

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF BRADBURY
HELD ON TUESDAY, AUGUST 20, 2019**

MEETING CALLED TO ORDER:

The Regular Meeting of the City Council of the City of Bradbury was called to order by Mayor Hale at 7:00 p.m. followed by the Pledge of Allegiance.

ROLL CALL:

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

ABSENT: None

STAFF: City Manager Kearney, City Attorney Reisman, City Clerk Saldana and Management Analyst Santos Leon

APPROVAL OF AGENDA:

Councilmember Lathrop made a motion to approve the agenda to proceed with City business. Mayor Pro-Tem Lewis seconded the motion which carried.

**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.

City Attorney Reisman stated that he was not aware of any conflicts of interest.

**PROCLAMATIONS FOR
PUBLIC SAFETY COMMITTEE:**

Mayor Hale stated that during Bradbury Night Out the Public Safety Committee assisted staff with setting up, checking people in, providing outreach on emergency preparedness by ensuring residents filled out their disaster data survey, and help with the cleanup after the event. The City Council would like to thank the committee members for their service to the community by presenting each of them with a Proclamation.

The members of the Public Safety Committee are (in alphabetical order):

- Jan Brink
- Serena Burnett (present)
- Aaron Dunst
- Karen Flaherty
- Frank Hernandez
- Priscilla Hervey
- Nancy McGrain (present)

PUBLIC COMMENT:

None

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 Meeting of July 16, 2019
- B. Resolution No. 19-21: Demands & Warrants for August 2019
- C. Monthly Investment Report for the month of July 2019
- D. Approval of a Professional Services Agreement between the City of Bradbury and Michael Baker International for the Chadwick Ranch Estates Project
- E. Appointment of Applicant -Nancy McGrain to the Public Safety Committee Primary Seat for District Five
- F. Increase of the City Manager's Per Transaction Limit for the City Credit Card

**MOTION TO APPROVE
CONSENT CALENDAR:**

Councilmember Barakat made a motion to approve the Consent Calendar as presented. Mayor Pro-Tem Lewis seconded the motion, which was carried by the following roll call vote:

APPROVE

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

Motion passed 5:0

**TENTATIVE PARCEL MAP NO. 73673
1533 ROYAL OAKS DRIVE NORTH
SECOND ONE-YEAR EXTENSION:**

City Manager Kearney stated that Tentative Parcel Map No. 73673 was approved on July 19, 2016 to subdivide the 3.8-acre parcel at 1533 Royal Oaks Drive North into three (3) parcels, each for the future development of a new residence. The subdivision conforms to the City's General Plan and Development Code, including the zoning and subdivision regulations without any variances or exceptions.

SUBDIVISION MAP ACT:

In accordance with the City's Subdivision Regulations and the State Subdivision Map Act, the approval of a tentative map is valid for two years, in which time the map is to be recorded with the County Registrar Recorder, unless the approval is extended. Tentative maps may be granted multiple extensions, but each extension shall be for no more than one year and the sum of such extensions shall not exceed three years.

**FIRST AND SECOND
EXTENSION REQUESTS:**

At the August 21, 2018 meeting, the City Council adopted Resolution No. 18-22 granting a one-year extension of the tentative tract map. Now the owner is requesting a second one-year extension due to the extended time it took to have the final map approved by the various agencies, signed by the owner's lender who is based overseas, and to produce the funds needed to proceed with the public improvements that are to be completed prior to the filing of the final map.

ARCHTICTURAL REVIEWS:

In conjunction with the tentative parcel map, the applicant had submitted three architectural reviews for three new residences that were intended to be developed on the three lots. These design reviews were approved, but due to changes in economic conditions, the applicant decided not to proceed with the plans. Completing the subdivision, however, will be advantageous for the owner as the three lots could be sold individually for development by the buyers.

RECOMMENDATION:

It is recommended that the City Council hold a public hearing to determine that the findings can be made to grant a second one-year extension of the conditional approval of Tentative Parcel Map No. 73673 and that the project is Categorically Exempt under CEQA, and adopt Resolution No. 19-22 as presented or modified by the City Council.

PUBLIC HEARING OPENED:

Mayor Hale opened the public hearing asking those wishing speaking in favor or opposition to come forward and be heard.

PUBLIC COMMENT:

Brian Hamill, 728 Winston Avenue, inquired about the consequences if the extension was not approved by the City Council. City Manager Kearney stated that the applicant would have to start over. The City approved the tentative parcel map, but it has not yet been recorded. Mr. Hamill asked if the owner/applicant gave a reason. City Manager Kearney replied the reasons are economical.

Mr. Hamill stated that there used to be a stately mansion and now the site is an eyesore and an embarrassment. Mr. Hamill also stated that the site was recently used for parking for a wedding. Mr. Hamill called the City Manager and the City had not been notified of the event.

