

**MINUTES OF THE REGULAR MEETING OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, SEPTEMBER 6, 2016, 7:30 P.M.**

CLOSED SESSION: Mayor Tom Adams convened the Closed Session Meeting of the Monrovia City Council at 5:00 p.m. on Tuesday, September 6, 2016, in City Council Chambers, 415 South Ivy Avenue, Monrovia, California, at which all Councilmembers were present to discuss the following Closed Session item: CS-1 Conference with Legal Counsel, Anticipated Litigation Pursuant to Government Code §54956.9(d)(2); A point has been reached where, in the opinion of the City Council on the advice of its legal counsel, based on the below described existing facts and circumstances, there is significant exposure to litigation against the City Council: Receipt of written communication from Mexican American Legal Defense and Education Fund dated August 10, 2016, demanding that the City convert its at-large election system to a district-based electoral system (copy available for public inspection in City Clerk's Office); CS-2 Conference with Legal Counsel, Existing Litigation Pursuant to Government Code §54956.9(d)(1); Natural Resources Defense Council, Inc., et al. v. State Water Resources Control Board, et al., Los Angeles Superior Court Case No. BS156962; and City of Gardena v. Regional Water Quality Control Board, et al., Orange County Superior Court Case No. 30-2016-00833722-CU-WM-CJC; CS-3 Conference with Real Property Negotiator pursuant to Government Code §54956.8; 202 and 220 West Evergreen Avenue and 145 West Pomona Avenue; Successor Agency Negotiator: City Manager/Deputy City Manager; Negotiating Party: 123 West Pomona, LLC; Under Negotiation: Price and Terms of Payment; CS-4 Conference with Legal Counsel, Initiation of Litigation Pursuant to Government Code §54956.9(d)(4); One (1) Potential Case; CS-5 Conference with Legal Counsel, Existing Litigation Pursuant to Government Code §54956.9(d)(1); David Dennis vs. City of Monrovia, Workers' Compensation Case No. ADJ10375056; and CS-6 Conference with Legal Counsel, Existing Litigation Pursuant to Government Code §54956.9(d)(1); Michael Lee vs. City of Monrovia, Workers' Compensation Case No. CJP037114MN. Mayor Adams Adjourned the meeting at 6:30 p.m.

SPECIAL MEETING: Mayor Adams convened the Special Meeting YES! Interns Graduation of the Monrovia City Council at 7:03 p.m. on Tuesday, September 6, 2016, in City Council Chambers, 415 South Ivy Avenue, Monrovia, California, at which all Councilmembers were. Mayor Adams adjourned the meeting at 7:20 p.m.

CONVENE: Mayor Adams convened the Regular Meeting of the Monrovia City Council of Tuesday, September 6, 2016, at 7:33 p.m. in City Council Chambers, in honor of Avery Grace, Chi, born August 15, 2016, to Oliver and Bobbi Jo Chi. The Regular Meeting was preceded by the YES! Intern Graduation at 7:00 p.m. In attendance were City Manager Oliver Chi, City Attorney Craig A. Steele, and City Clerk Alice D. Atkins.

INVOCATION: Police Chaplain Terrence Brown led the invocation.

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Alexander C. Blackburn led the Pledge of Allegiance.

ROLL CALL: In attendance were Councilmembers Gloria Crudgington, Becky A. Shevlin, Larry J. Spicer, Mayor Pro Tem Blackburn, and Mayor Tom Adams.

REPORT OF CLOSED SESSION: City Attorney Steele report that the City Council and Successor Agency met in a joint closed session to discuss the six items on the posted agenda. There was no reportable action.

PRESENTATIONS/PROCLAMATIONS:

STUDENT GOVERNMENT REPRESENTATIVE REPORT: Student Liaison Martin Muneton reported on activities at the high school.

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

CONSENT CALENDAR: It was moved by Mayor Pro Tem Blackburn, seconded by Councilmember Shevlin, to approve the consent calendar. The motion carried unanimously.

CC-1 Unadopted Minutes of the August 2, 2016, Regular Meeting and the August 16, 2016, Special Meeting of the Monrovia City Council: The City Council adopted the Minutes of the August 2, 2016, Regular Meeting and the August 16, 2016, Special Meeting of the Monrovia City Council.

CC-2 Payroll Nos.16 and 17 in the Net Amounts of \$ \$568,522.12 and \$587,563.64, Respectively, and Warrant Registers dated August 11 and September 1, 2016, in the Total Amounts of \$1,035,196.46 and

\$1,943,926.16, Respectively: The City Council approved Payroll Nos.16 and 17 in the net amounts of \$568,522.12 and \$587,563.64, respectively, and Warrant Registers dated August 11 and September 1, 2016, in the total amounts of \$1,035,196.46 and \$1,943,926.16, respectively.

