

MINUTES

CITY OF GLENDORA

CITY COUNCIL
 COMMUNITY REDEVELOPMENT AGENCY
 GLENDORA PUBLIC FINANCE AUTHORITY

COMBINED REGULAR MEETING

JANUARY 14, 2003

COUNCIL CHAMBERS OF THE CITY HALL
 116 E. FOOTHILL BOULEVARD, GLENDORA, CA

7:30 P.M.

COUNCIL/CRA/GPFA MEMBERS PRESENT: Marshall Mouw, Mike Conway,
 Gary M. Clifford, Cliff Hamlow,
 Ken Herman

COUNCIL/CRA/GPFA MEMBERS ABSENT: None

1. INVOCATION, PLEDGE OF ALLEGIANCE, AND CALL TO ORDER

The invocation was given by City Attorney D. Wayne Leech. The pledge of allegiance was led by Pat Janes, President of the Glendora Chamber of Commerce.

At 7:34 p.m., Mayor Mouw called the Combined Regular Meeting of the City Council, Community Redevelopment Agency, and Glendora Public Finance Authority to order.

2. SPECIAL ITEMS

2A PROGRESS REPORT FROM THE WATER SYSTEM STUDY COMMITTEE

Rey Rodriguez and Neil Shockey spoke on behalf of the Water System Study Committee and presented a status report on the progress of the Committee. Mr. Shockey said with the exception of the holidays, the Committee has been meeting weekly since October 24, 2002. Mr. Rodriguez reported that the Committee underwent an education period and has subsequently identified five problem areas: (1) The current water rate structure, which was adopted in 1997, is not adequate to meet current water system operation and maintenance costs. (2) The water system has operated at a net loss for each of the last two fiscal years. (3) The water system infrastructure needs significant repairs and improvements. (4) The pay-as-you-go approach, which was adopted as part of the 1997 rate structure, is not adequate to fund the capital improvements necessary to repair and upgrade the water system. (5) The financial analysis indicates that insufficient funds exist in the contingency reserves. Mr. Shockey said the water system has been effectively managed and operated by the City, but current revenues are insufficient to cover increased operation and maintenance expenses, fund an aggressive capital improvement project, and set aside adequate contingency reserves. It is the Committee's unanimous opinion that completing the complex task within the 90-days that Council allotted is not achievable due to the number of issues and the holiday interruptions. The Committee is requesting that Council grant them an additional 60 days, until March 25, 2003, in which to submit the final report to Council.

At Mayor Mouw's inquiry, Mr. Shockey said the Committee would try its best to complete the report in a shorter time period than the additional 60 days.

Mayor Pro Tem Conway urged the Committee to complete the report sooner than 60 days.

With Council concurrence, the Committee was asked to present its final report to Council on or before March 25 2003.

3. COMMUNITY RECOGNITION

3A AWARDS TO WINNERS OF THE CITY'S 2002 HOLIDAY HOME DECORATING CONTEST

Community Services Commissioners Glen Rizuto and Nikki Hull assisted Council in presenting awards for the City's 2002 Holiday Home Decorating Contest. Twenty-nine homes were entered in the 8th annual decorating contest. First and second place winners were given a sign to display in their yards. Judging was done by the Glendora Community Services Commissioners. All participants received a Certificate of Appreciation and the following participants were invited to attend tonight's meeting to receive an award.

Use of Lights: 1st Place, Pagano Family, 226 W. Juanita Avenue; 2nd Place, Dworak Family, 1101 Danton Drive.

Lawn Display: 1st Place, Lopez Family, 1432 S. Glencroft Road; 2nd Place, Viteri Family, 930 S. Chippendale Avenue.

Best Animation: 1st Place, Lachberg Family, 1423 S. Glencroft Road; 2nd Place, Davidson Family, 551 E. Comstock Avenue.

Holiday Spirit: 1st Place, Laffin Family, 616 E. Virginia Avenue; 2nd Place, Crook Family, 933 Inverness Avenue.

Best Overall: 1st Place, West Family, 1326 S. Barranca Avenue; 2nd Place, Rushie Family, 955 S. Chippendale Avenue.

Sweepstakes Award: Garcia Family, 808 N. Banna Avenue.

4. STUDENT REPORTS

4A BRYAN YU: GLENDORA HIGH SCHOOL STUDENT REPRESENTATIVE

Bryan Yu reported that students are returning from winter break. Prior to the break, students collected many canned foods to help the needy families of Glendora and donated toys to the City of Hope. The school will be closed on January 20 in observation of Martin Luther King Jr. Day. Bryan reported on sports activities, including soccer and basketball. Seniors will be taking the Golden State Exam. Final exams will be held next week to conclude the first semester. Studio 54 will be in the gym this Friday.

4B MEGAN PETER: CHARTER OAK HIGH SCHOOL STUDENT REPRESENTATIVE

Megan Peter reported on student achievements, include one student who received a perfect score on his SAT exam and two others who received perfect scores on their PSAT exam. Congratulations were extended to the Charter Oak football players who were selected for the Cal High First Team All State Football Team and to the San Gabriel Valley Tribune All Valley Team. Winter Ball will be held on Saturday in the gym. The Charter Oak Scholarship Foundation recently received a \$100,000 donation to help students with college expenses. Three students were selected to attend the Youth Leadership Conference, which is sponsored by Rotary. Final exams will be held next week and the second semester will begin on January 27. The 2002 Charter Oak Yearbook was recently awarded a silver medal for excellence by the National Scholastic Press Association. Winter sports began league play last week.

Reorder of the Agenda

Due to the large number of residents in attendance to discuss sports lighting, Mayor Mouw requested that Agenda Item 11C be considered at this time.

Motion was made by Councilmember Clifford and seconded by Mayor Pro Tem Conway to consider Agenda Item 11C at this time. The motion carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

11. NEW BUSINESS11C COUNCIL REVIEW/DISCUSSION/DIRECTION TO STAFF REGARDING PROPOSED SPORTS LIGHTING

J. Henderson, Director of Planning and Redevelopment, reported that at its meeting of December 10, 2002 Council directed the Community Services Commission to discuss the issue of sports lighting in Glendora.

Glen Rizuto, Chairman of the Community Services Commission, reported that the Commission recommended that Council continue to support the addition of sports lighted facilities in Glendora so that the existing level of service can be sustained. Commissioner Rizuto reported on the number of lighted fields as follows:

- Two multiple-use lighted fields at Louie Pompei Sports Park;
- One multiple-use light field at Goddard Middle School;
- Four lighted softball diamonds at Finkbiner Park
 - One for adult use only, or four diamonds for youth use simultaneously;
- One lighted multiple-use field at Glendora High School
 - Available for youth and high school football, high school soccer, and the high school band and drill team.

Commissioner Rizuto reported that historically, from August to December, the Community Services Department has met the minimum needs of the youth and adult sports communities with the lighted areas named above. In May 2002 the lighted multiple-use facility at Glendora High School was lost due to the addition of the new aquatic and event centers, displacing Junior All American Football. In spring of 2002 the department requested permission from the school district to use temporary lighting on the football field and multiple-use area at Goddard Middle School to serve the displaced Junior All American Football program. The outfield of the major little league field was used for the cheer program. The Commission believes that when staff starts to allocate resources to meet the needs for practice and games for existing fall programs, they will be 36 hours short of meeting lighting needs. Youth football will also need a football field to host four Saturday home games. Last year youth soccer moved four Saturday game dates regularly scheduled for Goddard/George Manooshian Park to La Fetra Elementary School to make room for the Junior All American home football games. At its meeting of January 16, 2003 the Commission will discuss resident/non-resident issues. The Commission's goal is to determine the number of non-resident participants in Glendora programs and if they are contributing to the overcrowded conditions of the City's night-lighted facilities. The Community Services Department has facilitated a comprehensive sports program to meet the needs of the youth and adults of Glendora. The Commission believes that this has been accomplished with limited resources, cooperation, and hard work from the volunteer community. The loss of the high school field drastically reduces the department's ability to maintain existing minimum levels of service. The Commission is recommending the installation of additional sports lighting rather than limiting participation or eliminating programs.

Mr. Henderson stated the Glendora Youth Sports Programs are operated by volunteers who plan and organize the leagues. The leagues use facilities owned by the City, Glendora Unified School District, and Charter Oak Unified School District for practice and games. Each league applies for use of the facilities through the Community Services Department. The Department then applies to the school districts for approval. The school districts use their own sports facilities generally until 4:30 p.m.

Sports facilities now being used are: Sellers School (three soccer grass areas and one backstop); Cullen School (two small soccer fields, one large soccer field, and three backstops); Williams School (one soccer grass area and three backstops); La Fetra School (one soccer grass area and four backstops); Stanton School (one soccer grass area and two backstops); Sutherland School (three baseball fields; home of South Hills Little League); Goddard (Pony field/soccer field with lights; football/soccer field), two baseball fields, two baseball/soccer fields); Sandburg (four baseball fields and one football/soccer field); Whitcomb School (one soccer field and three backstops); Finkbiner Park (four softball diamonds with common outfield/soccer field with lights; Sports Park East (two small softball diamonds with common outfield/soccer field with lights; Sports Park West (one large softball field/soccer field with lights).

11. NEW BUSINESS11C COUNCIL REVIEW/DISCUSSION/DIRECTION TO STAFF REGARDING PROPOSED SPORTS LIGHTING (Cont'd)

Available hours for sports facilities with lights (hours per site) are: Monday through Thursday from 5:00 p.m. to 9:00 p.m. (four days a week x four hours per day = 16 total hours per week). The youth programs are concluded by 8:30 p.m. and then Club teams and adult sports are scheduled after 8:30 p.m. Louie Pompei Sports Park, East and West fields, each provide 16 hours of use per weeks; the Goddard Pony/Colt facility provides another 16 hours; and Finkbiner Park provides another 16 hours. These four lighted facilities provide a total of 64 hours per week for practices. Facilities are not scheduled for Fridays because the youth leagues usually don't want to use those times.

