



CITY OF SIERRA MADRE
CITY COUNCIL REGULAR MEETING MINUTES
SIERRA MADRE CITY COUNCIL

Tuesday, October 11, 2022 - 5:30 pm
Sierra Madre City Hall, City Council Chambers
232 W. Sierra Madre Boulevard, Sierra Madre, CA 91024

THIS MEETING WILL BE CONDUCTED IN COMPLIANCE WITH THE MOST CURRENT LOS ANGELES COUNTY PUBLIC HEALTH OFFICER'S ORDER

The Brown Act provides the public with an opportunity to make public comments at any public meeting or public comment may also be made by e-mail to PublicComment@CityofSierraMadre.com by 3:00PM on the day of the meeting. Emails will be acknowledged at the Council meeting, filed into public record and scanned onto the City website for public review.

The meeting will be streamed live on the City's website at www.cityofsierramadre.com, on Foothills Media website at <http://www.foothillsmedia.org/sierramadre> and broadcast on Government Access Channel 3 (Spectrum)

CODE OF CONDUCT

The purpose of a City Council meeting is to conduct City business. Members of the public that behave in a manner that interrupts or obstructs the Council's ability to conduct City business may be asked to leave the meeting. Any and all demonstrations which disrupt, interrupt, or obstruct the Council's ability to conduct City business are prohibited. No signs, posters or other large objects shall be brought into the Council Chambers or other meeting place if doing so would disrupt, disturb or otherwise impede the orderly course of the meeting.

CALL TO ORDER/ROLL CALL MEMBERS OF THE CITY COUNCIL

Mayor Goss called the meeting to order at 5:32 p.m. City Clerk Aguilar called the roll.

Present: Mayor Gene Goss, Mayor Pro Tem Edward Garcia, and Council Member Rachelle Arizmendi, Council Member Kelly Kriebs, and Council Member Robert Parkhurst

Absent: None.

Also Present: Jose Reynoso, City Manager
Miguel Hernandez, Assistant City Manager

Aleks Giragosian, City Attorney
Laura Aguilar, Deputy City Manager/City Clerk
Henry Amos, Acting Police Chief
James Carlson, Management Analyst

PLEDGE OF ALLEGIANCE AND INSPIRATION

Mayor Goss led the Pledge of Allegiance

APPROVAL OF MEETING AGENDA

Mayor Goss asked for changes to the agenda or a motion to approve as presented.

Council Member Arizmendi made a motion to approve the agenda as amended.

Council Member Kriebs seconded the motion.

Mayor Goss called for a roll call vote of the Council to approve the agenda.

Ayes: Mayor Goss, Mayor Pro Tem Garcia, Council Members Arizmendi, Kriebs, and Parkhurst
Noes: None.
Absent: None.
Abstain: None.

The motion to approve the agenda as presented was passed by a unanimous voice vote.

APPROVAL FOR READING RESOLUTIONS AND ORDINANCES

Vote of the City Council to read all Ordinances and Resolutions by title only and waive the reading in full.

Mayor Goss asked for a motion.

A motion to approve the reading of resolutions and ordinances was made by Council Member Kriebs.
The motion was seconded by Council Member Arizmendi.

Mayor Goss called for a vote of the Council.

Ayes: Mayor Gene Goss, Mayor Pro Tem Edward Garcia, and Council Members Arizmendi, Kriebs, and Parkhurst
Noes: None.
Absent: None.
Abstain: None.

The motion to approve the reading of all Ordinances and Resolutions by title only, and waive the reading in full, was passed by a unanimous voice vote.

APPROVAL OF MEETING MINUTES

Approval of February 22, 2022 City Council regular meeting minutes.

Approval of March 8, 2022 City Council regular meeting minutes.

Council Member Parkhurst suggested an edit to the March 8, 2022 minutes in regards to a misspelled word. The minutes were updated with the edit.

Mayor Goss called for a motion to approve the amended minutes.

A motion to approve the amended minutes was made by Council Member Parkhurst.

The motion was seconded by Council Member Arizmendi.

Mayor Goss called for a vote of the Council.

Ayes: Mayor Goss, Mayor Pro Tem Garcia, and Council Members Arizmendi, and Parkhurst
Noes: None.
Absent: Council Member Kriebs
Abstain: None.

