

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF BRADBURY,
HELD ON TUESDAY, MAY 26, 2009 AT 7:00 P.M.
IN THE COUNCIL CHAMBERS AT CITY HALL
600 WINSTON AVENUE, BRADBURY, CA 91008**

CALL TO ORDER/PLEDGE OF ALLEGIANCE: The regular meeting of the City Council of the City of Bradbury was called to order by Mayor Barakat at 7:20 PM.

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

ABSENT: None.

STAFF: City Manager Keith, City Attorney Reisman, Deputy Engineer Gilbertson, City Clerk Saldana and Management Analyst Taber

**CITY ATTORNEY
REPORT FROM THE
CLOSED SESSION:**

City Attorney Reisman reported the City Council met in a Closed Session at 6:30 PM to discuss three items, the first was a personnel item conference with labor negotiator, the negotiator on the behalf of management is City Manager Keith. The City Council instructed Ms. Keith on how to proceed in those negotiations. Second was an item of potential litigation regarding the Liability Trust Fund monies and Contract Cities versus the County of Los Angeles. The City Council authorized staff to enter into an agreement for Attorney services with regard to this matter. The vote taken was 5-0 on this matter. The third matter involved the NRDC/Heal the Bay litigation informative only, no votes were taken.

**APPROVAL OF THE
AGENDA:**

Councilmember Hale made a motion to approve the agenda as presented; Councilmember Lewis seconded the motion which carried unanimously.

PUBLIC COMMENT:

None.

**DISCLOSURE OF ITEMS
REQUIRED BY GOV.
CODE SECTION 1090 &
81000 ET SEQ.:**

In compliance with the California Political Reform Act, each City Council Member 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 Keith stated that the Mayor may recuse himself from item #6 Discussion- Proposal to Connect City Hall to the

Public Sewer, due to the proximity to his property.

Mayor Barakat requested item six be moved to the end of the meeting.

Councilmember Lewis made a motion to move agenda item number six to the end of the meeting; Councilmember Hale seconded the motion which carried unanimously.

CONSENT CALENDAR:

- A. Minutes - Regular City Council Meeting April 21, 2009
- B. Minutes- Adjourned Meeting/Study Session on Fee Study- April 15, 2009
- C. Financial Statement for the month of April 2009
- D. Resolution No. 09-15 Demands and Warrants for May 2009
- E. Proclamation declaring May Child Abuse Prevention Month
- F. Award of Banking Service to Wells Fargo Bank
- G. Resolution No. 09-16 and 09-17 Authorization for new signatures on City bank accounts
- H. Transfer of Workers' Compensation Insurance coverage to the California Joint Powers Insurance Authority (CJPIA) and Approval of Resolution No. 09-18, 09-19 and 09-20.
 - i. Resolution No. 09-18 Authorizing and approving self-insurance of workers' compensation for its employees through the self-insurance and loss pooling program of the CJPIA
 - ii. Resolution No 09-19—Providing workers' compensation coverage certain city volunteers pursuant to the provisions of Section 3363.5 of the Labor Code
 - iii. Resolution NO. 09-20Authorization the City Manager to submit an application for a Public Entity Certificate of Consent to Self-Insure to the Department of Industrial Relations (DIR), Self-Insurance Plans
- I. Denial of Liability Claim- County of Los Angeles and the Los Angeles County Flood Control District Claim

Councilmember Lathrop stated on the minutes for the fee study there was some discussion about changes that would be made relating to solar power and water heaters.

City Manager Keith reviewed the changes which included the water heater where there was a discussion about replacing or repairing for the existing fee of \$33.66 which will be added. And

there was a discussion of a 50% waiver for solar power installations, the determination was to leave the solar fees as is but staff would come back with a policy resolution for the Council to approve.

Councilmember Lewis stated on page two of the regular minutes there was a double nomination of Mayor Pro-Tem Hale and one should be deleted.

