

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF BRADBURY
HELD ON TUESDAY, JUNE 19, 2018**

MEETING CALLED TO ORDER: The Regular Meeting of the City Council of the City of Bradbury was called to order by Mayor Lathrop at 7:00 p.m. Mayor Lathrop led the Pledge of Allegiance.

ROLL CALL: PRESENT: Mayor Lathrop, Councilmembers Barakat, Hale and Lewis
STAFF: City Manager Kearney, City Attorney Reisman, City Clerk Saldana and Management Analyst Santos Leon

OATH OF OFFICE: City Clerk Saldana administered the Oath of Office to newly elected City Councilmember Elizabeth Bruny.

APPOINTMENT OF MAYOR: Councilmember Hale nominated Councilmember Barakat for the position of Mayor. Councilmember Lewis seconded the nomination. There were no further nominations. All ayes.

APPOINTMENT OF MAYOR PRO-TEM: Mayor Barakat nominated Councilmember Hale for the position of Mayor Pro-Tem. Councilmember Lewis seconded the nomination. There were no further nominations. All ayes.

NEW ROLL CALL: Mayor Barakat, Mayor Pro-Tem Hale, Councilmembers Lewis, Bruny and Lathrop

APPROVAL OF AGENDA: The Mayor and City Council approved the agenda to proceed with City business.

DISCLOSURE OF ITEMS REQUIRED BY GOV. CODE SECTION 1090 & 81000 ET SEQ.: In compliance with the California Political Reform Act, each City Councilmember 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.

Councilmember Lathrop stated that he has to abstain from the Appointment of Representative and Alternate to the San Gabriel Valley COG.

PUBLIC COMMENT: None

PRESENTATION TO CITY CLERK: Councilmember Barakat presented a plaque to City Clerk Saldana for 30 years of service to the City of Bradbury.

CONSENT CALENDAR: All items on the Consent Calendar are considered by the City Council to be routine and will be enacted by one motion unless a Councilmember requests otherwise, in which case the item will be removed and considered by separate action. All Resolutions and Ordinances for Second Reading on the Consent Calendar are deemed to "waive further reading and adopt."

- A. Minutes – Regular City Council Meeting of May 15, 2018
- B. Minutes – Special City Council Meeting of May 22, 2018
- C. Resolution No. 18-13: Demands & Warrants for June 2018
- D. Resolution No. 18-14: Demands & Warrants for July 1, 2018
- E. Monthly Investment Report for the month of May 2018
- F. Agreement for Cost Sharing with Gateway Cities Council of Governments for the Installation of Monitoring Equipment and Monitoring pursuant to the Harbor Toxic Pollutants TMDL
- G. Resolution No. 18-15: Approval of Gann Appropriation Limit for FY 2018-19

**MOTION TO APPROVE
CONSENT CALENDAR:**

Councilmember Lewis made a motion to approve the Consent Calendar as presented. Councilmember Bruny abstained from the approval of the May 15th and 22nd Minutes. Councilmember Lathrop seconded the motion, which was carried by the following roll call vote:

APPROVED:

AYES: Mayor Barakat, Mayor Pro-Tem Hale, Councilmembers Barakat, Hale, Lewis, Bruny and Lathrop
NOES: None
ABSTAIN: None

Motion passed 5:0

**DISCUSSION – PLACEMENT OF
AUTOMATED LICENSE PLATE READER
ON MOUNT OLIVE DRIVE:**

City Manager Kearney stated that the City of Duarte recently approached Bradbury regarding the possibility of jointly funding either one or two Automated License Plate Readers on Mount Olive Drive.

City Manager Kearney stated that Automated License Plate Readers (ALPRs) are high-speed, computer-controlled camera systems. ALPRs automatically capture license plate numbers that come into view, along with the location, date and time. Information collected can be used by law enforcement to find out where a plate has been in the past, to determine whether a vehicle may be at a scene of a crime, to identify travel patterns, etc. This type of information could be beneficial to law enforcement when crimes occur in the Mount Olive area.

FINANCIAL IMPACT:

The purchase and physical maintenance of the ALPRs would be done by the cities of Bradbury and Duarte under the LA County Sheriff's master contract with an LASD vendor. Cost for the purchase of one ALRP would be around \$15,000 per camera. To transfer the data between the camera and LASD's central server would be about \$40 per month for a cellular communication line. These costs do not include installation, which will be dependent on final placement of the camera(s). Installation would entail running power to the camera(s) and potentially building a foundation for the camera(s) to be placed. It is expected that installation costs would amount between \$1,000 and \$5,000.

