

**MINUTES OF A REGULAR MEETING OF THE  
CITY COUNCIL OF THE CITY OF BRADBURY  
HELD ON TUESDAY, JANUARY 18, 2022**

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**EXECUTIVE ORDER NO. 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 Pro-Tem Lathrop at 7:00 p.m. followed by the Pledge of Allegiance.

**ROLL CALL:**

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

ABSENT: Mayor Bruny

STAFF: City Manager Kearney, City Attorney Reisman (remote), City Clerk Saldana and Management Analyst Musa

**MAYOR BRUNY EXCUSED:**

Councilmember Lewis made a motion to excuse Mayor Bruny from the meeting. Councilmember Hale seconded the motion, which carried.

**APPROVAL OF AGENDA:**

Councilmember Hale made a motion to approve the agenda to proceed with City business. Councilmember Lewis 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 Manager Kearney stated that staff was not aware of any potential conflicts.

**PUBLIC COMMENT:**

City Manager Kearney introduced Mr. Suresh Malkani, the City's new Finance Director, to the City Council.

**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 December 21, 2021
- B. Resolution No. 22-01: Demands & Warrants for January 2022
- C. Monthly Investment Report for the month of December 2021

- D. Resolution No. 22-02: Calling for the Holding of a General Municipal Election to be held on Tuesday, June 7, 2022, for the Election of Certain Officers
- E. Resolution No. 22-03: Requesting the Board of Supervisors of the County of Los Angeles to Consolidate a General Municipal Election to be held on Tuesday, June 7, 2022 with the Statewide Direct Primary Election
- F. Resolution No. 22-04: Adopting Regulations for Candidates for Elective Office pertaining to the Candidates Statements Submitted to the Voters at an Election to be held on Tuesday, June 7, 2022
- G. Second Reading and Adoption of Ordinance No. 381:  
AN ORDINANCE OF THE CITY OF BRADBURY ADOPTING BY REFERENCE TITLE 26 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA BUILDING CODE, 2019 EDITION; TITLE 29 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA MECHANICAL CODE, 2019 EDITION; TITLE 28 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA PLUMBING CODE, 2019 EDITION; TITLE 27 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA ELECTRICAL CODE, 2019 EDITION; TITLE 30 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA RESIDENTIAL CODE, 2019 EDITION; TITLE 31 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA GREEN BUILDING STANDARDS CODE, 2019 EDITION; TITLE 33 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA EXISTING BUILDING CODE, EDITION 2019; THE CALIFORNIA HISTORICAL BUILDING CODE, EDITION 2019; MAKING AMENDMENTS TO SAID CODES; AMENDING TITLE IV, CHAPTER 3, TITLE XVII, CHAPTERS 1, 2, 3, 4, 5, 6, 7, 8, 9, 12 AND 13.

**MOTION TO APPROVE  
CONSENT CALENDAR:**

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

**APPROVED:**

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

Motion passed 4:0

**CAL-AM PRESENTATION ON  
CITYWIDE WATER PRESSURE:**

City Manager Kearney stated that Staff recently became aware of water pressure deficiencies in certain parts of the City. A map was provided to the City Council in the agenda packet outlining where the deficiencies exist. Cal-Am representatives Brian Baretto, External Affairs Manager, and Mark Reifer, Engineering Manager, were present online to make a presentation on the issue and to discuss resolutions.

**DISCUSSION:**

The City Council inquired how the deficiencies were discovered. Mark Reifer replied that Cal-Am field tests of fire hydrants identified five areas (Sycamore Lane, Starlite Drive, the intersection of Dedoar Lane/Oak Knoll Lane, El Cielo Lane and Spinks Canyon) that need improvements to meet fire flow

requirements of 1,500 GPM. Councilmember Hale stated that he thought 2,500 GPM was required for two-story homes. Mark Reifer replied that the Fire Department requires 1,500 GPM.

Brian Baretto stated that construction to meet the fire flow requirements is scheduled for the latter part of this year and the first quarter(s) of 2023. Councilmember Lewis was concerned about the time frame of 18 months from now because (most of) Bradbury is in a High Severity Fire Zone. What is Cal-Am's contingency plan to bridge the gap? Mr. Baretto stated that Cal-Am is going to coordinate with the Fire Department. Councilmember Lewis wanted to know when the City will hear what the contingency plan is. Brian Baretto stated that the contingency plan should be ready in 3-6 months.