The motion to approve the minutes of the Council meetings of February 22, 2022 and March 8, 2022, as amended was approved by unanimous voice vote.

MAYOR AND CITY COUNCIL REPORTS

Council Member Kriebs: attended the Planning Commission meeting there was discussion on the agenda item regarding CUP, no action was taken and it was postponed until a November meeting.

Council Member Arizmendi: no report provided.

Council Member Parkhurst: attended the Natural Resources Commission meeting where they discussed climate action plan and water. Attended Clean Power Alliance meeting with no report. Discussed the Waste Management contract with Council Member Kriebs and moving forward with it. Attended the Fire Prevention and car show and commended everyone who worked to put the event together.

Mayor Pro Tem Garcia: attended State of the City. Attended the Fire Prevention and Car show that was well attended by the City members.

Mayor Goss: attended the LA County Sanitation meeting with no report. Delivered the State of the City address on October 4, 2022 and thanked Mayor Pro Tem Garcia for introducing him and thanked Staff for putting the event together. Attended the Fire Prevention and Car show and was a Judge at the car show contest. Met with the Girl Scout Daisy Troop and discussed being the Mayor and Council person.

Mentioned the passing of Dr. William White, long-time community member and contributor to Sierra Madre. Also, the passing of Louise Callaway, who was the recipient of the George Maurer Lifetime Achievement Award, along with her husband, earlier this year.

There are spaces available for the Water tour. The Water tour is on Saturday, October 22, 2022, at 10:00a.m. Community Services will be showing Beetlejuice at movie in the park on Friday, October 14, 2022 from 7:00p.m. to 9:00p.m. at Memorial Park. On Friday, October 21, 2022 and Saturday, October 22, 2022 there will be a Halloween window painting in Downtown Sierra Madre. On Monday, October 31, 2022 from 3:00p.m. to 8:00p.m. there will be the Annual Halloween Happenings.

PUBLIC COMMENT

The Council will listen to the public on any item on the agenda. In addition, the Council will devote time for public comment on items not on the agenda. Addressing the City Council from the audience is not permitted; all comments addressing the Council must be made from the podium. Only public comment made from the podium will be recognized by the City Council and entered into public record.

PUBLIC COMMENT FOR ITEMS ON THE AGENDA

Persons wishing to speak on any item on the agenda will be called during the comment period at the time the agenda item is brought forward. Persons wishing to speak on closed session items have a choice of doing so either immediately prior to the closed session or at the time for comments on items at the open session.

PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

Time shall be devoted to provide public comments for items not on the agenda. Under the Brown Act, Council is prohibited from taking action on items not on the agenda, but the matter may be referred to staff or to a subsequent meeting.

COMMENTS

1. Any person wishing to provide public comment on matters not on the agenda, or during the comment period for items on the agenda is asked to complete a comment card. Please include your name and address. Each speaker will be limited to up to three continuous minutes, which may not be delegated or deferred.
2. The City provides a podium for public comment. Comments addressed to the Council shall occur during the appropriate time on the agenda and should not be construed as an opportunity for dialogue. Each speaker will be limited to three continuous minutes, which may not be delegated or deferred.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Mayor Goss opened the meeting for public comment on items not on the agenda.

Public comment from the podium in Council Chambers:

Joel Goodwin: spoke for First Church of Nazarene and the need for turkeys for Thanksgiving. He asked Council and the City members to help donate turkeys by November 15, 2022.

Deb Sheridan: stated the Meadows Developer paid the group Neighbors for Fairness \$50,000 and \$250,000 donation to the City. Asked for an elderly friend, where the water would come from for the Meadows project.

David Gordon: spoke in his capacity as President of the Sierra Madre Playhouse, mentioned the completion of their play Silent Sky which had a thousand people attend. The Playhouse put on nine shows for school age children. Expressed his condolences to the family of Louise Callaway.

Pat Krok: spoke in her capacity as Senior Community Commission Chair and mentioned the upcoming events for seniors. The Senior Community Commission will be showing a movie on October 12, 2022 at 1:00p.m. in the Hart Park House. On October 20, 2022 at 10:30a.m. they will be hosting a guest speaker from Medicare.

