



AGENDA

**Regular Meeting of the Bradbury City Council
Tuesday, May 17, 2011
7:00 p.m. REGULAR MEETING
CLOSED SESSION IMMEDIATELY FOLLOWING
To be held in the Bradbury Civic Center
600 Winston Avenue, Bradbury, CA 91008**

OPEN SESSION 7:00 PM

CALL TO ORDER/PLEDGE OF ALLEGIANCE

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

APPROVAL OF THE AGENDA Majority vote of the City Council to proceed with City business.

DISCLOSURE OF ITEMS REQUIRED BY GOVERNMENT CODE SECTION 1090 & 81000 ET. SEQ.

PUBLIC COMMENT

Any one wishing to address the City Council on any matter that is not on the agenda for a public hearing may do so at this time. Please state your name and address clearly for the record and limit your remarks to five minutes.

Please note that while the City Council values your comments, the City Council cannot respond nor take action until such time as the matter may appear on a forthcoming agenda.

Routine requests for action should be referred to City staff during normal business hours, 8:30 a.m.-5:00 p.m., Monday through Friday, at (626) 358-3218.

The City of Bradbury will gladly accommodate disabled persons wishing to communicate at a City public meeting. If you require special assistance to participate in this meeting, please call the City Manager's Office at (626) 358-3218 at least 48 hours prior to the scheduled meeting.

ACTION ITEMS*

1. 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 Council Member request 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, the motion will be deemed to be "to waive the reading and adopt."

- A. Minutes - Regular City Council Meeting of April 19, 2011
- B. Financial Statement for the month of April 2011
- C. Resolution No. 11-16: Demands & Warrants for May 2011
- D. Resolution No.11-17: Approving Signatures for the City Bank Accounts
- E. Resolution No. 11-20: Approving the allocation of remaining COPS funds

2. PUBLIC HEARING – Appeal of Planning Commission’s Decision regarding Architectural Review Application No. AR 10-253, Neighborhood Compatibility Application No. NC 10-93 & Variance Application No. V 10-68 (165 Circle Drive)

On October 27, 2010 the Planning Commission, by a 3-2 vote adopted Resolution No. 10-206.PC conditionally approving plans to construct a new three-story 15,971 square foot single-family estate dwelling unit with a subterranean attached garage containing, 3,887 square feet; a detached single-story accessory dwelling unit containing 2,267 square feet with an attached 441 square foot garage; a detached cabana; a lighted tennis court and a swimming pool. The subject property is located at 165 Circle Drive in the A-5 zone. The subject property contains 2.04 acres of land area.

On November 4, 2010, the owner of a property located within 500 feet of the subject property filed an appeal of the Planning Commission’s decision in accordance with the provisions of Chapter 9.02.050 of the Bradbury Municipal Code.

On January 18, 2011, the City Council conducted a de novo public hearing to hear the appeal of the Planning Commission’s decision and to review the proposed development plans. At the conclusion of the public hearing the City Council referred the matter to the Planning Commission for further review.

On March 23, 2011 and April 27, 2011, the Planning Commission conducted public hearings, received testimony and reviewed the revised development plans. At the conclusion of the deliberation, the Commission adopted its Resolution No. 11-209. PC with a 4-1 vote, recommending that the City Council conditionally approved the revised project development plans.

It is recommended that the City Council take the following action:

1. Open a Public Hearing and receive testimony on the Appeal of the Planning Commission’s decision as set forth in Resolution No. 10-206.PC; and
2. Find that the Planning Commission properly and thoroughly reviewed the revised development plans presented to it at its April 27, 2011 meeting with respect to compliance with the development philosophy set forth in the City’s adopted General Plan and the development standards contained in the City’s adopted Development Code; and
3. Adopt the attached draft resolution making findings of fact and conditionally approving the revised development plans as presented to the City Council this date.