The lost use of Glendora High School facility is a loss of 36-40 hours per use. The Junior All American Foothill charter requires that each team have six hours of practice per week. There are six different age groups, which totals 36 hours of need. Each age group also has a cheer program that requires the same number of hours.

The Glendora Youth Soccer program has 1,800 boys and girls participating and they have 136 teams, which equates to 136 hours of practice. Mr. Henderson reiterated that the City currently has 64 hours of lighted use.

The Club Soccer League uses Sunflower School as its home field and they need 15 hours per week. They have 232 soccer players and approximately 40% of those players are non-Glendora residents.

Adult Softball and Club Softball practice at Finkbiner Park when it is available.

Mr. Henderson said 175 hours per week is needed and only 64 hours are available. Based on that information, the Commission believes that the sports lighting needs must be addressed.

At Councilmember Herman's inquiry, Mr. Henderson said the last practice is supposed to conclude by 8:30 p.m. He said teams should abide by the practice schedule.

At Mayor Mouw's inquiry, Mr. Henderson said the lights at the Glendora High School have been removed and may never be replaced.

At Councilmember Clifford's inquiry, Mr. Henderson said Club Teams often have non-resident players; however, approximately 99% of all other players are Glendora residents or attend Glendora schools.

Councilmember Hamlow asked if any groups using the fields are totally non-Glendora residents. Mr. Henderson said Glendora Club Soccer plays in the Pacific Soccer League and as such, Glendora teams may play in other cities and some of the other teams may play on Glendora fields. He said these games occur on Saturday and do not involve lighted fields. He said this City's need is for practice time during the week in order to develop skills so that games can be played on Saturdays. Councilmember Hamlow said it may not involve lights, but it does involve noise and traffic.

At Councilmember Hamlow's inquiry, Recreation Superintendent John Aguirre said Washington School is used for the girls softball program. Willow School is used exclusively by the Charter Oak leagues. Neither facility is lighted.

Councilmember Hamlow said the City is working with Charter Oak Unified School District to improve Sunflower School and he said Willow and Washington should be included as facilities that the City is involved with.

Councilmember Hamlow said the City should continue researching if an agreement can be made with Citrus College. Mr. Henderson said he has had one conversation with a Citrus College official. Mr. Henderson said when the new Citrus College president comes on board, City staff will pursue discussions.

11. NEW BUSINESS11C COUNCIL REVIEW/DISCUSSION/DIRECTION TO STAFF REGARDING PROPOSED SPORTS LIGHTING (Cont'd)

At Mayor Pro Tem Conway's inquiry, Mr. Henderson said All American Football has been playing in Glendora for approximately four years. Up until this past fall they were playing at Glendora High School. Mr. Henderson said they require room adjacent to a lighted area for the marching or cheer units.

Mayor Pro Tem Conway said sometimes, such as in the case of the high school, fields are no longer available. He suggested that perhaps the City cannot host all the sports activities and he asked at what point does the City say the sports program is too large. He said lighted fields are needed, but is that because the City is creating the situation. Mr. Henderson said it is the Community Services Department's job to provide as much activity as it can with what it has. The Parks Master Plan identified park deficiencies and limiting numbers is always an option.

Councilmember Hamlow said this is an issue that cities, high schools and colleges across America are facing because of something very good, which is young ladies are getting involved in athletics. He said he is not in favor of limiting participation, but he is in favor of looking at as many options as the City can get on the table, including South Hills.

Mr. Henderson said the Commission is talking about requesting funds to conduct feasibility studies, such as how much would it cost to develop the bowl area in the South Hills.

At Councilmember Herman's inquiry, Mr. Henderson said improvements at Sunflower School could include two multiple-use fields, with parking, a second library, and restrooms.

Councilmember Herman said there is no doubt that more fields are needed, but the City does not want to make enemies of its citizens by disrupting neighborhoods. A permanent fix is needed and Councilmember Hamlow touched upon the South Hills. He said due to the current budget situation with the State, he is not inclined to committing funds and he said there are a lot of alternatives that need to be explored before disrupting neighborhoods such as Sandburg and Goddard.

At Mayor Mouw's inquiry, Mr. Henderson said the City has \$219,000 to install lights and do environmental reviews. There is no provisional funding to conduct any mitigations. He said the City has \$650,000 coming from the State, part of which is a 30% match. The City has filed its intent to spend the money, however a project has not yet been designated. The money needs to be spent by year 2008. The deadline for designating a specific project should be filed 18 months prior to the 2008 date.

Mayor Pro Tem Conway urged neighborhood residents who are objecting to lighted fields to come forth with suggested solutions other than "don't put it near my house".

Councilmember Clifford said Council is looking for alternatives. The sports program needs to be nurtured, but not at the cost of residents, without first trying to work through a better solution.

Mayor Mouw announced that speaker cards were submitted for this item.

Jim Martin, representing Glendora Youth Soccer, spoke in favor of lighted fields. They have two 45-minute practice times a week during sunlight hours and one 45-minute practice time when there is no sunlight. He said with the new computer-generated sports lights, you can draw a line where the lighting starts and stops. He said the stadium at Goddard sits below Palm Drive, which lets very little light go towards the homes to the north.

Ron Vega, representing Glendora Junior All American Football, spoke in favor of lighted fields. He said almost all of the kids in this program are from Glendora. He said he is part of a committee formulated to resolve this issue. They have developed long-term goals, such as buying and developing property, but they understand that the City does not have funds to

11. NEW BUSINESS11C COUNCIL REVIEW/DISCUSSION/DIRECTION TO STAFF REGARDING
PROPOSED SPORTS LIGHTING (Cont'd)

purchase these lands. The short-term goals involve developing the existing parks. He said lights are needed.

Kenneth Edwards, a Glendora resident, spoke in favor of lighted fields. He said he coaches youth football, basketball and baseball. He said space is diminishing and more kids are participating in sports. He said existing facilities should be lighted. Many parents want to be involved with their children's activities, but only have non-daylight hours in which to do so.

Corrine Delgado, a Glendora resident, spoke in opposition to lighted fields at Goddard and Sandburg. She said property owners near Goddard and Sandburg will lose property value if lights are installed. She urged Council to find another solution.

Tim Guzzy, a Glendora resident, spoke in opposition to lighted fields at Goddard and Sandburg. He said neighborhoods near Goddard and Sandburg should not be asked to give up their peace and quiet. It is time for the City to purchase property and do the right thing for the community. If building a new field costs \$10 million today, it will double in ten years.

Wolfgang Buehler, a Glendora resident, said he lives behind Sandburg. He coaches youth sports, but he is opposed to lights at Goddard and Sandburg. Young kids should not practice after dark. Most of the kids who participate in youth sports are not competitive players and to ask residents to give up their peace and quiet is not right.

John Bennett, a Glendora resident, spoke in opposition to lighted fields at Goddard and Sandburg. He said the staff report does not address all recreation activities that the City needs to support. He said the time that a facility is used for youth sports, it cannot be used for family picnics, etc. and that needs to be balanced out.

Bruce Zaal, a Glendora resident, spoke in opposition to lighted fields at Goddard and Sandburg. He and his neighbors feel that lighting at Sandburg and Goddard jeopardizes their constitutional right of the pursuit of happiness. He urged Council to abandon this plan until alternatives are explored. He said residents near Goddard and Sandburg are prepared to secure by all means at their disposal to halt this plan. They are fully committed to this task.

Andrew Alfonsi, a Glendora resident, said he lives across the street from Sandburg and he expressed concern with traffic safety issues. He said use of the Citrus College field should be further explored.

Bob Dawald, a Glendora resident, said he lives above Sandburg School and the plan to install lights will destroy the beauty and serenity he and his neighbors now enjoy. He said he and his neighbors are willing to help Council find a solution. Mr. Dawald said a school board member told him the number of grammar school kids is getting smaller.

Frank Meyers, a Glendora resident, said residents could write to the Governor and say they don't want the money. He said the Santa Fe Dam is a large recreation facility and he suggested that fields be put in at that location. He expressed concern that this issue will divide the City.

Ed Knapp, a Glendora resident, spoke in opposition to lighted sports fields. He urged Council to stop this mistake in progress and instead put in place long-term planning for all Glendora residents, not just special interest groups. His neighborhood is forming a Glendora Homeowners Committee to help address these problems and the future development of Glendora. He invited Council to join their discussions for peaceful and reasonable alternatives.

Kim Willman, a Glendora resident, said she lives near Sandburg. She moved to Glendora a year ago because it is a safe place to raise her family. She said lights at Goddard and Sandburg will ruin their neighborhoods.

11. NEW BUSINESS11C COUNCIL REVIEW/DISCUSSION/DIRECTION TO STAFF REGARDING PROPOSED SPORTS LIGHTING (Cont'd)

Motion was made by Councilmember Hamlow and seconded by Mayor Pro Tem Conway to adopt the recommendation of the Community Services Commission to support addition of sports lighted facilities in Glendora so that the existing level of service can be sustained.

Councilmember Hamlow clarified his motion, stating the Community Services Commission is going to continue to look at all options and Councilmembers have indicated that a specific site, such as Goddard and Sandburg, is not being recommended at this time.

Mayor Mouw said staff should prepare a cost benefit analysis insofar as what the cost would be to do certain things at other properties. He said there would be costs associated with developing the South Hills bowl and it would be helpful to have a cost analysis. One speaker suggested purchasing property and that should be explored. He asked if this could be incorporated into the motion on the floor.

