely Councilmember Joe Garcia was excused

REPORT OF CLOSED SESSION None

PRESENTATIONS

1 Presentation of an Award to the City of Monrovia by Dorothy Green President Los Angeles and San Gabriel Rivers Watershed Council

Ms Green presented the City Council with an award for the City of Monrovia and its residents for their action in taxing themselves to preserve its open space and its inhabitants Mayor Blakely accepted the award on behalf of the City Council and Monrovia residents

2 Introduction of Newly Hired Jailer Paul Martinez and Police Officer Luis Villalobos

Police Chief Joe Santoro introduced newly hired jailer Paul Martinez and newly hired Police Officer Luis Villalobos to the Mayor City Council and community He gave a brief background of the newly hired police personnel

3 Recognition of Winners of Neighborhood Pride Program

Bill Skiles Neighborhood Preservation Supervisor assisted by Senior Code Enforcement Officer Alice Campos congratulated the Neighborhood Pride program award recipients Richard and Julie Kilbury (who were unable to attend) 305 South Shamrock Avenue single family/owner occupied award winners and Craig and Sue Arakai 869-871 West Walnut Avenue rental property/absentee owner award winners to the Mayor City Council and community Mr Skiles presented a brief background regarding the families choice in choosing Monrovia The Knowles family renters were also in attendance and introduced

PROCLAMATIONS

1 Proclaiming August 7 2001 as National Night Out

Mayor Blakely proclaimed August 7 2001 as National Night Out On Tuesday August 7 2001 neighborhoods throughout Monrovia are invited to join forces with thousands of

communities nationwide for the 18th Annual National Night Out crime/drug prevention event In all over 23 million people are expected to participate in America s Night Out Against Crime

National Night Out is designed to heighten crime and drug prevention awareness generate support and participation in local anti-crime efforts strengthen neighborhood spirit and police/community relations and send a message to criminals that Monrovia neighborhoods are well organized and fighting back

From 6 00 P M to 10 00 P M on August 7 2001 residents are invited to Library Park to spend the evening with the Police Department There will be live music police displays refreshments and a short talk on crime prevention

Chief Joseph A Santoro accepted the Proclamation

STUDENT GOVERNMENT REPRESENTATIVE REPORT Student Government Liaison Matt Binford reported on Monrovia High School activities

Mayor Blakely moved the following item out of order

H REPORTS OF COMMISSIONS BOARDS AND COMMITTEES None

1 Hillside Land Acquisition Program Update

Robert Kastenbaum Director of Community Development and Gloria and Cleve Crudgington Co-Chairs of the Wilderness Preserve Steering Committee provided an update of the City s hillside land acquisition program

Over this past year the City has actively pursued the acquisition of 600 acres of hillside open space The City Council established the Wilderness Preserve Steering Committee made of up nine members consisting of Lara Larramendi Blakely Mayor Joe Garcia City Councilmember Gloria Crudgington Co-Chair Cleve Crudgington Co-Chair Steve Miller Director of the Foothills Wildlife Conservancy Paul Larsen Secretary of the Monrovia Mountains Conservancy Eric Abe Community Services Commissioner Glen Owens Planning Commissioner and Dorothy Dudley member at large This Committee s role and responsibility is to oversee the land acquisition process and make recommendations to the City Council to achieve this end

To date based on the efforts of the Wilderness Preserve Steering Committee the City has acquired 51 acres of land received matching funds to acquire another 120 acres of land and has a State-matching grant pending to acquire 429 acres of land

Gloria Crudgington provided an update on her perspective of progress of the program She also reported that the application was pulled from the Wilderness Committee August 30 2001 and placed upon the November 28 Agenda and would immediately include all of the property owners

It was moved by Mayor Pro Tem Hammond seconded by Councilmember Franco to receive and file this report There were no objections