CC-3 Amendment to the Title 2 (Administration and Personnel) and Title 17 (Zoning) of the Monrovia Municipal Code to Establish a Neighborhood Compatibility Design Review Process and to Amend Residential Development Standards, Public Noticing and Approval Requirements; Adoption of Ordinance No. 2016-08: The City Council adopted Ordinance No. 2016-08.

CC-4 Master Sewer Service Agreement with the City of Bradbury for Various Residential Properties: The City Council approved the Master Sewer Service Agreement with the City of Bradbury for various properties, and authorized the City Manager to execute the necessary documents in a form approved by the City Attorney.

CC-5 Sewer System Management Plan (SSMP) Update in Compliance with the Statewide General Waste Discharge Requirements (WDRs) for Sanitary Sewer Systems Pursuant to Water Quality Order No. 2006-0003: The City Council approved the updated Sewer System Management Plan pursuant to Water Quality Order No. 2006-0003.

CC-6 Legislative Review and Adoption of Position on State Legislative Measures: The City Council adopted the recommended positions on key legislation included in the Legislative Update.

CC-7 Letter of Support for the City of Bradbury's Request to Annex into their Jurisdiction Four (4) Parcels of Land Currently Located in the City of Monrovia: The City Council authorized staff to issue a letter of support for the City of Bradbury's efforts to annex into their community four parcels of land currently located in the City of Monrovia after receiving formal confirmation of Bradbury's agreement to reimburse the City \$59,000 for lost property tax revenues from the annexation proceedings.

PUBLIC INPUT:

1. Yasmine Andrawis, United Democratic Headquarters of Pasadena
2. Betty Thomas, Set for Life Health Fair
3. Clifford DeCosta, Monrovia
4. Jimi Hendrix, Monrovia
5. Gayle Montgomery, Monrovia
6. Casey Higgins, Deputy District Attorney

City Manager responded to concerns raised during Public Input regarding constructions and demolition occurring at 209 West Scenic Drive.

PUBLIC HEARINGS / MEETINGS:

PH-1 Amendment to the Monrovia Municipal Code Title 17 (Zoning) to Incorporate Demolition Permit Review Regulations for any Main Residential Buildings that is Fifty or More Years Old; Introduction and First Reading of Ordinance No. 2016-10

Sheri Bermejo, Planning Division Manager, reviewed the Agenda Report and answered questions of the City Council.

Mayor Adams opened the Public Hearing.

Public Input:

1. Dan Ryan, Monrovia
2. Jimi Hendrix, Monrovia, Historic Preservation Commissioner
3. Gayle Montgomery, Monrovia
4. Gwendolyn Jones, Monrovia

Mayor Adams closed the Public Hearing, as there were no additional speakers.

Following lengthy discussion, **it was moved by Mayor Pro Tem Blackburn, seconded by Councilmember Spicer, to introduce, waive further reading, and read by title only Ordinance No. 2016-10.** During further

discussion, the City Council requested the demolition ordinance be included with the six-month review related to neighborhood compatibility, and requested review of the existing Administrative Fine Process. The motion carried unanimously by roll call vote.

City Attorney Craig Steele read the title of Ordinance No. 2016-10 as follows:

AN ORDINANCE OF THE CITY OF MONROVIA, CALIFORNIA AMENDING TITLE 17 (ZONING) OF THE MONROVIA MUNICIPAL CODE TO INCORPORATE DEMOLITION REVIEW PERMIT REGULATIONS FOR ANY MAIN RESIDENTIAL BUILDING THAT IS FIFTY OR MORE YEARS OLD

REPORTS OF CITY MANAGER AND STAFF:

RCM-1 City Council Directives Update: City Manager Chi reviewed the status of recent directives given to Staff.

RCM-2 Los Angeles County Tax Increase Measure, "Safe, Clean Neighborhood Parks, Open Space, Beaches, Rivers Protection, and Water Conservation Measure": City Manager Chi provided an overview of the proposed measure. Following discussion, **it was moved by Councilmember Crudgington, seconded by Mayor Pro Tem Blackburn, to oppose the measure.** The motion carried unanimously.

REPORTS OF CITY COUNCILMEMBERS AND SUB-COMMITTEES

RCC-1 Mayor Tom Adams

(a) Thanked councilmembers for the hard work they do representing all of Monrovia

RCC-2 Mayor Pro Tem Alexander C. Blackburn had no report.

RCC-3 Councilmember Gloria Crudgington

(a) Recent San Gabriel Valley Council of Governments Water Committee meeting with Regional Boardmember

(b) Hertzberg Bill dead for this legislative session

(c) Update on Recent Supreme Court Decisions Regarding State Mandates; City Attorney Steele provided a summary.

RCC-4 Councilmember Becky Shevlin

(a) Reviewed upcoming events in the community

(b) Library Strategic Plan

(c) Hertzberg Bill

(d) Recent San Gabriel Valley Council of Governments Homeless Committee Meeting

(e) Unable to attend September 20, 2016, Regular Meeting

RCC-5 Councilmember Larry J Spicer

(a) Proclaimed September 16, 2016, as National Stepfamily Day

ADMINISTRATIVE REPORTS:

AR-1 Filming and Production of Interactive Police Training Scenario Videos by VirtuCom Solutions Utilizing Board of State and Community Corrections (BSCC) Grant Funds in the Amount of \$95,000.00

Alan Sanvictores, Police Captain, reviewed the Agenda Report.