Councilmember Hamlow said his motion is to continue addressing the need. That could include enlarging Pompei Sports Park, developing South Hills, purchasing property, or lighting Goddard and Sandburg.

Councilmember Herman said the Commission is recommending the installation of additional sports lighting rather than limiting participation or eliminating programs. He said this recommendation gives a green light to the addition of lighting at Sandburg and Goddard. Councilmember Herman said Council should not give a green light to that issue at this time.

Mayor Pro Tem Conway said there is no way to sustain the existing level of sports programs without installing lights somewhere. The speakers at tonight's meeting have stated they do not want lighting at Goddard and Sandburg. Council has not made a decision, but it would be irresponsible to say that the City does not need to explore ways to light some area. People who coach youth sports work during the day and when they come home it's dark and there is no where to practice. He urged residents to help find solutions to this reality. The Community Services Commission meets on January 16 at 7:00 p.m. and he encouraged residents to attend that meeting.

Councilmember Clifford said everyone in the room should help find a better alternative. He said money is already earmarked for development of recreational facilities. He said he wants to find a place to light that is centrally located and won't clog the streets or put children in peril. He said the residents in attendance have done a good job and have stopped the momentum of putting lights at Goddard and Sandburg.

Councilmember Herman said the motion should state that the project to put lights at Goddard and Sandburg is on hold until alternatives are looked at.

Councilmember Hamlow reiterated that he would like the Commission to continue look at all the options. He said it is not right to take two options off the table. He said lights someplace will probably be part of a solution. Thinking outside the box does not include using Santa Fe Dam recreation area, but it does include looking at what little open space is left in Glendora.

Mayor Mouw said his understanding of the motion is to instruct the Commission to look at all potential sites, to look at potential costs and benefits that a potential site entails, to have a matrix of potential locations and costs, and what would be involved with lighted fields.

At Councilmember Clifford's inquiry, City Manager Eric Ziegler said based on the parks Master Plan, funds in the budget are earmarked for lighting at Goddard and Sandburg. If Council wants to amend the budget by removing funding for that project, it has to be agendaized for a future meeting because that action is not on tonight's agenda.

11. NEW BUSINESS

11C COUNCIL REVIEW/DISCUSSION/DIRECTION TO STAFF REGARDING PROPOSED SPORTS LIGHTING (Cont'd)

Councilmember Hamlow amended the motion as follows: A motion to support the addition of sports lighted facilities in Glendora so that the existing level of service can be sustained, with the caveat that the City will not pursue the construction of lighting at any location while the study is in progress. The motion carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

Mayor Mouw called a recess at 9:55 p.m. Council reconvened at 10:05 p.m.

5. PUBLIC COMMENT PERIOD

5A Pat Janes, representing the Glendora Hometown Christmas Parade Committee, expressed appreciation to the City for its support at the Christmas Parade. The Committee also expressed appreciation to the Los Angeles County Fire Department, Adelphia Cable, local businesses, service clubs, and individuals who participated in the parade.

5B Joe Ebner, a Glendora resident, said in 2002 the Glendora Community Conservancy applied for state grant money and they, along with the San Gabriel Mountains Conservancy won a \$600,000 grant for work to be done on the Quarter Oak Ranch on Glendora Mountain Road in Little Dalton Canyon. The money would help fund cleanup of the toxic waste that was dumped near the creek and the runoff from the corral. In order for the Conservancy to receive the grant, the City is required to participate in the project and he urged Council to work with the Conservancy.

5C John Harrold, a Glendora resident, referred to Agenda Item 8C (proposed new fees for cost of services) and expressed concern that the proposed fee for appeals is too high. He said final decisions should be made by elected officials.

5D Kristin Parisi, a Glendora resident, referred to Agenda Item 8B (proposed zone amendment to delete parking, lot coverage, and setback requirements from the Downtown District Overlay Zone) and said the staff report identifies possible negative impacts if this item is approved. She said adequate safeguards should be put into place to limit building height and to maintain the character of the Village. A comprehensive plan for the Village is needed, as well as plans for additional parking and landscaping. She said the Planning Director indicated that this item would allow an existing property owner who has parking on his property to tear down a building and build a two-story building into the parking area without a variance. She urged Council to hold public hearings for an overall plan for the Village and not piece meal changes to the Downtown District.

6. COUNCIL REPORTS AND STATEMENTS

6A Councilmember Hamlow requested discussion on how this Council can be proactive related to the City budget.

6B Councilmember Hamlow announced that the Azusa City Council will conduct a public hearing on January 21, 2003 relating to the Monrovia Nursery project.

6C Councilmember Hamlow announced that nine high school basketball games will be played on January 19th at Azusa Pacific University.

6D Councilmember Herman said the State's budget deficit is now at \$38 billion and that is not good news for local agencies.

6E Councilmember Clifford expressed appreciation to City staff and volunteers who helped clean up after the recent wind storm.

6F Councilmember Clifford expressed appreciation to everyone who was involved with the Holiday Basket Program.

6. COUNCIL REPORTS AND STATEMENTS

6G Mayor Pro Tem Conway announced the Glendora Chamber of Commerce is sponsoring the Route 66 Mile Run on February 15, 2003. Steve Scott, who holds numerous American records for the mile run, will be at this event. This event will require street closure on Route 66 between the Pepper Tree Café and the East Valley Hospital. This event includes a classic car show and a health fair.

6H Mayor Mouw congratulated Rain Bird Corporation for winning the Sweepstake Trophy at the 2003 Rose Parade. This is the third consecutive year that Rain Bird has won this award.

6I Mayor Mouw announced that First Christian Church will hold a Blood Drive on January 19th from 8:00 a.m. to 2:00 p.m.

6J Mayor Mouw announced that the Police Department will begin a new Citizens Academy on January 15th.

6K Mayor Mouw extended best wishes to Bernard and Olga Hehn on their 66th wedding anniversary on January 8.

6L Mayor Mouw requested that tonight's meeting be adjourned in memory of three Glendora residents: (1) Doris Lee, who helped operate Nelson's Drug Store for over 25 years, died on December 16, 2002. (2) Howard "Doc" Perrin, who managed the Glen Oaks Golf Course for 20 years, died on December 21, 2002. (3) Andrew Barnes, who was a 50-year resident and an active member of the Church of Jesus Christ of Latter-Day Saints, died on January 11, 2003.

6M Councilmember Hamlow announced that a reception will be held in honor of retiring Police Chief Paul Butler on January 23, 2003 from 4:30 p.m. to 7:30 p.m. in the Bidwell Forum. The public is invited to attend. At Mayor Mouw's inquiry, City Manager Eric Ziegler reported on the status of the recruitment for a new police chief.

7. REORDER OF THE AGENDA

7A City Manager Eric Ziegler said two consultants are waiting to present their reports. One is for Agenda Item 8C (proposed fees for costs of services) and the other is for Agenda Item 11A (acceptance of audited financial reports for fiscal year ending June 30, 2002). Mr. Ziegler requested that Council consider reordering the agenda to hear these two items next. There was unanimous concurrence by Council.

Councilmember Herman requested that Agenda Item 11B be heard prior to Agenda Item 8D. Mayor Pro Tem Conway said he sees no reason to hear 11B before 8D. He said these items are independent of each other.

Motion was made by Councilmember Herman and seconded by Councilmember Hamlow to reorder the agenda to hear Agenda Item 11B before hearing Agenda Item 8D. A 4/5th vote is required. The motion failed to carry as follows: AYES: Mouw, Herman, Hamlow; NOES: Conway, Clifford; ABSENT: None.

8. PUBLIC HEARINGS8C PUBLIC HEARING TO CONSIDER ADOPTION OF A RESOLUTION AMENDING CITYWIDE FEES FOR COST OF SERVICES

City Manager Eric Ziegler reported that earlier this year Council reviewed a fee study that was prepared by the consulting firm of Revenue & Cost Specialists (R&CS). At that time Council provided direction to staff relative to the appropriate fees to be charged for various City services. The proposed resolution amends Citywide fees per Council's direction. The public hearing for this item has been duly advertised. Eric Johnson, from R&CS, is available to answer questions. If there are no questions following the public hearing, it would be appropriate for Council to consider a motion to adopt the proposed resolution as submitted or as amended by Council.

8. PUBLIC HEARINGS8C CONSIDERATION OF A RESOLUTION AMENDING CITYWIDE FEES FOR COST OF SERVICES (Cont'd)

Mayor Pro Tem Conway asked for clarification regarding Item S-098 Police Report Copy (Exhibit A, Page 7 of 13). Mr. Ziegler said the cost for 1-4 pages is \$1.00 and 25 cents per page for everything over four pages.

Police Chief Butler referred to S-089 Concealed Weapons Permit (Exhibit A, Page 7 of 13), which includes a cost of \$100 for psychological testing. He said the State allows up to \$150 and he requested that Council amend the resolution by charging \$150.

City Clerk Jo Ann Sharp requested that the following typographical errors be corrected: Exhibit A, Page 5 of 13, Item S-064 should read Cement Sidewalk Permit; Exhibit A, Page 5 of 13, Item S-070 Blueprint/Map Reproduction should read \$25 per request plus \$3 per sheet for blueprints; Exhibit D, Page 3 of 3, the \$3 per sheet cost for Blueprints should be deleted.

Councilmember Hamlow asked Mr. Johnson to address the comments made by Mr. Harrold during the Public Comment Period, relative to the appeal fees (S-034 and S-035). Eric Johnson said the appeal fees are in-line with what other cities charge. He said the full cost recovery for Glendora is lower than other cities, some of which have appeal fees up to \$1,000.