A CONSENT CALENDAR

Councilmember Adams stated that he would abstain on Consent Calendar Item *I-4

City Clerk Linda B Proctor reported that resident Nick Peters requested that Consent Calendar Item *I-5 be removed from the Agenda to be discussed Consent Calendar Item *I-5 was removed

- 18 Mike and Jane Ingalls Monrovia spoke against Planned Parenthood
- 19 Colete Karp Monrovia spoke against Planned Parenthood
- 20 Assemblyman Dennis Mountjoy Monrovia spoke against Planned Parenthood
- 21 Lauri Morrill Monrovia spoke against Planned Parenthood

At Mayor Blakely's request City Attorney Michael G Colantuono provided an update on the City's position on the matter. He reported that the City has been in contact with the legal counsel of the Los Angeles Archdiocese. The City did hear from counsel for the organization that was represented here tonight. They have asked that Staff notify them of the time that a final inspection is approved for the Planned Parenthood facility. City Staff has agreed to do so. He anticipates that their lawyers intend to file a lawsuit to get a court order to prevent the opening of Planned Parenthood. The City is likely to be the nominal defendant in such a case. Unless the Council were to direct him otherwise, he would view that as Planned Parenthood's responsibility to defend their rights. If there were a remedy that the City has not been able to find, maybe MAPP's legal counsel may find it in the courts. Staff cannot predict when they will be done with construction but it is coming sometime soon. The law of the land, with which many people in the audience disagree, is that abortion is legal. The law of the land is that the power to regulate abortion lies in Sacramento and to a lesser extent in Washington D C. It does not lie in Monrovia City Hall. The City has a duty under the law to treat all medical providers similarly. We do have a definition of a hospital in our code as a place where overnight stays are accommodated for medical purposes. There are some who would like to see the State law require an overnight stay for abortion. We do not have the power to do that at the local level. Their facility complies with our codes as they are written and as they now exist. He stated that he could not conceive of a way that the City could change the rules now. That wouldn't do anything other than hand Planned Parenthood a moral victory and attorney fees against the City. He stated the City is without legal options to the best of his legal ability to identify them. In response to Councilmember Adams' question of what was the impact of these petitions which were submitted at the last meeting and what was the threshold for enough signatures to request that an item be placed on a ballot, Mr. Colantuono stated that there was no number of signatures that can force the City to allow an election on someone else's rights. If everyone in town thought that someone should move out of his home so that a park could be built there, that could never be put to a vote. He further stated that he understood that there were people in the audience who didn't feel that Planned Parenthood was anything like taking somebody's home, but the law views them similarly. The legislature has the ability to regulate abortion and he believed that Assemblyman Mountjoy and his pro-life colleagues in the legislature have proposals to do just that. The City does not have any such power—we are talking about the rights of majority against minority. Property rights are held dearly by each of us. Councilmember Adams asked if Mr. Colantuono was advising the Council that regardless of number of signatures, from a legal standpoint, they have no value. Mr. Colantuono responded that they are an important part of the record of the City and will be stored with the Minutes, but we cannot force an outcome in his legal judgement. Mayor Pro Tem Hammond asked if 10% of the voters were to sign a petition, there would be no referendum made. City Attorney Colantuono responded that the state law could be changed by 800,000 voters of the state—that the City had no power nor did its voters. The State legislators have the power to change the law. Councilmember Franco asked if copies of the petitions could be sent to Assemblyman Mountjoy, State Senator Margett, and Congressman Dreier. Mayor Blakely stated that letters should be sent to Senator Margett and Assemblyman Mountjoy conveying the fact that they were presented by people who spoke at the City Council Meeting. These letters and petitions should be taken to the arena in Sacramento as the City Council did not have legislative authority. She further stated that copies of all letters and petitions turned in to date would be sent, as well as copies of letters or petitions received in the future.

