

**AGENDA –  
REGULAR MEETING  
SIERRA MADRE CITY COUNCIL &  
COMMUNITY REDEVELOPMENT AGENCY  
TUESDAY, September 23, 2008  
Closed Session – 5:30 PM  
Open Session – 6:30 PM  
City Hall Council Chambers  
232 W. Sierra Madre Blvd.**

*Kurt Zimmerman, Mayor  
MaryAnn MacGillivray, Mayor Pro-Tem  
John Buchanan, Council Member  
Joe Mosca, Council Member  
Don Watts, Council Member*

*Nancy Shollenberger, City Clerk  
George Enyedi, City Treasurer*

**PUBLIC COMMENT**

The Council will listen to the public on any item on the agenda. The City Council cannot legally take action on any item not scheduled on the agenda. Such items may be referred for administrative action or scheduled on a future agenda. Comments will generally be limited to three minutes per speaker.

**Public Comment for Items on the Agenda:**

Persons wishing to speak on any item on the agenda will be called 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 audience participation early on the agenda. If additional time is needed, the Mayor will allow for same at the end of the agenda.

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**CLOSED SESSION – 5:30 PM**

**CALL TO ORDER/ROLL CALL**

Council Member/Board Members

**PUBLIC COMMENT**

Regarding Closed Session Items

**RECESS TO CLOSED SESSION REGARDING CONFERENCE WITH LEGAL COUNSEL:**

**ANTICIPATED LITIGATION**

**Pursuant to Calif. Gov. Code Section 54946.9(c)**

**Anticipated Litigation:**  
G.C. 54956.9b(3)(A)

A point has been reached where, in the opinion of the City Council/Agency on the advice of its legal counsel, based on the below-described existing facts and circumstances, there is a significant exposure to litigation against the City Council/Agency.

Facts and circumstances that might result in litigation but which the City/Agency believes are not yet known to potential plaintiff or plaintiffs.

## **ANTICIPATED LITIGATION**

### **Pursuant to Calif. Government Code Section**

#### **Anticipated Litigation:** (G.C. 54956.9(b))

A point has been reached where, in the opinion of the City Council/Agency on the advice of its legal counsel, based on the below-described existing facts and circumstances, there is a significant exposure to litigation against the City Council/Agency.

Statement made by Mimi Mycroft outside an open meeting of City/Agency regarding potential damage from mudflow. A record of the statement was made by Bruce Inman prior to the meeting and is available for public inspection in the City Clerk's office.

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### **OPEN SESSION 6:30 PM**

#### **PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE / REFLECTION**

Council Member John Buchanan

#### **APPROVAL OF AGENDA**

Majority vote of the Council to proceed with City business.

#### **APPROVAL OF MINUTES**

Approval of Minutes from the closed session, Community Redevelopment Agency session, City Council Study Session, Special Meeting, and the regular City Council meetings of September 9, 2008.

#### **MAYOR AND CITY COUNCIL REPORTS**

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

#### **PRESENTATION**

2008 Rose Float Award

Recognition of National Public Lands Day – September 27, 2008

#### **PUBLIC COMMENT**

Regarding items not on the Agenda.

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## **ACTION ITEMS\***

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1. **WARRANTS**

Recommendation that the City Council approve Resolution No. 08-61 for payment of City Warrants #21366; #21548-#21552; #21554-#21555; #21556-#21660 in the aggregate amount of \$307,024.51; Sierra Madre Library warrants #21666-#21672 in the aggregate amount of \$2,133.38 and Payroll Transfer in the aggregate amount of \$289,651.91 for the fiscal year ending June 30, 2008 and 2009.

