

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF BRADBURY
HELD ON TUESDAY, FEBRUARY 19, 2013**

**CALL TO ORDER AND
PLEDGE OF ALLEGIANCE:**

The regular meeting of the City Council of the City of Bradbury was called to order by Mayor Lathrop at 7:00 p.m. Mayor Lathrop led the pledge of allegiance.

ROLL CALL:

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

EXCUSED ABSENCE: Councilmember Lewis

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

**COUNCILMEMBER LEWIS
EXCUSED:**

Councilmember Hale made a motion to excuse Councilmember Lewis from the meeting. Mayor Pro-Tem Pycz seconded the motion, which carried unanimously.

APPROVAL OF AGENDA:

Councilmember Hale made a motion to approve the agenda to proceed with City business. Mayor Pro-Tem Pycz 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 that he was not aware of any conflicts of interest.

PUBLIC COMMENT:

Primo Castro, Communications Director for Assemblymember Roger Hernandez, 48th District, introduced himself 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 be "to waive further reading and adopt."

- A. Minutes - Regular City Council Meeting of January 15, 2013
- B. Resolution No. 13-02: Demands & Warrants for February 2013
- C. Financial Statement for the month of January 2013
- D. Resolution No. 13-04: Requesting the Board of Supervisors of the County of Los Angeles to render Specified Services for the May 7, 2013 Special Election
- E. Quarterly Review of Financial Statements as of December 31, 2012
- F. Using Beverage Recycling Grant Funds to Partner with the City of Duarte Hosting an Annual "Earth Day" Event
- G. City Addressing Policy No. 6.1 – Recommended Modification
- H. Appointment of Charles "Russ" Russell as Bradbury's Building Official

CORRECTION TO MINUTES:

Mayor Lathrop requested a change to the January minutes, page 5, to read: *Mayor Lathrop stated that the cost for the 710 tunnel project bothers him.*

**ITEM G PULLED FROM
CONSENT CALENDAR:**

City Attorney Reisman requested to pull item G (City Addressing Policy) from the consent calendar for discussion.

**MOTION TO APPROVE
CONSENT CALENDAR:**

Councilmember Hale moved to approve the Consent Calendar, not including item G, with the correction to the minutes. Mayor Pro-Tem Pycz seconded the motion, which was carried by the following roll call vote:

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

NOES: None

ABSENT: Councilmember Lewis

Motion passed 4:0

**CONSENT CALENDAR ITEM G
CITY ADDRESSING POLICY:**

City Attorney Reisman suggested to strike the last sentence of Section 9 from the City Addressing Policy, which reads: *The City Council shall not be bound by this policy and will make their determination based upon evidence presented.*

**MOTION TO APPROVE ITEM G
OF CONSENT CALENDAR:**

Councilmember Hale moved to approve Consent Calendar Item G with the correction suggested by the City Attorney. Councilmember Barakat seconded the motion, which was carried by the following roll call vote:

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

NOES: None

ABSENT: Councilmember Lewis

Motion passed 4:0

**PRESENTATION BY DUARTE
UNIFIED SCHOOL DISTRICT –
STATE OF THE DUSD:**

Superintendent Dr. Terry Nichols and Duarte School Board President Ken Bell were at the meeting to give the presentation of the State of the Duarte Unified School District (DUSD).

The presentation started with a video demonstrating the constant advancement of modern technology and the high demand of learning new technology skills this puts on today's students.

During the School Bond Measure E Showcase Event last year there were demonstrations of the "SMART" technology utilized at the schools.

Board President Bell talked about some of the many achievements the DUSD has worked on to accomplish in 2012:

- ✓ Achieved the highest API scores in the history of the district
- ✓ Expanded the Early College Program in collaboration with Citrus College
- ✓ Held the Grand Opening of the newly constructed state-of-the-art Sports Stadium
- ✓ Launched the \$1.3 million grant partnership with the City of Hope to provide hands-on science opportunities and a STEM career focus for the students district-wide
- ✓ Benefited from the Creativity and Innovation Team's leadership collaborations

Board President Bell praised the administration and staff of the Duarte Unified School District and talked about student demographics. Mr. Bell also mentioned "Safe & Secure" schools. Councilmember Barakat inquired if the District has someone to monitor the video cameras. Mr. Bell replied that there is no one there to monitor, but that the videos can be viewed later if needed.

The City Council thanked Superintendent Dr. Nichols and Board President Bell for taking the time to attend tonight's meeting.

**EMERGENCY RESPONSE
COMMITTEE APPOINTMENTS:**

City Manager Keith stated that the Emergency Response Committee (ERC) is the advisory committee to the Council, staff and the public on emergency related issues. It is recommended that the City Council adopt Resolution No. 13-03 establishing the ERC as an official committee.

The Emergency Response Committee is a five-member advisory body to the Bradbury City Council. ERC members must be either a Bradbury resident, or a non-resident professional who represent a specialized expertise in a specific emergency service, who are employed/contracted with the City, and must be 18 years of age. Committee members serve for a term of two years beginning July 1st and ending June 30th.