Pat Alcorn: spoke on Measure HR and offered clarification for residents if they decide to vote No on Measure HR. Mentioned that Mayor Goss is allowed to run for Re-election as there are no term limits.

De Alcorn: spoke to clarify that CERT had a booth at the Car Show that was not associated with No on Measure HR. He stated the Neighbors for Fairness group never received any money from Urban West and that the group is self-funded.

Seeing no one else come forward, Mayor Goss asked City Clerk Aguilar if any e-mails had been submitted for public comment. City Clerk Aguilar advised that one e-mails were received for items not on the agenda.

AGENDA ACTION ITEMS:

CONSENT

City Clerk Aguilar gave the following report:

CONSENT

a) CONSIDERATION OF RESOLUTION 22-64 APPROVING CERTAIN DEMANDS

It is recommended that the City Council approve Resolution 22-64 approving payment of City Warrants in the aggregate amount of \$356,476.39; Sierra Madre Library Warrants in the aggregate amount of \$158.47; and Payroll Transfer in the aggregate amount of \$416,082.51 for the fiscal year ending June 30, 2023.

b) SECOND READING - CONSIDERATION OF ADOPTION OF ORDINANCE 1462, AMENDING CHAPTER 10.24 ("STOPPING, STANDING, AND PARKING") TO TITLE 10 ("VEHICLES AND TRAFFIC"), AND ELIMINATING SECTIONS 10.32.020 ("THROUGH STREETS"), 10.32.030 ("STOP INTERSECTIONS"), 10.32.040 ("ANGLE PARKING ON CERTAIN STREETS"), 10.32.050 (PARKING TIME LIMIT ON CERTAIN ENUMERATED STREETS"), AND 10.32.060 ("PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS")

It is recommended that the City Council conduct a second reading of Ordinance 1462 "an Ordinance of the City Council of the City of Sierra Madre, California amending Chapter 10.24 ("stopping, standing, and parking") to Title 10 ("vehicles and traffic"), and eliminating sections 10.32.020 ("through streets"), 10.32.030 (stop intersections"), 10.32.040 ("angle parking on certain streets"), 10.32.050 ("parking time limit on certain enumerated streets"), and 10.32.060 ("parking prohibited at all times on certain streets").

c) SECOND READING - CONSIDERATION OF ADOPTION OF ORDINANCE 1460, RECOMMENDING APPROVAL OF THE FIRST AMENDMENT TO THE MASTER LEASE AGREEMENT WITH TOWERPOINT CAPITAL, LLC, FOR AN EXTENSION OF LEASE AREA FOR WIRELESS COMMUNICATION SITES ON CITY PROPERTY

It is recommended that the City Council approve Ordinance 1460, Master Lease Agreement with TowerPoint Capital, LLC.

Mayor Goss asked the Council if they had any questions.

Item A – no questions from Council.

Item B - Council Member Parkhurst requested clarification on the section of the Ordinance that states, "the changes may conflict with our mobility element or mobility plan raised from a resident". Public Works

Director Cimino responded that the mobility with the new Ordinance should not have any effect on the plan. The City can have a mobility assessment to look at the streets and see the availability for more bike lanes or sidewalks. However, at this time the City does not have a mobility plan in place.

Item C – Council Member Kriebs requested clarification on the payment plan for the Master Lease Agreement. Public Works Director Cimino responded that in the amendment of the Ordinance, Staff removed the section regarding the overall payment for the Lease and changed it to a monthly payment. Staff will update the Ordinance to remove the wording in Section 4 that reflects having a choice for payment options.

Mayor Goss opened the matter for public comment.

John Lloyd: spoke on the expansion of angled parking and not having a mobility element in place. He would like section 10.32.040 pulled from the Ordinance to have a much larger conversation to include a mobility plan.

William Wray: asked Council to reconsider angled parking in the Downtown area.

Seeing no one come forward to the podium, Mayor Goss closed public comment and brought the matter back to Council for discussion and/or a vote.

Council Member Parkhurst requested information on a mobility plan regarding bike lanes. Mayor Pro Tem Garcia stated he agrees that the City should look into a mobility plan. City Attorney Giragosian responded that the City does not currently have a mobility plan in place, however one of the seven required elements of the general plan addresses both the parking and bicycling. He stated that the Council can choose to use the provision from the general plan, if they choose.