RECOMMENDTION:

It is recommended that the City Council review this report and provide direction on how staff should proceed. Should there be interest in an ALPR, the City Council may decide to approve the expenditure for either one or two of the cameras now, or elect to hold a community meeting to solicit feedback from residents.

DISCUSSION:

Margaret Finlay, Duarte City Council Member, and Brian Villalobos, Duarte Public Safety Director, spoke in favor of installing the cameras on Mount Olive Drive.

Councilmember Bruny inquired when the City of Duarte is going to discuss this matter. Brian Villalobos stated that the City of Duarte is already on board.

PUBLIC COMMENT:

Mayor Barakat opened up the discussion for public comment.

Douglas Rader, 610 Fairlee Avenue, had major concerns regarding privacy and did not want his comings and goings recorded for the next five years.

Sgt. Gaw with the LA County Sheriff's Department stated that the data received from the camera is not subject to public records request.

Barbara Cheng, Duarte Mesa, was in favor of the cameras.

Gale Banks, 157 Sawpit Road, stated that 30 years ago his friend Mickey Thompson and his wife were killed near Mount Olive Drive and that he is in favor of installing ALPRs.

MORE DISCUSSION:

Councilmember Lathrop stated that ALPRs are all over the place these days and they benefit law enforcement tremendously. Privacy has "gone out the window" a long time ago.

Councilmember Lathrop inquired if LASD could store the data 2 years instead of 5 years. Sgt. Gaw replied that 5 years is the standard time, so the answer will most likely be no.

MOTION:

Councilmember Hale made a motion to approve the placement of two Automated License Plate readers on Mount Olive Drive, subject to the City of Duarte sharing the cost. Councilmember Lathrop seconded the motion, which was carried by the following roll call vote:

AYES: Mayor Barakat, Pro-Tem Hale, Councilmembers Lewis, Bruny and Lathrop

NOES: None

ABSTAIN: None

APPROVED:

Motion passed 5:0

**FISCAL YEAR 2018-2019
ANNUAL RATE ADJUSTMENT
FOR SOLID WASTE COLLECTION
AND RECYCLING:**

City Manager Kearney stated that the City of Bradbury contracts with Burrtec Waste Services for solid waste collection and recycling. Pursuant to Section 10.10. of the Franchise Agreement, "each subsequent July 1 (after July 1, 1999) the rate for each category of service shall be subject to upward or downward adjustment. Customer rates are comprised of the following categories: contractor service cost, disposal cost, recycling processing, green waste processing cost and manure waste processing cost."

It is recommended that the City Council approve the refuse

collection and recycling rates to become effective July 1, 2018.

POWER POINT PRESENTATION:

Steven Branch (filling in for Richard Nino) of Burrtec Waste Services walked the Council through a power point presentation regarding the different components:

- Residential Barrel Components
- Refuse Bin Components
- Recycling Bin Components
- Manure Bin Components
- Greenwaste Bin Components
- Roll-Off Rate Components

DISCUSSION:

Councilmember Lathrop inquired why barrel containers always go up more than bins. Mr. Branch replied that barrels always fill up and containers don't.

City Manager Kearney stated that Bradbury residents appear to be quite satisfied with Burrtec's services and City Hall has received very few complaints about trash service.

Mayor Barakat stated that \$5 per week to have your garbage picked up seem pretty reasonable.

TRASH SURVEY:

Mayor Barakat inquired if staff could conduct a trash survey to compare rates with other cities. City Manager Kearney stated such surveys are expensive and require a lot of staff time because trash rates are very complicated and because it's like comparing apples and oranges.

MOTION:

Councilmember Hale made a motion to approve the annual rate adjustment for Solid Waste Collection and Recycling as presented in the charts, effective July 1, 2018. Councilmember Lathrop seconded the motion, which was carried by the following roll call vote:

AYES: Mayor Barakat, Pro-Tem Hale, Councilmembers Lewis, Bruny and Lathrop

NOES: None

ABSTAIN: None

APPROVED:

Motion passed 5:0

PROPOSED BUDGET FOR FISCAL YEAR 2018-2019 AND ALLOCATING THE CITY OF BRADBURY'S CITIZENS' OPTION FOR PUBLIC SAFETY (COPS) FUNDS:

At the May meeting the City Council reviewed the budget forecast for Fiscal Year 2018-2019 and directed staff to make some changes for the final document.

