

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF BRADBURY
HELD ON TUESDAY, JANUARY 21, 2014**

- MEETING CALLED TO ORDER:** The Regular Meeting of the City Council of the City of Bradbury was called to order by Mayor Pycz at 7:00 p.m.
- ROLL CALL:** PRESENT: Mayor Pycz, Mayor Pro-Tem Barakat (arrived 7:10 p.m.), Councilmembers Hale, Lewis and Lathrop
- ABSENT: None
- STAFF: City Manager Keith, Assistant City Attorney Lisa Kranitz, City Clerk Saldana and Management Analyst Kearny
- APPROVAL OF AGENDA:** Councilmember Lewis made a motion to approve the agenda and proceed with City business. Councilmember Hale seconded the motion, which carried by a 4:0 vote.
- 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.
- There were no conflicts reported.
- PUBLIC COMMENT:** Manuel Gouveia, Community and Government Affairs Representative with the Upper San Gabriel Valley Municipal Water District, introduced himself and handed out an information guide on how the Upper District provides a sustainable water supply. The District is not affiliated with California American Water Company.
- PRESENTATION BY LA COUNTY SHERIFF'S DEPARTMENT:** Lt. Christopher Marks and Captain Chris Nee with the Los Angeles County Sheriff's Department, Temple Station, presented the Bradbury Crime Statistics for the year ended December 2013. The power point presentation included the following topics:
- Bradbury Part I Crimes
 - Bradbury Part II Crimes Comparison 2012-2013
 - Bradbury Part I Crimes Comparison 2009-2013
 - Duarte Part I Crimes Comparison
 - Active PSP/Parolees
 - Parolee Releases
- Lt. Marks stated that larceny is up 125%, mostly due to break-ins of unlocked cars, but overall crime rates have dropped 33.33% from 2012.
- Captain Nee spoke about Gang Activity and the Duroc Crop Gang Injunction. A gang injunction is a permanent court order issued from a civil court which is directed at a criminal street gang that engages in a pattern of criminal gang activity. The purpose of a gang injunction is to eliminate gang activity which is a public nuisance, caused by the targeted gang.
- A copy of the Crime Statistics report will be available at City Hall and on the City website.

MPT BARAKAT ARRIVES:

7:10 p.m. - Mayor Pro-Tem Barakat arrived during the presentation by the Sheriff's Department.

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 be "to waive further reading and adopt."

- A. Minutes - Regular City Council Meeting of December 17, 2013
- B. Resolution No. 14-01: Demands & Warrants for January 2014
- C. Financial Statement for the month of December 2013
- D. Resolution No. 14-02: Cancelling the April 8, 2014 General Municipal Election and Appointing Richard G. Barakat to the City Council Seat for District Three and Richard Pycz to the City Council Seat for District Five
- E. Second Reading of Ordinance No. 332: Zone Code Amendment No. ZCA 13-21 Amending Sections of the Bradbury Municipal Code relating to Roof Pitch
- F. Quarterly Financial Review for the General Fund Operations as of December 31, 2013
- G. Approval of Amendment No. 2 of a Memorandum of Agreement between the Gateway Cities Council of Governments and Individual Los Angeles River Metals TMDL Jurisdictional Group Agencies to continue as Fiduciary Agent for the Administration and Cost sharing of the Coordinated Monitoring Plan for the Los Angeles River and Tributaries Metals TMDL
- H. Municipal Law Enforcement Services Agreement Renewal

CONSENT CALENDAR ITEMS PULLED:

Councilmember Lathrop requested to pull Consent Calendar Item G for purpose of discussion. On Item A Mr. Lathrop stated that on page 2 of the December 17, 2013 Minutes the issue was the proximity of homes in the zones of R-20,000 and R-7,500. For Item G regarding the Agreement with the Gateway Cities Council of Government, Exhibit B, Councilmember Lathrop stated that it seemed that the City of Los Angeles was paying less than the Cities for the Coordinated Monitoring Plan Cost Allocation. Staff stated they would look into it but it wouldn't change the agreement.

