

REGULAR MEETING **MINUTES**

Regular Meeting of the City of Bradbury City Council
Tuesday, June 20, 2023
Bradbury Civic Center

CALL TO ORDER – The Regular Meeting of the City Council of the City of Bradbury was called to order by Mayor Lathrop at 7:00pm followed by the Pledge of Allegiance.

ROLL CALL:

PRESENT: Mayor Lathrop, Mayor Pro Tem Barakat, Councilmembers Lewis, Bruny & Hale.
STAFF: City Manager Kearney, City Attorney Reisman & Assistant City Clerk Jensen.

CITY COUNCIL REORGANIZATION: According to Bradbury Municipal Code Section 2.01.060, annually in June, the City Council reorganizes and from its members, selects a new Mayor and Mayor Pro Tem. Candidates for Mayor Pro Tem must self-nominate by writing a statement of intent. City Manager Kearney received such writing from Councilmember Richard Hale.

Councilmember Hale motioned to appoint Mayor Pro Tem Barakat to Mayor which was seconded by Councilmember Lewis and carried unanimously. Mayor Barakat motioned to appoint Councilmember Richard Hale to Mayor Pro Tem. Councilmember Bruny seconded the motion which was carried unanimously.

NEW ROLL CALL:

PRESENT: Mayor Barakat, Mayor Pro Tem Hale, Councilmembers Lewis, Bruny & Lathrop.

APPROVAL OF AGENDA: Councilmember Lewis made a motion to approve the agenda and it was seconded by Councilmember Lathrop. It was the consensus of the Council to proceed.

DISCLOSURE OF ITEMS REQUIRED BY GOVERNMENT CODE SECTION 1090 & 81000 ET. SEQ. – *In compliance with the California Political Reform Act, each City Councilmembers has the responsibility to disclose direct or indirect potential for a personal financial impact as a result of participation in the decision-making process concerning agenda items.*

City Attorney Reisman stated that he was aware of no potential conflicts.

PUBLIC COMMENT ABOUT ANYTHING NOT ON THE AGENDA: - No public comments.

ACTION ITEMS

1. Consent Calendar Approval

- Minutes: Regular Meeting of May 16, 2023
- Resolution No. 23-07: Demands & Warrants for May 2023
- Monthly Investment Report for the month of May 2023
- Resolution No. 23-08: A Resolution of the City Council of the City of Bradbury, California, Designating Diane Jensen as City Clerk
- Resolution No. 23-09: Approval of Gann Appropriation Limit for FY 2023-24
- Reappointment of Public Safety Committee Seats

APPROVAL OF CONSENT CALENDAR: Mayor Pro Tem Hale made a motion to approve the Consent Calendar as presented. Councilmember Lathrop seconded the motion, which was carried by the following roll call:

AYES: Mayor Barakat, Mayor Pro Tem Hale, Councilmembers, Lewis, Lathrop & Bruny.

NOES: None.

2. Award of Bid – Lemon Avenue Trail Project

Bids for the Lemon Avenue Trail project were opened on May 2, 2023 with SDC Engineering Inc. being the lowest responsible bidder. Three members of the Public spoke to the Councilmembers concerning their requests for indemnification language.

- a. Brad Selby, 1442 Lemon Avenue, provided a letter (*see attachment*)
- b. Dan Hyde at 1462 Lemon Avenue
- c. Niveen Elguindi at 1550 Lemon Avenue.

Due to a variety of unresolved indemnification issues, it was recommended that no decisions be made tonight but to wait about 30 days or until the next City Council meeting on July 18, 2023. Mayor Pro Tem Hale made the motion and Councilmember Lathrop seconded it.

3. Fiscal Year 2023-24 Annual Rate Adjustment for Solid Waste Collection & Recycling

Because Burrtec's new rates for trash, recycling, manure and green waste were scheduled to increase on July 1, 2023, Burrtec representative Michael Heftman explained the increases. The increases are CPI-based at around 7.74%. An example being a 90-Gallon Trashcan pre-July 1st was \$27.95/mo. and after is \$32.07/mo.

SB 1383 requires every jurisdiction to provide organic waste collection services to residents; however, due to the size of the City of Bradbury, this regulation does not apply. AB 661 went into effect January 1, 2023. This piece of legislation states that paper products like toilet paper and paper towels must be at least 40% recycled content. Napkins 45% and Facial tissues 10%.

