

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF BRADBURY
HELD ON TUESDAY, JULY 16, 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:** Mayor Pro-Tem Lewis made a motion to approve the agenda to proceed with City business. Councilmember Lathrop 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 other than Councilmember Lathrop wishing to abstain from a small portion of agenda item #6 in regards to the San Gabriel Valley Council of Governments.
- PUBLIC COMMENT:** Alberto Mendoza, 526 Mount Olive Drive, inquired about a notice he received regarding the Mount Olive Drive Sewer Extension. City Manager Kearney stated that the notice was probably sent by the Los Angeles County Sanitation Districts regarding the Annexation of the sewer lines that were recently installed by the City on Mount Olive Drive.
- 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 June 18, 2019
 - B. Resolution No. 19-18: Demands & Warrants for July 2019
 - C. Monthly Investment Report for the month of June 2019
 - D. Resolution No. 19-19: Authorizing the Signatures for Accounts in the Name of the "City of Bradbury"
 - E. Adoption of an Environmentally Preferred Procurement Policy
 - F. Appointment of Public Safety Committee Seats

**ITEM #F PULLED FROM
CONSENT CALENDAR:**

Councilmember Lathrop pulled item F (Appointment of Public Safety Committee Seats) from the Consent Calendar to clarify that all current members of the Public Safety Committee are up for re-appointment for a two-year term ending June 2021. Staff answered yes.

**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

PRESENTATION:

Nichol Delgado, Government and Community Affairs Assistant with the Upper San Gabriel Valley Municipal Water District gave a brief "State of the District" and water supply update. Ms. Nichols informed the City Council about the Upper District's role in the region and gave an update about our local water resources.

Councilmember Barakat inquired if California American Water Company get its water from the District. Ms. Nichols replied yes but was not able to answer specific questions about water rates Cal-Am charges Bradbury residents.

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

City Manager Kearney state 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.

BACKGROUND:

On July 3, 2019 City staff met with representatives of the Pasadena Humane Society's staff and Board of Directors to discuss contract renewal and their proposed rate increase for the City of Bradbury.

The Humane Society recently performed a rate and operations study and discovered that operational services provided to contract cities was being supported by other areas in their organization.

FINANCIAL ANALYSIS:

City Manager Kearney stated that the costs associated with the City's previous agreement reflected a rate of \$4.25 per capita based on the 2010 US Census of 1048 residents. The previous agreement also allowed for annual CPI increases not to exceed 3%.

The proposed agreement alters the financial structure by factoring in costs of all individual calls and responses throughout the City, any follow-up calls regarding nuisance complaints, and costs for additional information. This is starkly different than basing charges on a per capita basis.

Both the previous and the proposed agreements allow for the City to retain 50% of all licensing proceeds and retain all impound fees.

The change in cost structuring is quite significant and is not reflected in the Fiscal Year 2019-2020 budget. The previous agreement cost the City a total of \$2,446 per fiscal year. The proposed agreement would cost the City \$18,034 per fiscal year. That is an increase of 639%.

RECOMMENDATION:

It is recommended that the City Council continue this item and direct staff to solicit bids from surrounding animal control organizations. It is also recommended that this item be sent to the Public Safety Committee for review, and they would make a recommendation to the City Council for final approval.

PHS REPRESENTATIVES:

Representatives from the Pasadena Humane Society present:
Dia DuVernet, President & CEO
Ruthie Hughes, Vice President of Administration
Al Plamann, Board of Directors

DISCUSSION:

Bordmember Plamann stated that PHS contracts with 11 cities and a lot of these contracts are losing money. The proposed costs are direct costs. PHS is starting the process with two expired contracts: La Canada Flintridge and Bradbury.

Mayor Pro-Tem Lewis stated that the Humane Society is a hugely profitable organization. What is the burden?

Mr. Plamann replied Worker's Comp insurance and fuel costs and added that PHS officers will stop services if the City is not agreeing to pay the rate increase.

Mayor Pro-Tem Lewis stated this sounded like a threat. Mayor Pro-Tem Lewis also questioned the numbers on the spreadsheets provided by PHS stating that they seem excessive.

CEO Dia DuVernet interjected that an outside consultant did the cost analysis, which does not include administrative costs.

Mr. Plamann stated that the new proposed numbers are the bottom line for PHS to continue to provide services to the City of Bradbury and encouraged the City Council to get competitive bids.

Mayor Hale asked if the City could get a copy of the 98 calls made by Bradbury residents. Mayor Hale wants to see what the calls are about. CEO DuVernet stated that there are a lot of wildlife calls from Bradbury.

Councilmember Lathrop stated that the City needs more than one month to get competitive pricing.

Mayor Hale stated that no one has a problem with the quality of services provided by PHS.

DIRECTION ON HOW TO PROCEED:

Mayor Hale would like to see the call log for the Bradbury. City Manager Kearney is to reach out to other (Animal Control) entities serving our area. No further action was taken.

