

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF BRADBURY
HELD ON TUESDAY, OCTOBER 20, 2020**

**EXECUTIVE ORDER
N-25-20:**

Pursuant to Governor Newsom's Executive Order N-25-20, the City is allowing Council Members, Staff and the public to participate in this City Council meeting by means of a Zoom video or telephone call. Participants will be able to hear the entire proceedings (other than the Closed Session) and be able to speak during Public Comment, Public Hearing, and other authorized times. Members of the public must maintain silence and mute their microphones and telephones except during those times.

MEETING CALLED TO ORDER:

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

ROLL CALL:

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

ABSENT: None

STAFF: City Manager Kearney, City Attorney Reisman, and City Clerk Saldana

APPROVAL OF AGENDA:

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

**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 there were none.

PUBLIC COMMENT:

Serena Burnett, Public Safety Committee (PSC) member, wanted to give the City Council an update on what the PSC has been working on. At its October 8th meeting, the Committee discussed how to get more residents to sign up for Connect CTY. After the November 3 election, the City will send out postcards to all residents regarding Connect CTY sign-up. The Committee is also proposing that the City purchase ham radios. Ms. Burnett proposed monthly updates from the PSC at City Council Meetings. Mayor Lewis stated the City Council needs to discuss adding a standing item to the City Council Agenda for the Public Safety Committee Report.

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 September 15, 2020
- B. Resolution No. 20-19: Demands & Warrants for October 2020
- C. Monthly Investment Report for the month of September 2020

**MOTION TO APPROVE
CONSENT CALENDAR:**

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

APPROVED:

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

NOES: None

ABSENT: None

Motion passed 5:0

**DISCUSSION ON SPENDING
RESTRICTED ROAD FUNDING:**

City Manager Kearney stated that at the September meeting, the City Council adopted Resolution No. 20-18, which marked a placeholder project for SB1 funding. The City Council also requested additional information on three (3) potential projects since the City currently has \$162,955 in restricted road funds to spend on road improvements. These projects are the Bradbury Road Widening, Royal Oaks Drive North Curb Extension, and Lemon Avenue Street Curb Replacement.

City Engineer Gilbertson and Municipal Services Engineer Leveillee were online to answer questions.

City Manager Kearney sent an email to the City Council this afternoon with the Cost Estimate Work Sheet for the Bradbury Road/Wildrose Avenue Widening, Phases I and II. The cost estimate is \$366,575.00.

FINANCIAL ANALYSIS:

The City receives approximately \$90,690 every year from various restricted funding sources. There is currently a balance of \$162,955 in the City's accounts, and the City Council has the option to spend it on road improvement projects. Regulations call for a 3-year limit in holding funds, but allow for an exception if an eligible project is reviewed in approved in advance. This means the City can save money for additional years, should there be a desire to fund a project or projects that exceed the current amount available.

RECOMMENDATION:

It is recommended that the City Council direct staff on how to proceed with spending the City's restricted road funding.

DISCUSSION:

The City Council discussed the Royal Oaks Drive North Curb Extension Project and decided that this project should be tied in with the development of 1901 Royal Oaks Drive North.

Councilmember Hale stated that Bradbury Road is only 18 feet wide with trailer trucks coming in through the entrance of the Bradbury Estates. This is a very dangerous situation.

MOTION:

Councilmember Barakat made a motion to move forward with Phase 1 of the Bradbury Road/Wildrose Avenue Widening and to have RKA draw up plans. Councilmember Hale seconded the motion, which was carried by the following roll call vote:

APPROVED:

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

Motion passed 5:0

**DISCUSSION ON ID CARDS FOR THE
PUBLIC SAFETY COMMISSION:**

City Manager Kearney stated that during the October 8, 2020 Public Safety Committee (PSC) meeting, the PSC had a discussion on City issued Identification Cards for Public Safety Committee Members. The argument is that PSC members would benefit from having identification if they were going from door-to-door to have neighbors sign up for the City's emergency notification system. Additionally, many PSC member have CERT and/or have first aid training, and having identification might give them better access to assist first responders during emergencies.

RECOMMENDATION:

It is recommended that the City Council discuss ID cards for the Public Safety Committee members. Should the City Council desire to provide City issued ID card to PSC members, staff could return with a policy regulating usage of the ID cards.

