



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

Tuesday, August 22, 2023 - 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; As an alternative, public comment may be made by e-mail to PublicComment@CityofSierraMadre.com by 3:00 PM 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.

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)

CALL TO ORDER/ROLL CALL MEMBERS OF THE CITY COUNCIL

Mayor Garcia called the meeting to order at 5:30 p.m. City Clerk Aguilar called the roll.

Present: Mayor Garcia and Council Members Goss, Lowe, and Parkhurst

Absent: Mayor Pro Tem Kriebs (excused)

Also Present: Jose Reynoso, City Manager
Miguel Hernandez, Assistant City Manager
Laura Aguilar, Deputy City Manager/City Clerk
Steven McGee, Water Superintendent
Hillary Guirola-Leon, Finance Director
Greg Siva, Code Enforcement Officer
Vincent Gonzalez, Planning Director
James Carlson, Management Analyst

PLEDGE OF ALLEGIANCE AND INSPIRATION

Council Member Parkhurst led the citizens in the Pledge of Allegiance. Afterwards, he spoke on Tropical Storm Hilary’s contribution of 5 inches of rain in less than 24 hours, as well as the gradual increase in ocean water temperatures and environmental impacts of climate change.

APPROVAL OF MEETING AGENDA

Vote of the City Council to proceed with City business.

Council Member Goss made a motion to approve the agenda.

The motion was seconded by Council Member Lowe.

Mayor Garcia called for a vote of the Council:

- Ayes: Mayor Garcia and Council Members Goss, Lowe, Parkhurst
- Noes: None.
- Absent: Mayor Pro Tem Kelly Kriebs (excused)
- Abstain: None.

The motion to approve the agenda as presented was approved by a unanimous voice vote by all Council Members in attendance.

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 Garcia asked for a motion.

A motion to approve the reading of resolutions and ordinances was made by Council Member Parkhurst

The motion was seconded by Council Member Goss.

Mayor Garcia called for a vote of the Council.

- Ayes: Mayor Garcia and Council Members Goss, Lowe, and Parkhurst
- Noes: None.
- Absent: Mayor Pro Tem Kelly Kriebs (excused)
- 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 by all Council Members in attendance.

MAYOR AND CITY COUNCIL REPORTS

Reporting of Council Members' activities related to City business:

Council Member Goss: Attended 2 Transportation Sub-committee meetings at City Hall.

Council Member Parkhurst: Attended a number of CPA meetings; as well as the Transportation Sub-Committee meeting at City Hall; Also attended the Mayor’s Luncheon for employee recognition. Several employees were recognized for serving the City for 15 or more years; attended the Chamber of Commerce Ribbon celebration for Organic Juice Dude’s one-year anniversary; attended National Night Out with our Police and Fire Departments.

Council Member Lowe: Attended the July 19 Chamber of Commerce meeting; attended the Mayor’s Luncheon, National Night Out, attended two Planning Commission meetings, the Sierra Madre Music School concert in the park; Library renovation presentation; and Sierra Madre Dodgers’ night, sadly the Dodgers lost but we still had fun.

Mayor Garcia: Hosted the Employee Recognition Luncheon, recognizing several long-time employees, attended the Senior Community Commission’s Bingo event; also attended the July 24 Library Board of Trustees meeting; and the Los Angeles County Sanitation District meeting on July 26. Attended National Night Out and a ceremony for Boy Scouts on August 13.

PUBLIC PARTICIPATION CODE OF CONDUCT

Your participation is welcomed and invited at all City Council meetings. The council requests that participants refrain from making personal, slanderous, profane, or disruptive remarks. A person who continues to disrupt the orderly conduct of the meeting after being warned by the Mayor or designee to cease the disruption may be precluded from further participation in the meeting. 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.

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

1. David Gordon Sierra Madre Playhouse: Sierra Madre Playhouse was recognized at Congresswoman Judy Chu's nonprofit of the year
2. Jorge Rivera: Executive Co-Director of Healing and Justice Center asked Council to consider a letter of support for digital equity.

City Clerk Aguilar advised that 0 e-mail had been received for non-agenda items.

PRESENTATION

PRESENTATION BY TRUSTEE JOHN CAPOCCIA AND DISTRICT MANAGER JASON FARNED WITH THE SAN GABRIEL VALLEY MOSQUITO & VECTOR CONTROL ON WEST NILE VIRUS

PRESENTATION BY CITY STAFF ON WATER SUPPLY AND DEMAND ASSESSMENT

The presentation was made by Water Superintendent Steven Mc Gee

ACTION ITEMS

CONSENT

- a) **CONSIDERATION OF RESOLUTION 23-57 APPROVING CERTAIN DEMANDS**
It is recommended that the City Council approve Resolution 23-57 ratifying payment of City Warrants in the aggregate amount of \$1,189,696.88; Sierra Madre Library Warrants in the aggregate amount of \$5,922.83; and Payroll Transfer in the aggregate amount of \$379,817.25; for the fiscal year ending June 30, 2023, and 2024.
- b) **CONSIDERATION OF RESOLUTION 23-58 APPROVING CERTAIN DEMANDS**
It is recommended that the City Council approve Resolution 23-58 ratifying payment of City Warrants in the aggregate amount of \$532,392.07; Sierra Madre Library Warrants in the aggregate amount of \$5,782.10; and Payroll Transfer in the aggregate amount of \$397,163.68; for the fiscal year ending June 30, 2023, and 2024.