Mayor Blakely called a recess from 9:18 P M to 9:41 P M

D PUBLIC MEETINGS/HEARINGS

1 Confirmation of Los Angeles County 2000-2001 Annual Weed Abatement Charge List

Linda B Proctor City Clerk reviewed the Staff Report

Each year the Los Angeles County Department of Agricultural Commissioner/Director of Weights and Measures identifies properties around town that contain excessive weeds brush or rubbish and constitute a public nuisance or health and safety concern On February 27 2001 a Protest Hearing was held No property owner protested

Now that the County personnel have cleared the identified lots it is appropriate to confirm the charges that will ultimately be placed on the owners property tax bills All affected property owners have been notified that the County is requesting confirmation of its final cost report at the July 24 2001 City Council meeting A copy of the declaration list has been posted as per legal requirements The County cleared eighty-one pieces of property for a total of \$21 776 94 A representative of the Weed Abatement Division Los Angeles County was present to answer any questions

Staff recommended that the City Council confirm the report of the Los Angeles County's 2000-2001 weed abatement charges for abating weeds trash and other debris

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

It was moved by Councilmember Adams seconded by Mayor Pro Tem Hammond to confirm the report of the Los Angeles County 2000-2001 weed clearance charges

ROLL CALL Ayes Councilmembers Adams Franco Mayor Pro Tem Hammond Mayor Blakely
Excused Councilmember Garcia
Motion carried 4-0

2 Congestion Management Program (CMP) Annual Report Resolution No 2001-44

Alice Griselle Planning Division Manager reviewed the Staff Report

Each city in Los Angeles County is required to implement the Congestion Management Program which is designed to address regional congestion by linking transportation land use and air quality decisions As part of the CMP cities are required to adopt and file a Local Implementation Report which includes the Deficiency Status Summary Report for the year

As building projects are approved the City keeps track of all new development (debits) and demolitions (credits) In addition programs implemented that are designed to help relieve congestion such as the CMP Ordinance are also credits The difference is then applied to the previous year's balance The Deficiency Status Summary Report is summarized as follows

2000 credit balance	14 306
2001 credits	1 222
2001 debits	<u>2,994</u>
2000-2001 credit balance	12 534

The City continues to have a credit balance for future years Monrovia is doing well in maintaining the 12 534 credit balance when compared with neighboring cities Duarte has 436

Sierra Madre has 404 Irwindale has 315 Temple City has 502 San Gabriel has 1 749 and El Monte has 20 864 credits The city of Arcadia purchased 20 000 CMP credits from Lancaster for a total of 25 997 and Bradbury purchased 80 CMP credits from Palmdale for a total balance of 58 credits Future development will reduce the City's balance and additional credits may have to be earned through the implementation of additional programs or purchased from other cities that have a surplus of credits However based on the anticipated rate of construction and demolition this is not in the foreseeable future

Staff recommended adopting the resolution finding the City to be in conformance with the CMP and adopting the Local Implementation Report

Public Hearing Opened and Closed Mayor Blakely 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 Hammond seconded by Councilmember Adams to adopt Resolution No 2001-44 and direct Staff to submit the required report to the Metropolitan Transportation Authority

ROLL CALL
Ayes Councilmembers Adams Franco Mayor Pro Tem Hammond Mayor Blakely
Excused Councilmember Garcia
Motion carried 4-0

3 Fiscal Year 2001-2002 Citywide Lighting and Landscape Maintenance Assessment District Resolution No 2001-47

David Fike Public Works Director reviewed the Staff Report

In connection with the annual review of the Citywide Lighting and Landscaping Maintenance Assessment District the City will be conducting a Public Hearing for the Fiscal Year 2001-2002 Citywide Lighting and Landscaping Maintenance Assessment District to confirm the assessment and levying of the assessment for FY 2001-2002

The Citywide Lighting and Landscaping Maintenance District provides funding for maintenance of public street lighting and traffic signals maintenance of street trees maintenance of landscaping in 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 for FY 2001-2002 for a typical single-family dwelling was \$56 39 The City's contribution will be \$147 000 00

Staff recommended that after receiving any public testimonial regarding the proposed assessment that the City Council adopt Resolution No 2001-47