DISCUSSION:

Councilmember Barakat stated that City Councilmembers used to get ID card from the Sheriff's Department. City Manager Kearney stated that the Sheriff's Department still issues ID cards to Councilmembers.

Councilmember Lathrop stated that the City needs a clear policy on ID cards.

Councilmember Hale stated that access to gated areas should be limited.

Mayor Lewis stated that ID cards would have to be surrendered when leaving the committee.

DIRECTION TO STAFF:

The City Council directed staff to draft a policy regulating usage of the ID cards for Public Safety Committee members for review at the November City Council Meeting.

**DISCUSSION ON USE OF
CALRECYCLE FUNDS:**

City Manager Kearney stated that the City currently has a surplus of \$11,356 in CalRecycle funds. In the past there have been challenges expending these monies, as funds are restricted and may only be utilized to support activities related to container recycling and litter abatement. During Fiscal Year 2019-20 the City move forward with a grant program that would facilitate the expenditure of the City's surplus CalRecycle funds. Last year, the City partnered with the City of Duarte in sponsoring their Earth Day event, and with the City of Azusa in sponsoring their Discovery Club, a pilot environmental program. The benefits of partnering with a local agency is that it allows the City to provide funds in an appropriate way without having to return them to the State. The City also receives credits toward compliance for community education credits.

BACKGROUND:

The California Beverage Container Recycling and Litter Reduction Act provides funding to cities and counties for beverage container recycling programs. The funding source is the California Redemption Value (CRV) premium that is paid when consumers purchase beverages in glass bottles, cans and plastic containers. Funding is distributed on an annual basis based on a per capita formula.

FINANCIAL ANALYSIS:

Bradbury is entitled to receive \$5,000 each year, and applying for the funds is as simple as completing a form online. Currently the City has a surplus of these restricted funds in the amount of \$11,356.

RECOMMENDATION:

It is recommended that the City Council consider a grant program to expend the current surplus. Should the City Council desire to move forward with the grant program, staff recommends that the City Council review and approve the draft Request for Grant Proposal, and direct staff to move forward with soliciting grant proposals.

DISCUSSION:

Councilmember Barakat inquired if the City can save grant funds for National Night out.

Mayor Lewis asked if the funds could be used to help the City of Monrovia with the Bobcat Fire clean-up as Monrovia Canyon is enjoyed by Bradbury residents as well. City Manager Kearney stated that he didn't think this would be an eligible expense, but will find out. Mayor Pro-Tem Bruny stated that she knows people who are helping with the Monrovia Canyon clean-up. Mayor Lewis stated that if Bradbury is in a position to help we should.

ACTION:

The City Council directed staff to find out if the Monrovia Canyon clean-up would be an eligible CalRecycle expense and to bring the matter back next month for further discussion.

RESOLUTION NO 20-20 IN SUPPORT OF THE CALIFORNIA CITIZENS FOR LOCAL CONTROL:

City Manager Kearney stated that on September 3, 2020 each City Councilmember received an email from Torrance City Councilmember Mike Griffiths asking the City of Bradbury to join a coalition called "California Cities for Local Control."

The primary purpose of forming this Coalition is to send a message to State and external stakeholders that there is a growing movement among cities expressing support for greater local control over housing and zoning issues. There is no cost to join the coalition.

To date, there have been a number of cities that have passed a resolution in support of the California Citizens for Local Control coalition. These cities include Beverly Hills, Big Bear Lake, Brawley, Buellton, El Segundo, Glendora, Hawthorne, Hidden Hills, Lawndale, Lomita, Manhattan Beach, Parlier, Palos Verdes Estates, Rancho Palos Verdes, Rolling Hills, Rolling Hills Estates and Torrance.

RECOMMENDATION:

Staff recommends that the City Council adopt Resolution No. 20-20, expressing support for the California Citizens for Local Control.

MOTION:

Councilmember Lathrop made a motion to adopt Resolution No. 20-20: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADBURY, CALIFORNIA, IN SUPPORT OF THE CALIFORNIA CITIZENS FOR LOCAL CONTROL. Councilmember Hale seconded the motion which was carried by the following roll call vote:

APPROVED:

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

Motion passed 5:0

DISCUSSION ON SPENDING EXCESS COVID-19 FUNDS:

City Manager Kearney stated that the City of Bradbury has approximately \$40,000 in unspent COVID-19 restricted grant funds. The State might end the program at the end of October instead of December. If the grant ends in October, Bradbury could either donate the remaining funds or return it to the State.