DISCUSSION ON THE CITY'S PROPERTY MAINTENANCE STANDARDS: TRAILERS, OVERSIZED VEHICLES AND PAVEMENT PARKING

City Manager Kearney stated that this report provides an overview of the City's property maintenance standards regarding the parking and storage of trailers and oversized vehicles. It also reviews parking standards of vehicles on private property.

The City's standards regulate the storage of trailers in front yards and does not allow them to be parked for more than 7 consecutive days or more than 14 days in a calendar year.

The storage of oversized vehicles is similar to the storage of trailers in that they cannot be parked in the front yard more than 7 consecutive days or more than 14 days in a calendar year.

Inoperable, abandoned, wrecked, dismantled motor vehicles are not allowed to be in front yard areas, and operable cars are regulated if they are parked for unreasonable periods of time.

Per City regulations, vehicles are not allowed to be parked on unpaved parking areas – providing they are visible from the public right-of-way.

RECOMMENDATION:

It is recommended that the City Council review the current property maintenance standards in relation to trailers, oversized vehicles and private property parking, and direct staff on how to proceed.

DISCUSSION:

Councilmember Barakat stated that unpaved parking is a problem and a hazard to the environment. City Manager Kearney inquired if the City Council would like to prohibit parking on unpaved surfaces period.

City Attorney Reisman stated that the City Council should define "unreasonable" periods of time. 14 calendar days? Councilmember Barakat suggested 5 consecutive days and no more than 10 days in a calendar year.

City Attorney Reisman inquired about the number of trailers that should be allowed.

Mayor Hale addressed the problem with corner lots. On a corner lot, what is considered the front yard and what the side yard?. For purpose of visibility it was suggested to use "street frontage" instead of front yard.

Councilmember Barakat stated that currently motorhomes can be parked in the setback areas. Councilmember Lathrop stated that he doesn't want to "solve" problems that might not be a problem.

DIRECTION TO STAFF:

City Manager Kearney stated that staff will prepare a draft document incorporating the suggested changes and the item will be back on the agenda in August for further discussion.

AWARD OF BID AND APPROVAL FOR AN ENVIRONMENTAL CONSULTANT CONTRACT AND APPROVAL OF REIMBURSEMENT AGREEMENT FOR A PROPOSED SUBDIVISION AND PROJECT KNOWN AS THE "CHADWICK RANCH ESTATES":

City Manager Kearney stated that Nevis Capital, LLC owns 111 acres in the foothills in the City of Bradbury and has filed an application to develop the property. The City has retained Ultra Systems Environmental, Inc. to assist in processing the project's Environmental Impact Report (EIR). To process the proposed project, the City Council needs to adopt contracts between the City and Ultra Systems and between the City and the Developer, Nevis Capital, LLC.

RECOMMENDATION:

It is recommended that the City Council perform the following actions:

- 1) Award of Bid and Adopt the Professional Services Agreement between the City of Bradbury and Ultra Systems Environmental, Inc.
- 2) Adopt the Agreement between the City of Bradbury and Nevis Capital, LLC for the Payment of Fees and Costs related to Contract Environmental, Planning, Engineering and Legal Services for the Development of Chadwick Ranch Estates

MOTION:

There being no discussion, Councilmember Barakat made a motion to Award the Bid and Adopt the Professional Services Agreement between the City of Bradbury and Ultra Systems Environmental, Inc. and Adopt the Agreement between the City of Bradbury and Nevis Capital, LLC for the Payment of Fees and Costs related to Contract Environmental, Planning, Engineering and Legal Services for the Development of Chadwick Ranch Estates. 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

CITY COUNCIL LIASIONS FOR FY 2019/2020 AND RESOLUTION NO. 19-20 PERTAINING TO THE APPOINTMENTS TO THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS:

City Manager Kearney stated that following the City Council Reorganization in June, the Council needs to review the organization and association assignments. The appointment to the San Gabriel Valley Council of Governments requires authorization by Resolution.

The assignments for 2019/2020 are as follows:

California Contract Cities Association (CCCA)

Representative: vacant

Alternate: vacant

League of California Cities

Representative: Councilmember Lathrop

Alternate: vacant

LA County City Selection Committee (must be Mayor)

Representative: Mayor Hale
Alternate: Mayor Pro-Tem Lewis

LA County Sanitation Districts (must be Mayor)
Representative: Mayor Hale
Alternate: Councilmember Barakat

Southern California Joint Powers Insurance Authority:
Representative: Mayor Pro-Tem Lewis
Alternate: City Manager Kearney

Southern California Association of Governments:
Representative: vacant
Alternate: vacant

Foothill Transit
Representative: Mayor Pro-Tem Lewis
Alternate: Councilmember Barakat