He reported that the City Council should review at mid-year probably January whether the City can continue to take this \$147 000 00 from the general fund If the economy were to turn down the City could not afford to continue the increases in this district that we have seen in the last few years The City Council will need to look at an incremental decrease in the general fund

Public Hearing Opened and Closed Mayor Blakely 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 Hammond seconded by Councilmember Adams to adopt Resolution No 2001-47

ROLL CALL **Ayes** **Councilmembers Adams Franco Mayor Pro Tem Hammond Mayor Blakely**
Excused **Councilmember Garcia**
Motion carried 4-0

4 Fiscal Year 2001-2002 Park Maintenance Assessment District Resolution No 2001-48

David Fike Public Works Director reviewed the Staff Report

In connection with the annual review of the Park Maintenance Assessment District the City will be conducting a Public Hearing for the Fiscal Year 2001-2002 Park Maintenance Assessment District to confirm the assessment and levying of the assessment for FY 2001-2002

The Park Maintenance District provides funding for the maintenance of Canyon Library Recreation Rotary Olive Avenue Julian Fisher and Grand Avenue Parks

The recommended assessment for FY 2001-2002 for a typical single-family dwelling is \$8 11 an increase of \$0 18 from the FY 2000-2001 assessment rate of \$7 93 in accordance with previous voter approval The City's contribution will be \$38 519 00

Staff recommended that after receiving any public testimonial regarding the proposed assessment that the City Council adopt Resolution No 2001-48

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

It was moved by Councilmember Adams seconded by Mayor Pro Tem Hammond to adopt Resolution No 2001-48

ROLL CALL **Ayes** **Councilmembers Adams Franco Mayor Pro Tem Hammond Mayor Blakely**
Excused **Councilmember Garcia**
Motion carried 4-0

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

CONVENE Chairman Lara Larramendi Blakely convened the Regular Meeting of July 24 2001 of the Monrovia Redevelopment Agency Board of Directors at 10 00 P M in City Council Chambers without adjourning the City Council Meeting

ROLL CALL Those in attendance were Boardmembers Tom Adams Victor M Franco Vice-Chairman Rob Hammond and Chairman Lara Larramendi Blakely Boardmember Garcia was excused

A CONSENT CALENDAR It was moved by Mayor Pro Tem Hammond seconded by Councilmember Franco to adopt the Consent Calendar consisting of Item *B

ROLL CALL **Ayes** **Boardmembers Adams Franco Vice-Chairman Hammond Chairman Blakely**
Excused **Boardmember Garcia**
Motion carried 4-0

***B MINUTES** Minutes of the Regular Meeting of July 10 2001 were approved by order of the Consent Calendar

MRA REPORTS None

ADJOURN Chairman Blakely adjourned the Monrovia Redevelopment Agency Meeting at 10 00 P M and the City Council Meeting continued

RECONVENE MONROVIA CITY COUNCIL MEETING

E BIDS None

F COMMUNICATIONS AND PETITIONS

***1 Denial of Claim Sequoia Financial Services vs City of Monrovia**

This matter was approved by order of the Consent Calendar

Sequoia Financial Services represents Mr Idris Lloyd They assert that a City palm tree dropped large fronds onto his vehicle while it was parked on Palm Avenue on April 17 2001 causing damage to the vehicle

Departmental records indicate that the tree was assessed and maintained in accordance with the City's established schedule The tree showed no visible sign of disease or decay Therefore the City bears no responsibility in this matter

Claimant sought approximately \$3 500 00 in damages Staff recommended rejection of claim

***2 Denial of Liability Claim Habib and Maria Akl v City of Monrovia**

This matter was approved by order of the Consent Calendar

Monrovia Police personnel had the claimant's vehicle towed as it was blocking traffic in parking lot #10 The claimant's paid \$80 00 in towing fees and \$75 00 to the Police Department for administrative fees They appealed the issue with the Police Department who then offered to reimburse the \$155 00 paid by the claimants The claimants are now seeking reimbursement of these fees as well as additional compensation totaling \$15 555 00