**MOTION TO APPROVE
CONSENT CALENDAR:**

Mayor Pro-Tem Hale moved to approve the consent calendar. Councilmember Lathrop seconded the motion which was carried by the following roll call vote:

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

NOES: None

ABSENT: None

ABSTAIN: None

**AGENDA ITEM #3 PUBLIC
HEARING-
CONSIDERATION OF
ADOPTION OF PROPOSED
RESOLUTION NO. 09-21
OF THE CITY COUNCIL
OF THE CITY OF
BRADBURY
ESTABLISHING A NEW
MASTER FEE SCHEDULE**

City Manager Keith stated that the City Council had previously conducted a comprehensive user fee study and received those results and discussed them, now the City Council must take an appropriate action to adopt the Master Fee study. The amendments this evening were to add an additional fee under water heater that would say replace and repair for fee of \$33.66. In addition, the City Planner and the City Manager will bring back for the City Council to discuss the reduction of fees related to solar power.

Mayor Barakat opened the item up for public comment, there being no comments from the public, the Mayor closed the public comment.

Councilmember Guthrie inquired about where the current fees were in comparison to the fees proposed in the study.

Mayor Barakat stated that some fees went down while others went up overall the increases were minimal.

Councilmember Guthrie inquired about the high cost of an appeal set at \$2,100.

City Manager Keith stated that the fee of \$2,100 was a calculation of the direct costs associated with an appeal, including the preparation, staff time for meeting with applicant and attendance of meetings (Planning and City Council) to address the appeal.

The current fees were not covering the costs of an appeal based on the last two appeals they City had completed.

Mayor Barakat inquired if the appeal was for the applicant who wants to appeal a decision on a project they are working on, or for an outsider who wants to appeal a decision.

City Manager Keith stated the fees would apply for either party appealing a decision.

Mayor Barakat stated that if it is an outsider who appealed a decision and they prevailed then a mistake was made by the City and the appeal cost should be waived.

City Attorney Reisman stated that may not necessarily be the case, there maybe an instance where the party bringing the appeal had something personal to them that would not have been included in the initial evaluation or different facts have arisen.

City Manager Keith stated that the City Council always has the right to waive the fees if they are deemed unwarranted or excessive.

Mayor Pro-Tem Hale made a motion to approve the adoption of Resolution 09-21 establishing a new City Master Fee Schedule, Councilmember Lewis seconded the motion which was carried by the following roll call vote:

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

NOES: None

ABSENT: None

ABSTAIN: None

**AGENDA ITEM #4 MOUNT
OLIVE PEDESTRIAN
PATHWAY**

Deputy City Engineer Gilbertson reviewed the proposed pedestrian pathway for the middle section of Mount Olive Drive between Mount Olive Lane and Woodlyn Lane. Deputy City Engineer Gilbertson stated that a meeting with the public for the affected residents was held on May 18, 2009, there were no attendants at the meeting.

Councilmember Guthrie inquired if the fence would match the existing white horse railing at the entrance of Royal Oaks Drive and Gardi which consists of two railings or the fence on Royal Oaks Drive North which consists of three railings.

Councilmember Guthrie suggested that if the purpose of the fence was only esthetic than perhaps the two railing fence would be the preferred choice to save on the expenses.

Mayor Barakat opened the item up for public comment.

Mr. Steve Collins, 612 Winston Ave, inquired if there was a budget for this project.

Mayor Barakat stated that the project will cost \$100,000 and will be paid with MTA Prop C funds, which can only be spent on this type of project.

Mrs. Jacliene Thompson, 619 Mount Olive Drive, inquired how this project was going to benefit the residents of Bradbury.

Mayor Barakat stated that it would provide a safer passage for pedestrians who travel on Mount Olive Drive.

Mr. Arno Gemeinhardt, 615 Mount Olive Drive, stated that the creation of this pathway would bring in undesirables off the Royal Oaks Drive Trail and inquired why the City would like to tie into that trail.

Councilmember Guthrie stated that the area of the pathway that was under discussion this evening starts in the middle section of Mount Olive Drive from Mouth Olive Lane to Woodlyn Lane and therefore does not directly tie into the existing Royal Oaks Drive Trial.