3. DISCUSSION – Resolution No. 11-18: Prohibition of No Parking Restrictions on Mount Olive Drive on the easterly side from Gardi Street to 175 feet northerly of Elda Street

The City Council reviewed at the April 19, 2011 meeting no parking restrictions on Mount Olive Drive. At that meeting the City Council voted to move the no parking restriction from the west side to the east side of Mount Olive Drive, It is recommended that the City Council adopt the attached resolution approving the prohibition of parking at any time on the east side of Mount Olive Drive from Gardi Street to 175 northerly of Elda Street and rescind Resolution No. 10-39

4. DISCUSSION – Civic Center Fence Bids and Design Options

The City Council directed staff to prepare fence plans that included an electrically operated gate at the entrance to the Civic Center to restrict vehicular access to the front parking area; a masonry pilaster and plastic rail fence along the street frontage and wrought iron fencing located approximately 20 feet east of the building front. The attached concept plans were

sent to nine companies specializing in fence construction for bids, It is recommended that the City Council review the options and provide further direction to staff.

5. DISCUSSION – Fiscal Challenges Part Three - Revenue Generation Options - Parcel Tax and Utility User Tax

During the adoption of the Fiscal Year 2010-2011 Budget the City of Bradbury was faced with escalating expenses and consistently decreasing revenues. This stemmed from the result of the current economic downturn, decreased home sales, construction activity and overall rising costs of providing service to residents.

At the March 15, 2011 meeting the City Council reviewed the current status of the City's short and long-term budget prospects and reviewed some alternative ways of addressing on-going fiscal needs. At the April 19th meeting, the City Council reviewed estimates for the upcoming FY 2011-2012 budget and forecast projections for 2013-2014.

This report is intended to provide further background from which the City Council can continue a policy discussion regarding the future of public services in the City of Bradbury.

6. MATTERS FROM THE CITY MANAGER

7. MATTERS FROM THE CITY COUNCIL

Brief reports of individual Councilmembers activities relating to City business occurring since the last meeting.

Mayor Lewis

*LA County City Selection Committee
League of California Cities
Director of Bradbury Disaster Committee
Area "D" Office of Disaster Management*

Mayor Pro Tem Lathrop

*San Gabriel Valley Council of Governments (COG)
Southern California Association of Governments (SCAG)
Duarte Education Foundation
Duarte Community Education Council (CEC)*

Councilmember Barakat

*LA County Sanitation Districts
San Gabriel Valley Mosquito & Vector Control District
Foothill Transit*

Councilmember Pycz

Southern California Joint Powers Insurance Authority (JPIA)

Councilmember Hale

*California Contract Cities Association (CCCA)
Civic Center Sub-Committee
Duarte School District Bond Oversight Committee*

8. ITEMS FOR FUTURE AGENDAS

CLOSED SESSION

CALL TO ORDER/ROLL CALL

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

PUBLIC COMMENT - REGARDING CLOSED SESSION ONLY

RECESS TO CLOSED SESSION REGARDING CONFERENCE WITH LEGAL COUNSEL

1. Personnel

Pursuant to California Government Code Section 54957 – Evaluation of Performance
Title: City Manager

2. Pending Litigation

Conference with Legal Counsel – Anticipated Litigation/Initiation of Litigation - Pursuant to California Government Code Section 54956.9(a); CPUC Application 10-07-007
California American Water Rate Increase Proceedings

3. Significant Exposure to Litigation

Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (b)

RECONVENE OPEN SESSION AND ANNOUNCE ANY ACTION TAKEN

ADJOURNMENT

The City Council will adjourn to a Regular Meeting at Bradbury City Hall, 600 Winston Avenue, Bradbury, CA 91008 on Tuesday, June 21, 2011 at 7:00 p.m.

* *ACTION ITEMS* Regardless of a staff recommendation on any agenda item, the City Council will consider such matters, including action to approve, conditionally approve, reject or continue such item. Further information on each item may be procured from City Hall.

"I, Claudia Saldana, City Clerk, hereby certify that I caused this agenda to be posted at the Bradbury City Hall entrance gate on Friday, May 13, 2011, at 5:00 p.m."

CITY CLERK - CITY OF BRADBURY