Council Member Kriebs clarified that the Ordinance is not regarding angled parking and is in regards to an administrative process change.

Mayor Goss asked for a motion.

Council Member Arizmendi made a motion to approve Consent Items A-C as presented with a friendly amendment to revisit the angled parking through another means whether it be a mobility assessment and/or a general plan piece circulation option. Council Member Kriebs offered a friendly amendment to Item C to include the update to the TowerPoint Lease Agreement Ordinance to correctly reflect the \$660 per month payment option.

Council Member Kriebs seconded the motion.

Mayor Goss called for a roll call vote of the Council.

Ayes: Mayor Goss, Mayor Pro Tem Garcia, and Council Members Arizmendi, Kriebs, and Parkhurst
Noes: None.
Absent: None.
Abstain: None.

The motion to approve Consent Items A-C with amendments was passed by a unanimous vote.

PUBLIC HEARING

1. 2022 CALIFORNIA BUILDING CODE ADOPTION

It is recommended that the City Council introduce for first reading by title only, recommending adoption of Ordinance 1464 pursuant to the 2022 California Building Standards Code amendments.

Presentation made by Building Official Alan Cook

Mayor Goss opened the matter for public comment.

Mayor Goss brought the matter to Council for questions.

Council Member Parkhurst requested clarification on one of the changes to the Ordinances and asked if more than 50 percent of a roof is replaced does it need to be fire retardant. Building Inspector Cook responded that it is a change, however there are certain restrictions that the City already has that address many of the fire issues in the Ordinance. Council Member Parkhurst mentioned an update to EVs but that it was mainly exceptions for parking garages that used lifts and asked if that applies to the City. Building Inspector Cook stated that the exception does not apply for the Sierra Madre jurisdiction for both the Building and Fire Codes. Council Member Parkhurst requested clarification on the term recreational fire. Building Inspector Cook responded that a recreational fire would be a temporary fire; such as a fire pit when used for commercial purposes, however he did not have clarification on how it would be addressed residentially. He deferred the response to Fire Chief Bartlett to discuss the concerns with fire pits, the drought, and the high fire zone areas. Fire Chief Bartlett responded that everything that is in place with the Municipal Code along with the State Fire Code addresses those concerns. Meshing to cover recreational fires is required within certain distances from structures, which is all addressed in the code moving forward with additions and enhanced findings. Council Member Parkhurst asked if there is a need for education from a fire safety perspective. Fire Chief Bartlett responded that education will be put on their agenda and be considered.

Seeing no one come forward to the podium, Mayor Goss closed public comment and brought the matter back to Council for discussion and/or a vote.

Mayor Goss asked for a motion.

Council Member Arizmendi made a motion to approve first reading by title only, the adoption of Ordinance 1464 pursuant to the 2022 California Building Code amendments.

Council Member Parkhurst seconded the motion.

Mayor Goss called for a roll call vote of the Council.

Ayes: Mayor Goss, Mayor Pro Tem Garcia, and Council Members Arizmendi, Kriebs, and Parkhurst
Noes: None.
Absent: None.
Abstain: None.

The motion to approve the first reading by title only, the adoption of Ordinance 1464 pursuant to the 2022 California Building Code amendments was passed by a unanimous vote.

2. 2022 CALIFORNIA FIRE CODE ADOPTION

It is recommended that the City Council introduce for the first reading by title only, recommending adoption of Ordinance 1463 pursuant to the 2022 California Fire Code amendments.

Presentation made by Fire Chief Brent Bartlett

Mayor Goss brought the matter to Council for questions.

Council Member Kriebs asked if there is community outreach or community education regarding retrofitting existing housing stock. Fire Chief Bartlett responded that any new construction and any new remodels will require additional sprinklers and the residents will be notified of the requirement. He stated he will add information to the agenda for those who do not meet the threshold for fire awareness and education.

Council Member Parkhurst commended the Fire Department and the Planning Department for working with experts in the field and for a third party stating that Staff is a dream to work with. He asked if there are any other things that could be considered that the City is not currently doing or anything that the City could be doing better. Fire Chief Bartlett responded that the County has distributed information regarding a platform they referred to as "Zone Haven". The platform is for the public to access and view evacuations or other emergencies within the City. The program is something the City is hoping to obtain before the next fire season.