City Manager Keith stated that there were some issues that still needed to be addressed with section one before it could be brought before the Council the only area under discussion tonight was the middle section.

Mr. Gary Miller, 619 Mount Olive Drive, stated that he would rather jog on the street than job on the trial. Mr. Miller stated that he objects to the creation of the pathway because it infringes on property rights.

Councilmember Lathrop stated that the property owners for the section have all been notified and have had the opportunity to voice their concerns and no one has come forward. The residents on the lower section of Mount Olive Drive have come forward to voice their objections to the project but that section is not on the agenda tonight.

Mrs. Jacliene Thompson, 619 Mount Olive Drive, stated that her concern was once the middle section was completed there would eventually lead to the completion of the other two sections, of particular concern being the bottom section.

Councilmember Lathrop stated that the other two areas were not on the agenda this evening.

City Manager Keith stated there were a great deal of questions and concerns the City would have to address before the bottom section could be brought back before the City Council.

Mr. Bill Gomez, 635 Mount Olive Drive, inquired about the maintenance of the proposed path and was concerned about vandalism and how it would be addressed if it occurred.

Mayor Barakat stated the graffiti is handled through a contract and is generally taken care of within 24 hours of being reported to the City.

Councilmember Lathrop inquired about the landscaping for the pathway.

Deputy City Engineer Gilbertson stated could be revisited later on.

City Manager Keith stated the pathway would become an additional maintenance responsibility for Valley Crest Landscaping which is under contract with the City to maintain the trails.

Councilmember Lathrop requested that the pathway extend onto Woodlyn Lane.

Deputy City Engineer Gilbertson stated that adjustment could be made.

Councilmember Lathrop made a motion to approve the pathway for the middle section from Mount Olive Drive to Woodlyn Lane with a not to exceed cost of \$100,000, Councilmember Lewis seconded the motion which was carried by the following roll call vote:

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

NOES: None

ABSENT: None

ABSTAIN: None

**AGENDA ITEM #5
DISCUSSION- ANNUAL
RATE ADJUSTMENT FOR
RESIDENTIAL SOLID
WASTE COLLECTION
AND RECYCLING
FRANCHISE AGREEMENT**

City Manager Keith stated that Burrtec Waste Services has requested an increase in fees effective July 1, 2009. City Manager Keith reviewed the proposed fees and introduced Richard Nino Area Manager from Burrtec who was on hand to answer any questions from the Council.

Mayor Barakat requested clarification on the differences between the terms: residential collection convenience collection (plus base fee), and residential shuttle collection- curbside (determined by us, plus base fee).

Mr. Nino stated that the residential collection convenience is a request from any Bradbury resident who has a request to have their containers brought down from the storage location on their property to a service area. The shuttle collection is for those residents who we can not service curbside due to the location of their property.

Mayor Barakat inquired what a typical residential charge is currently and what the new rate would be if approved.

Mr. Nino stated a typical resident pays \$14.02 per month, and it would increase to \$14.59 per month. Mr. Nino stated that Burrtec has not had an increase since October 2006, but Burrtec has been absorbing fees that are imposed by the County land fill disposal sites.

Mayor Pro-Tem Hale inquired about the qualifying age for senior service.

Mr. Nino stated he believed it was 62 or 65 but he would have to check the contract.

Mayor Pro-Tem Hale inquired what the standard service included.

Mr. Nino stated the standard service is a three container system, a black (regular trash), blue (recycling) and green (green waste).

Councilmember Lewis stated that Burrtec was asking for more than 4% but did not state specifically what the percentage increase is, Councilmember Lewis asked Mr. Nino if he had that exact percentage increase.

Mr. Nino stated he could not provide an exact percentage as it varies depending entirely on the service level requested by the resident. Mr. Nino stated that the standard service will be increasing 4% the other increases are reflective of the disposal costs for the larger containers. Mr. Nino cited Puente Hills landfill increased 13% this year and 10% last year and is expected to increase in double digit figures until Puente Hills closes in 2013.