The Police Department reviewed the matter and agreed to refund expenses to the claimants Additionally the same offer was made upon receipt of the claim submitted to the City The claimants rejected this subsequent offer Claimant is seeking \$15 555 00 in damages

In Staff's opinion the additional amount requested above \$155 00 was unwarranted Therefore Staff recommended that the claim be denied

G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

1 Mayor Blakely reported that

(a) On July 23 2001 she and members of the Wilderness Preserve Steering Committee traveled to Sacramento for the Wilderness Conservation Board Grant Hearing She stated that they determined that in fairness to all property owners in giving them ample time to submit appraisals to the state that they had rescheduled for the November 28 2001 Hearing Letters were sent to the owners as of today

b) She will be meeting with legislators in Washington D C and members of HUD regarding the next round of appropriations

(c) She will be attending the National League meeting in Detroit and hopes to meet with Rubin Gorales to push for Monrovia projects

2 Mayor Pro Tem Hammond reported that

(a) He was nominated to the Board of Directors of ICA He reported on the Conference that he recently attended

(b) He will be attending the League of California Cities Conference and Redevelopment Conference

(c) He thanked recent retirees Sgt Rich Lukofnak and Lt Jay Olds 24- and 30-year veterans respectively of the Police Department for their years of service

3 Councilmember Adams reported that

(a) He Councilmembers Franco and Garcia and Mayor Pro Tem Hammond attended the ICA Conference and found it very informative

(b) He will be attending the League of California Cities Conference and Redevelopment Conference

4 Councilmember Franco reported that

(a) He thanked the three sponsors for the Concert in the Park last Sunday

(b) He attended the recent ICA Conference and established valued relationships

(c) He will be attending the League of California Cities Conference and Redevelopment Conference

(d) He announced the MAD Golf Tournament on August 3 2001 sponsored by the Monrovia Chamber of Commerce

5 Councilmember Garcia was excused

H REPORTS OF COMMISSIONS BOARDS AND COMMITTEES

1 Hillside Land Acquisition Program Update

This item was taken out of order (see above preceding Consent Calendar)

I ADMINISTRATIVE REPORTS

1 Establishment of Old Town Monrovia Trash Bin Screening Assistance Program Resolution No 2001-40

Sondra Lee Management Analyst II reviewed the Staff Report

In 1995 the Vision 2000 Committee was formed to develop a 5-year strategy plan for the Old Town With regards to solid waste management in the Old Town the Vision 2000 Committee identified the following goals

- Remove the unsightly trash bins from public view
- Make waste disposal more efficient in order to reduce the number of trash bins and service visits needed especially during peak business hours
- Ensure that each business pays its fair share to achieve the aforementioned goals

The first step towards achieving these goals was the implementation of the City's exclusive franchise for trash service in the Old Town franchise area which included the construction of communal bin enclosures The 11 enclosures were strategically placed throughout the downtown and made available to all businesses in the franchise area desiring to participate in shared bins for trash service All businesses/property owners subscribing to trash service in the

Old Town franchise area pay an enclosure fee to amortize the costs to construct the communal enclosures. However, some businesses/property owners paying the enclosure fee have opted not to participate in the communal system for practical/logistical reasons (e.g. proximity of communal enclosures, onsite needs, etc.)

The Code (MMC) Section 8 11 060 stipulates that commercial businesses in the Old Town franchise area screen solid waste collection bins/containers from view from the public right-of-way. Businesses that have opted out of the communal system and therefore have trash bins onsite may be impacted by MMC Section 8 11 060. To bring equity to these business/property owners that are paying the enclosure fee and will now be required to screen their trash bins/containers from public view, Staff has developed the Old Town Monrovia Trash Bin Screening Assistance Program.