Mr. Hamill felt that the City Council should not approve another extension, unless the City can "light the fire under the feet" of the owner/applicant to move forward with the development.

PUBLIC HEARING CLOSED:

There being no further public input, Mayor Hale declared the public hearing closed.

DISCUSSION:

Mayor Hale stated that the City Council agrees with Mr. Hamill about the property being an eyesore but denying the extension request is not going to help to move the project forward.

Councilmember Barakat wondered about how much the owner has spent so far. Mayor Hale guessed hundreds of thousands including the architectural plans for the three approved homes.

Councilmember Barakat also felt that it was disrespectful of the applicant not to send a representative to the meeting to face the neighbors.

Mayor Hale inquired if the City could approve a 6-month extension. City Attorney Reisman replied yes and stated that the City Council can also ask the applicant for a progress report.

**MOTION TO GRANT 6-MONTH
EXTENSION:**

Councilmember Barakat made a motion to adopt Resolution No. 19-22 to grant a 6-month extension of the conditional approval of Tentative Parcel Map No. 73673 and find that the project is Categorically Exempt under CEQA. Mayor Hale seconded the motion, which was carried by the following roll call vote:

APPROVED:

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

NOES: None

ABSENT: None

Motion passed 5:0

**PROPOSED RATE INCREASE FOR
ANIMAL CONTROL SERVICES THROUGH
THE PASADENA HUMANE SOCIETY:**

City Manager Kearney stated that the Pasadena Humane Society (PHS) recently advised staff that the current agreement between the City and PHS expired on June 20, 2019. As part of the contract renewal, PHS is proposing a rate increase to continue their services.

During the July 2019 meeting, the City Council directed staff to solicit bids from surrounding animal care and control providers. To date, staff has surveyed Duarte Animal Control, San Gabriel Valley Humane Society, and the County of Los Angeles.

RECOMMENDATION:

After analyzing the bids and responses from these organizations, staff recommends that the City Council continue services with the Pasadena Humane Society at the higher proposed rates, and do the following:

1. Approve the rate change and authorize the City Manager to enter into a 3-year agreement with the Pasadena Humane Society for animal control services; and
2. Approve an amendment to the 2019-2020 Budget to increase account #101-25-700 by \$14,085

DISCUSSION:

Councilmember Barakat had some questions about the 2018 Activity Report for Bradbury, which were answered by PHS representatives.

Councilmember Lathrop wished to discuss Section 26 - Termination of the Contract. Councilmember Lathrop stated that the City needs to be able to terminate the agreement without cause during the term of the agreement and that the City needs more than 30 days notice in the event PHS terminates the contract. The City Attorney was directed to amend the contract as discussed.

PUBLIC COMMENT:

Ann Armstrong, 1775 Royal Oaks Drive North, stated that she used to work with the Pasadena Humane Society and there is a huge difference in service level between PHS and the County. Ms. Armstrong recommended staying with the Pasadena Humane Society.

Mayor Pro-Tem Lewis stated that the City has no choice but to stay with the Pasadena Humane Society.

MOTION:

Councilmember Lathrop made a motion for Bradbury to continue services with the Pasadena Humane Society, approve the rate change and budget amendment, and authorize the City Manager to enter into a 3-year Agreement with PHS for animal control services with the discussed changes for the termination clause. Councilmember Bruny seconded the motion, which was carried by the following roll call vote:

APPROVED:

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

Motion passed 5:0

**ORDINANCE NO. 364 –
AMENDING THE BMC
REGARDING PROPERTY
MAINTENANCE STANDARDS:**

City Manager Kearny stated that during the July meeting, the City Council discussed property maintenance standards in regards to trailers, oversized vehicles and unpaved parking. Proposed Ordinance No. 364 reflects the City Council's desired changes.

RECOMMENDATION:

It is recommended that the City Council introduce, waive reading in full, and authorize reading by title only Ordinance No. 364:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRADBURY, AMENDING THE BRADBURY MUNICIPAL CODE REGARDING PROPERTY MAINTENANCE STANDARDS

CHANGES (IN RED):

(10) ~~Front-Yard Storage~~. Trailers, campers, boats, recreational vehicles, construction equipment or other mobile equipment store or parked for more than ~~seven~~ five consecutive days, or more than 10 days in any calendar year, in the front yard areas ~~on any premises~~ abutting public or private streets.

(12) *Unpaved Parking*. Any vehicle or trailer parking on unpaved areas which are not designed as driveways ~~visible from the public right-of-way~~.