It is recommended that the City Council adopt Resolution No. 18-16 approving the City of Bradbury's Annual Budget for Fiscal Year 2018-2019 and Resolution No. 18-17 approving the expenditure plan for grant fund pursuant to the Citizens' Option for Public Safety (COPS/Supplemental Law Enforcement Services Fund).

MOTION:

Councilmember Lewis made a motion to adopt Resolution No. 18-16 approving the City of Bradbury’s Annual Budget for Fiscal Year 2018-2019 and Resolution No. 18-17 approving the expenditure plan for grant fund pursuant to the Citizens’ Option for Public Safety (COPS/Supplemental Law Enforcement Services Fund). Mayor Pro-Tem Hale seconded the motion, which was carried by the following roll call vote:

APPROVED:

AYES: Mayor Barakat, Pro-Tem Hale, Councilmembers Lewis, Bruny and Lathrop
NOES: None
ABSTAIN: None

Motion passed 5:0

COMMUNITY SUPPORT FUNDS:

City Manager Kearney stated that the Fiscal Year 2017-2018 budget includes \$3,000 in Community Support funds, which serve as a one-time donation to a charity. The funds for this fiscal year have not yet been spent.

It is recommended that the City Council direct staff on how to expend the budgeted \$3,000, which has been set aside for a charitable donation.

DISCUSSION:

Councilmember Lathrop suggested to do the same as last year.

City Manager Kearney stated that last fiscal year the funds were earmarked to support “rapid housing.”

Mayor Barakat stated that he would like to include the Friends in Deed (EPAC of Pasadena), which is a well known Homeless Shelter in the San Gabriel Valley.

The City Council decided to donate \$1,000 a piece to:

- Friends in Deed
- Foothill Unity Center
- Union Station Homeless Services

MOTION:

Councilmember Hale made a motion to spend the Community Support funds for Fiscal Year 2017-2018 as follows: \$1,000 for Friends in Deed, \$1,000 for Foothill Unity Center, and \$1,000 for Union Station Homeless Services. Councilmember Bruny seconded the motion, which was carried by the following roll call vote:

APPROVED:

AYES: Mayor Barakat, Pro-Tem Hale, Councilmembers Lewis, Bruny and Lathrop
NOES: None
ABSTAIN: None

Motion passed 5:0

REQUEST TO REMOVE CURRENT PLANNING COMMISSIONER OF DISTRICT FIVE:

City Manager Kearney stated that Councilmember Bruny has submitted a formal request to the City to remove the current Planning Commissioner of District 5 and appoint Christopher Bruny as the new Commissioner for the District.

The current Planning Commissioner for District Five is Karen Dunst and she was appointed in June 2007 by then Councilmember Brian Guthrie. Commissioner Dunst's current term will expire in April 2019.

It is recommended that the City Council direct staff on how to proceed.

BMC SECTION 2.04.270:

Pursuant to Bradbury Municipal Code (BMC) Section 2.04.270 "Any member of the Planning Commission shall be subject to removal at any time, with or without cause, by motion of the City Council adopted by at least three affirmative votes."

City Manager Kearney stated that once a Planning Commissioner is removed, a new Commissioner can be appointed with at least three affirmative votes.

DISCUSSION :

City Attorney Reisman stated that if there is a vacancy on the Planning Commission it has to be advertised and a 20-day notice must be given before a new Planning Commissioner can be appointed by the City Council. City Manager Kearney informed the City Council that Karen Dunst did not resign and therefore no vacancy exists on the Planning Commission at this time.

MOTION:

Councilmember Bruny made a motion to remove Karen Dunst, the current Planning Commissioner of District 5, from the Planning Commission. Mayor Pro-Tem Hale seconded the motion for purpose of discussion.

DISCUSSION:

Councilmembers Lathrop and Lewis inquired why Councilmember Bruny wishes to remove Karen Dunst from the Planning Commission. Commissioner Dunst has volunteered her time for years, so why not let her finish her term?

Mayor Pro-Tem Hale stated that we (the City) need to move things along and that because of Commissioner Dunst we have lost 2-3 projects.

Commissioner Bruny stated that she is familiar with the failed projects.

Councilmember Lathrop stated that it is not fair to put the entire disfunction of the Planning Commission on one Commissioner.

Mayor Barakat stated that we are trying to reschedule the retreat. Currently there is no clear direction for the Planning Commission.

Mayor Barakat stated that Commissioner Kuba, District Three, is adamantly opposed to removing Karen Dunst from the Planning Commission.

Councilmember Lewis stated that Commissioner Novodor, District Two, is also adamantly opposed.