DISCUSSION:

During discussion, the Council made the following changes to the Resolution:

1. Number of Committee Members. The Emergency Response Committee shall consist of five members and five alternates, each of whom shall be eligible, upon request, to serve additional consecutive terms. Each Councilmanic district shall have one member and one alternate member.
2. Appointment. Committee Members shall be appointed by each District Councilmember, subject to confirmation by the City Council.

**MOTION TO ADOPT
RESOLUTION NO. 13-03:**

Councilmember Hale made a motion to approve Resolution No. 13-03, adopting the Emergency Response Committee Membership thereto; setting forth criteria and procedures for the selection and removal of Committee Members; providing for severability; and establishing an effective date. Councilmember Barakat seconded the motion, which was carried by the following roll call vote:

APPROVED:

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

NOES: None

ABSENT: Councilmember Lewis

Motion passed 4:0

**PUBLIC HEARING –
COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) PROGRAM
YEAR 2013-2014:**

City Manager Keith stated that City Planner Meyer could not be present this evening because his mother passed away this morning.

Ms. Keith stated that in the past, the City of Bradbury has successfully exchanged its annual Community Development Block Grant (CDBG) allocation with another participating city under the Los Angeles Urban County Program, administered by the Los Angeles County Community Development Commission (CDC). The City of Bradbury used the exchanged, unrestricted funds to support public service activities.

On November 6, 2012, the CDC notified participating cities that due to Congressional criticism, HUD discontinued the exchange or transfer of CDBG funds between cities. As a result, the City of Bradbury may no longer utilize this alternative funding mechanism to support public services in the community.

It is recommended that the City Council authorize the City Manager to execute all necessary documents for the transfer of the City's FY 2013-2014 CDBG estimated allocation of \$3,987 to the City of Duarte to be used to implement a mutually beneficial ADA compliant curb ramp modification project, pending approval by the Los Angeles County Community Development Commission.

City Manager Keith stated that the City of Duarte has agreed to be the lead agency for the implementation, procurement of services, monitoring and reporting of this CDBG project in accordance with HUD guidelines. A Memorandum of Understanding (MOU) between the cities of Duarte and Bradbury will be formally executed and submitted to the CDC for approval.

PUBLIC HEARING OPENED: Mayor Lathrop opened the public hearing and asked to those speaking in favor or opposition to come forward and be heard.

PUBLIC TESTIMONY: None

PUBLIC HEARING CLOSED: There being no public testimony, Mayor Lathrop declared the public hearing closed.

MOTION: Mayor Pro-Tem Pycz made a motion to authorize the City Manager to execute all necessary documents for the transfer of the City's FY 2013-2014 CDBG estimated allocation of \$3,987 to the City of Duarte to be used to implement a mutually beneficial ADA compliant curb ramp modification project, pending approval by the Los Angeles County Community Development Commission. Councilmember Hale seconded the motion, which was carried by the following roll call vote:

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

Motion passed 4:0

PUBLIC HEARING - ZONE CODE AMENDMENT NO. ZCA 13-18 REGARDING PERMITTED SIGNS: At the direction of the City Council, the Planning Commission reviewed the existing regulations regarding permitted signs. Upon conclusion of its review the Planning Commission adopted Resolution No. 13-221.PC recommending that the City Council amend the Zone Code to provide a more comprehensive set of regulations regarding permitted signs within the community.

A draft ordinance amending the Zone Code is attached to the Planning Commission Resolution for the Council's consideration.

PLANNING COMMISSION RECOMMENDATION: The Planning Commission recommends definitions for Permanent Signs and Temporary Signs be added to the Zone Code. Additionally, the Planning Commission recommends that the A-5 Zone be permitted to have one illuminated or non-illuminated name plate or identification sign not exceeding nine (9) square feet. All other zones would be permitted a name plate or identification sign not exceeding four (4) square feet in area.

One Temporary Real Estate Sign would be permitted providing that such sign would not exceed four (4) square feet in area and that such sign would be removed within 15 days after the completion or culmination of the advertised activity.

One Temporary Construction Sign would be permitted providing that such sign would not exceed six (6) square feet in area and that such sign would be removed within 15 days after the completion of the construction activity.

Permits would not be required for the installation of name plates or identification signs.

The Planning Commission recommends that the City Council find that the proposed amendment of the Zone Code (ZCA 13-18) is categorically exempt from the provisions of the California Environmental Quality Act (CEQA); and introduce the draft ordinance for first reading.

PUBLIC HEARING OPENED:

Mayor Lathrop opened the public hearing and asked to those speaking in favor or opposition to come forward and be heard.

PUBLIC TESTIMONY:

None

PUBLIC HEARING CLOSED:

There being to public testimony, Mayor Lathrop declared the public hearing closed.

DISCUSSION:

Councilmember Barakat stated that the thing that offends him the most is developers advertising that they're buying other properties.

City Attorney Reisman warned that it is dangerous to get into the content of signs.