Mayor Pro Tem Conway said the appeal fees recover costs only. Councilmember Clifford said Council does not want all residents to pay for the fact that one person wants to appeal a decision that has to do with their property.

Mayor Mouw declared the hearing open and announced that no speaker cards were submitted for this item.

Chris Satterfield said he is representing the adult softball sports league and the basketball sports league. He said the teams will go someplace else if the fees are increased all at once in the amount proposed. If the fees must be raised, he urged Council to make the increases in small increments. He said fees in other cities are not being increased and it doesn't make sense to increase the fees in Glendora.

At Councilmember Herman's inquiry, Mr. Johnson said at the fee workshop, Council decided for a 50% cost recovery on the adult sports program. Since this is a market-driven program, it needs to be looked at in correlation with what other cities are charging. The increased fees will have an impact on the adult sports program. It is not uncommon for cities to subsidize their recreation programs because it is important to the community.

At Councilmember Herman's inquiry, J. Henderson, Director of Community Services, said the City currently charges \$335 per team. The City of Azusa charges \$345, LaVerne charges \$335; San Dimas has a resident fee of \$325 and non-resident fee of \$350; Diamond Bar charges \$415. The proposed resolution would raise Glendora's team fee to \$500. This fee does not include the payment of officials, which will cost the league another \$130.

Councilmember Hamlow said each team would be paying \$630, which means each player would be paying approximately \$63 for an 11-game season. Councilmember Hamlow said that seems reasonable.

Zak Bushey said team members of adult sports have spent the last several years building up participation. He said the proposed rates would double the costs and teams are not getting some of the things that other cities provide, such as upgraded electronic score keeping. He said players would like to continue playing at what they consider a reasonable cost.

Fred Sparling, a Glendora resident, said residents should pay for the services they use. If adult sports teams go to other cities it would alleviate some of the overcrowding on the City's existing fields.

8. PUBLIC HEARINGS8C CONSIDERATION OF A RESOLUTION AMENDING CITYWIDE FEES FOR COST OF SERVICES (Cont'd)

There being no one else present wishing to address this item, the Mayor declared the hearing closed.

Motion was made by Councilmember Clifford and seconded by Councilmember Herman to adopt a resolution entitled:

A RESOLUTION AMENDING CITYWIDE FEES FOR COST OF SERVICES

Councilmember Clifford clarified that his motion included the amendments requested by the City Clerk and the Chief of Police.

The motion carried 4-1 as follows: AYES: Conway, Clifford, Hamlow, Herman; NOES: Mouw; ABSENT: None. The resolution was designated RESOLUTION NO. 03-1.

11. NEW BUSINESS11A CITY COUNCIL, GLENDORA COMMUNITY REDEVELOPMENT AGENCY, AND GLENDORA PUBLIC FINANCE AUTHORITY (GPFA) TO REVIEW AND ACCEPT THE RESPECTIVE AUDITED FINANCIAL REPORTS FOR FISCAL YEAR ENDING JUNE 30, 2002

A. Daroca, Interim Finance Director, reported that Council has received the following reports for fiscal year ending June 30, 2002: (1) Audited Comprehensive Annual Financial Report (CAFR); (2) Audited Annual Financial Report for the Glendora Community Redevelopment Agency; (3) Audited Glendora Public Financing Authority Financial Report; (4) City of Glendora Single Audit Report; (5) Report on Agreed-Upon Procedures Applied to the Appropriations Limit Schedule; (6) Report on Agreed-Upon Procedures Performed on the City's Investments; and (6) Recommendations to Management. The CAFR presents the financial condition of the City, the Community Redevelopment Agency (CRA), and the Glendora Public Finance Authority (GPFA). The City is required to obtain an opinion regarding its compliance with various non-financial regulations, the adequacy of its internal control, and the Gann Appropriations Limit Calculation. The opinions are expressed in the Single Audit Report, the Report of Agreed-Upon Procedures, and a letter from the independent CPA firm that is included in the CAFR.

Ms. Daroca stated that because of the good financial planning and frugality of the City Council, the City is in excellent financial condition. Ms. Daroca introduced Steve Larson, partner with the firm of Caporicci & Larson, Certified Public Accountants.

Steve Larson, from the firm of Caporicci & Larson, stated there are six reports for Council's consideration. These reports are required by various governmental regulations. His firm has reviewed the internal control process and procedures that the City uses in order to incur various financial transactions. His firm also validated the account balances as of June 30, 2002. The results indicate that the numbers now before Council are properly supported. There are five management recommendations, two of which include a lack of segregation of duties. This is not uncommon in cities that have limited staffing. Mr. Larson said his firm found no indication of wrong-doing, no indication of fraud, and no indication of major errors.

Councilmember Herman said it has been stated by some residents that this Council has overspent its boundaries and put the City in red ink such as has not been seen before. He asked Mr. Larson to address this issue. Mr. Larson said the City's financial strength as of June 30, 2002 is excellent. Financial strength is based upon assets compared to liabilities. The City has 24% of its assets under liability, which is not a very high leveraged amount. Many cities are in the 50%-70% category. The balance sheet shows \$56 million in cash and investments. The City has a \$7 million unreserved fund balance in its General Fund, which indicates a strong financial condition for a city of this size. It is Council's responsibility not to expend more than what has been budgeted and Council has complied with that responsibility.

11. NEW BUSINESS11A COUNCIL, CRA AND GPFA REVIEW OF THE RESPECTIVE AUDITED FINANCIAL REPORTS FOR FISCAL YEAR ENDING JUNE 30, 2002 (Cont'd)

Mayor Mouw asked if the General Fund account had a surplus or deficit last year. City Manager Eric Ziegler referred to Pages 110 and 113 of the CAFR, which shows that the fiscal year 2001-2002 the City took in \$30,303,781 and expended \$32,071,501. The budget was balanced by using \$1.76 million of the reserve. Mr. Ziegler said this report shows that in five of the last ten years the City has spent more than it has taken in. This is possible because the City had saved some money or it may have undertaken a major capital project.

At Councilmember Hamlow's inquiry, Mr. Larson confirmed that to comply with financial fiduciary responsibilities, cities cannot operate in a deficit and they must have a balanced budget at the end of the year. He clarified that individual funds within the City may have deficit positions, but the total city must maintain some type of balanced condition and there has to be reasons for the overspending that will be made up in future years or have been made up in past years as a savings account relationship.

Mr. Larson referred to Page 4, which shows a General Fund total for liabilities, fund equity and other credits of \$16,788,534. Of that amount, fund equity and other credits represents \$16,159,087. This indicates that the City has a sizeable amount of reserves on hand that had accumulated over the years as a savings.

Councilmember Hamlow said the City will have to use reserves to balance the budget this fiscal year. Mr. Larson said that is a decision that is made by Council. One of the major issues is to overcome the State's budgetary issue and it's going to fall on local governments. The State budget will have a negative impact on every city in California. Council can begin by raising fees and cutting costs. These are decisions that Council has to make in its fiduciary responsibilities.

Councilmember Hamlow said this Council knows how much is budgeted and where the money is coming from and it is not putting the City at risk. Mr. Larson said as of June 30, 2002 that is the case, and from what he has seen throughout the last six months or so, he would support that position.

City Manager Eric Ziegler said some of the notes in the financial report are very important and he would like to bring them to Council's attention. He referred to Page 23, Paragraph L Compensated Absences, which states, in part, that all vested vacation and compensatory leave time is recognized as an expense and as a liability in the proprietary type funds at the time the liability vests. He said as of June 30, 2002 that liability was \$593,716 and it is payable at the time the contingency occurs. He said at this time this is an unfunded liability and if the City gets in a strong enough financial position he would recommend creating a reserve to fund this liability.

Mr. Ziegler referred to Page 30, Paragraph E, which addresses three notices receivable to the Redevelopment Agency. With regard to Colley Auto Cars, on July 5, 1990 the Agency accepted a secured promissory note for \$1,879,300 from Colley Auto Cars at an interest rate of 8% per annum. The amount outstanding at June 30, 2002 was \$797,642. With regard to Silletto Developers, on August 4, 1994 the Agency accepted a note receivable of \$1,520,270 from Silletto Developers at an interest rate not to exceed 13% per annum. The note was paid in full during the fiscal year. With regard to M. & S. Seidner, on October 16, 1995 the Agency accepted a note receivable of \$1,477,735 from M. & S. Seidner at an interest rate of 8% per annum. The note was paid in full during the fiscal year.

Mr. Zeigler referred to Page 32, Paragraph B Long-Term Advances. In 1999 the General Fund advanced \$237,000 to the Golf Course Fund for the purchase of property. Principal and interest is payable in annual installments of \$38,165 through 2008. As of June 30, 2002 the balance was \$187,672. In 2000 the General Fund advanced \$190,000 to the Golf Course Fund for the purchase of property. Principal and interest is payable in monthly installments of \$2,497 through September 2009. As of June 30, 2002 the balance was \$155,833. In 1984 the City purchased property from the Agency for the sum of \$750,000 on a non-interest bearing note.

11. NEW BUSINESS

11A COUNCIL, CRA AND GPFA REVIEW OF THE RESPECTIVE AUDITED FINANCIAL REPORTS FOR FISCAL YEAR ENDING JUNE 30, 2002 (Cont'd)

Annual installments are \$30,000. As of June 30, 2002 the balance was \$210,000. The City has advanced monies to the Agency for land acquisition and capital improvements within project areas. As of June 30, 2002 the amount outstanding was \$3,045,000.

Mr. Ziegler said the report includes a discussion on bonds.