Under the program, the City will rebate 50% of the eligible costs up to a ceiling of \$3,000 incurred by a business to screen its solid waste collection bin/containers from public view. The program area will be restricted to businesses located in the Old Town franchise area. Applicants for the program must be either the owner of the property or the owner of a business located in the program area. Business tenants must obtain approval from their property owner in order to participate in the program. As this program is only intended to bring existing businesses in the Old Town into compliance, the program will sunset on June 30, 2002.

Based on an average rebate amount of \$1,500.00, Staff estimates the overall cost of the program to be \$25,500.00 (17 locations @ \$1,500.00 ea). The matching funds for the program will be distributed from the City's Waste Fund. The Old Town Monrovia Trash Bin Screening Assistance Program reduces the financial burden to businesses/property owners of complying with Monrovia Municipal Code 8 11 060. By sharing the screening costs on a dollar-for-dollar basis, the City can assist impacted businesses in meeting the goals of Vision 2000, Vision 2005 and beyond. For these reasons, Staff recommended approval of Resolution No. 2001-40 to establish the Old Town Monrovia Trash Bin Screening Assistance Program.

Those businesses that choose to create their own trash enclosures will have to be creative. The City wants all private bins to be in an enclosure. Every business must subscribe to trash service with Athens. If a business comes into the City after June of 2002, they will be responsible for their own trash enclosure. In the event that a building is vacant, the building owner will be responsible for the trash enclosure for that building. Great strides have been made by the City and Sondra Lee in getting downtown trash-friendly.

It was moved by Councilmember Adams, seconded by Mayor Pro Tem Hammond to approve Resolution No. 2001-40.

ROLL CALL
Ayes: Councilmembers Adams, Franco, Mayor Pro Tem Hammond, Mayor Blakely
Excused: Councilmember Garcia
Motion carried 4-0

***2 Acceptance of 2000-2001 Water Main Replacement Program Notice of Completion Final Retention Acceptance of Final Payment to A D Engineering Construction in the Amount of \$258,450.00**

This matter was approved by order of the Consent Calendar.

On April 10, 2001, the City Council awarded a contract to A D General Engineering Construction (2829 N Glenoaks Blvd, Suite 106/101, Burbank, CA 91504) in the amount of \$258,450.00 for the replacement of water main pipes at Highland Place from the alley north of Foothill Boulevard to Court Street, the alley north of Chestnut Avenue from Magnolia Avenue to

Mayflower Avenue Cypress Avenue from Myrtle Avenue to Shamrock Avenue and Los Angeles Avenue from Myrtle Avenue to Ivy Avenue The work included installing 2 650 linear feet of new 8-inch ductile iron pipe

Staff recommended that the City Council accept the contract work as completed by A D General Engineering Construction in the total amount of \$258 450 direct the City Clerk to 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 (35) days after filing of Notice of Completion with the County Recorder

***3 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 to contact Monrovia's elected representatives for their support

***4 Set for Public Hearing on August 14 2001 Tentative Tract Map No 53547/CUP2001-17/V2001-12 Four-Unit Two-Story Planned Unit Development in RM Zone Located at 1817 South Mayflower Avenue Developer Hank Jong/Waken Development**

This matter was approved by order of the Consent Calendar

At its meeting of July 11 2001 the Planning Commission unanimously recommended approval to the City Council for Tentative Tract map No 53547/CUP2001-17/V2001-12 for a detached 4-unit 2-story Planned Unit Development (PUD) in the RM (Residential Medium Density) zone

Staff recommended setting August 14 2001 as the date of the Public Hearing

5 Set for Public Hearing on August 14 2001 Tentative Tract Map No 53376 Located at 999 Wildrose Avenue Subdivide into Seven Lots with a Dedicated Cul-de-Sac Street Developer Rose Street Enterprises

At its meeting of July 11 2001 the Planning Commission unanimously recommended approval to the City Council for Tentative Tract Map No 53376 for a 7-lot subdivision with a dedicated cul-de-sac street The property is in the RL (Residential Low Density) zone