Councilman Lathrop made a motion to approve the new rates commencing July 1, 2023. Mayor Pro Tem Hale seconded the motion, which passed 5:0.

4. Adoption of Resolution No. 23-10: Adoption of Budget for Fiscal Year 2022-2023, Resolution No. 23-11: Allocating the City of Bradbury's Citizen Option for Public Safety (COPS) Funds, and Resolution No. 23-12: Allocation the City of Bradbury's SB 1 Funds.

The budget for Fiscal Year 2023-2024 was presented and explain by City Manager Kearney at last month's City Council meeting. Tonight's meeting was to answer any questions and approve. Because there were no questions, the Council agreed with Staff's recommendation to approve the budget.

Mayor Pro Tem Hale made a motion to adopt and approve Resolution No. 23-10, Resolution No. 23-11 and Resolution No. 23-12. Councilmember Lathrop seconded the motion.

5. City Council Liaisons for Fiscal year 2023/2024 and Consideration of Resolution No. 23-13 Pertaining to the Appointments to the San Gabriel Valley Council of Governments
The City Council decided to maintain all of the same liaisons from 2022/2023 with the exception where those specified a mayoral designation. These included LA County City Selection, LA County Sanitation District and So. Cal Joint Powers Insurance Authority. No other changes were made to the current liaison appointments.

City Council adopted Resolution No. 23-13 with a motion from Mayor Pro Tem Hale and a second to that motion from Councilmember Lathrop.
6. Matters from the City Manager - City is ready for a successful Bradbury Night Out event. Kevin stated he had received questions regarding subdividing without specifics at the 1901 Royal Oaks property.
7. Matters from the City Attorney – Nothing.
8. Matters from the City Council -
Mayor Barakat – “Penney Property” – Can debris can be pushed back?
Mayor Pro Tem Hale –
Councilmember Lathrop – No comments.
Councilmember Lewis – No Comments.
Councilmember Bruny – No Comments.
9. ITEMS FOR FUTURE AGENDAS –
 - Re-Look at Monrovia to bid a police force.
 - Finalize Lemon Trail project.

CLOSED SESSION

RECESS TO CLOSED SESSION @ 8:23pm: Councilmembers, City Attorney Reisman and City Manager Kearney discussed the following:

Conference with Legal Counsel – Pending Litigation

Pending Litigation pursuant to Government Code sec. 54956.9, (a)

LAFCO Annexation No. 2021-10 to the City of Bradbury

Conference with Legal Counsel – Pending Litigation

Pending Litigation pursuant to Government Code sec. 54956.9, (d)(1)

Grow Monrovia v. City of Bradbury - L.A. Superior Court Case No. 23STCP00128

Public Employee Performance Evaluation – Government Code Section 54957 (b)(4)

City Manager Evaluation (City Manager not present during this discussion)

Agency Negotiator: Cary S. Reisman, City Attorney

Unrepresented Employee: City Manager

Authority Gov't Code Section: 54957.6

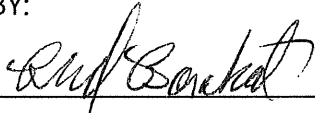
REPORT FROM CLOSED SESSION – At 8:58pm, Closed Session ended – Attorney Reisman reported on the two pending litigations stating the session was “informative” only and no formal votes were taken. Vote taken regarding City Manager’s annual salary increase to \$190,000.00 retroactive to May 2023.

AYES: Councilmember Lathrop, Councilmember Bruny and Mayor Pro Tem Hale.

NAYS: Mayor Barakat and Councilmember Lewis.

ADJOURNMENT – At 9:02pm, Mayor Barakat moved to adjourn the meeting and all of the other Councilmembers were in favor. The Regular City Council meeting was adjourned to Bradbury Civic Center, 600 Winston Avenue, Bradbury, CA 91008 on Thursday, July 6th for a Special Study Session. Meeting at 6:30 pm.

SIGNED BY:

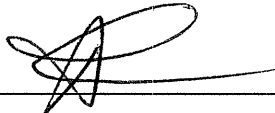


RICHARD G. BARAKAT, MAYOR
CITY OF BRADBURY

08.15.2023

DATE

ATTEST:



DIANE JENSEN, CITY CLERK
CITY OF BRADBURY

08.15.2023

DATE