(24) *Oversized Vehicles*. The parking of an oversized vehicle, for more than ~~seven~~ five consecutive days, or more than 14 10 days in any calendar year, in the ~~front~~ yard areas abutting public or private streets is prohibited; provided, however, that this provision shall not apply to the parking of a currently registered oversize vehicle in any are of the ~~front~~ yard that the Planning Commission has determined to be appropriately located and designed for such activity. As used in this provision, the term "oversize vehicle" mean a vehicle that exceeds either 20 feet in length, 80 inches in width, or 82 inches in height.

PUBLIC COMMENT:

None

DISCUSSION:

In regards to Section 10, Councilmember Barakat stated that back yards are a problem too. City Manager Kearney confirmed that Section 10 does not cover back yards.

The Council wanted to know if we have a definition of "paved" area. City Attorney Reisman stated that the definition is in the development code.

Councilmember Lathrop stated that Section 12 could be a problem for horse and farm properties in regards to equipment. Councilmember Barakat replied that grease that is harmful to the environment comes off equipment and therefore all farm equipment should be stored on paved areas.

MOTION: Mayor Pro-Tem Lewis made a motion to introduce, waive reading in full, and authorize reading by title only, Ordinance No. 364. Councilmember Barakat seconded the motion, which was carried by the following roll call vote:

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

Motion passed 4:1

**ORDINANCE NO. 365 –
AMENDING THE BMC
REGARDING THE PUBLIC
SAFETY COMMITTEE:**

Management Analyst Scarlett Santos Leon stated that pursuant to the City Council's request during the July meeting, Ordinance No. 265 reflects the Council's desired changes to the City's current Public Safety Committee guidelines as they relate to the auto termination clause in subsection (d). Additionally, staff is removing language that is no longer applicable in subsection (a).

RECOMMENDATION: It is recommended that the City Council introduce, waive reading in full, and authorize reading, by title only, Ordinance No. 365:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRADBURY, AMENDING THE BRADBURY MUNICIPAL CODE REGARDING THE PUBLIC SAFETY COMMITTEE

CHANGES (IN RED): (a) The Public Safety Committee shall consist of five primary and five alternate members: two residents of each district, appointed by the member of the City Council representing the district. ~~Current members of the Emergency Response Committee shall be deemed appointed to the Public Safety Committee for at least the duration of their current term.~~

(d) *Absences.* The City Manager or designee may terminate the membership of a Committee member ~~A member shall automatically terminated from membership on the Committee upon three unexcused absences during a calendar year or absence from more than 50 percent of the meetings during the calendar year.~~

PUBLIC COMMENT: None

MOTION: Councilmember Lathrop made a motion to introduce, waive reading in full, and authorize reading, by title only, Ordinance No. 365. Mayor Pro-Tem Lewis seconded the motion, which was carried by the following roll call vote:

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

Motion passed 5:0

**DISCUSSION ON SECURITY CAMERAS
AT CITY HALL:**

City Manager Kearney stated that this item provides an opportunity for the City Council to discuss security cameras on the external building of City Hall. This item also reviews policies and procedures, and presents financial information on the purchase of security cameras.

BACKGROUND:

Staff has fielded interest from residents and member(s) of the City Council on security cameras at City Hall for video taping the external areas of the building, especially during non-operating hours.

Staff has been in dialogue with video camera specialists, and the current idea is to have four (4) mounted cameras covering all sides of City Hall. Video footage would then feed into a digital recorder either in the storage area behind the City Council Chambers or in the IT storage room in the hallway.

Pursuant to State law, images obtained through surveillance monitoring and recording must be retained for a minimum of 90 days, which eliminates typical residential camera companies, as they usually store footage from two weeks to a month.

FINANCIAL ANALYSIS:

City Manager Kearney stated that initial estimates suggest that the installation of 4 video cameras, a digital recorder, a flat screen monitor, and a backup power supply would cost approximately \$4,000. It is anticipated that an additional \$1,000 will be needed to provide electrical wiring to the cameras. With an estimated \$5,000 cost, this falls within the City Manager's purchasing authority and does not require City Council authorization. Funds for the security cameras would come from the City's Technology Fee Fund.

RECOMMENDATION:

The City Council should discuss the possibility of having security cameras and direct staff on how to proceed.

DISCUSSION:

Councilmember Barakat wanted to know why the City can't use the Ring System. City Manager Kearney replied because of the required 90-day storage, which Ring does not offer.

Mayor Pro-Tem Lewis wanted to know what we are trying to capture. City Manager Kearney stated it's to capture activity in the back lot after hours. Mayor Pro-Tem Lewis inquired if there have been any problems or complaints. The answer was no, not recently.

Mayor Pro-Tem Lewis asked why we are discussing this if there are no problems. Mayor Hale asked if we need this.

Councilmember Lathrop stated that the cameras are there to catch bad guys and to address neighbors' concerns.