Following brief discussion, **it was moved by Councilmember Crudgington, seconded by Councilmember Shevlin, to approve the filming and production of interactive police training scenario videos by VirtuCom Solutions using Board of State and Community Corrections (BSCC) grant funds in the amount of \$95,000.00, and authorize the Chief of Police to execute the necessary documents in a form approved by the City Attorney.** The motion carried unanimously.

AR-2 Administrative Policy Related to City Facility and Street Naming

Katie Distelrath, Recreation Manager, reviewed the Agenda Report and answered questions of City Council.

Following discussion, staff was directed to bring back a revised policy that includes a waiting period after someone passes.

AR-3 Agreements with National Plant Services, Inc., for Monrovia Renewal Sewer Cleaning and CCTV Inspection Services and Routine Sewer Maintenance Services, Agreement with IT Pipes for Technical Services, and Agreement with Merrell-Johnson Companies for Project Inspection and Construction Management Services

Sean Sullivan, Public Works Division Manager, reviewed the Agenda Report.

It was moved by Councilmember Crudginton, seconded by Councilmember Shevlin, to approve agreements with National Plant Services, Inc., IT Pipes, and Merrell-Johnson Companies as presented and appropriate the necessary funds of \$514,034.10 for Sewer Cleaning and CCTV Inspection Services as related to Monrovia Renewal, approve an on-call maintenance agreement with National Plant Services, Inc., for sewer maintenance services, and authorize the City Manager to execute all necessary documents in a form approved by the City Attorney. The motion carried unanimously.

AR-4 Award of Contract to Minako America Corp DBA Minco Construction for the Concrete Sidewalk Replacement (Southwest/Southeast Area Non-Renewal) Improvements Project and Consultant Services Agreement with Merrell-Johnson Companies for Construction Management and Inspection

Jeremiah Brooks, Project Manager, reviewed the Agenda Report.

It was moved by Councilmember Shevlin, seconded by Councilmember Crudginton, to award a contract to Minako America Corporation for the completion of the Monrovia Concrete Sidewalk Replacement (Southwest/Southeast Area Non-Renewal) Project, approve a consultant services agreement with Merrell-Johnson Companies for project inspection and construction management services, appropriate the necessary funds of \$406,286.00 to complete this project, and authorize the City Manager to execute the necessary documents in a form approved by the City Attorney. The motion carried unanimously.

AR-5 Award of Contract to Sancon Engineering, Inc., for the Monrovia Renewal Southwest and Southeast Area Sewer Lining and Repair Project No. MR-006 and Approve a Consultant Services Agreement with Merrell-Johnson Companies for Project Inspection and Management

Sean Sullivan, Public Works Division Manager, reviewed the Agenda Report and answered questions of the City Council.

Following discussion, it was moved by Councilmember Spicer, seconded by Mayor Pro Tem Blackburn, to award a contract to Sancon Engineering, Inc., for the completion of the Monrovia Renewal Southwest and Southeast Area Sewer Lining and Repair Project, approve a consultant services agreement with Merrell-Johnson Companies for construction inspection and management services, appropriate the necessary funds of \$1,025,628.75 to complete this project, and authorize the City Manager to execute the necessary documents in a form approved by the City Attorney. The motion carried unanimously.

AR-6 Award of Contract to Sully-Miller Contracting Company for the Monrovia Renewal Southwest Southeast Street Improvements Project No. MR-007 and Consultant Services Agreement with Merrell-Johnson Companies for Construction Surveying, Inspection, Materials Testing and Project Management

Sean Sullivan, Public Works Division Manager, reviewed the Agenda Report and answered questions of the City Council.

Following discussion, it was moved by Councilmember Shevlin, seconded by Mayor Pro Tem Blackburn, to award a contract to Sully-Miller Contracting Company for the completion of the Monrovia Renewal Southwest and Southeast Area Street Improvements Project; approve a consultant services agreement with Merrell-Johnson Companies for project surveying, materials testing, inspection, and management; appropriate the necessary funds of \$6,630,156.40 to complete this project; and authorize the City Manager to execute the necessary documents in a form approved by the City Attorney. 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 was scheduled for Tuesday, September 20, 2016, 7:30 p.m., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

ADJOURNMENT: At 10:16 p.m., Mayor Adams adjourned the meeting in memory of Bob Wight, Longtime Resident and Foothill Unity Center Volunteer; Father Frank Cassidy, Minister of Immaculate Conception Church of Monrovia.

APPROVED:

ATTEST:

Tom Adams, Mayor

Alice D. Atkins, CMC, City Clerk