Mayor Lathrop felt that there should be no distinctions between zones when it comes to size of the signs.

Councilmember Hale inquired if the ordinance has to be citywide, because the CSD has different rules. Can the CSD be exempt from the ordinance? City Manager Keith replied that the ordinance can be citywide with the exception of the CSD if they have their own rules.

City Attorney Reisman said that exceptions can be grandfathered in, but not permanently. There should be a period of amortization.

Mayor Lathrop inquired about personal signs for ranches. Councilmember Hale stated that there hasn't really been a problem. The HOA is ok with entryway signs.

The Council agreed to allow for 2 x 3 (6 square feet) signs. The current ordinance allows for 2 x 2 signs (4 square feet).

The Council also discussed political signs for elections. City Attorney Reisman proposed to allow political signs to remain for 60-90 days.

Councilmember Barakat asked about signs on vacant lots. City Attorney Reisman stated that the same rules apply.

City Manager Keith stated that the City Council does not need to approve this item tonight and, since there seem to be lots of concerns, Council has the option to send it back to the Planning Commission for further review.

**MOTION TO SEND ZCA 13-18
BACK TO THE
PLANNING COMMISSION:**

Following discussion, Mayor Pro-Tem Pycz made a motion to send Zone Code Amendment No. ZCA 13-18 back to the Planning Commission for further review. Councilmember Barakat seconded the motion, which was carried by the following roll call vote:

APPROVED:

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

Motion passed 4:0

**LONG-TERM SOLUTIONS TO
REDUCE TAXES IN BRADBURY
FOR SUSTAINABLE VIABILITY
AND/OR COST SAVINGS:**

This item is on the agenda every month for the City Council to consider ideas and comments from residents regarding long-term solutions to the City's fiscal challenges, specifically potential strategies for enhancing and creating new revenue and/or cost savings.

City Manager Keith stated that there was nothing new to report.

**MATTERS FROM THE
CITY MANAGER:**

City Manager Keith stated that she met with the Chief of Staff of Senator Liu's office and that she was very interested in the process of the Puente Hills Landfill closure.

City Hall will be closed on Friday, March 1, for a furlough day.

Ms. Keith will be out of the office this week on Thursday and Friday, February 21-22, to attend the City Managers' Sheriff's Conference.

Ms. Keith will be out of the office next week on Wednesday, Thursday and Friday, Feb. 27 to March 1, to attend the Planning Commissioners' Academy in Pasadena, however, she will be attending the Planning Commission meeting on Wednesday, February 27.

The City is hosting a two-evening Adult First Aid/CPR/AED class on Thursday, February 21, and Thursday, February 28, from 6:30 to 9:30 pm. at the Civic Center. The first night will be the First Aid portion, and the second night will be the Adult CPR and AED. Attendants will be receiving a certification from the American Red Cross.

Assemblymember Roger Hernandez is available on April 19 or April 26 to meet for breakfast or lunch. The City Council picked Friday, April 19 for a breakfast meeting.

City Manager Keith stated that the June City Council meeting has been moved from June 18 to June 25.

The City will have a reception for retiring City Planner Dave Meyer on Thursday, June 27 at the Congregational Ale House in Azusa. Please save the date.

MATTERS FROM THE CITY COUNCIL:

MAYOR LATHROP:

Mayor Lathrop announced that the new Executive Director of the San Gabriel Valley Council of Governments (COG) will be at the March 19 City Council meeting. Mr. Lathrop also reported that the COG has hired some former Arroyo Associates employees for a term of two years. Mayor Lathrop would have preferred a term of six months.

MAYOR PRO-TEM PYCZ:

Nothing to report.

COUNCILMEMBER BARAKAT: Councilmember Barakat asked the City Manager for a calendar with the important dates to remember. City Manager Keith replied that she will prepare a calendar and include it in the next Weekly Memo.

COUNCILMEMBER HALE: Nothing to report.

COUNCILMEMBER LEWIS: Not present.

ITEMS FOR FUTURE AGENDAS: Mayor Lathrop asked the City Manager to prepare a list of bullet points of what the money raised by the proposed UUT (\$360,000) would be spent on. Every District should have the same information sheet.

CLOSED SESSION

CALL TO ORDER/ROLL CALL: Mayor Lathrop called the Closed Session to order at 8:20 p.m.

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

ABSENT: Councilmember Lewis

STAFF: City Manager Keith and City Attorney Reisman

PUBLIC COMMENT REGARDING CLOSED SESSION ONLY: None

CLOSED SESSION: Pursuant to California Government Code Section 54957 the City Council met in Closed Session to discuss Personnel:
A) City Manager – Evaluation of Performance

REPORT FROM CLOSED SESSION: City Attorney Reisman reported that the City Council did not take any formal action.

ADJOURNMENT: At 8:22 p.m. Mayor Lathrop adjourned to the meeting to Tuesday, March 19, 2013 at 7:00 p.m. at the Bradbury Civic Center.



MAYOR – CITY OF BRADBURY

ATTEST:



CITY CLERK – CITY OF BRADBURY