- c) **CONSIDERATION OF RESOLUTION 23-59 APPROVING CERTAIN DEMANS**
It is recommended that the City Council approve Resolution 23-59 approving payment of City Warrants in the aggregate amount of \$450,025.84; Sierra Madre Library Warrants in the aggregate amount of \$7,291.57; and Payroll Transfer in the aggregate amount of \$355,242.54; for the fiscal year ending June 30, 2023, and 2024.
- d) **BUDGET BOOK FOR FY 23-24**
It is recommended that the City Council receive and file the budget book for FY 23-24.
- e) **TREASURER'S REPORT- QUARTER ENDING JUNE 30,2023**
It is recommended that the City Council receive and file the Treasurer's Report for the cash and investment portfolio for the quarter ending June 30, 2023.
- f) **CONSIDERATION OF PURCHASE ORDERS OVER \$45,000 FOR FY 23-24**
It is recommended that the City Council approve the issuance of Purchase Orders for amounts over \$45,000.
- g) **SECOND READING OF ORDINANCE 1468, AN ORDINANCE OF THE CITY OF SIERRA MADRE, CALIFORNIA, AMENDING CHAPTER 5.04 (BUSINESS LICENSES GENERALLY), DELETING CHAPTER 5.08 (BUSINESS LICENSE FEES), CHAPTER 5.12 (BUSINESS PERMITS), CHAPTER 5.20 (BANKRUPTCY, FIRE AND CLOSING-OUT SALES), CHAPTER 5.24 (BINGO GAMES), CHAPTER 5.28 (CHARITABLE SOLICITATIONS), CHAPTER 5.40 (HANDBILLS), CHAPTER 5.44 (TAXICABS), AND CHAPTER 5.48 (DISPLAY OF BOOKS, MAGAZINES AND OTHER PUBLICATIONS), AND AMENDING SECTION 5.56.040 (BUSINESS TAX CERTIFICATE-GENERALLY) AND SECTION 5.56.100 (MASSAGE BUSINESS OR ESTABLISHMENT – SUSPENSION, REVOCATION OR RESTRICTION FOR CAUSE) OF CHAPTER 5.56 (MASSAGE THERAPY, MASSAGE BUSINESS OR ESTABLISHMENTS) OF TITLE 5 (BUSINESS LICENSES AND REGULATIONS) OF THE SIERRA MADRE MUNICIPAL CODE AMENDING TITLE 5 (BUSINESS LICENSES AND REGULATIONS) OF THE SIERRA MADRE MUNICIPAL CODE**
It is recommended the City Council conduct second reading and adopt Ordinance No. 1468.
- h) **CONSIDERATION TO INITIATE LITIGATION AGAINST SOCIAL MEDIA COMPANIES**
It is recommended the City Council 1) approve the contingency fee contract with Frantz Law Group, APLC to facilitate the initiation of litigation; and 2) authorize the City Attorney and City Manager to take any necessary next steps to initiate litigation
- i) **CONSIDERATION TO APPROVE SL ENVIRONMENTAL LAW GROUP TO INITIATE LITIGATION IN THE PFAS LAWSUIT**
It is recommended that the City Council 1) approve the contingency fee contract with SL Environmental Law Group, APLC to facilitate the initiation of litigation; and 2) authorize the City Attorney and City Manager to take any necessary next steps to initiate litigation.
- j) **CONSIDERATION TO APPROVE SERVICES AGREEMENT WITH WILLDAN ENGINEERING FOR FIRE MARSHAL, FIRE PLAN REVIEW, AND FIRE INSPECTION SERVICES**
It is recommended that the City Council accept the professional services agreement with Willdan Engineering for fire marshal, fire plan Review, and fire inspection services, and authorize the City Manager to execute such amendment to the contract in a form acceptable to the City Attorney.
- k) **ENFORCEMENT OFFICER'S ANNUAL REPORT**
It is recommended the City Council receive and file the Code Enforcement Officer's Annual Report.
- l) **CONSIDERATION OF THE AMENDED AND RESTATED VERDUGO FIRE COMMUNICATIONS SERVICE AGREEMENT BETWEEN THE CITIES OF BURBANK, GLENDALE, PASADENA, AND THE CITY OF SIERRA MADRE.**
It is recommended that City Council approve the amended and restated Verdugo Fire Communications Service Agreement between the Cities of Burbank, Glendale, Pasadena, and the City of Sierra Madre, authorize the City Manager, or designee, to execute the Verdugo Fire Communications Service Agreement, approve the supporting purchase order in the amount of \$94,000.00.