2. **CONSENT CALENDAR**

- a. Recommendation that the City Council award a Professional Services and Reimbursement Agreement with The Planning Center in an amount not to exceed \$60,328 and to direct the City Manager to sign said agreement.
- b. Recommendation that the City Council approve appropriation of \$32,149.12 from AB 2766 and General Fund reserves for the installation of the gas service connection for the CNG Fueling Station Project.
- c. Recommendation that the City Council approve the proposed policy which provides supplemental procedures for appeals by firefighters of punitive action under the Firefighters Procedural Bill of Rights Act, to become a part of the City of Sierra Madre's Supplemental procedures for Appeals by Firefighters of Punitive Action Under the Firefighters Procedural Bill of Rights Act.
- d. Recommendation that the City Council approve Resolution 08-53 to continue the Local Emergency Proclamation
- e. Recommendation that City Council approve an amendment to the existing Third Party Reimbursement and Professional Services Agreement between Willdan, WL Sierra Madre Associates LLC, and the City for the extension of public works and grading inspection at the One Carter project and authorize the City Manager to execute said amendment.

4. **Discussion-Commissioner Appointment Process**

Recommendation that the City Council provide staff with direction regarding the Commissioner appointment process.

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| 5. <b>DISCUSSION- Overnight Use of Municipal Parking Lots and Consideration of Resolution No. 08-62</b>   | Recommendation that the City Council provide staff with direction.  |
| 6. <b>DISCUSSION- Overnight Parking Permit Machine and Increasing Permit Fees</b>   | Recommendation that the City Council direct staff to obtain formal bids for the purchase and installation of an automated permit dispenser, implement automated permit machines, eliminate the free 30 day temporary parking permit, increase annual overnight parking permit fees from \$70.00 to an amount to be determined and charging \$240.00 for a third vehicle, amend SMMC chapter 10.24 to increase overnight parking times from the current 3am-5am to 2am-5am.                      |
| 7. <b>DISCUSSION – Leaf Blower Machines</b>   | Recommendation that the City Council provide staff with direction.  |
| 8. <b>DISCUSSION -- Installation of Banner Poles at W. Sierra Madre Boulevard East of Lima</b>  | Recommendation that the City Council discuss whether to install two banner poles east of the intersection of West Sierra Madre Boulevard and Lima Street. If the Council decides to have the banner poles installed, the Council should direct staff to prepare a Request for Proposal (RFP) for banner pole installation. Staff also recommends that Council consider the appropriation of funds and direction of staff to add breakaway swivels to the existing banner poles on North Baldwin |
| 9. <b>DISCUSSION – Resolution No. 08-60 Designating the Property at 1 Carter Avenue, The Willis Residence, to be a Historic Landmark and Placing the Property on the Sierra Madre Register of Historic Cultural Landmarks</b> | Recommendation that the City Council adopt the designation statement per Resolution No. 08-60 to designate the Willis Residence as a local Historic Cultural Landmark and to be added to the City’s official list.  |

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**Convene a Meeting of the Community Redevelopment Agency, and Sierra Madre Public Financing Authority**

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| 10. <b>CONSENT CALENDAR- Authorization of payments on behalf of CRA</b> | Recommendation that the City Council approve the \$13,950.65 addition to the revolving note for the demands paid by the City on behalf of the Community Redevelopment Agency |
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### **PUBLIC COMMENT**

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. Each speaker will be limited to three continuous minutes, which may not be delegated. These rules will be enforced but may be changed by appropriate City Council action.

### **PUBLIC HEARING**

The appellant and/or applicant will each be provided a total of ten (10) minutes to address their item. A portion of their allotted time may be reserved for rebuttal or a summary conclusion at the close of public comment. All other speakers will be limited to a total of three continuous minutes, which cannot be delegated. These rules will be enforced but may be changed by appropriate City Council action.

### **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 the Office of the City Manager.

### **LIVE BROADCASTS**

Regular City Council meetings are broadcasted live on Cable Channel 3 and rebroadcast on Wednesday and Saturday at 5:30 p.m.

### **MEETING ASSISTANCE**

The City Hall Council Chamber is physically accessible and assistive listening devices are available at the meeting. If you require special assistance to participate in this meeting, please call the City Manager's office at (626) 355-7135 at least 48 hours prior to the meeting.

### **ADJOURNMENT**

The City Council/CRA will adjourn to a Regular Meeting at this same place on **Tuesday, October 14, 2008, at 6:30 p.m.**

**As a courtesy to others, we ask that cellular phones be turned off during the meeting.**