

**MINUTES OF THE SPECIAL AND REGULAR MEETINGS OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, SEPTEMBER 7, 2021, 7:30 P.M.**

In accordance with Executive Order N-29-20 and guidance from the California Department of Public Health on gatherings, members of the public were encouraged to participate in the meeting remotely by viewing on the KGEM channel through their local cable provider or online at www.foothillsmedia.org.

STUDY SESSION: Mayor Tom Adams convened the Special Study Session of the Monrovia City Council on Tuesday, September 7, 2021, at 7:00 p.m., to review Proposed Library Enhancement Project and Community Center Renovations. All members were present via videoconference. In attendance were City Manager Dylan Feik, Assistant City Manager Lauren Vasquez and City Clerk Alice D. Atkins. City Attorney Craig A. Steele participated via videoconference. Mayor Adams adjourned the study session at 7:28 p.m.

CONVENE: Mayor Adams convened the Regular Meeting of the Monrovia City Council on Tuesday, September 7, 2021, at 7:34 p.m. In attendance were City Manager Dylan Feik and Assistant City Manager Lauren Vasquez and City Clerk Alice D. Atkins. City Attorney Craig A. Steele participated via videoconference.

INVOCATION: Police Chaplain Terrence Brown

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Gloria Crudginton led the pledge of allegiance.

ROLL CALL: In attendance were Councilmembers Alexander C. Blackburn, Becky A. Shevlin, Larry J. Spicer, Mayor Pro Tem Gloria Crudginton, and Mayor Tom Adams. All members participated via videoconference pursuant to the Governor's Executive Order N-29-20.

Mayor Adams called for a moment of silence to honor the 13 service members recently killed in Kabul, Afghanistan.

REPORT OF CLOSED SESSION: None

PRESENTATIONS/PROCLAMATIONS:

PR-1 Proclaiming September 15 - October 15, 2021, as "Hispanic Heritage Month": Mayor Adams read aloud the proclamation.

PR-2 Proclaiming September 2021 as "National Suicide Prevention Month": Councilmember Shevlin read aloud the proclamation. The Mayor and City Council presented the proclamation to Ulises Gutierrez and Karen Mastrogiovanni, representing Healing Connections.

STUDENT GOVERNMENT REPRESENTATIVE: To resume on September 21, 2021

ORDER OF BUSINESS: There were no changes to the order of business.

CONSENT CALENDAR: Due to an ongoing business relationship with the applicant, Councilmember Shevlin abstained from item CC-7. **It was moved by Mayor Pro Tem Crudginton, seconded by Councilmember Spicer, to approve the consent calendar.** The motion carried unanimously by roll call vote, with Councilmember Shevlin's abstention from Item CC-7. The consent calendar consisted of the following items:

CC-1 Unadopted Minutes of the August 3, 2021, Special and Regular Meetings of the Monrovia City Council: The City Council adopted the Minutes of the August 3, 2021, Special and Regular Meetings of the Monrovia City Council.

CC-2 Payroll Nos. 16, 17, and 18 in the Net Amounts of \$760,044.29, \$769,180.32, and \$722,476.89, Respectively, and Warrant Registers dated August 5, August 12, August 19, August 26 and September 2, 2021, in the Total Amounts of \$338,350.42, \$678,305.50, \$372,300.79, \$808,124.57, and \$425,747.23, Respectively: The City Council approved Payroll Nos. 16, 17, and 18 in the net amounts of \$760,044.29, \$769,180.32, and \$722,476.89, respectively, and Warrant Registers dated August 5, August 12, August 19, August 26, and September 2, 2021, in the total amounts of \$338,350.42, \$678,305.50, \$372,300.79, \$808,124.57, and \$425,747.23, respectively.

CC-3 Amendment to Section 17.16.050 of Title 17 (ZONING) of the Monrovia Municipal Code Relating to Additional Regulations for the West Huntington Drive Corridor, Adoption of Ordinance No. 2021-05: The City Council adopted Ordinance No. 2021-05.

