

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF BRADBURY
HELD ON TUESDAY, OCTOBER 18, 2016**

**MEETING CALLED TO ORDER AND
PLEDGE OF ALLEGIANCE:**

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

ROLL CALL:

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

STAFF: City Manager Keith, City Attorney Reisman, City Clerk Saldana and Management Analyst Donayre

APPROVAL OF AGENDA:

Councilmember Hale made a motion to approve the agenda and proceed with City business. Councilmember Pycz 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.

Mayor Pro-Tem Lathrop stated that he has to abstain from approving demands & warrants for Axxon Tech, LLC.

**PUBLIC COMMENT/
PRESENTATION:**

Anthony Allman, Director of Outreach with Veterans Affairs, addressed the City Council about supporting the West Los Angeles VA Campus Draft Master Plan. Mr. Allman stated that the Draft Master Plan for the West Los Angeles VA Campus is a framework that will guide VA in determining and implementing the most effective use of the campus for Veterans, including underserved populations such as female Veterans, aging Veterans, and those who are severely physically or mentally disabled. Background: The Draft Master Plan is one of a series of steps toward revitalization of the West Los Angeles Campus for Veterans' use, and represents a commitment to restore and reactivate the site to play the role for which it was historically established, as a home for veterans. In March 1988, the United States received a donation of the land now comprising the West Los Angeles Campus from John P. Jones, Arcadia B. DeBaker, and John Wolfskill, with the understanding and intent that the site be used to establish a Pacific Branch of the National Home for Disabled Volunteer Soldiers. Shortly after the Korean War, nearly 5,000 Veterans called the campus home. In fact, the federal government maintained this purpose for the property with fidelity until the 1970's, but over years it transitioned into a condensed healthcare and research campus leaving land, housing and amenities in disrepair.

The City Council directed staff to write a letter in support for the West LA VA master plan to The Honorable Robert McDonald, Secretary of Veterans Affairs, United States Department of Veterans Affairs in Washington, D.C.

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 September 26, 2016
- B. Resolution No. 16-24: Demands & Warrants for October 2016
- C. Monthly Investment Report for the month of September 2016
- D. Resolution No. 16-27: Water Quality Authority Appointment of Margaret Clark
- E. Quarterly Financial Review of General Fund Operations as of September 30, 2016

DISCUSSION:

Councilmember Hale made a motion to approve the Consent Calendar for purpose of discussion only. There being no items pulled for discussion, Mayor Pro-Tem Lathrop seconded the motion, which carried.

MOTION TO APPROVE CONSENT CALENDAR:

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

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

Motion passed 5:0

PROPOSITION 64 – ADULT USE OF MARIJUANA ACT:

City Manager Keith stated that at the September 19, 2016 meeting, the City Council instructed the City Attorney to draft a moratorium to consider adopting an Urgency Ordinance relating to the adult use of marijuana for recreational purposes. The moratorium would be considered for adoption at the November City Council meeting. An Urgency Ordinance would prohibit commercial recreational marijuana uses, prohibit outdoor personal cultivation and impose reasonable regulations on indoor cultivation.

BACKGROUND:

City Attorney Reisman stated that Proposition 64- the Adult Use of Marijuana Act (AUMA) is on the ballot for the November 8th election. If passed by the voters, it would legalize recreational use of recreational marijuana for adults 21 years and older.

Unless prohibited by the City, commercial businesses will be allowed by State law, assuming that appropriate State licenses are obtained. The State is required to start issuing licenses no later than January 1, 2018.

Personal cultivation of six (6) or fewer plants will also be allowed by State law if AUMA passes. While the City cannot ban personal cultivation, it is allowed to prohibit outdoor cultivation and is also allowed to impose reasonable regulations on personal cultivation. This provision of Proposition 64 will go into effect the day after the November 8, 2016 election if AUMA passes.

In January of this year the City adopted Urgency Ordinance No. 343 adding Chapter 3.95.110 to the Bradbury Municipal Code relating to Medical Marijuana. As that Ordinance only related to banning Medical Marijuana commercial activities, if AUMA passes, it would be necessary to amend the provisions of Chapter 9.05.110.

DISCUSSION:

City Attorney Reisman stated that this is not an urgency and that the City Council has time to adopt an Ordinance. The worst that could happen if AUMA passes is the legal cultivation of six (6) outdoor plants per household.

CITY COUNCIL ACTION:

The City Council directed the City Attorney to draft a non-urgency Ordinance for review at the November 15, 2016 meeting.

**ADDITIONAL PLANTING AND
LANDSCAPE MODIFICATIONS
AND APPROPRIATION OF FUNDS:**

City Manager Keith stated that staff is seeking additional appropriations in order to complete the replanting and rehabilitation that has already begun on the Royal Oaks Trail. Severe drought conditions and faulty irrigation has caused more plant loss along the Royal Oaks and Mount Olive trails than originally anticipated in the project scope. Contract landscape architects Armstrong and Walker have informed staff that an additional 100 plants are required in order to achieve the desired aesthetic.

Included are also two proposals for the header board rehabilitation or replacement along the North and South sides of Royal Oaks Trail.

CITY HALL PARKING LOT SECURITY:

Staff is also requesting funds for City Hall parking lot security as directed by the City Council. Glendale Fence Company has proposed to install to steel posts across the opening in the back parking lot. A chain link would be hung from post to post in a manner to prevent ingress by car to the back parking lot. This placement would still allow access for LASD patrol units, while allowing for total pedestrian and ADA access to the City Hall park as required. This option is proposed at \$975.