Mayor Pro-Tem Hale requested an explanation for a dry run charge.

Mr. Nino stated that a dry run charge is when a driver shows up for a pick up but the resident refuses service as the bin is not ready.

Councilmember Guthrie inquired about the permanent box.

Mr. Nino stated that a permanent box is a 40 yard roll out container that is on a set schedule for pick up.

Mayor Barakat opened the item up for public comment, there being none, he closed the public comment.

Councilmember Lewis made a motion to approve the annual rate adjustment for residential solid waste collection and recycling franchise agreement with Burrtec, Mayor Barakat seconded the motion which was carried by the following roll call vote:

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

NOES: None

ABSENT: None

ABSTAIN: None

**AGENDA ITEM #7
DISCUSSION- CITYWIDE
TRAFFIC ENFORCEMENT**

City Manager Keith summarized the City Council allotment of \$35,000 for Citywide Traffic Enforcement and reviewed the options that were available for the City Council to choose from.

Councilmember Lathrop proposed front loading the enforcement and then tapering it off as the year progressed with the breakdown of 20 hours per month for three months, 6 hours per month for 8 months and 12 hours for the last month.

Councilmember Guthrie agreed to front load the enforcement

would be preferred as there will be a large presence early on to deter the speeding.

Mayor Barakat inquired if the City will receive a report of the enforcement so that we can see if it is working.

Staff stated we would receive such a report.

Mayor Barakat opened the item up for public comment.

Mr. Bill Gomez, 635 Mount Olive Drive, inquired about when the 12 month enforcement period would begin.

City Manager Keith stated that it would be initiated on the first of June.

Mr. Arno Gemeinhardt, 615 Mount Olive Drive, requested the City make contact with the local dealerships and ask that they refrain from using Mount Olive Drive as their test drive route.

City Manager Keith stated she will make that request again and stated it would help staff if residents noted which dealerships were using Mount Olive Drive and phone in the information to City Hall.

Councilmember Lathrop made a motion to approve the proposed enforcement hours of 20 hours per month for three months, 6 hours per month for 8 months and 12 hours for the last month, Mayor Pro-Tem Hale seconded the motion which was carried by the following roll call vote:

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

NOES: None

ABSENT: None

ABSTAIN: None

**AGENDA ITEM #8
DISCUSSION ON THE
CALIFORNIA-AMERICAN
WATER COMPANY'S
GENERAL RATE CASE
APPLICATION TO THE
CALIFORNIA PUBLIC
UTILITIES COMMISSION
(PUC)**

City Manager Keith reviewed the California American Water rate increase and what options the City Council could take to voice their oppositions to the Public Utilities Commission (PUC). Their options included: writing a letter to the PUC opposing the rate increase, becoming an "intervener" which would require active participation by lawyers, and begin a letter writing campaign from our residents to the PUC expressing their opposition to the rate increases.

Mayor Barakat requested that the City provide a sample letter on the City web site for residents to send copies to the PUC expressing their opposition to the rate increases.

Mayor Pro-Tem Hale stated that a newsletter article should also go out informing residents of the public hearing held locally in Monrovia on Monday June 8 and encouraging them to provide testimony to the PUC.

Councilmember Guthrie inquired if it was appropriate to have the City Attorney testify at the public hearing on the City's behalf.

City Attorney Reisman stated that it was appropriate just not cost effective for the City and recommended sending a staff member, Council members and certainly residents to the hearing to voice their disapproval over the rate increase would be effective.

Councilmember Lathrop inquired if it would be effective to contact the political representatives and have them weight in on the matter with the PUC.

City Attorney Reisman stated that politicians don't really have influence over rates like this and the PUC members are appointed and they don't get removed except by the Governor for bad behavior.

Councilmember Guthrie inquired how the PUC can grant a 60% increase.

City Attorney Reisman stated the PUC can not grant it unless it is justified and California American has their justification which include infrastructure, part of it is the comprehensive Master Plan.