Mr. Ziegler referred to Page 42, Paragraph A, Pension Plans. Based on an actuarial study, the City can anticipate substantial costs to the employee pension plan and City contributions over the next couple of years. He referred to Page 44, Paragraph C, Post-retirement Health Care Benefits for police officers. Last year the City spent \$7,809 for this benefit. This is an annual expense to be made from then-current revenue. In an ideal world, the City would have a reserve fund to make those payments.

Mr. Ziegler referred to Pages 44 and 45, Item 14, Deficit Fund Balances. He said there were four funds that had deficit balances on June 30, 2002: Traffic Congestion Relief Act Fund \$22,737; Grants Fund \$1,555; Prop A Fund \$36,304; and Housing and Community Development Act Fund \$72,372. The Grants Fund and the Prop A Fund are a matter of timing and getting reimbursement. The report includes discussion on how that money will be recovered.

Mr. Ziegler said excellent information is provided in the Statistical Section, starting on Page 109.

No speaker cards were submitted for this item.

Motion was made by Councilmember/CRA/GPFA Member Clifford and seconded by Councilmember/CRA/GPFA Member Herman to accept the reports for fiscal year ending June 30, 2002. The motion carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

Mayor Mouw called a recess at 11:20 p.m. Council reconvened at 11:25 p.m.

PUBLIC HEARINGS

8A PUBLIC HEARING REGARDING A LAND USE ISSUE AT 2244 E. ROUTE 66 (APPLICANT: ALMAGUER/GODBER & HOLLETT, INC.):

- (1) ENVIRONMENTAL REVIEW – NEGATIVE DECLARATION; CONSIDERATION OF A DETERMINATION THE PROPOSED PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT
- (2) CONDITIONAL USE PERMIT (CUP02-19); CONSIDERATION OF A REQUEST TO OPERATE A CHURCH AS A GROUP USE IN A PLANNED REDEVELOPMENT ZONE

S. Wong, Director of Planning and Redevelopment, reported that at its meeting of December 3, 2002, the Planning Commission approved a waiver from the Route 66 Development Moratorium and recommended approval of Conditional Use Permit (CUP02-19) to operate a church as a group use in a Planned Redevelopment (PR) zone. The applicant applied for a conditional use permit to convert an existing building for a church facility. The subject property is located at the southwest corner of Amelia Avenue and Route 66. The property consists of two parcels, totaling 1.92 acres. The property is developed with a 19,000 square-foot single-story building that was most recently used by the Napa Auto Parts Store. The applicant is proposing to modify the building for the Family Life Christian Center. Two hundred seats would be provided in the main sanctuary. The Code requires 103 parking spaces. The applicant is proposing 106 parking spaces. The applicant is proposing church services on Sunday mornings from 10:00 a.m. to 11:30 a.m. and on Wednesday from 7:00 p.m. to 8:30 p.m.

8. PUBLIC HEARINGS8A NEGATIVE DECLARATION AND CUP02-19 (APPLICANT: ALMAGUER/
GODBER & HOLLETT, INC.) (Cont'd)

The office would be open Monday through Friday, 8:00 a.m. to 5:00 p.m. with four office employees. Approximately 7,000 square feet of additional landscaping is proposed for the parking lot, including over 33 trees.

Mr. Wong stated that the City's consultant, RBF provided comments and design examples to the applicant to reflect the design elements incorporated in the Route 66 Specific Plan and the applicant followed the examples.

Mayor Mouw referred to Page 3 of the proposed resolution and requested that the Fact for Finding No. 3 be amended to state that the applicant is proposing 106 parking spaces. Mr. Wong said such an amendment would provide clarification.

Mr. Wong referred to Page 4 of the proposed resolution and recommended that Condition No. 7 be amended by deleting the first sentence. The remaining language should suffice.

At Councilmember Hamlow's inquiry, Mr. Wong said the applicant has not yet submitted a plan. He said the condition requires that the applicant work with staff on the parking lot plan.

At Mayor Pro Tem Conway's inquiry, Mr. Wong said the plans included in Council's agenda packet do not reflect the proposed construction. He said Condition No. 4 reads as follows:

The applicants shall work with staff and the Route 66 Specific Plan consultants to revise the proposed façade renovation to include elements of Art Deco and/or Moderne architectural styles. Revised plans shall be submitted to the Department of Planning and Redevelopment for review and approval prior to issuance of building permits.

Mr. Wong said the Planning Commission imposed this condition and requested further modification to façade.

Councilmember Herman said this should not be of concern to Council because the applicant has portrayed an element of cooperation. Mayor Mouw said the plans have to meet the City's standards before any building permits are issued.

Mayor Pro Tem Conway said Council should look at the revised plans and the proposed building materials. Mr. Wong said that is Council's prerogative.

Mayor Pro Tem Conway said this is a gateway entrance to Glendora and the building design should come back to Council to ensure that it is what Council envisioned.

At City Manager Eric Ziegler's inquiry, Mr. Wong said it was the Planning Commission's intent that Condition No. 4 refers to façade treatments and elevation plans. Mr. Ziegler said the plans should be stamped by a licensed engineer and/or architect and the plans should comply with all the requirements. He said Council may wish to continue this item until all plans have been submitted. When Council adopted the moratorium, it subsequently set criteria for waiver and that included a full set of plans. In this case, staff recommended against waiver of the moratorium in the absence of those plans and the Planning Commission chose to grant the moratorium without the plans. Plans are needed to ensure that the applicant is complying with RBF's recommendation.

Mayor Mouw suggested that Condition No. 4 be amended to include a statement that concurrence of City Council is required before issuance of building permits.

City Attorney D. Wayne Leech said other conditions refer to additional exterior work. He said Condition No. 5 has the same requirement that plans be reviewed and approved by the Planning Department prior to issuance of building permits.

8. PUBLIC HEARINGS8A NEGATIVE DECLARATION AND CUP02-19 (APPLICANT: ALMAGUER/
GODBER & HOLLETT, INC.) (Cont'd)

Mayor Mouw suggested that amending Condition Nos. 4 and 5 would satisfy Mayor Pro Tem Conway's concern and still allow the project to proceed without delays.

Councilmember Hamlow asked how the project would be delayed if this item were continued until plans were submitted. The plans have to be submitted before they can do anything.

Mayor Mouw declared the hearing open and announced that speaker cards were submitted for this item.

Ray Almaguer, representing Family Life Christian Center, said this project will beautify the subject site. They followed the guidelines from RBF. Condition No. 4 requires inclusion of art deco and moderne architectural styles and they are happy to comply with that condition. He said they are a local church and have been part of the community for 20 years. He urged Council to approve this item.

At Mayor Pro Tem Conway's inquiry, Mr. Almaguer said they currently have a congregation of approximately 200. Their long-range plan is to own the building. If their congregation increases, they can have multiple services in a 200-seat sanctuary.

Councilmember Hamlow said his effort is not to delay the project. He said Council needs to be in control. If this item is continued, the burden is placed on the applicant to meet expectations.

Mr. Wong suggested that Council may wish to approve the conditional use permit subject to amending Condition Nos. 4, 5 and 20 to read that revised plans shall be submitted to City Council for review and approval prior to issuance of building permits.

Councilmember Herman said the compromise suggested by Mr. Wong satisfies concerns expressed by Mayor Pro Tem Conway and Councilmember Hamlow. He said if the moratorium weren't in place, this is the type of project that enhances the beauty of the community. Mayor Mouw concurred.

Mayor Pro Tem Conway said allowing waivers to the moratorium was a compromise. The waiver requires that plans be submitted and so far the plans have not been submitted.

Mr. Ziegler said the proposed compromise gives Council the opportunity to review and either approve or not approve the plans, the building materials, the signs, and so on. He said this would achieve Mayor Pro Tem Conway's need to have final approval.

David Edwards said he has worked with this church for 14 years. He said they are willing to do whatever it takes to get this project approved. He said if Council grants the CUP tonight they will submit the plans for Council's approval.

Debbie Neal said she owns the first home located behind the subject site. Over the years there has been a constant turnover of occupants in the center. Many of the occupants were not good neighbors. She said Family Life Christian Center provides opportunity for a positive use of a blighted property. She urged Council's approval.

Nathan Neal said he has met with some of the church leaders and he believes they would be good neighbors. He said the church should be allowed to park on the street, just as others park on the street when there are events at the nearby school.

There being no one else present wishing to address this item, the Mayor declared the hearing closed.

8. PUBLIC HEARINGS

8A NEGATIVE DECLARATION AND CUP02-19 (APPLICANT: ALMAGUER/GODBER & HOLLETT, INC.) (Cont'd)

Environmental Review

Motion was made by Councilmember Hamlow and seconded by Councilmember Herman to adopt a Negative Declaration for this project. The motion carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

Conditional Use Permit (CUP02-19)

Motion was made by Councilmember Hamlow and seconded by Councilmember Herman to adopt the resolution entitled:

A RESOLUTION APPROVING A CONDITIONAL USE PERMIT TO ALLOW A CHURCH TO OPERATE AS A GROUP USE IN A PLANNED REDEVELOPMENT ZONE ON CERTAIN PROPERTY LOCATED AT 2244 EAST ROUTE 66, GLENDORA, CALIFORNIA

Councilmember Hamlow clarified that his motion includes amending Conditions 4, 5, 7 and 20 to read that plans shall be approved by the City Council prior to issuance of building permits and subject to further amending Condition No. 7 by deleting the first sentence.

The motion carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None. The resolution was designated as RESOLUTION NO. 03-2.