Mayor Pro-Tem Lathrop inquired about the percentage of fire hydrants in the City that do not meet fire flow requirements. Mark Reifer stated less than 10%.

Councilmember Lewis stated it will be scary during the next fire season but that the burn area from the Bobcat Fire gives us a little bit of a cushion.

**ACTION:**

City Manager Kearney stated that Cal-Am will come back to the City Council with the contingency plan when it is ready.

**INTRODUCTION OF ORDINANCE NO. 382:**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRADBURY AMENDING THE BRADBURY MUNICIPAL CODE TO ENACT CALIFORNIA STATE ORGANIC WASTE DISPOSAL REDUCTION REQUIREMENTS

**SUMMARY:**

Management Analyst Musa stated the SB 1383 is a statewide effort to reduce emissions of short-lived climate pollutants (SLCP). CalRecycle is the state agency responsible for creating the regulatory standards for SB 1383 and will begin enforcement by April 1, 2022. Although the City of Bradbury is exempt from the organics recycling regulations, the City still needs to adopt an ordinance to implement relevant provisions of SB 1383.

Ordinance No. 282 implements and codifies regulations applicable to the City of Bradbury, such as:

- Compliance with CALGreen Recycling Requirements
- Model Water Efficient Landscaping Ordinance Requirements (WELO)
- Procurement Requirements for City Departments, Direct Service Providers, and Vendors
- Inspections and Investigations & Enforcement

**BACKGROUND:**

Senate Bill 1383 (Short-Lived Climate Pollutants Act) was adopted in 2016 and established methane emissions reductions targets and granted CalRecycle the authority to pass regulations to achieve those targets. This state mandate set the statewide goal for the reduction of organic waste to landfills by 50% by 2020, and 75% by 2025, in addition to the recovery of 20% edible food waste for human consumption.

SB 1383 requires local jurisdictions to update or develop programs that will address several program areas within the solid-waste and recycling discipline by April 1, 2022.

**5-YEAR EXEMPTION FOR  
SMALL JURISDICTIONS:**

SB 1383 requires cities to adopt and enforce an ordinance or enforceable mechanism to implement relevant provisions of SB 1383 regulations, but allows certain small cities to secure exemptions from some of those requirements. Bradbury applied for and was granted a small jurisdiction exemption from the mandatory organics recycling portion of SB 1383. The term of the exemption is five (5) years.

**RECOMMENDATION:**

It is recommended that the City Council introduce for first reading, by title only, Ordinance No. 382 and set the second reading and adoption for February 15, 2022.

**PUBLIC HEARING OPENED  
AND CLOSED:**

Mayor Lathrop opened the public hearing for public testimony. There being no public input, Mayor Pro-Tem declared the public hearing closed.

**MOTION TO INTRODUCE  
ORDINANCE NO. 382:**

Councilmember Lewis made a motion to introduce for first reading, by title only, Ordinance No. 382, and set the second reading and adoption for February 15, 2022. Councilmember Hale seconded the motion, which was carried by the following roll call vote:

**APPROVED:**

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

Motion passed 4:0

**RECOMMENDATION OF AWARD  
OF A 2-YEAR CONTRACT FOR  
TREE TRIMMING AND MAINTENANCE  
SERVICES TO WEST COAST ARBORISTS:**

Management Analyst Musa stated that the City of Bradbury has solicited proposals for tree trimming and maintenance services. Fifteen (15) qualified vendors were contacted with a Request for Proposal (RFP). The RFP was also made available on the City of Bradbury website. Mariposa Tree Management and West Coast Arborists (WCA) were the only two vendors who responded to the RFP.

**BACKGROUND:**

The last City Street Trimming program was spread over a two-year period in Fiscal Years 2017-18 and 2018-19.

**FINANCIAL IMPACT:**

The City's FY 2021-22 budget provides \$15,000 for street tree trimming and maintenance, and it is anticipated that another \$15,000 for tree trimming will be budgeted in 2022-23.

**LOWEST BIDDER:**

The bid document states that the contract will be awarded to the bidder with the lowest base bid. Mariposa's base bid is \$2,539 and WCA's base bid is \$2,423.

**RECOMMENDATION:**

It is recommended that the City Council award a two-year contract for tree trimming and maintenance services to West Cost Arborists, Inc. in an amount not to exceed \$15,000 for each of Fiscal Year 2021-22 and 2022-23.