SGV Mosquito & Vector Control District
Representative: Councilmember Barakat (term exp. Dec. 2019)
Alternate: vacant

Duarte Community Education Council
Representative: Councilmember Bruny
Alternate: Councilmember Lathrop

Duarte Education Foundation
Representative: Councilmember Lathrop
Alternate: Councilmember Bruny

Area D Emergency Services and Director of the Bradbury
Disaster Committee
Representative: Mayor Pro-Tem Lewis
Alternate: Councilmember Lathrop

LASD Temple Station Booster Club
Representative: vacant
Alternate: vacant

San Gabriel Valley Council of Governments
Representative: Councilmember Barakat
Alternate: vacant

**MOTION TO ADOPT
RESOLUTION NO. 19-20:**

Mayor Pro-Tem Lewis made a motion to adopt Resolution No. 19-20: A Resolution of the City Council of the City of Bradbury, California, appointing the Governing Board Member and Alternate Governing Board Member to the San Gabriel Valley Council of Governments. 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: None
ABSENT: None
ABSTAIN: Councilmember Lathrop
Motion passed 4:0

DISCUSSION REGARDING A JOINT CITY COUNCIL-PLANNING COMMISSION RETREAT:

City Manager Kearney stated that at the June meeting, the City Council requested a discussion regarding a joint City Council-Planning Commission retreat. Should the Council decide to go forward with the retreat, the cabin at Monrovia Canyon Park could be reserved for the meeting free of charge. Depending of the topics to be discussed, the City Council needs to decide if a facilitator is desired.

RECOMMENDATION:

It is recommended that the City Council discuss the joint City Council-Planning Commission retreat and direct staff on how to proceed.

DISCUSSION:

The City Council stated that it would like to move forward with holding the retreat at the Monrovia Canyon Park Cabin. City Manager Kearney had a list of available dates for 2019. After checking their calendars, the Council decided on Saturday, December 14, 2019. A facilitator will not be required. City Manager Kearney asked the City Council for discussion items. The City Council wished to discuss agenda items later as there was lots of time. Councilmember Bruny stated that she would like to get the notes from the last retreat.

DIRECTION TO STAFF:

The City Council directed staff to reserve the cabin at Monrovia Canyon Park for Saturday, December 14, 2019 and send an email to all Planning Commissioners checking on their availability to attend.

MATTERS FROM THE CITY MANAGER:

City Manager Kearney reminded the City Council that Bradbury Night Out is next Thursday (July 25) from 6 to 8 pm.

The Public Safety Committee would like to conduct a CTY (reverse 911) test on September 11th.

The July 24th Planning Commission Meeting has been cancelled due to a lack of agenda items.

City Manager Kearney introduced our new liaison with the Sheriff's Department, Lt. Frank Ruiz. Lt. Ruiz gave the City Council a brief history of his service with LASD.

MATTERS FROM THE CITY ATTORNEY:

Nothing to report

MATTERS FROM THE CITY COUNCIL:

MAYOR HALE:

Nothing to report

MAYOR PRO-TEM LEWIS:

Nothing to report

COUNCILMEMBER BRUNY:

Nothing to report

COUNCILMEMBER LATHROP:

Nothing to report

COUNCILMEMBER BARAKAT:

Councilmember Barakat stated that the LA County Sanitation Districts settled with the Union. The settlement will cost the Sanitation Districts \$250 million.

ITEMS FOR FUTURE AGENDAS:

Councilmember Lathrop stated that the City's Public Safety Ordinance need to be revised/tweaked.

CLOSED SESSION

ROLL CALL:

Mayor Hale, Mayor Pro-Tem Lewis, Councilmembers Bruny, Lathrop, Barakat and City Attorney Reisman

PUBLIC COMMENT REGARDING CLOSED SESSION ONLY:

None

RECESS TO CLOSED SESSION:

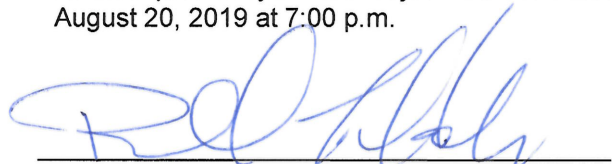
Conference with Labor Negotiator:
Government Code Section 54957.6
City Representative: City Attorney Cary Reisman
Unrepresented Employee: City Manager

REPORT FROM CLOSED SESSION:

The City Council reconvened into Open Session to announce any action taken. City Attorney Reisman reported Mayor Pro-Tem Lewis made a formal motion to increase the City Manager's annual salary to \$120,000. Councilmember Barakat seconded the motion, which carried unanimously.

ADJOURNMENT:

At 9:25 p.m. Mayor Hale adjourned the meeting to Tuesday, August 20, 2019 at 7:00 p.m.



MAYOR – CITY OF BRADBURY

ATTEST:

Claudia Saldana
CITY CLERK – CITY OF BRADBURY