RECOMMENDATION:

Staff is recommending that the City Council consider the following two options:

Option A

Includes the install of the black lot pole and chain - \$975

Rehab of planter borders - \$8,500

Install of 100 1-gallon plants - \$2,500

Install of 3 15-gallon plans - \$270

Install of mulch irrigation cover - \$1,500

Total - \$12,975

Option B

Includes the Install of the black lot pole and chain - \$975

Replacement of planter borders - \$10,500

Install of 100 1-gallon plants - \$2,500

Install of 3 15-gallon plans - \$270

Install of mulch irrigation cover - \$1,500

Total - \$14,975

DISCUSSION:

Councilmember Barakat wanted to know how exactly the existing joints (seams) of the planter borders that are currently out of place or broken would be bound and repaired and/or replaced. Staff stated that the contractor, Salazar Gardening, did not provide that information. It was decided that Councilmember Barakat would meet with representatives from Salazar Gardening to discuss this issue and report back to the Council.

MOTION:

Councilmember Hale made a motion to authorize a budget amendment up to \$14,975 (Option B) subject to Councilmember Barakat meeting with Salazar Gardening to determine whether to rehab or replace the planter borders (difference of \$2,000). Councilmember Pycz seconded the motion, which was carried by the following roll call vote:

APPROVED:

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

NOES: None

ABSENT: None

ABSTAIN: None

Motion passed 5:0

ALLOCATION OF COPS FUNDS AND DISCUSSION OF THE COMMUNITY SERVICES OFFICER PROGRAM:

City Manager Keith stated that each year the City receives \$100,000 in COPS/SLESF funding from the State for additional local law enforcement purposes. The City currently has a surplus from the previous years.

RECOMMENDATION:

It is recommended that the City Council adopt Resolution No. 16-28 approving the expenditure plan for grant funds pursuant to Citizens' Option for Public Safety (COPS)/Supplemental Law Enforcement Services Fund (SLESF) guidelines.

COMMUNITY SERVICES OFFICER PROGRAM:

City Manager Keith stated that the City of Monrovia, LASD and Bradbury team have met and worked out all the technical issues regarding the Community Services Officer Program. The CSO will be a full-time employee of the City of Monrovia and work part-time for the City of Bradbury. The cost to the City of Bradbury is \$37,000, which includes a car for the CSO and CSO fingerprinting. The new CSO program is an eligible expense of the COPS funds.

In addition to the SCO program, the City of Bradbury owes the City of Duarte \$31,250 in COPS funds for the LASD daytime patrol and \$31,750 to the Sheriff Department (Temple Station) for extra traffic control in the City of Bradbury.

MOTION: Councilmember Barakat made a motion to adopt Resolution No. 16-28, allocating funds from the COPS Program, and documenting the determinations required by the Supplemental Law Enforcement Oversight Committee. Councilmember Hale seconded the motion, which was carried by the following roll call vote:

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

Motion passed 5:0

MATTERS FROM THE CITY MANAGER: City Manager Keith stated that tonight is Management Analyst Julio Donayre's last City Council meeting. Julio has accepted a position with the City of Goleta and his last day at City Hall will be October 26, 2016.

Ms. Keith stated that tonight is also her last regular City Council meeting as she is moving on to be the Community Services Director for Rancho Cucamonga after eight years of service with the City of Bradbury. Ms. Keith's last day at City Hall will be November 3, 2016.

City Manager Keith stated that it looks like the Planning Commission meeting scheduled for October 28 may get cancelled due to a lack of agenda items.

MATTERS FROM THE CITY COUNCIL:

MAYOR LEWIS: Nothing to report.

MAYOR PRO-TEM LATHROP: Nothing to report

COUNCILMEMBER BARAKAT: Nothing to report

COUNCILMEMBER HALE: Nothing to report

COUNCILMEMBER PYCZ: Councilmember Pycz thanked City Manager Keith for her eight years of service with the City.

ITEMS FOR FUTURE AGENDAS: None

CLOSED SESSION: At 7:35 p.m. the City Council adjourned to a Closed Session.

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

STAFF: City Manager Keith and City Attorney Reisman

PUBLIC COMMENT REGARDING CLOSED SESSION ONLY: None

**CONFERENCE WITH
LEGAL COUNSEL:**

The City Council met in Closed Session to discuss:

- A. **Personnel Matter.** Public Employee Appointment pursuant to Government Code Section 54957
Title: City Manager

- B. **Pending Litigation.** Pending Litigation pursuant to Government Code Section 54956.9 (d)(1)
Natural Resources Defense Council NRDC, et al v. State Water Resource Control Board et al, Los Angeles Superior Court Case No. BS156962; and City of Gardena v. Regional Water Quality Control Board, et al, Orange County Superior Court Case No. 30-2016-00833722-CU-WM-CJC

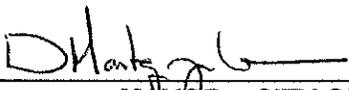
**RECONVENE OPEN SESSION AND
ANNOUNCE ANY ACTION TAKEN:**

City Attorney Reisman reported that the City Council is going to meet tomorrow at 5:00 pm to conduct interviews with consulting/recruitment firms to find a permanent City Manager.

The City Council discussed consulting with outside Attorney Howard Guest and getting a proposal for how much it would cost to review the City's stormwater requirements, mainly to see if we really need to comply with the MS4 Permit.

ADJOURNMENT:

At 8:25 p.m. Mayor Lewis adjourned the meeting to Wednesday, October 19, 2016 at 5:00 p.m.



MAYOR – CITY OF BRADBURY

ATTEST:



CITY CLERK – CITY OF BRADBURY