8B PUBLIC HEARING REGARDING A CITYWIDE LAND USE ISSUE (APPLICANT: CITY INITIATED):

- (1) ENVIRONMENTAL REVIEW – NEGATIVE DECLARATION; CONSIDERATION OF A DETERMINATION THE PROPOSED PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT
- (2) ZONE AMENDMENT (ZA02-09): CONSIDERATION OF AN ORDINANCE TO DELETE THE PARKING, LOT COVERAGE, AND SETBACK REQUIREMENTS FROM THE DOWNTOWN DISTRICT OVERLAY ZONE

S. Wong, Director of Planning and Redevelopment, reported that the Glendora Municipal Code currently provides development standards for the Downtown District Overlay Zone. The Downtown District is bounded on the east and west sides of Glendora Avenue, between Foothill Boulevard and Bennett Avenue. On September 24, 2002 Council directed staff to prepare a zone amendment to delete parking, setback and lot coverage requirements for the Downtown District Overlay Zone. Mr. Wong reported that at its meeting of December 3, 2002 the Planning Commission approved staff's recommendation for the proposed zone amendment.

Mr. Wong read the proposed changes, which are included in written staff report.

Councilmember Hamlow stated he works for Azusa Pacific University, and they own a building at the corner of Meda and Vista Bonita Avenues. Due to a potential conflict of interest, Councilmember Hamlow absented himself from this item and stepped down from the dais.

Mayor Mouw asked Mr. Wong to address the comments made by Ms. Parisi during the Public Comment Period. Mr. Wong said commercial buildings are restricted to a height of 35 feet and two-stories.

8. PUBLIC HEARINGS8B NEGATIVE DECLARATION AND ZA02-09 (CITY INITIATED) (Cont'd)

Mayor Pro Tem Conway asked for clarification regarding the requirement that handicap accessible parking shall be set by the City Building Official. Building Official Dave Davies said Uniform Building Codes require that cities enforce the accessibility standards, without exception. There are some discretionary things that the Building Official can do, but he can't exercise them without seeing a project.

Mayor Mouw declared the hearing open and announced that speaker cards were submitted for this item.

Carol Gill, a business owner in the Downtown District, said this zone amendment is important to all business in the District. She spoke in favor of the zone amendment. New retailers and restaurants are needed. Parking is always an issue, but existing parking is not being utilized on a regular basis. Property owners must have an opportunity to develop their property in the Downtown area.

Frank Artura, property owner in the Downtown District, expressed appreciation to City staff for initiating and working on the proposed Code changes. The current Code is a Citywide one-size-fits-all code and there are no provisions for the unique aspect of the Village. The Village is much like a shopping center, except the City owns the surrounding infrastructure of walkways, crosswalks, planters, landscaping and parking. All of these elements require an integrated plan. One does not park cars where the buildings belong and there should be no setbacks. An under developed Village does not benefit the merchants or the City.

Fred Sparling stated he owns a business in the Downtown Village. He owns the largest building in the Village and it does not meet the Code requirements. He said the Code should be changed so that it is manageable and doesn't take over a year to get improvements made. He urged Council to approve the zone amendment.

There being no one else present wishing to address this item, the Mayor declared the hearing closed.

Environmental Review

Motion was made by Councilmember Clifford and seconded by Mayor Pro Tem Conway to adopt a Negative Declaration for this project. The motion carried 4-0 as follows: AYES: Mouw, Conway, Clifford, Herman; NOES: None; ABSENT: Hamlow.

Zone Amendment (ZA02-09)

Motion was made by Councilmember Clifford and seconded by Mayor Pro Tem Conway to waive reading of an ordinance entitled:

AN ORDINANCE AMENDING THE GLENDORA MUNICIPAL CODE BY REVISING SECTIONS 21.07.020(B)(1)(2) AND ADDING SECTION 21.07.020(B)(3) RELATIVE TO PARKING, LOT COVERAGE, AND SETBACK REQUIREMENTS IN THE DOWNTOWN DISTRICT OVERLAY ZONE

The motion carried 4-0 as follows: AYES: Mouw, Conway, Clifford, Herman; NOES: None; ABSENT: Hamlow.

Motion was made by Councilmember Clifford and seconded by Mayor Pro Tem Conway to introduce the ordinance as read and schedule adoption for the meeting of January 28, 2003. The motion carried 4-0 as follows: AYES: Mouw, Conway, Clifford, Herman; NOES: None; ABSENT: Hamlow.

Councilmember Hamlow returned to the dais at this time.

Discussion regarding adjournment

Mayor Mouw noted that the hour is 12:30 a.m. and he asked if there are certain items that can be continued.

Mayor Pro Tem Conway said he would like to consider Item 8D and then move for adjournment.

Mayor Mouw said he would like to address Item 10A, 10B and 10C.

City Manager Eric Ziegler requested that Council approve Consent Calendar items that do not require discussion.

With Council concurrence, Mayor Mouw skipped Item 8D at this time.

9. CITY/CRA/GPFA CONSENT CALENDAR

The Mayor/CRA/GPFA Chairman announced that all items listed under the City/CRA/GPFA Consent Calendar are considered to be routine and will be enacted by one motion unless separate discussion is requested by a member of the Council/CRA/GPFA.

Councilmember Hamlow requested that Item 9C and 9I be pulled for discussion.

Mayor Pro Tem Conway requested that Item 9E be pulled for discussion.

Motion was made by Mayor/CRA Chairman/GPFA Chairman Mouw and seconded by Council/CRA/GPFA Member Herman to approve City/CRA/GPFA Consent Calendar Items A through N with the exception of 9C, 9E and 9I. The motion carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9A COUNCIL/CRA/GPFA APPROVAL OF MINUTES:

1. Special Town Hall meeting of October 12, 2002
2. Special Town Hall meeting of October 23, 2002
3. Special meeting of November 19, 2002
4. Regular adjourned meeting of November 19, 2002
5. Special meeting of November 26, 2002
6. Regular meeting of November 26, 2002
7. Regular meeting of December 10, 2002
8. Regular meeting of December 24, 2002

The motion to approve City/CRA/GPFA Consent Calendar Item 9A(1)(2)(3)(4)(5)(6)(7)(8) carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9B COUNCIL REVIEW OF INVESTMENT & DEPOSIT REPORT: NOVEMBER 2002

The motion to approve City Consent Calendar Item 9B carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9C COUNCIL APPROVAL OF EXTENSION OF THE TOWING, STORAGE AND IMPOUND AGREEMENT WITH JAN'S TOWING, INC., THROUGH DECEMBER 31, 2005

On July 29, 1997 Council entered into a contract with Jan's Towing, which provides an exclusive franchise for City-related towing needs. The contract currently pays the City \$2,800 per month for the right to an exclusive franchise. In July 2002, the five-year contract ended and was extended by letter of agreement through December 31, 2002. At that time the contractor applied for, and was granted a slight increase in fees. Prior to letting of the contract in 1997 the Police Department conducted a survey of towing companies in and around Glendora. Jan's Towing provided the overall best solution to the City's needs and nothing has changed to alter staff's opinion. Staff recommends that Council approve the extension of the Towing, Storage and Impound Agreement with Jan's Towing, through December 31, 2005.

9. CITY/CRA/GPFA CONSENT CALENDAR

9C COUNCIL APPROVAL OF EXTENSION OF THE TOWING, STORAGE AND IMPOUND AGREEMENT WITH JAN'S TOWING, INC., THROUGH DECEMBER 31, 2005 (Cont'd)

Councilmember Hamlow said the existing contract includes an escalation clause of \$200 per year and he asked why that isn't in the new agreement. Police Chief Butler said in July 2002 Mr. Qualkenbush said he would like to go to 17% of all tows generated by the Police Department, which is similar to his agreement with the City of Azusa. The monthly fee of \$2,800 is about \$14,000 more per year than what the City of Azusa would generate based on the same number of tows. Chief Butler recommended that the proposed agreement be approved, unless Council wants to re-bid the contract.

City Manager Eric Ziegler said the disadvantage of re-bidding the contract is that it would be difficult to get \$2,800 per month. Chief Butler concurred.

Motion was made by Councilmember Hamlow and seconded by Mayor Mouw to approve City Consent Calendar Item 9C. The motion carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9D COUNCIL RESOLUTION DELEGATING INVESTMENT AUTHORITY TO THE INTERIM CITY TREASURER

California Government Code Section 53607 allows Council to delegate its investment authority to the City Treasurer. Council may renew the delegation of authority each year. Deborah St. George was appointed as Interim City Treasurer, effective October 26, 2002. Staff recommends that Council adopt a resolution entitled:

A RESOLUTION DELEGATING THE CITY COUNCIL'S INVESTMENT AUTHORITY TO THE INTERIM CITY TREASURER

The motion to approve City Consent Calendar Item 9D carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None. The resolution was designated as RESOLUTION NO. 03-3.

9E COUNCIL RESOLUTION AUTHORIZING DISTRIBUTION OF CONFIDENTIAL SALES TAX INFORMATION TO CERTAIN CITY OFFICIALS AND THE CITY'S CONTRACTOR

California Revenue and Tax Code Section 7056 authorizes Council to permit any duly authorized officer or employee of the City to examine all of the sales or transactions and use tax records of the State Board of Equalization. Sales and use taxes are one the City's major revenues and it is imperative that the taxes be studied, audited and reviewed often to aid staff in making the City Manager and City Council aware of any major deviations. Staff recommends that Council add the Economic Development Director and the Revenue Accounting Supervisor positions to the already approved list of City Manger, Finance Director and City contractor. Staff recommends that Council adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GLENDORA AUTHORIZING CERTAIN CITY OFFICIALS AND A CITY CONTRACTOR ACCESS TO SALES AND USE TAX RECORDS PURSUANT TO CALIFORNIA REVENUE AND TAX CODE, SECTION 7056

Mayor Pro Tem Conway said Councilmembers should also have access to sales and use tax records. Councilmembers realize that this is confidential information and cannot be released under penalty of law. He requested that the resolution be modified to include Councilmembers.