Councilmember Barakat stated that we are creating a problem with public records requests. Who monitors the system? The City Manager. The system would also alert the City Manager anytime there was motion detected, which means bears and other wildlife would set it off.

ITEM TABLED:

There being no interest among the majority of the City Council. This item was tabled indefinitely.

DISCUSSION ON CURRENT COPS FUNDING:

City Manager Kearney stated that during this year's budget discussions, the City Council had directed staff to research the possibility of contracting for a full-time Community Services Officer (CSO) utilizing the City's COPS funds. In June the City Council approved Resolution No. 19-16 with the stipulation to not allocate the outlined funds in the Resolution until the City of Monrovia responds to Bradbury's inquiry for a full-time CSO.

The City of Monrovia has not yet resolved the issue and the Monrovia City Manager is set to move to another city at the end of September. Given the transition, the City Council should discuss how to handle the full-time CSO inquiry and the current COPS funding allocations.

RECOMMENDATION:

It is recommended that the City Council discuss this fiscal year's COPS allocations and direct staff on how to proceed.

DISCUSSION:

Councilmember Barakat wanted to know why we are giving \$50,000 in COPS funds to the City of Duarte.

Councilmember Lathrop stated that he was not in favor of a full-time CSO.

Mayor Hale stated that the Sheriff Deputies get paid time and a half and the money goes real fast. We should pool all the COPS money we have and see what we can do with it for the City. Mayor Hale asked if we could use COPS fund for a private security firm for patrolling.

City Manager Kearney didn't know but reminded the Council that the use of COPS fund is very restricted and can only be used for supplemental law enforcement services.

MOTION:

Councilmember Lathrop made a motion to allocate \$100,000 (\$50,000 Additional Bradbury Patrol and \$50,000 Duarte Daytime Patrol) to use for the City of Bradbury, and to have the Public Safety Committee coordinate with the City Manager.

ALTERNATE MOTION:

Mayor Pro-Tem Lewis made an alternate motion to confirm the \$52,000 for the Bradbury/Monrovia CSO and \$3,000 in Administrative Supplies and allocate \$100,000 to the Sheriff's Department for Additional Bradbury Patrol. Councilmember Barakat seconded the motion, which was carried by the following roll call vote:

APPROVED:

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

NOES: None

ABSENT: None

Motion passed 5:0

MATTERS FROM THE CITY MANAGER:

City Manager Kearney stated that the Mount Olive Lane Sewer Project demands entitlements from the City of Duarte. Duarte is asking the City of Bradbury to pitch in for an electronic sign board at Royal Oaks Elementary School at a cost of \$50,000. Kevin had lunch with the Superintendent recently and the item will be on the September agenda.

Mayor Hale inquired if this cost can be included in the sewer reimbursement district. City Manager Kearney stated that it is a possibility.

City Manager Kearney turned to Management Analyst Santos Leon, who reported that the California Governor's Office of Emergency Services has received notification from FEMA that Bradbury's sub-application for a Community Wildfire Protection Plan (CWPP) has been approved.

City Manager Kearney stated that he will be on vacation in Alaska (on a cruise) from September 2-13, 2019.

MATTERS FROM THE CITY ATTORNEY:

City Attorney Reisman stated that as of September 1, 2019 Wallin, Kress, Reisman & Kranitz will join Jones & Mayer in Fullerton and WKRK will dissolve at the end of the year. This change will not affect the City of Bradbury.

MATTERS FROM THE CITY COUNCIL:

MAYOR HALE:

Nothing to report

MAYOR PRO-TEM LEWIS:

Nothing to report

COUNCILMEMBER BRUNY:

Nothing to report

COUNCILMEMBER LATHROP:

The Duarte Education Foundation Fundraiser Dinner will be held on October 19 at a private residence in the Duarte Mesa.

COUNCILMEMBER BARAKAT:

The Union is asking the LA County Sanitation District for more after they won.

Councilmember Barakat stated that the San Gabriel Valley Mosquito & Vector Control District has reported one case of West Nile Virus.

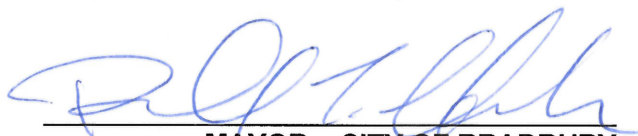
All public transportation buses are supposed to be all electric by 2030. Foothill Transit currently has 200 buses and Metro 2000. We need to keep old buses in case of an emergency.

ITEMS FOR FUTURE AGENDAS:

None

ADJOURNMENT:

At 8:30 p.m. Mayor Hale adjourned the meeting to Tuesday, September 17, 2019 at 7:00 p.m.


MAYOR – CITY OF BRADBURY

ATTEST:

Claudia Saldana
CITY CLERK – CITY OF BRADBURY