CC-4 Designation of Voting Delegate for the League of California Cities Annual Business Meeting and Review of 2021 Annual Conference Resolutions: The City Council designated Councilmember Shevlin as the Voting Delegate for the League of California Cities Annual Business Meeting and supported the proposed resolutions and bylaw amendments.

CC-5 Determination of Public Convenience and Necessity to Allow the Sale of Beer, Wine and Distilled Spirits for Off-Site Consumption at 458 East Duarte Road for New Country Store, Hazem Alchadayda, Applicant: The City Council approved a finding of Public Convenience and Necessity for 458 East Duarte Road, New Country Store.

CC-6 Final Tract Map No. 83265 for Property Located at 900 South Magnolia Avenue; Eric Tsang, Architect, and Hank Jong, Civil Engineer, Applicants: The City Council approved Final Tract Map No. 83265.

CC-7 Final Tract Map No. 83341 for Property Located at 511-517 East Walnut Avenue; Todd Bowden, Bowden Development Inc., Applicant: The City Council approved Final Tract Map No. 83341, with Councilmember Shevlin adue to a conflict of interest, as stated above.

CC-8 Amendment No. 1 to the Contractor Services Agreement with David Proctor DBA 1 800 Pro Fence in an Amount Not to Exceed \$1,647.00 to Add an Additional Sixty-one (61) Linear Feet of Fencing for the Canyon Park Fence Replacement for a Total Amount Not to Exceed \$31,772.00: The City Council approved Amendment No. 1 to the agreement with David Proctor DBA 1 800 Pro Fence in an amount not to exceed \$1,647.00 to add an additional sixty-one (61) linear feet of fencing for the Canyon Park Fence Replacement for a total amount not to exceed \$31,772.00, appropriated the necessary funding from the Bobcat Fire Project Fund, and authorized the City Manager to execute the necessary documents in a form approved by the City Attorney.

CC-9 Purchase of a Self-Service Holds Locker from D-Tech for Installation in Recreation Park in an Amount not to Exceed \$47,565.00 Utilizing Grant Funds from the Library Services and Technology Act Grant: The City Council approved the purchase of a self-service holds locker from D-Tech for installation at Recreation Park in an amount not to exceed \$47,565.00 with grant funds from the Library Services and Technology Act Grant and authorized the City Manager to execute the necessary documents in a form approved by the City Attorney.

CC-10 Amendment to Administrative Policy No. 7.00* Related to Facility and Street Naming: The City Council approved an amendment to Administrative Policy No. 7.00 related to Facility and Street Naming and authorized the City Manager to execute the necessary documents in a form approved by the City Attorney.

(*Note: Administrative Policy No. 1.01 assigned in error and corrected administratively)

CC-11 Recognition of Pamela Fitzpatrick in Honor of Her Substantial Contributions to the Community: The City Council approved recognition of Pamela Fitzpatrick for her years of service and authorized staff to install a City Council Chambers Seat recognition plaque with the appropriate recognition.

CC-12 Agreement with Undisclosable, Inc., in an Amount Not to Exceed \$52,000.00 to Complete a Feasibility / Concept Design Study Related to the Existing Monrovia Community Center, with a Contingency in an Amount Not to Exceed \$3,120.00 for Reimbursable Expenses: The City Council approved the Consultant Services Agreement with Undisclosable, Inc., in an amount not to exceed \$52,000.00 to complete a Feasibility / Concept Design Study related to the existing Monrovia Community Center, with a contingency in an amount not to exceed \$3,120.00 for reimbursable expenses, and authorized the City Manager to execute the necessary documents in a form approved by the City Attorney.