The City Council was also concerned about appointing a new Commissioner who is related (husband) to the Councilmember, Councilmember Lewis also stated that the longer Planning Commissioners serve the more valuable they are and that he values Commissioner Dunst as an independent thinker.

Mayor Barakat wanted to get this issue resolved and called for a vote to remove Commissioner Dunst.

AYES: Mayor Pro-Tem Hale, Councilmember Bruny

NOES: Mayor Barakat, Councilmembers Lewis and Lathrop

The motion to remove Commissioner Dunst failed by 2:3.

ACTION TAKEN:

The City Council suggested that staff set up a meeting with Commissioner Dunst. No further action was taken.

PLANNING COMMISSION REORGANIZATION:

The Council suggested that staff prepare and Ordinance regulating the Planning Commission reorganization and rotation of Chairperson and Vice-Chairperson.

CITY COUNCIL LIAISONS FOR FISCAL YEAR 2018-2019 AND RESOLUTION NO. 18-18 PERTAINING TO THE APPOINTMENTS TO THE SAN GABRIEL VALLEY COG:

The City Council discussed the 2018-2019 organization and association assignments. It is recommended that the City Council designate City Councilmembers to organizations and associations and adopt Resolution No. 18-18 pertaining to the San Gabriel Valley Council of Governments.

ASSOCIATION/ORGANIZATION:

California Contact Cities Association (CCCA):

Rep: vacant

Alt: vacant

League of California Cities:

Rep: Councilmember Lathrop

Alt: vacant

LA County City Selection Committee:

Rep: Mayor Barakat (must be Mayor)

Alt: vacant

LA County Sanitation Districts:

Rep: Mayor Barakat (must be Mayor)

Alt: vacant

San Gabriel Valley Council of Governments (SGVCOG):

Rep: Mayor Barakat

Alt: vacant

Southern California Association of Governments (SCAG):

Rep: vacant

Alt: vacant

Southern California Joint Powers Insurance Authority (JPIA):

Rep: Councilmember Lewis

Alt: Mayor Barakat

Foothill Transit:

Rep: Mayor Barakat
Alt: Councilmember Lewis

San Gabriel Valley Mosquito & Vector Control District:
Rep: Mayor Barakat (term expires December 2019)

Duarte Community Education Council (CEC):
Rep: Councilmember Bruny
Alt: Councilmember Lathrop

Duarte Education Foundation:
Rep: Councilmember Lathrop
Alt: Councilmember Bruny

Area D Emergency Services and
Director of the Bradbury Disaster Committee:
Rep: Councilmember Lewis
Alt: Councilmember Lathrop

Temple Station Booster Club:
Rep: vacant

**RESOLUTION NO. 18-18
ADOPTED:**

The City Council adopted Resolution No. 18-18 by a 4:0 vote (with Councilmember Lathrop abstaining) appointing Mayor Barakat as the Governing Board Member. The position of Alternate Governing Board Member to the San Gabriel Valley Council of Governments remains vacant.

MATTERS FROM THE CITY MANAGER:

City Manager Kearney stated that the entire City Councilmembers (with the exception of Councilmember Lathrop) and the Planning Commission need to take the AB1234 Ethics Training to renew their Certificates, which are good for two years. A link for the online training will be provided in the Weekly Memo and a copy of the Certificate should be given to the City Clerk for filing.

The City is going to hold a Community Meeting on Thursday, June 21, at 7 pm at City Hall to discuss the recent burglaries on Gardi Street. Only two City Councilmembers may be present at the meeting, or the meeting needs to be noticed as a Special meeting.

City Manager Kearney reminded the Council of the upcoming Bradbury Night Out event to be held on Thursday, July 26, at the Civic Center from 6-8 pm.

MATTERS FROM THE CITY ATTORNEY:

Nothing to report

MATTERS FROM THE CITY COUNCIL:

MAYOR BARAKAT:

Nothing to report

MAYOR PRO-TEM HALE:

Mayor Pro-Tem Hale stated that we will be absent for the July City Council meeting.

COUNCILMEMBER LEWIS:

Nothing to report

COUNCILMEMBER LATHROP:

Councilmember Lathrop reported that the Duarte Unified School District is looking for a new Superintendent.

COUNCILMEMBER BRUNY:

Nothing to report

ITEMS FOR FUTURE AGENDAS:

None

ADJOURNMENT:

At 8:25 p.m. Mayor Barakat adjourned the meeting in memory of Don Burnett to Tuesday, July 17, 2018 at 7:00 pm.



MAYOR – CITY OF BRADBURY

ATTEST:



CITY CLERK – CITY OF BRADBURY