**MOTION TO AWARD BID:**

Councilmember Hale made a motion to award a two-year contract for tree trimming and maintenance services to West Cost Arborists, Inc. in an amount not to exceed \$15,000 for each of Fiscal Year 2021-22 and 2022-23. Councilmember Lewis seconded the motion, which was carried by the following roll call vote:

**APPROVED:**

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

Motion passed 4:0

**DISCUSSION ABOUT BRADBURY NIGHT OUT:**

At the request of Mayor Pro-Tem Lathrop, the City Council discussed its desire to schedule a Bradbury Night Out (BNO) event in 2022. BNO is a recognition of Bradbury's incorporation on July 26, 1957. The Council has previously decided that Thursdays work best. If BNO were to be held, it could be either scheduled for Thursday, July 21 or July 28, 2022.

The City has budgeted \$6,500 this fiscal year for BNO, but is uncertain at this time about holding the event because of COVID-19.

**RECOMMENDATION:**

It is recommended that the City Council direct Staff on how to proceed with scheduling a Bradbury Night Out event.

**DISCUSSION:**

Councilmember Hale suggested to revisit this item in 60 days. Councilmember Barakat agreed to put it off for 2-3 months.

Mayor Pro-Tem Lathrop stated that he wants to put Bradbury Night Out on the calendar.

**ACTION:**

The City Council will revisit this issue in 60-90 days.

**DATE FOR A STUDY SESSION ON PLANNING RELATED ITEMS:**  
:

City Manager Kearney stated that there are a number of planning related items that need to be reviewed and discussed with the City Council. These include:

- Reviewing the upcoming Housing Element
- Discussing a State mandated overlay density zone
- Revisiting the recently passed Urgency Ordinance regarding Senate Bill 9
- Understanding the addition of State mandated family daycare homes (AB234) to residential zoning

**RECOMMENDATION:**

It is recommended that City Council set a date for a Study Session. It is preferred that the Study Session be held before the regular City Council meeting on February 15, 2022.

**STUDY SESSION SET FOR FEBRUARY 7, 2022:**

The City Council scheduled the Study Session for Monday, February 7, 2022 at 6:00 pm. There is a possibility that the meeting might be held remote via ZOOM.

**MATTERS FROM THE CITY MANAGER:**

City Manager Kearney reported that the Cal-Am Lemon well project is moving forward with the demolition and backfilling the reservoir. Councilmember Hale stated that he would like Cal-Am to put a 6 or 7-foot berm around the reservoir. City Manager Kearney stated that he will invite Cal-Am to make a presentation on the project at the February 15, 2022 meeting.

**MATTERS FROM THE CITY ATTORNEY:**

Nothing to report until Closed Session

**MATTERS FROM THE CITY COUNCIL:**

**MAYOR BRUNY:**

Not present

**MAYOR PRO-TEM LATHROP:**

Nothing to report

**COUNCILMEMBER BARAKAT:**

Nothing to report

**COUNCILMEMBER HALE:**

Nothing to report

**COUNCILMEMBER LEWIS:**

Nothing to report

**ITEMS FOR FUTURE AGENDAS:**

Cal-Am Water Company Lemon Well Project Presentation at the February 15, 2022 meeting.

City Manager Kearney stated the Superintendent of the Duarte Unified School District will make a presentation at the March City Council meeting.

**CLOSED SESSION**

**PUBLIC COMMENT REGARDING  
CLOSED SESSION ONLY:**

None

**RECESS TO CLOSED SESSION:**

The City Council adjourned to a Closed Session to discuss the following:

**A. PENDING LITIGATION**

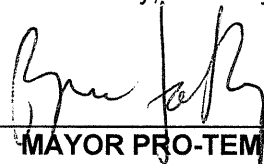
Pursuant to Government Code Section 54956.9 (d)(1):  
*City of Bradbury v. Zhongying USA Capitals Inc.*  
Los Angeles Superior Court Case No. 19GDGP00356

**REPORT FROM CLOSED SESSION:**

City Attorney Reisman reported that City Council met in Closed Session to discuss pending litigation. No formal votes were taken. The City Council instructed the City Attorney on how to proceed.

**ADJOURNMENT:**

At 7:46 p.m. Mayor Pro-Tem Lathrop adjourned the meeting to a Study Session on Monday, February 7, 2022 at 6:00 p.m.



**MAYOR PRO-TEM – CITY OF BRADBURY**

ATTEST:

Claudia Saldana  
CITY CLERK – CITY OF BRADBURY