Resident Nick Peters asked that the matter be rescheduled to September 11 2001 due to people on vacation in that area Mayor Blakely stated that the Public Hearing could be opened on August 14th and continued to September 11th

Staff recommended setting August 14 2001 as the date of the Public Hearing

It was moved by Mayor Pro Tem Hammond seconded by Councilmember Franco to approve Resolution No 2001-40

ROLL CALL

**Ayes Councilmembers Adams Franco Mayor Pro Tem
Hammond Mayor Blakely
Excused Councilmember Garcia
Motion carried 4-0**

K PAYROLL & VOUCHERS Payroll No 15 in the net amount of \$441 586 77 and Voucher Numbers 95970 through 96292 nonsequentially in the amount of \$1 005 559 59 were approved by order of the Consent Calendar

L SCHEDULED MEETINGS

The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday August 14 2001 7 30 P M City Council Chambers 415 South Ivy Avenue Monrovia California

Mayor Blakely announced that the Regular Meeting of the Monrovia City Council of Tuesday August 28 2001 had been cancelled

M ORAL COMMUNICATIONS IF NEEDED

- 1 Rich Musser Monrovia spoke against Planned Parenthood
- 2 Sonja Nordyke Monrovia spoke against Planned Parenthood

City Attorney Michael Colantuono stated that Planned Parenthood did require a parking variance because the building was an older structure It also had to appear before the Development Review Committee regarding the exterior of the building Notice was sent to all neighbors of the building within 100 feet The Planned Parenthood hearing was properly noticed The DRC agenda was posted as required

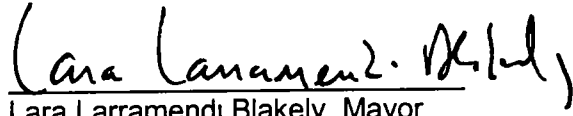
- 3 Laura Wiles Monrovia spoke against Planned Parenthood
- 4 Dr John S Waldrip Monrovia spoke against Planned Parenthood
- 5 David A Guerrero Monrovia spoke against Planned Parenthood
- 6 Pam Fitzpatrick Monrovia spoke in appreciation of the time given to speakers throughout the years and stated she will encourage Assemblyman Mountjoy to take this matter (Planned Parenthood facility) to Sacramento
- 7 Gina Capobianco Arcadia spoke against Planned Parenthood
- 8 Brandin Locatell Monrovia spoke against Planned Parenthood
- 9 Norma Sanchez Bradbury spoke against Planned Parenthood
- 10 Lisa Ann Wilson Monrovia spoke against Planned Parenthood
- 11 Joyce Wilson Monrovia spoke against Planned Parenthood
- 12 Rosemary Harrahill Monrovia spoke against Planned Parenthood
- 13 John Stueve Monrovia spoke against Planned Parenthood

Mayor Blakely stated that action regarding this issue can be taken in Sacramento and Washington D C Staff has been advised to forward copies of these petitions and letters to Senator Margett and Assemblyman Mountjoy Citizens who oppose Planned Parenthood are encouraged to send letters to our representatives in Sacramento They have the ability to change these laws

N CLOSED SESSION At 11 20 P M Mayor Blakely announced that the City Council would adjourn to Closed Session to hold a Public Employee Performance Evaluation regarding City Manager Donald R Hopper pursuant to Government Code §54957 and to conference with Legal Counsel pursuant to Government Code Sections §54956 9(b)(2) Settlement Authority for Lori Nichols-Smith and Rosemary Rodriguez

O ADJOURN Mayor Blakely adjourned the meeting in memory of resident Hannah F Wheeler 48-year resident Closed Session at which all City Councilmembers were in attendance with the exception of Councilmember Garcia who was excused began at 11 24 P M and ended at 11 50 P M

APPROVED


Lara Larramendi Blakely Mayor

ATTEST


Linda B Proctor CMC City Clerk