9. CITY/CRA/GPFA CONSENT CALENDAR9E COUNCIL RESOLUTION AUTHORIZING DISTRIBUTION OF CONFIDENTIAL SALES TAX INFORMATION TO CERTAIN CITY OFFICIALS AND THE CITY'S CONTRACTOR (Cont'd)

City Manager Eric Ziegler said he is not aware of anything that would prevent Council from authorizing itself to receive this information. He said Councilmembers already receive aggregate data. If Council chooses to have access to sales and use tax records, it should be with the understanding that Council would not receive hard copies of the information. Councilmembers would need to come into City Hall to review the information.

City Attorney D. Wayne Leech said including Councilmembers is not on the agenda and Council cannot take action to give itself that authority at this time.

Motion was made by Mayor Mouw and seconded by Councilmember Herman to approve City Consent Calendar Item 9E.

Mayor Pro Tem Conway asked how other Councilmembers feel about this issue.

Mayor Mouw said he is always reluctant with certain confidential information being available to Councilmembers, particularly of a business and proprietary standpoint. There is a risk that the confidential information will not remain confidential and he is not in favor of that.

Councilmember Clifford said he does not have a current need for the information, but if he did he would think that being responsible to the citizens and for the City that he should have access to the information.

Councilmember Herman said he does not necessarily need to see the information, but if he wanted to see it he would like to be able to see it.

Councilmember Hamlow said it would seem to him that Councilmembers should have access to information that any employee has. If a decision were to come before Council and he felt a need for the information, he would ask to see it.

Mayor Mouw said future Councils could include a local business owner and access to confidential sales tax information could give that Councilmember an advantage or they could use it in an improper fashion. Mayor Pro Tem Conway said the law would prohibit that.

There was Council concurrence to vote on the motion and place the matter of allowing Councilmembers to receive the information on a future agenda.

The motion to approve 9E carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None. The resolution was designated as RESOLUTION NO. 03-4.

9F COUNCIL APPROVAL OF THE CITY STATEMENT OF INVESTMENT POLICY FOR CALENDAR YEAR 2003

California Government Code Section 53646(a)(2) requires that the City's investment policy be approved by Council on an annual basis. The proposed Statement of Investment Policy is in effect the same format that has been approved in past years and is once again submitted for Council approval for calendar year 2003. In February 2003 the Glendora Investment Advisory Committee will be presented with a new edition of the City Statement of Investment Policy for review and approval. Upon review and approval by the Investment Advisory Committee, a revised City Statement of Investment Policy for calendar year 2003 will be presented to Council for consideration and approval. Staff recommends that Council approve the City Statement of Investment Policy for the calendar year 2003, beginning January 1, 2003 through December 31, 2003.

The motion to approve City Consent Calendar Item 9F carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9. CITY/CRA/GPFA CONSENT CALENDAR

9G COUNCIL APPROVAL OF AN AGREEMENT WITH HdL, COREN & CONE TO AUDIT THE CITY/CRA PROPERTY TAX ALLOCATION IN THE TOTAL AMOUNT OF \$15,850 PLUS 25% OF RECOVERED PROPERTY TAX REVENUE

During the preparation of the 2002-03 City budget, staff became aware of the need to have the City and Redevelopment Agency's property tax audited. Many cities have had HdL Coren & Cone audit their property tax and HdL discovered the County of Los Angeles had made errors in property tax allocation, resulting in numerous cities not receiving their proper funds and losing millions of dollars. In order that the City be assured of its property allocation, staff is recommending the approval of the proposed HdL Coren & Cone agreement to audit the City/Redevelopment Agency property tax allocation in the total amount of \$15,850, plus 25% of any misallocated property tax revenue recovered by the firm, to be invoiced in four quarterly payments. The \$15,850 was approved during the budget process for 2002-03. The City Attorney has reviewed and approved the agreement.

The motion to approve City Consent Calendar Item 9G carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9H COUNCIL AWARD OF CONTRACT TO MARTINEZ CONCRETE IN THE AMOUNT OF \$395,399.11 FOR ANNUAL SIDEWALK IMPROVEMENT (FY 2002-03) (PLAN NO. 824)

Ten bids were received on December 5, 2002 for the Annual Sidewalk Improvements project. Bids ranged from \$395,399.11 to \$823,979.50. Plans and specifications were approved by Council on November 12, 2002. The project consists of removing and replacing damaged curb, gutter and sidewalk throughout the City in advance of resurfacing of the adjacent roadway surfaces. In addition to the replacement work, handicapped access ramps will be constructed at numerous intersections. This work will occur in the northwest quadrant of the City and represents the fourth phase of the approved 10-year Citywide Paving Program. The engineer's estimate for the work is \$418,000. Funding is available in the 2002-03 Budget. Staff recommends that Council award the contract for Annual Sidewalk Improvements to Martinez Concrete in the amount of \$395,399.11.

The motion to approve City Consent Calendar Item 9H carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9I COUNCIL APPROVAL OF PLANS AND SPECIFICATIONS FOR BARRANCA AVENUE STREET IMPROVEMENTS, INCLUDING VALENCIA AVENUE FROM BENNETT AVENUE TO LEADORA AVENUE (PLAN NO. 816)

As part of the 2002-03 budget, Council approved and funded a project to repave Barranca Avenue from the MTA right-of-way south of Bennett Avenue to Donnington Street. Also included in this project is the repaving of Valencia Avenue between Bennett and Leadora Avenues. Funding will come from the annual paving program. Both roadways are badly deteriorated and in need of replacement. Improvements are to include grinding and overlaying existing pavement. Staff recommends that Council approve plans and specifications for street improvements on Barranca Avenue, including Valencia Avenue (Plan No. 816).

At Councilmember Hamlow's inquiry, Director of Public Works Richard Cantwell said if the plans are approved, the project would go to bid.

Councilmember Hamlow said \$550,000 was budgeted for this project and he would like this project to be delayed until current budget concerns are considered.

City Manager Eric Ziegler said it would be appropriate for Council to table this item to a date certain or to a date uncertain.

9. CITY/CRA/GPFA CONSENT CALENDAR9I COUNCIL APPROVAL OF PLANS AND SPECIFICATIONS FOR BARRANCA AVENUE STREET IMPROVEMENTS, INCLUDING VALENCIA AVENUE FROM BENNETT AVENUE TO LEADORA AVENUE (PLAN NO. 816)
(Cont'd)

Mayor Mouw said Council has made a commitment to proceed with this year's paving program. He spoke in favor of proceeding.

Councilmember Hamlow said when he voted to approve funding, the economic situation was not as it is today. He is just asking that it be delayed until the State budget is a little more clear.

Motion was made by Mayor Mouw and seconded by Councilmember Clifford to approve City Consent Calendar Item 9I. The motion failed to carry 1-4 as follows: AYES: Mouw; NOES: Conway, Clifford, Hamlow, Herman; ABSENT: None.

At Councilmember Hamlow's inquiry, Mr. Ziegler said staff has had discussions regarding the projected shortfall and he will discuss this matter at the end of the meeting. He suggested that Item 9I could be brought back to Council at a later date. At Councilmember Hamlow's request and with Council concurrence, staff was instructed to bring Item 9I back to Council on February 25, 2003.

9J COUNCIL APPROVAL OF PURCHASE OF EQUIPMENT FOR WELL 13 BY THE WATER DIVISION

Two bids were received on June 4, 2002 for equipping the newly drilled Well 13E. Both bids were in excess of budgeted funding and on June 11, 2002 Council rejected both bids. Staff subsequently reviewed the project and determined that segregating the project components and contracting for them separately would enable completion of the project within the budgeted amount. The purchase of the on-site chlorine generation equipment is the first portion of that effort. The suggested vendor, Severn Trent Services is the sole provider. Staff recommends that Council award contract for purchase of on-site chlorine generation equipment to serve Water Well 13E to Severn Trent Services in the amount of \$84,550.

The motion to approve City Consent Calendar Item 9J carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9K AGENCY APPROPRIATION OF \$10,091 FROM CRA 3 BOND FUND BALANCE FOR PURCHASE AND INSTALLATION OF FIVE STREETLIGHTS ON ROUTE 66 IN REDEVELOPMENT PROJECT AREA 3

The City has an established utility underground project that is about to commence construction. Agency staff has determined that five new streetlights are required to provide property lighting for safe traffic circulation on Route 66. The five streetlights are being installed in landscape median areas between Loraine Avenue and Hunters Trail. The use of Redevelopment Project Area Three Bond Fund 93 account balance is an eligible use for this project and will not impact the Agency's current work program. Account Number 093-8003-790-501 would be established to complete this project. Staff recommends that the Agency authorize and appropriate \$10,091 from the Agency's Redevelopment project Area No. 3 Bond Fund balance to purchase and install five new streetlights on Route 66.

The motion to approve CRA Consent Calendar Item 9K carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9. CITY/CRA/GPFA CONSENT CALENDAR9L COUNCIL AUTHORIZATION TO EXPEND UP TO \$12,500 FROM GENERAL FUND RESERVES FOR REMOVAL OF WIND STORM DEBRIS

On January 6 and 7, 2003 Glendora survived one of the worst Santa Ana wind storms on record. Numerous trees were felled, both on City property and private property. Electric power was knocked out in several areas of the City and not restored to many homes until January 8. Public Works, Parks, and Street Tree crews worked around the clock for three days to clear City streets and sidewalks, to remove trees fallen on homes, and those trees so badly damaged that removal was the only option for safety. A massive amount of debris has been collected. Staff requests funding for contract services to assist with the removal of two more very large trees and for hauling of stockpiled debris. The City's current contractor, West Coast Arborist is equipped with the expertise and heavy equipment needed to complete this work. Staff recommends that Council appropriate \$12,500 from General Fund reserve for storm damage cleanup.