Councilmember Lathrop suggested that there are those in the City that will be greatly affected by the rate increase and perhaps with their pulled resources they could pay for the expenses it would cost to have an intervener. Councilmember Lathrop inquired if a group of residents could fund an intervener on their own.

City Attorney Reisman stated that could be done.

Councilmember Lewis inquired how the City of Duarte was handling the rate increase.

City Manager Keith stated that the City hired special council to serve as an intervener on the matter.

Councilmember Lathrop inquired as to how much of their argument could our City piggyback on.

City Manager Keith stated that both of our City's situations are very different, referencing the 90% increase for the agricultural line.

Staff was directed to write a letter to California American Water company, place an article in the City newsletter alerting residents to the rate case hearing, and place a sample letter on the City website so that residents can send their own letter to the PUC expressing their outrage regarding the rate increases.

**AGENDA ITEM #9
PROPOSED CHANGE OF
COUNCIL MEETING TIME**

City Manager Keith stated this item was placed on the agenda at the request of the City Council. Ms. Keith stated if the Council elects to change the meeting time, there will need to be a first reading of the Ordinance prepared and the item will come back to the City Council next month for the second reading and adoption and the Ordinance would be effective for the July meeting.

Mayor Barakat thanked Councilmember Lathrop for the matrix he distributed to the City Council surveying other City Council start times. Mayor Barakat pointed out that the smallest Cities surveyed start even earlier than what the time of 7 PM that is proposed. Mayor Barakat stated that one item that was not taken into consideration on the comparison was how many times the City meet per month. Mayor Barakat stated that what he was trying to accomplish was an effort to keep the City Council sharp by starting earlier for what are typically long agendas because the City only meets once a month.

Councilmember Lathrop stated that San Marino met once a month and they meet at 7:30 PM and added that the matrix did not prove hands down any obvious issue but it clearly showed that the Cities of average size in this valley meet at 7:30 PM. Councilmember Lathrop stated that the bottom line is that it is hard, for residents who work some distance from Bradbury, to attend these meetings if they are held at an earlier time. Councilmember Lathrop stated that we don't have enough business to attend to, that would justify starting the meeting earlier, adding that generally the meetings finish by 10 PM.

Mayor Pro-Tem Hale pointed out that it looks like the larger Cities which would have the larger public turnout are the ones that start at the earlier time.

Councilmember Lathrop stated that was reflective of how much business these larger Cities have to attend to on their Agendas.

Councilmember Lewis stated that he believes the earlier the meeting the more attendance there would be from the residents, based on conversations he has had with some of the residents in his district.

Councilmember Lathrop requested that an article be placed in the newsletter inviting residents to call into City Hall and express their preference 7:00 PM or 7:30 PM meeting start time.

Mayor Barakat pointed out that the Civic Center meeting time starts at 6 PM, and the Emergency Preparedness Committee meetings start at 6 PM. Mayor Barakat stated that those meetings are open to the public and are as important for public input as anything we do at the City Council meeting, and the general consensus is that there will be a better turnout at the earlier meeting time. Mayor Barakat stated that he did not want to start at 6:00 PM because that would be too early, but changing the meeting time to 7:00 PM seems very reasonable.

Councilmember Lathrop maintained that no one has asked the residents for their input and that should be done prior to changing the time.

Mayor Barakat stated that he has polled at least a dozen residents in his neighborhood and they felt it would be easier for them to attend if the meeting time were earlier.

Mayor Pro-Tem Hale stated there were a lot of residents in attendance at the last meeting complaining about how late the meeting was running.

Councilmember Lathrop stated that moving the time might prevent a person from running for City Council who may work in downtown Los Angeles and not be able to commute back to Bradbury for the proposed earlier meeting time.

Mayor Pro-Tem Hale stated that he likes to attend the Planning Commission, but the late start time of 7:30 PM often makes it difficult to get down to the meeting after settling in for the evening.

Councilmember Guthrie inquired from staff what the feedback from the residents was when they call to find out the start time of

a meeting.

Staff stated that there generally is no feedback as they are just calling for information.