MOTION TO APPROVE CONSENT CALENDAR:

Councilmember Hale moved to approve the Consent Calendar with the minutes as amended. Mayor Pro-Tem Barakat seconded the motion, which was carried by the following roll call vote:

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

NOES: None

ABSENT: None

Motion passed 5:0

INTRODUCTION AND SETTING OF PUBLIC HEARING FOR ORDINANCE NO. 334:

City Manager Keith stated that since incorporation, the City of Bradbury has adopted the County of Los Angeles building codes by reference, which includes the County's local amendments to the State Building Codes.

The proposed Ordinance is the routine, 3-year cycle update when the California cities adopt the updated California codes. The State's Health and Safety Code mandates that the California Building Standards Commission adopt and publish the California Building Standards Code (Title 24 of the California Code Regulations) every three (3) years. State law provides that California Codes become effective in January 2014. Therefore, the State Codes are already in effect, but without the benefit of the local amendments.

RECOMMENDATION:

It is recommended that the City Council review the staff report, introduce Ordinance No. 334, and set a Public Hearing for February to receive public testimony on Ordinance No. 334.

PUBLIC HEARING OPENED:

Mayor Pycz opened the hearing for public comment. There was no comment.

MOTION:

Councilmember Lathrop made a motion to introduce for first reading Ordinance No. 334: An Ordinance of the City Council of the City of Bradbury, adopting by reference, pursuant to Government Code Section 50022.2 and 50022.9 the Los Angeles County versions of the 2014 California Building and Safety Code (Title 26), Electrical Code (Title 27), Plumbing Code (Title 28), Mechanical Code (Title 29), and the Residential Code, including the County's local amendments thereto. City Manager Keith stated that Ordinance No. 334 will be on the February 18, 2014 agenda for second reading and adoption. The fire code, green code and energy code will be adopted at a later date.

Mayor Pro-Tem Barakat seconded the motion, which was carried by the following roll call vote:

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

NOES: None

ABSENT: None

Motion passed 5:0

**DISCUSSION – PROPOSED
RESPONSES TO THE FISCAL
HEALTH, GOVERNANCE, FINANCIAL
MANAGEMENT AND COMPENSATION
SECTIONS OF THE 2012-2013
CIVIC GRAND JURY:**

City Manager Keith stated that in June of 2013 the Grand Jury released the Los Angeles County Civil Grand Jury report which included an investigative report on the fiscal health, governance, financial management and compensation for the cities in Los Angeles County. The Grand Jury surveyed the 88 cities in Los Angeles County about management, governance and finances. The jurors used the "best financial management practices" of the Government Financial Officer's Association (GFOA) for their evaluation framework as well as reviewing public information for employee compensation.

In addition to completing the survey, each city was required to submit a series of documents including annual audits, accounting manuals, investment policies, budgets, labor agreements, etc. By reviewing these documents, the Grand Jury made decisions about the fiscal health of the responding cities.

The final report was sent to all cities in Los Angeles County and included many general recommendations for all cities. The draft went straight to the judge for his approval with giving the cities an opportunity for review. A response to all recommendations from the Grand Jury is required by California Penal Code 933.

For the last several decades, the City of Bradbury has continually demonstrated and practiced excellent leadership and management over its fiscal health. Additionally, the City Council has adopted policies for minimum General Fund reserve levels, carries no debt and adopted policies to fund a variety of public improvements throughout the community while not depleting its financial resources.

The Grand Jury report ranked Bradbury as the second worst city in the county in terms of expenditures versus revenues. Unfortunately, it failed to understand and account for fiscally responsible accounting practices utilized by the City in 2010-2011. Although our budget is balanced every year, during that period the City remodeled its City Hall. Looking at just that budget year, it appeared that the City was spending more than it took in in revenues. This is simply not the case. The City Hall remodeling project had been planned for several years, and the funds to do so were set aside for that project. It is quite discouraging and unfair that the Grand Jury failed to consider the facts, and instead lumped us in with Vernon.