Mayor Goss opened the matter for public comment.

Seeing no one else come forward to the podium, Mayor Goss closed public comment and brought the matter back to Council for discussion and/or a vote.

Mayor Goss asked for a motion.

Council Member Kriebs made a motion to introduce for first reading by title only, the adoption of Ordinance 1463 pursuant to the 2022 California Fire Code amendments.

Mayor Pro Tem Garcia seconded the motion.

Mayor Goss called for a roll call vote of the Council.

Ayes: Mayor Goss, Mayor Pro Tem Garcia, and Council Members Arizmendi, Kriebs, and Parkhurst
Noes: None.
Absent: None.
Abstain: None.

The motion to introduce for first reading by title only, the adoption of Ordinance 1463 pursuant to the 2022 California Fire Code amendments was passed by a unanimous vote.

DISCUSSION

- 1. RECEIVE AND FILE THE 2022 SIDEWALK ASSESSMENT AND DIRECT STAFF TO CREATE A FOUR-YEAR SIDEWALK REPAIR PROGRAM AND ENTER INTO A CONTRACT WITH PRECISION CONCRETE CUTTING**

It is recommended that the City Council receive and file the 2022 assessment of the City's sidewalks and direct staff to create a four-year sidewalk lift repair program to include a new assessment in the fourth year of the program; and authorize the City Manager to enter into a contract with Precision Concrete in an amount not to exceed \$242,000.

Presentation made by Public Works Director Chris Cimino with a PowerPoint.

Mayor Goss brought the matter to the City Council for questions.

Mayor Pro Tem Garcia requested information on how the different zones will be repaired and if the zones will be handled in order of necessity. Public Works Director Cimino responded that the zones could be handled by the roads most traveled or combine two zones to get the work done faster and possible within the third year. Mayor Pro Tem Garcia would like to know how Measure M will impact the Road Plan moving forward. Public Works Director Cimino responded that the City has completed the five-year pavement management plan and now the City is waiting for the engineer to come back to do another assessment. Metro requires a PMP every three years and a pavement condition index every five years. The pavement management will have the new plans for the streets. Approximately \$800 thousand to \$1 million dollars a year is received in street repair money through all the Measures and Proposition money, including SB1 and gas tax. Mayor Pro Tem Garcia asked if the \$55,000 a year is an estimate for the whole project and if there is funding available and ready for this project. Public Works Director Cimino stated the funds are available.

Council Member Arizmendi requested information on who would be doing the work for the 319 remove and replacement and is it funded in the same way as the rest of the projects. Public Works Director Cimino advised the project will be funded the same way. The work would be done by city staff and will be worked on or it can be included in the annual street projects. Council Member Arizmendi requested clarification on the timeline for the sidewalk repair program and wondered if the work could all be done at one time. Public Works Director Cimino responded that the work could be condensed into three years. However, the plan is to do the project throughout the three years and not at the same time to assist with maintenance in the future. If all of the projects were done at the same time it would be difficult to maintenance all of the projects at the same time in the future. Therefore, the projects will be completed at different times throughout the three-year time frame.

Council Member Parkhurst requested clarification on the Master Plan in regards to Public Works and the Street Plan. Public Works Director Cimino responded that his predecessor did a sidewalk Master Plan in-house in 2015 and it was updated in 2018. For the Master Plan, Staff took pictures, evaluated sidewalks, filled in maps with infill projects and where sidewalks are currently, and assessed what streets can have sidewalks.

Mayor Goss opened the matter for public comment.

Nancy Beckham: spoke on the sidewalk repair and assessment. She provided sidewalk slides for City Manager Reynoso.

Seeing no one else come forward to the podium, Mayor Goss closed public comment and brought the matter back to Council for discussion.

Mayor Goss commended Staff for their work on the Sidewalk Plan and assessment.

Council Member Kriebs requested Staff to provide a contract for review. Council Member Parkhurst and Mayor Pro Tem Garcia also stated they would like to review a contract prior to making any decisions.

The City Council provided Staff with direction to bring back a contract for Council's consideration and approval.