Councilmember Lathrop stated that if we put an article in the newsletter requesting resident's input and get no comments back than we are free to change the meeting time, and if they call in and say that they would like the time to remain at 7:30 PM than we know, but for now we are just acting on our own preferences.

Mayor Pro-Tem Hale stated that he is looking at a list of fifteen cities and nine Cities have a preference of starting their meetings at 7:00 PM or earlier, that demonstrates a majority prefer the earlier start time.

Councilmember Lathrop stated that if we were not out in the suburbs he would be fine with the change of time, but due to the fact that we are a commuter City for a lot of families it seems unreasonable.

Councilmember Lewis stated that he as gone out to speak with people and the Mayor has spoken to people regarding the time change and the feedback is the earlier time is preferred, which is based on more than just our own preferences.

Mayor Pro-Tem Hale stated that tonight is only the first reading and there will be a second reading next month with an article in the newsletter informing the public of the proposed change so that if there are residents who are against the change they will have a chance to come in voice their opinions.

Councilmember Lewis moved to read for the first time and waive for further reading an Ordinance amending the start time of the regular City Council the meeting time to 7:00 PM, Mayor Pro-Tem Hale seconded the motion which was carried by the following roll call vote:

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

NOES: Councilmember Lathrop

ABSENT: None

ABSTAIN: None

AGENDA ITEM#10

City Manager Keith stated that Councilmember Lathrop and

**DISCUSSION- RE-JOINING
THE SAN GABRIEL
VALLEY COUNCIL OF
GOVERNMENTS**

Councilmember Lewis asked that the Council reauthorize rejoining the San Gabriel Valley Council Of Governments (COG). City Manager Keith stated that the only other City that is not a member of the COG is Temple City which is currently considering rejoining. City Manager Keith stated that annual fees are \$5,300 but to rejoin it will cost an additional \$8,000 which includes paying for the annual dues for the time the City was not a member. City Manager Keith stated that some of the fees could be paid out of MTA Proposition C.

Mayor Barakat inquired what Councilmember Lathrop and Councilmember Lewis thought of the meetings they attended.

Councilmember Lewis stated he was encouraged by the meetings having all the local governments there speaking under a unified approach, they had a plan, and they worked it and are tackling meaty issues. Councilmember Lewis stated that the City always talks about having a seat at the table and wanting to discuss issues that matter to our City, the COG would give us that voice.

Councilmember Lathrop stated that their voting system is one City one vote, and there were items that he brought up that made it into the end package, the point being, if we participate our voice will be heard.

Councilmember Lewis stated that he is bothered by the fact that the City will have to pay for the time in which we were not a participant.

Councilmember Lathrop stated that he doesn't agree with the fact that it is a pay to play system, meaning if your City does not join then you are not tied into SCAG or the local legislative leaders. Councilmember Lathrop stated that there was a movement that maybe the COG should be recognized as a political unit, and if that comes through fruition, then the COG will need to set their prices on something that is a lot more fair. Councilmember Lathrop asked if City Attorney Reisman had heard about this movement.

City Attorney Reisman inquired if the City wasn't already paying a lot less than other Cities.

Mayor Barakat stated we are paying less than other Cities, but based on per capita we are paying a lot more.

City Manager Keith stated that the benefit from the City's perspective is that with the stimulus money in particular, because

we had started the conversations with the COG about possibly rejoining, they have been very forthcoming with information making sure we included for the last six months while we had the discussions. The participation in the homeless study was extremely informative and totally beneficial for this community. The COG has taken the lead on the storm water issues and the selection of the vendor that will prepare the reports for the area Cities. These are items that are directly benefiting our City.

Councilmember Lathrop made the motion to rejoin the San Gabriel Valley Council of Governments, Councilmember Lewis seconded the motion which was carried by the following roll call vote:

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

NOES: None

ABSENT: None

ABSTAIN: None

**AGENDA ITEM #11
DISCUSSION- CITY
PUBLIC RELATIONS**

City Manager Keith stated that this item was placed on the agenda tonight because the Mayor has received a phone call from Time Warner Cable who has offered to do free public service announcements for the community.