CC-13 Agreement with Undisclosable, Inc., for Architectural Design Services Related to the Proposed Monrovia Public Library Enhancement Project in an Amount Not to Exceed \$112,900.00, with a Contingency in an Amount Not to Exceed \$6,775.00 for Reimbursable Expenses: The City Council approved the Consultant Services Agreement with Undisclosable, Inc., in and amount not to exceed \$112,900.00 for architectural design services related to the Monrovia Public Library Enhancement Projects, with a contingency in an amount not to exceed \$6,775.00 for reimbursable expenses, and authorized the City Manager to execute the necessary documents in a form approved by the City Attorney.

CC-14 Award of Contract to Vido Samarzich, Inc., for the Safe Routes to School Project, Project #C-3108, in an Amount not to Exceed 355,929.00: The City Council awarded a contract to Vido Samarzich, Inc., for the Safe Routes to School Project, Project #C-3108, in an amount not to exceed \$355,929.00, rejected all other bids, and authorized the City Manager to execute the necessary documents in a form approved by the City Attorney.

PUBLIC INPUT:

Public comment was accepted by email to City Clerk Atkins prior to 3:00 p.m. on the day of the meeting, and read aloud. The full text of comments were provided to all members of the City Council and posted to the City website. In addition, members of the public participated via Zoom video/teleconference.

1. Gayle Montgomery (via zoom)
2. Karen Roseberry (via zoom)
3. Brian (via zoom)
4. Sari Canales (via zoom)
5. Jason Willoughby (via zoom)
6. Grow Monrovia (via email)
7. Steve Thomas-Patel (via email)

PUBLIC HEARINGS / MEETINGS: None.

REPORTS OF CITY MANAGER AND STAFF:

The follow item was taken out of order:

RCM-2 Summary of SB 1383 (Organics Recycling) Requirements: Samuel Sasu and Jeffrey Taylor, California Department of Resources Recycling and Recovery (CalRecycle) gave a summary of SB 1383 (Organics Recycling) Requirements. Public Works Deputy Director Alex Tachiki provided an overview of the City's preparations for compliance.

RCM-1 City Council Directives Update: City Manager Feik reviewed the City Council Directives, as well as upcoming initiatives.

RCM-3 City Council Subcommittee's Meetings with the Association of Deputy District Attorneys, and Los Angeles County District Attorney and his Staff: City Manager Feik provided background on the purpose and goals of meeting with District Attorney Gascon: to learn more about his criminal justice reforms, specifically related to how his special directives were affecting public safety in Monrovia, how people were being held accountable for their actions, and the type of mental health resources in place to support the his criminal just reforms. Councilmember Blackburn and Mayor Pro Tem Crudgington expressed thanks to the Gascon for his willingness to meet. Councilmember Blackburn shared his thoughts and takeaways from the meetings, opining Gascon and his team were well intended people and their policy of "care over cages" for certain entry level offenders may in fact be an appropriate strategy. However, he concluded Gascon's lenient policies were too broadly applied and too lenient on serious criminals. Mayor Pro Tem Crudgington, stated her concerns that by releasing those who were mostly being held for mental health and drug addiction issues, without programs in existence to support their release, they would become part of the homeless population. Mayor Pro Tem Crudgington expressed a strong desire to continue talks with the Gascon in order to further build a relationship discuss governing from the middle, while Councilmember Blackburn gave the opinion the District Attorney was not interested in future meetings to discuss the concerns, and that time was of the essence. To continue dialog related to a vote of no confidence, Mayor Adams recommended moving item AR-1 to follow this report. There were no objections.

The follow item was taken out of order:

ADMINISTRATIVE REPORTS:

AR-1 Vote of "No Confidence" in Los Angeles County District Attorney George Gascón, Resolution No. 2021-51

Dylan Feik, City Manager, reviewed the Agenda Report and answered questions of the City Council. At the request of Councilmember Blackburn, Eric Sidall, Vice Chair of the Association of Deputy District Attorneys, shared the viewpoint of the Association.