2. CONSIDERATION OF ORDINANCE 1457 PROHIBITING SMOKING IN MULTI-UNIT RESIDENCES

It is recommended that the City Council introduce for first reading, by title only, Ordinance 1457, amending Chapter 8.06 (smoking) of Title 8 (Health and Safety) of the Sierra Madre Municipal Code prohibiting smoking in multi-unit residences.

Presentation made by Management Intern Alondra Reynoso

Mayor Goss brought the matter to the City Council for questions.

Council Member Parkhurst requested clarification on the when the landlords will be notified about the Ordinance and when the Ordinance will be effective. City Attorney Giragosian responded that the landlords will be notified January 2023 and the Ordinance will take effect July 2023. City Manager Reynoso stated the notification date to landlords and tenants can be moved to allow residences more time.

Mayor Goss opened the matter for public comment.

Mary Doyle: spoke in support of adopting Ordinance 1457.

John Doyle: spoke in support of adopting Ordinance 1457. Thanked City Council, Staff, and the City Attorney for creating Ordinance 1457.

Sheryl MacPhee: spoke opposing Ordinance 1457. Stated it is discrimination for multi-unit residences because they are not provided the same rights as single-family home owners who are able to continue smoking in their homes.

Seeing no one else come forward to the podium, Mayor Goss closed public comment and brought the matter back to Council for discussion.

Mayor Goss spoke in support of the Ordinance as presented. Stated he respects the views of those who oppose the issue, however public health and public safety needs to be considered in multi-unit residences where there are shared walls and common areas.

Mayor Pro Tem Garcia spoke in support of the Ordinance, however respects the feedback from public speaker MacPhee.

Council Member Parkhurst spoke in support of the Ordinance. Thanked residents for bringing this to Council for discussion.

Council Member Kriebs spoke in support of the Ordinance. Stated she would like to see a similar study in regards to single-family home.

Council Member Arizmendi spoke in support of the Ordinance.

Mayor Goss asked for a motion.

Council Member Parkhurst made a motion to introduce for first reading by title only, the adoption of Ordinance 1457, amending Chapters 806 smoking of Title eight health and safety of the Sierra Madre Municipal Code prohibiting smoking in multi-unit residences, with the amendment that the City sends notices to the landlords by March 1, 2023 and implementation by September 1, 2023.

Council Member Kriebs seconded the motion.

Mayor Goss called for a roll call vote of the Council.

Ayes: Mayor Goss, Mayor Pro Tem Garcia, and Council Members Arizmendi, Kriebs, and Parkhurst
Noes: None.
Absent: None.
Abstain: None.

The motion to introduce for first reading by title only, the adoption of Ordinance 1457 with the amendment that the City sends notices to the landlords by March 1, 2023 and implementation by September 1, 2023 was passed by a unanimous vote.

FUTURE ITEMS:

Mayor Goss asked if the Council had any items for future agendas.

Mayor Goss would like to have Staff bring back a Mobility Plan to Council.

Council Member Kriebs would like to agendize the Noise Ordinance and how it harmonizes with the various zones in the City and the challenges faced in regards to enforcement. Include possible recommendations to improve the integration of the Noise Ordinance with the TUP and CUP with zoning Ordinances improving enforcement and efficacy.

Council Member Parkhurst will not be attending October 25, 2022 meeting.

ADJOURNMENT:

Council Member Arizmendi made a motion to adjourn the meeting.

The motion to adjourn was seconded by Council Member Parkhurst.

Mayor Goss called for a roll call vote of the Council.

Ayes: Mayor Goss, Mayor Pro Tem Garcia, and Council Members Arizmendi, Kriebs, and Parkhurst
Noes: None.
Absent: None.
Abstain: None.

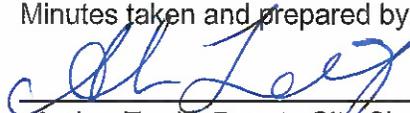
The motion to adjourn was passed by a unanimous voice vote.

THIS SIERRA MADRE CITY COUNCIL REGULAR MEETING WAS ADJOURNED at 7:47 p.m. to a Regular Meeting to be held on October 25, 2022.



Gene Goss, Mayor

Minutes taken and prepared by:



Amber Tardif, Deputy City Clerk

Reviewed by:



Laura Aguilar, City Clerk