Councilmember Lathrop stated there should be no exposés, but we should speak to the press only on an add needed basis.

Mayor Barakat stated that they were not asking to do exposés but “feel good” stories.

Mayor Pro-Tem Hale stated that the problem with feel good stories is that start off that way but end up looking for dirt on people because that is what is interesting to the public.

The census of the City Council was not to pursue public relations.

Mayor Barakat excused himself from the meeting citing proximity of his own property to the proposed connection of City Hall to the Public Sewer. Mayor Barakat left the meeting at 8:55 PM. Mayor Pro-Tem Hale took the meeting over.

**AGENDA ITEM #6
DISCUSSION- PROPOSAL
TO CONNECT CITY HALL**

City Manager Keith stated City Hall is on an antiquated private septic sewer system that is over 55 years old. The City’s development staff has explored alternatives to connect City Hall

TO THE PUBLIC SEWER

to the public sewer system. The City, with the cooperation of the property owner on Braewood Drive providing an easement through their property, the City could connect directly to the sewer connection on Braewood Drive. The cost of the connection would be approximately \$60,000 more or less.

Mayor Pro-Tem Hale stated that cost for the alternative sewer connection on Winston Ave would cost approximately \$100,000. The estimate he received for the connection through Braewood Ave is \$26,600.

City Manager Keith stated the indication she has received from the property owner is the easement will be given to the City as long as we pay for any damage that is caused to the property associated with the connection, and pay for the recording costs and legal costs for drawing up the documents.

Mayor Pro-Tem Hale stated that it would be laid right along his fence line and completely underground.

Councilmember Lewis stated we got to hook up to the sewer, we can't have a leach field in the back of City Hall, this seems like the very cost effective way and the property owner is willing.

Councilmember Lathrop stated that this is all required on the homeowner's consent.

City Manger Keith stated that was correct.

Councilmember Lewis made a motion to authorize the City Manager to proceed negotiation with the homeowner to run the sewer line directly through Braewood Ave, Councilmember Lathrop seconded the motion which was carried by the following roll call vote:

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

NOES: None

ABSENT: None

ABSTAIN: Mayor Barakat

MATTERS FROM THE CITY MANAGER:

City Manager Keith stated the Civic Center Sub-Committee will be meeting tomorrow night at 6 PM, and is scheduled to before the Planning Commission at the June meeting and has been through plan check. City Manager Keith stated she has contacted the neighbor next door to inquire if he would be interested in

leasing the property to the City for use as City Hall during construction. The property owner declined the offer. The City is in discussion with the Manor for access to City Hall during construction.

City Manager reminded the City Council of her scheduled vacation dates this Friday May 29, Monday, June 1 and Tuesday, June 2.

City Manager Keith stated that Mayor Pro-Tem Hale and Councilmember Lathrop meet with Senator Huff and discussed the City's concerns over the housing element.

MATTERS FROM THE CITY COUNCIL:

MAYOR PRO-TEM HALE: None.

COUNCILMEMBER LATHROP: Councilmember Lathrop requested a proposed ordinance on the next City Council meeting agenda that would make the Mayor, Mayor Pro-Tem rotation set in stone, as apposed to selected by the super majority as it currently stands.

COUNCILMEMBER GUTHRIE : None.

COUNCILMEMBER LEWIS: Councilmember Lewis stated the Emergency Response Committee (ERC) had a table top drill on evacuation; it was a good meeting and revealed some weaknesses that exist in the City. The ERC will start to work at making improvements in those areas.

City Manager added the biggest area where the City Council can start to help out with emergency preparedness is ensuring that there are at least two representatives from each district represented on the Committee.

MAYOR BARAKAT: None.

ADJOURNMENT: At 9:15 PM, Mayor Pro-Tem Hale moved to adjourned to June 16, 2009 at 7:30 PM. The motion was seconded by Councilmember Lewis.

MAYOR CITY OF BRADBURY

ATTEST:

CITY CLERK – CITY OF BRADBURY