The motion to approve City Consent Calendar Item 9L carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9M COUNCIL REVIEW OF CITY BILLS:

1. City General Warrants & Payroll Wire Transfer fees dated 12-13-02 for \$1,434,482.49
2. City Trust Warrants dated 12-19-02 for \$8,366.62
3. City General Warrants & Payroll Wire Transfer fees dated 12-26-02 for \$1,219,727.69
4. City General Warrants & Payroll Wire Transfer fees dated 1-9-03 for \$1,062,696.96
5. City Trust Warrants dated 1-2-03 for \$2,228.62

The motion to approve City Consent Calendar Item 9M(1)(2) carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

9N AGENCY REVIEW OF CITY BILLS

1. CRA Warrants dated 12-19-02 for \$149,898.48
2. CRA Warrants dated 1-2-03 for \$23,796.68

The motion to approve CRA Consent Calendar Item 9N(1)(2) carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None.

10. UNFINISHED BUSINESS10A CONSIDERATION OF A TREE PRESERVATION ORDINANCE (CITY INITIATED) (ADOPTION)

Mayor Mouw announced that one speaker card was submitted for this item.

Richard Jemison, representing NJD, Ltd., 2350 Country Club Drive, stated their attorney sent a letter dated January 14, 2003 and he is available to answer questions. Mr. Jemison said the letter summarizes the points he made at the last meeting.

Stan Levin, a Glendora resident, said Section 16.04.050 of the proposed ordinance refers to City-owned property and it includes open space areas. He said open space can also be private property and he asked for clarification. Director of Planning and Redevelopment Stan Wong said the Zoning Code defines two different types of open space, public open space, which is City-owned property, and private open space.

Motion was made by Mayor Mouw and seconded by Councilmember Herman to adopt the ordinance entitled:

AN ORDINANCE TO AMEND THE GLENDORA MUNICIPAL CODE TO
CREATE A NEW TREE PRESERVATION ORDINANCE

The motion carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None. The ordinance was designated as ORDINANCE NO. 1768.

10. UNFINISHED BUSINESS

10B ZONE CHANGE (ZC02-01) CONSIDERATION OF AN ORDINANCE TO ALLOW A ZONE CHANGE FROM RURAL HILLSIDE RESIDENTIAL (RHR) TO E7(40,000) SINGLE FAMILY ESTATE AT 801, 803 805 MOUNTAIN LANE (CITY INITIATED) (ADOPTION)

Mayor Mouw announced that no speaker cards were submitted for this item.

Motion was made by Councilmember Hamlow and seconded by Councilmember Herman to adopt the ordinance entitled:

AN ORDINANCE AMENDING THE GLENDORA MUNICIPAL CODE-1967, TITLE 21 ZONING, FOR AN AREA OF LAND LOCATED AT 801, 803 AND 805 MOUNTAIN LANE, GLENDORA, CALIFORNIA BY CHANGING THE ZONING DESIGNATION FROM RHR (RURAL HILLSIDE RESIDENTIAL) TO E7(40,000) SINGLE FAMILY ESTATE

The motion carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None. The ordinance was designated as ORDINANCE NO. 1769.

10C CONSIDERATION OF A RESOLUTION REGARDING ESTABLISHMENT OF THE GLENDORA TRAILS COMMITTEE AND INCREASING THE NUMBER OF MEMBERS – CONTINUED FROM THE MEETING OF DECEMBER 10, 2002

Mayor Pro Tem Conway said Paragraph 6 states that each of the seven members shall represent a constituency of the community: Naturalist, Equestrians/ETI, Cyclists, Hikers, Youth Groups, Foothill Property Owners. He said when Council interviewed applicants and made appointments to the Trail Committee, these categories were considered.

Councilmember Hamlow said Paragraph 6 should be deleted. Following discussion, there was concurrence of Council to remove Paragraph 6 and renumber the remaining paragraphs.

Mayor Mouw announced that no speaker cards were submitted for this item.

Motion was made by Councilmember Hamlow and seconded by Mayor Pro Tem Conway to adopt a resolution, subject to deleting Paragraph 6 and renumbering the remaining paragraphs.

Title of Resolution:

A RESOLUTION AFFIRMING THE CREATION OF A TRAILS COMMITTEE AND ESTABLISHING THE PURPOSE AND FUNCTIONS THEREOF

The motion carried 5-0 as follows: AYES: Mouw, Conway, Clifford, Hamlow, Herman; NOES: None; ABSENT: None. The resolution was designated as RESOLUTION NO. 03-5.

11. NEW BUSINESS

11B COUNCIL REVIEW/DISCUSSION/DIRECTION TO STAFF REGARDING LOT COVERAGE AND ACCESSORY BUILDING STANDARDS – CONTINUED FROM THE MEETING OF DECEMBER 10, 2002

With Council concurrence, this item was continued to the meeting of January 28, 2003.

8. PUBLIC HEARINGS8D PUBLIC HEARING REGARDING AN APPEAL OF THE PLANNING COMMISSION'S DENIAL OF LAND USE ISSUES AT 223 OAK KNOLL DRIVE (APPLICANT/APPELLANT: E. POCOCK) - CONTINUED FROM THE MEETING OF DECEMBER 10, 2002:

- (1) ENVIRONMENTAL REVIEW - CATEGORICAL EXEMPTION: CONSIDERATION OF A DETERMINATION THE PROPOSED PROJECT IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT
- (2) VARIANCE (V01-20): A REQUEST TO ALLOW THREE DETACHED ACCESSORY STRUCTURES AND TO EXCEED THE MAXIMUM LOT COVERAGE ALLOWED

Mayor Mouw declared the hearing open.

Motion was made by Councilmember Hamlow and seconded by Mayor Mouw to continue the public hearing to the meeting of January 28, 2003.

Councilmember Hamlow said discussion related to lot coverage and accessory building issues should be held prior to this hearing.

City Manager Eric Ziegler said public hearing items are on the agenda before new business items and he suggested that this item be continued to February 11, 2003.

Motion was amended to continue this item to the meeting of February 11, 2003.

Mayor Pro Tem Conway said the two items are unrelated. He said he is not in favor of changing the code to meet the need of someone who circumvented the codes.

Councilmember Hamlow said he is not going to change a rule because someone built a building. He said that challenges his integrity. He wants to challenge whether the rule is a good rule or not, and that is a separate issue.

Mayor Pro Tem Conway said in that case there is no reason to continue these items to two separate dates.

Councilmember Clifford said earlier this evening he felt it would be best to look at them separately. However, it could be prudent to hear the new business item first. This does not mean anyone is making a decision.

Mr. Ziegler said this item involves two issues: accessory structures and lot coverage. Based on his discussion with the Planning Director, Mr. Ziegler said he believes flag lots should qualify for a variance with respect to lot coverage. When Council decides how it wants to deal with accessory buildings, there is no reason to deal with the lot coverage issue. Mr. Ziegler said the applicant has poured concrete and tied the two structures together and that could have resolved the accessory issue.

Mayor Mouw called for a vote on the motion to continue this to the meeting of February 11, 2003. The motion carried 4-1 as follows: AYES: Mouw, Clifford, Hamlow, Herman; NOES: Conway; ABSENT: None.

12. COUNCIL AND STAFF ITEMS

12A City Manager Eric Ziegler reported that staff has discussed the Governor's proposed budget and its impact on Glendora. Assuming that the State legislators ultimately adopts the Governor's budget, Glendora will lose approximately \$1.1 million from February to June 2003. Mr. Ziegler said the first decision Council needs to deal with is whether or not it is willing to make up that loss from reserves or from proceeds of the Burke, Williams & Sorensen (BWS)

12. COUNCIL AND STAFF ITEMS (Cont'd)

lawsuit and increased revenue from the newly adopted fees services. The Finance Department is projecting \$316,000 in revenue between the effective date of the fees and the end of the fiscal year. An additional saving of \$12,000 is also projected from reworking the Edison metering system on some of the parks. Mr. Ziegler said he had initially recommended that the proceeds from the BWS lawsuit be put in reserve for future retirement costs. He said the State legislature may not adopt a budget until July, August, or later. And it is possible that they will adopt the budget retroactive to February, in which case the City would have to pay money back to the state. If Council wishes to continue the same level of services, the BWS lawsuit proceeds and projected fee revenues would cover any shortfall arising from the Governor's budget.

Mr. Ziegler said with respect to next fiscal year, the City stands to lose over \$2 million. If that were to occur, he does not see anyway to avoid making cuts. And to the extent that departments are funded by the General Fund, he would recommend that whatever cuts are made should be proportionate to a department's General Fund funding.

Councilmember Hamlow said he would like to see a plan in writing and placed on the next agenda.

Mr. Ziegler recapped a history of the vehicle in-lieu tax and the cuts in the "backfill" that the State has made to local agencies. He urged Council and residents to write to State senators and assemblymen and protest the cuts. Services that people use and rely on every day (police, fire, road maintenance) are provided by counties and cities.

13. CLOSED SESSION - None14. ADJOURNMENT

With Council concurrence, Mayor Mouw adjourned the meeting at 1:25 a.m. in memory of Doris Lee, Howard "Doc" Perrin and Andrew Barnes.

Respectfully submitted,



Jo Ann Sharp
City Clerk/CRA/GPFA Secretary

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