Public Input:

1. Anna Estevez, in favor
2. Kathy Cady, in favor
3. Jason Willoughby, opposed
4. Melissa Taylor, opposed
5. Gayle Montgomery, opposed
6. Tamala Kelly, opposed

City Clerk Atkins stated that several written comments were received, distributed to the City Council, and posted to the website; 11 in favor and 1 opposed.

Following discussion, **it was moved by Councilmember Blackburn, seconded by Councilmember Shevlin, to adopt Resolution No. 2021-51.** Mayor Adams requested adding to the motion that the City continue reaching out to Gascon and see if they can't come to some meeting of the minds that would be acceptable. Councilmembers Blackburn and Shevlin accepted the amendment. The motion carried 3-2 by roll call vote, with Councilmembers Blackburn, Shevlin, and Mayor Adams in favor, Councilmember Spicer and Mayor Pro Tem Crudgington voting no.

RCM-4 Water Conservation Update: Public Works Deputy Director Alex Tachiki provided an overview of water conservation programs, upcoming events, and next steps.

RCM-5 Re-Opening of Canyon Park: Community Services Director Tina Cherry provided an update on the re-opening of Canyon Park with completion of facility and trail repairs following the 2020 Bobcat Fire.

REPORTS OF CITY COUNCILMEMBERS AND SUB-COMMITTEES:

RCC-1 Mayor Tom Adams

- (a) Congratulated City Manager Feik on being named Best City Manager by Beacon Media

RCC-2 Mayor Pro Tem Gloria Crudgington

- (a) Wished City Treasurer and Historian Stephen Baker a Happy Birthday

RCC-3 Councilmember Alexander C. Blackburn had no report.

RCC-4 Councilmember Becky A. Shevlin

- (a) Thanked staff for efforts toward Pam Fitzpatrick recognition
- (b) Los Angeles County Board of Supervisors Blue Ribbon Committee on Homelessness Meeting
- (c) Foothill Transit route changes in Monrovia

RCC-5 Councilmember Larry J. Spicer had no report.

- (a) Latest Monrovia Today activity guide
- (b) Upcoming events in the community

ADMINISTRATIVE REPORTS:

AR-1 Vote of "No Confidence" in Los Angeles County District Attorney George Gascón, Resolution No. 2021-51 This item was taken out of order and heard following item RCM-3 above.

AR-2 Repeal of the Emergency Moratorium on the Eviction of Commercial Tenants for Non-Payment of Rent Due to Covid-19 Financial Hardships and "No-Fault" Commercial Elections, Adoption of Urgency Ordinance No. 2021-08U

Mayor Adams recused himself, noting he had a conflict of interest as a commercial property owner, passed the gavel to Mayor Pro Tem Crudgington, and discontinued his audio and video for the remainder of the meeting.

Craig Steele, City Attorney reviewed the Agenda Report and answered questions of the City Council.

Public Input:

1. Gayle Montgomery, Monrovia

Following discussion, **it was moved by Councilmember Spicer, seconded by Councilmember Shevlin, to adopt Urgency Ordinance No. 2021-08U. The motion carried unanimously by roll call vote, with Mayor Adams absent.**

City Attorney Steele read the title of Urgency Ordinance No. 2021-08U as follows:

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONROVIA, CALIFORNIA, REPEALING THE EMERGENCY MORATORIUM ON THE EVICTION OF COMMERCIAL TENANTS FOR NON-PAYMENT OF RENT DUE TO COVID-19 FINANCIAL HARDSHIPS AND “NO-FAULT” COMMERCIAL EVICTIONS AND DECLARING THE URGENCY THEREOF

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 was scheduled for Tuesday, September 21, 2021, 7:30 P.M.

ADJOURNMENT: At 10:57 p.m., Mayor Pro Tem Crudgington adjourned the meeting in memory of Roy Chang, Member of Monrovia Association of Fine Arts, and the 13 military service members killed in Kabul, Afghanistan.

ATTEST:

APPROVED:

Tom Adams, Mayor

Alice D. Atkins, MMC, City Clerk