RECOMMENDATION:

It is recommended that the City Council review the responses prepared to respond to the Grand Jury report and direct staff to forward the letter to the Grand Jury.

MOTION/DIRECTION TO STAFF:

Councilmember Lathrop made a motion to direct staff to send the letter responding to the Grand Jury report. Councilmember Lewis seconded the motion, which was carried by the following roll call vote:

APPROVED:

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

NOES: None

ABSENT: None

Motion passed 5:0

**PUBLIC HEARING –
RESOLUTION NO. 14-03:
INCREASING THE TECHNOLOGY FEE
FOR DEVELOPMENT SERVICES:**

City Manager Keith stated that the City has established a policy to recover its cost for services provided to the community. Over the last year the City has been reviewing many alternative revenue sources. At the December 17, 2013 meeting the City Council approved entering into an agreement with e-Plan Soft for development services permitting software. In order to make this e-solution possible it must be cost neutral necessitating an increase in the development services technology fee from 3% to 6%.

RECOMMENDATION:

It is recommended that the City Council open a public hearing, receive public testimony regarding the increase of the technology fee and adopt Resolution No. 14-03.

PUBLIC HEARING OPENED:

Mayor Pycz opened the public hearing and asked anyone wishing to speak in favor or opposition to come forward and be heard.

PUBLIC HEARING CLOSED:

There being no public testimony, Mayor Pycz declared the public hearing closed.

MOTION:

Mayor Pro-Tem Barakat made a motion to adopt Resolution No. 14-03: A Resolution of the City Council of the City of Bradbury, California, amending Resolution No. 09-15 to Increase the Technology Fee on Building Permits and Plan Checks in the City Fee Schedule. Councilmember Hale seconded the motion, which was carried by the following roll call vote:

APPROVED:

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

NOES: None

ABSENT: None

Motion passed 5:0

MATTERS FROM THE CITY MANAGER:

City Manager Keith stated that she would like to thank the community for its response during the Colby Fire that started on January 16, 2014. It was a real time fire drill. Incidentally, the City's Emergency Response Committee had a meeting that night and had a great discussion.

Upcoming Meetings: UUT Committee on Tuesday, January 28, at 6:00 p.m., Special City Council Meeting on Wednesday, January 29, at 6:00 p.m., and District Four State of the District Meeting on Thursday, January 30 at 7:00 p.m.

The City's April 8, 2014 General Municipal Election is now cancelled.

MATTERS FROM THE CITY COUNCIL:

MAYOR PYCZ:

Nothing to report.

MAYOR PRO-TEM BARAKAT:

Nothing to report.

COUNCILMEMBER HALE:

Nothing to report.

COUNCILMEMBER LEWIS:

Nothing to report.

COUNCILMEMBER LATHROP:

Nothing to report.

ITEMS FOR FUTURE AGENDAS:

None

CLOSED SESSION

CALL TO ORDER:

The City Council adjourned to a Closed Session at 7:50 p.m.

ROLL CALL:

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

STAFF: City Manager Keith, Acting City Attorney Lisa Kranitz

PUBIC COMMENT REGARDING CLOSED SESSION ONLY:

None

CONFERENCE WITH LEGAL COUNSEL:

1. Personnel
Pursuant to California Government Code Section 54957 – Evaluation of Performance. Title: Building and Safety Services

RECONVENE OPEN SESSION AND ANNOUNCE ANY ACTION TAKEN:

There was no reportable action.

ADJOURNMENT:

At 8:04 p.m. Mayor Pycz adjourned the meeting to Wednesday, January 29, 2014 at 6:00 p.m. at the Bradbury Civic Center. The next regular meeting will be held on Tuesday, February 18, 2014 at 7:00 p.m.



MAYOR - CITY OF BRADBURY

ATTEST:



CITY CLERK - CITY OF BRADBURY