BACKGROUND:

The recent Federal CARES Act established the \$150 billion Coronavirus Relief Fund (CRF). Through the CRF, The CARES Act provides for payments State, Local, and Tribal Governments navigating the impact of COVID-19.

The CARES Act requires that the payments from the CRF only be used to cover expenses that:

1. Are necessary expenditures incurred due to the public health emergency related to COVID-19; and
2. Were not accounted for in the budget most recently approved as part of Fiscal Year 2020-2021

FINANCIAL ANALYSIS:

Based on Bradbury's population, the City received \$50,000 in COVID-19 funding. To date, the City has spent approximately \$10,000. Some of these expenses include purchasing cleaning supplies and face masks. Funds were also used to support ZOOM capabilities and other related technology expenses to support remote meetings. City Hall's A/C unit was cleaned and upgraded and air purifiers were purchased.

RECOMMENDATION:

It is recommended that the City Council direct staff on how to best expend the remaining \$40,000 if the State decides to terminate the grant program in October.

DISCUSSION:

City Manager Kearney stated that the City could decide to allocate funding to three (3) organizations that the City currently donates to for homelessness. These organizations include Union Station, Foothill Unity Center, and Friends in Deed.

The City could also donate the funds to surrounding agencies, such as the cities of Duarte and Monrovia, or the Duarte Unified School District.

If the City Council approved allocating funds to another organization, staff will be obtaining official letter from the receiving organization with an outline of how the organization plans on spending the money in relation to the State's approved COVID-19 expenditure categories. This ensures that Bradbury in in compliance with the grant funding regulations and removes the liability from the City.

Councilmember Barakat stated that he would like to donate funds for the homeless, specifically to Union Station (maybe half to Union Station, and 2 quarters to Foothill Unity Center and Friends in Deed) or to public schools.

Mayor Lewis did not want to give the funds to other cities.

DIRECTION TO STAFF:

The City Council agreed to let the City Manager decide and cautioned to spend wisely.

MATTERS FROM THE CITY MANAGER:

City Manager Kearney thanked everyone for completing the online AB 1234 Ethics Training.

MATTERS FROM THE CITY ATTORNEY:

Nothing until Closed Session

MATTERS FROM THE CITY COUNCIL:

MAYOR LEWIS:

Nothing to report

MAYOR PRO-TEM BRUNY:

Nothing to report

COUNCILMEMBER LATHROP:

Nothing to report

COUNCILMEMBER BARAKAT:

Councilmember Barakat stated that last month he attended a meeting of the San Gabriel Valley Council of Governments (COG). This month they did not send him an agenda.

COUNCILMEMBER HALE:

Nothing to report

ITEMS FOR FUTURE AGENDAS:

Discussion regarding standing agenda item for a report by the Public Safety Commission.

CLOSED SESSION

CALL TO ORDER/ROLL CALL

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

**PUBLIC COMMENT REGARDING
CLOSED SESSION ONLY:**

None

RECESS TO CLOSED SESSION:

At 8:09 p.m. the City Council recessed to a Closed Session regarding:

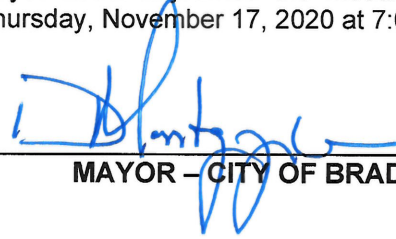
- A. **Pending Litigation** pursuant to Government Code Section 54956.9 (d) (2). A point has been reached where, in the opinion of the Legislative body of the local agency on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the local agency. (1 case – Ramona, Inc. v. Bradbury)

**RECONVENE TO OPEN SESSION
AND ANNOUNCE ANY ACTION TAKEN:**

The City Council met in Closed Session to discuss one case. The City Council instructed the City Attorney and City Manager on how to proceed with the pending litigation.

ADJOURNMENT:

At 8:20 p.m. p.m. Mayor Lewis adjourned the meeting to a Regular Meeting on Thursday, November 17, 2020 at 7:00 p.m.



MAYOR – CITY OF BRADBURY

ATTEST:



CITY CLERK – CITY OF BRADBURY