

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF BRADBURY, HELD ON TUESDAY, DECEMBER 21, 2010,
AT 7:00 PM IN THE STAFF LOUNGE AT ROYAL OAKS ELEMENTARY SCHOOL
2499 ROYAL OAKS DRIVE, BRADBURY, CA 91008**

CALL TO ORDER/ The meeting of the City Council of the City of Bradbury was called to order by Mayor Hale at 7:15 PM.

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

ABSENT: None

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

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

ABSENT: None

STAFF: City Attorney Reisman, City Clerk Saldana and Management Analyst Petsas.

APPROVAL OF THE AGENDA: Councilmember Lathrop made a motion to approve the agenda to proceed with City business. Mayor Pro-Tem Lewis 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 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 Attorney Reisman reported that he was not aware of any conflicts of interests with any of the items on the agenda.

PUBLIC COMMENT: None

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 are deemed to be "to waive further reading and adopt."

- A. Minutes- Regular City Council Meeting of November 16, 2010
- B. Financial Statement for the month of November 2010
- C. Resolution No. 10-42- Demands and Warrants for December 2010
- D. Legislative Briefing from the 2010 Midterm Elections.

DISCUSSION

Management Analyst Petsas provided to the Councilmembers a revised portion of the City Council minutes of November 2010 that corrected the dates listed for meetings.

**MOTION TO APPROVE
CONSENT CALENDAR:**

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

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

NOES: None

ABSENT: None

**ITEM #2: DISCUSSION-
AWARD OF BID-MOUNT
OLIVE DRIVE TRAFFIC
CALMING & PEDESRIAN
PATHWAY PROJECT-
PHASE II**

The deadline for the resolution to be sent in is December 20, 2010 at 5:00 p.m.

DISCUSSION:

**PUBLIC HEARING
OPENED:**

Mayor Hale opened the public hearing and invited those wishing to speak to come forward and be heard.

PUBLIC COMMENT

None

**PUBLIC HEARING
CLOSED:**

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

DISCUSSION:

Councilmember Barakat reported that Margaret Clark has been a great representative for fellow cities and has been on the board since it formed. Other councilmembers agreed that she has done good things for the city.

**MOTION TO PROVIDE
DIRECTION TO STAFF**

Councilmember Barakat made a motion to adoption Resolution No. 10-41 casting its vote for Council Member Margaret Clark (City of Rosemead) to represent Cities without prescriptive pumping right on the Board of the San Gabriel Basin Water Quality Authority. Mayor Pro-Tem Lewis seconded the motion which was carried by the following roll call vote:

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

NOES: None

ABSENT:

ABSTAIN:

**ITEM #3: PUBLIC
HEARING & ADOPTION:
URGENCY ORDINANCE
NO. 318U- ADOPTING
AMENDMENTS TO THE
BRADBURY MUNICIPAL**

The proposed ordinance is the routine, three-year cycle update when the California cities adopt the updated California codes. The State's Health and Safety Code (Section 17958) mandates that the California Building Standards Commission adopts and publishes the California Building Standards Code every three (3) years. State law requires that the California codes become effective in January 2011. State law also requires that local amendments to the California Building Standards Codes, as stated in Section 17958.7 of the Health & Safety Code, be enacted only when express findings are made that such modifications or changes are reasonably necessary because of the local climate, geological or topographical conditions.

The Building Standards Commission introduced and adopted two new references which are the California Residential Code (CRC) and the California Green Code (Cal Green)

The changes to the Building Code, Plumbing Code, and Mechanical Code and Electrical code are minor in nature

The 2010 Los Angeles County Consolidated Fire District Fire Code outlines several new items for 2010. Most pressing is that the new code introduces the requirement of installing fire sprinklers in home renovations adding 50% or more to the existing square footage of a residence. Exempt from this are homes that are located less than three miles from an existing LA County Fire Station, garages of less than 200 square feet and separated from other structures by a minimum of six feet as well as detached gazebos, pergolas and carports open on more than two sides that are separated from other structures at a minimum of six feet

The California Green Building Code has Mandatory requirements for new residential and non-residential buildings. The Cal Green code contains requirements for construction sites, stormwater control during construction, construction & demolition waste reduction, indoor water use reduction, material selection, natural resources conservation and site irrigation conservation.

Due to the extra work it will take contract staff to review the CA Green Code and verify compliance with the measures in the new code, a recommended fee of 10% of plan check is proposed. While it is understood that each jurisdiction must determine what fee is appropriate for their jurisdiction, the recommended 10% is a starting point. This amount is based upon similar fees assessed for other supplemental reviews (water efficient landscape compliance) or inspections, such as accessibility or energy compliance. It may be used as a basis for justifying the proposed fees based upon comparison to other similar fees as indicated above.

Staff is recommending adopting the mandatory measures which are in Chapter 4, Residential Mandatory Measures. The voluntary measures are not required to be adopted unless the local jurisdiction chooses to do so.

The California Health and Safety Code requires cities to adopt these new requirements by January 1, 2011. However, due to the fact that the County Board of Supervisors did not approve these new changes until late November, the City Council is being requested to adopt these new requirements by Urgency Ordinance.

DISCUSSION:

PUBLIC HEARING OPENED: Mayor Hale opened the public hearing and invited those wishing to speak to come forward and be heard.

PUBLIC COMMENT: None

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

MOTION TO ADOPT URGENCY ORDINANCE NO. 318 U: Mayor Pro-Tem Lewis made a motion to adopt Ordinance

MATTERS FROM THE CITY MANAGER: Management Analyst Petsas reported that the City Manager will be returning to the office on December 6th. Also the City will be participating in the Christmas Tree recycling program, similar to last year. He encouraged the audience to check the December City newsletter for more information.

MATTERS FROM THE CITY COUNCIL:

MAYOR HALE: Nothing to report at this time.

MAYOR PRO-TEM LEWIS: Nothing to report at this time.

COUNCILMEMBER LATHROP: Nothing to report at this time.

COUNCILMAN PYCZ: Monrovia has finally patched their side of Lemon Avenue so the slurry seal work can begin.

COUNCILMEMBER BARAKAT: Nothing to report at this time.

**ITEMS FOR FUTURE
AGENDAS:**

None

ADJOURNMENT:

At 7:20 pm Mayor Hale adjourned the meeting to a Special Meeting on December 8th with Supervisor Antonvich at 8:00 am at Elements Restaurant, Doubletree Hotel, 924 W. Huntington Drive, Monrovia, CA 91016, and a Regular Meeting at Royal Oaks Elementary School, 2499 Royal Oaks Drive, Bradbury, CA on Tuesday, December 21, 2010 at 7:00 p.m.

MAYOR – CITY OF BRADBURY

ATTEST: _____

CITY CLERK – CITY OF BRADBURY