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

Mayor Garcia opened the matter for public comment:
None

City Clerk Aguilar advised that 0 e-mails had been received.

Seeing no one come forward, Mayor Garcia brought the matter back to Council for discussion or a motion.

Council Member Lowe made a motion to approve Consent Agenda Items A-L.

Council Member Goss seconded the motion.

Mayor Garcia called for a vote of the Council.

Ayes: Mayor Edward Garcia and Council Members Goss, Lowe, and Parkhurst
Noes: None.
Absent: Mayor Pro Tem Kelly Kriebs (excused)
Abstain: None.

The motion to approve Consent Items A-L was passed by a unanimous voice vote.

PUBLIC HEARING

1.

CONSIDERATION OF ADOPTION OF ORDINANCE NO. 1467, AMENDING CHAPTER 9.32 (NOISE) OF TITLE 9 (PUBLIC PEACE, MORALS, AND WELFARE) OF THE SIERRA MADRE MUNICIPAL

It is recommended that the City Council hold a public hearing, and introduce for first reading Ordinance No. 1467, amending Chapter 9.32 (Noise) of Title 9 (Public Peace, Morals, and Welfare) of the Sierra Madre Municipal Code. Robert Parkhurst had a question regarding leaf blowers (JC: at NRC) gas powered landscape equipment.

Mayor Garcia opened the Public Hearing.

Seeing no one come forward, Mayor Garcia brought the matter back to Council for discussion or a motion.

Mayor Garcia suggested staff look at ordinances recently passed by the cities of Pasadena and South Pasadena.

Council Member Parkhurst made a motion to continue the Public Hearing to a date uncertain.
Council Member Goss seconded the motion.

Mayor Garcia called for a vote of the Council.

Ayes: Mayor Edward Garcia and Council Members Goss, Lowe, and Parkhurst
Noes: None.
Absent: Mayor Pro Tem Kelly Kriebs (excused)

The motion to continue the Public Hearing to a date uncertain was approved by a unanimous voice vote by all present Council Members.

2. CONSIDERATION OF RESOLUTION 23-56, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SIERRA MADRE DESIGNATING LIZZIES TRAIL INN AS A HISTORIC LANDMARK, TO BE INCLUDED IN THE SIERRA MADRE REGISTER OF DESIGNATED HISTORIC LANDMARKS FOR THE PROPERTY LOCATED AT 165 EAST MIRA MONTE AVENUE: Vincent Gonzalez, Planning and Community Pres. Director gave a report.

It is recommended that the City Council hold a public hearing, consider all pertinent testimony, and adopt Resolution 23-56, a resolution designating Lizzies Trail Inn as a Historic Landmark, to be included in the Sierra Madre Register of Designated Historic Landmarks for the property located at 165 E. Mira Monte Avenue.

Mayor Garcia opened the Public Hearing and invited the public to provide comment.

1. Leslie Ziff Sierra Madre Historical Preservation Society
2. Diane Sands Vice President of Sierra Madre Historical Preservation Society

Seeing no one else come forward, Mayor Garcia closed public comment and brought the matter back to the Council.

City Clerk Aguilar advised that 0 e-mails had been received for this item.

Council Member Parkhurst made a motion to adopt Resolution 23-56.
Council Member Lowe Seconded to motion

Mayor Garcia called for a vote of the Council.

Ayes: Mayor Edward Garcia and Council Members Goss, Lowe, and Parkhurst
Noes: None.
Absent: Mayor Pro Tem Kelly Kriebs (excused)

The motion to adopt Resolution 23-56 was approved.

FUTURE ITEMS:

- Council Member Goss - Schedule Presentation from Foothill Workforce Board
- Council Member Parkhurst - Update on Wildlife Management Plan
- Council Member Lowe- Healing & Justice Center letter of support
- Mayor Garcia – regular updates on the Library renovations

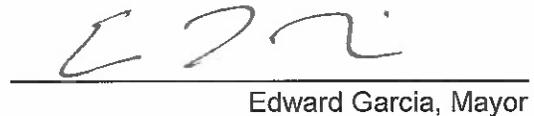
ADJOURNMENT:

Mayor Garcia asked for a motion to adjourn the meeting.

Council Member Goss made a motion to adjourn the meeting.

Council Member Parkhurst seconded the motion.

The meeting was adjourned at 8:12 p.m. to a Regular meeting to be held on September 12, 2023.



Edward Garcia, Mayor

Minutes taken and prepared by:



Laura Aguilar, City Clerk