

CITY OF ARCADIA

City Council Regular Meeting Agenda



Tuesday, March 7, 2023, 7:00 p.m.

Location: City Council Chambers, 240 W. Huntington Drive, Arcadia

Pursuant to the Americans with Disabilities Act, persons with a disability who require a disability related modification or accommodation in order to participate in a meeting, including auxiliary aids or services, may request such modification or accommodation from the City Clerk at (626) 574-5455. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting.

根据《美国残障人法案》，需要调整或提供便利设施才能参加会议的残障人士（包括辅助器材或服务）可与市书记官办公室联系（电话：(626) 574-5455）。请在会前 48 小时通知市书记官办公室，以便作出合理安排，确保顺利参加会议。

Pursuant to the City of Arcadia's Language Access Services Policy, limited-English proficient speakers who require translation services in order to participate in a meeting may request the use of a volunteer or professional translator by contacting the City Clerk's Office at (626) 574-5455 at least 72 hours prior to the meeting.

根据阿凯迪亚市的语言便利服务政策，英语能力有限并需要翻译服务才能参加会议的人可与市书记官办公室联系（电话：(626) 574-5455），请求提供志愿或专业翻译服务，请至少在会前 72 小时提出请求。

How to Submit Public Comment:

Members of the Public who wish to submit public comment may do so using one of the following methods. Public comment is limited to the time and words allotted.

1. **In-Person:** Complete a Speaker Card, indicating the agenda item number and submit it to the City Clerk prior to the meeting, or simply come to the podium when the Mayor asks for those who wish to speak. Speakers shall be limited to five (5) minutes per person. At the Mayor's discretion, the time limit may be shortened to allow all speakers to address the City Council.

Electronic submission of Public Comment is also available via the City's website or by email as noted below. Public Comment submitted electronically will not be read into the record at the posted meeting time but are forwarded to the City Council prior to the meeting for consideration.

1. **Website:** Please submit your comments using our online public comment form at [ArcadiaCA.gov/comment](https://www.ArcadiaCA.gov/comment). Your comments must be received at least 30 minutes prior to the posted meeting time.
2. **Email:** Please submit your comments via email to CityClerk@ArcadiaCA.gov. Your comments must be received at least 30 minutes prior to the posted meeting time.

如何提交公众评论意见：

公众成员可以使用以下任何一种方法提交公众评论意见。请在时间和字数的限制范围内提交公众评论意见。

1. **亲自出席：**填写一张发言人卡片，注明议程项目编号，然后在会议开始前提交给市书记官，或者在市长询问公众发言时，直接到讲台上发言。每位发言人的发言时间不得超过五（5）分钟。市长可自行决定缩短发言限制时间，以便允许所有发言人向市议会表达自己的意见。

亦可按照以下方法在本市网站上或通过电子邮件以电子方式提交公众评论意见。以电子方式提交的公众评论意见不会在公布的会议期间读入记录，但会在会议开始前转交给市议会，供市议会考虑。

1. **网站：**请使用以下网站中刊载的在线公众评论意见表提交您的评论意见：ArcadiaCA.gov/comment。必须在公布的会议时间前至少提前 30 分钟提交评论意见。
2. **电子邮件：**请将您的评论意见通过电子邮件发送至：CityClerk@ArcadiaCA.gov。必须在公布的会议时间前至少提前 30 分钟提交评论意见。

1. CALL TO ORDER

2. INVOCATION

Pastor Terrence Shay (Arcadia Resident), First Chinese Baptist Church of Walnut

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL OF CITY COUNCIL MEMBERS

Paul P. Cheng, Mayor
April A. Verlato, Mayor Pro Tem
Michael Cao, Council Member
Sharon Kwan, Council Member
Eileen Wang, Council Member

5. SUPPLEMENTAL INFORMATION FROM CITY MANAGER REGARDING AGENDA ITEMS

6. PRESENTATIONS

- a. Presentation of adoptable dog by the Pasadena Humane Society.
- b. Presentation of Mayor's Certificate to Arcadia resident Dr. Elizabeth Budde for her exceptional work related to cancer treatment.
- c. Presentation of the 2023 Arbor Day Proclamation.
- d. Presentation of the American Red Cross Month Proclamation.
- e. Presentation of Mayor's Certificates to the Arcadia High School Constitution Team for placing first at the Southern California regional competition.

7. PUBLIC COMMENTS (5-minute time limit each speaker)

Any person wishing to speak before the City Council is asked to complete a Speaker Card and provide it to the City Clerk prior to the start of the meeting. Each speaker is limited to five (5) minutes per person, unless waived by the City Council. Under the Brown Act, the City Council is prohibited from discussing or taking action on any item not listed on the posted agenda.

8. REPORTS FROM MAYOR, CITY COUNCIL AND CITY CLERK (including reports from the City Council related to meetings attended at City expense [AB 1234]).

9. CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine and can be acted on by one roll call vote. There will be no separate discussion of these items unless a member of the City Council, staff, or the public requests that a specific item be removed from the Consent Calendar for separate discussion and action.

a. Regular Meeting Minutes of February 21, 2023.

CEQA: Not a Project

Recommended Action: Approve

b. Contract with Kordich Construction, Inc. for the Sewer Main Replacement Program in the amount of \$570,650.

CEQA: Exempt

Recommended Action: Approve

10. CITY MANAGER

a. Presentation, discussion, and direction regarding the creation of a City Health Commission.

CEQA: Not a Project

Recommended Action: Provide Direction

b. Report, discussion, and direction concerning regulations on the use of artificial turf as a part of residential landscaping.

CEQA: Not a Project

Recommended Action: Provide Direction

11. ADJOURNMENT

The City Council will adjourn to March 21, 2023, 6:00 p.m. in the City Council Conference Room.

Welcome to the Arcadia City Council Meeting!

The City Council encourages public participation, and invites you to share your views on City business.

MEETINGS: Regular Meetings of the City Council are held on the first and third Tuesday of each month at 7:00 p.m. in City Council Chambers. A full City Council agenda packet with all backup information is available at City Hall, the Arcadia Library, and on the City's website at www.ArcadiaCA.gov. Copies of individual Agenda Reports are available via email upon request (CityClerk@ArcadiaCa.gov). Documents distributed to a majority of the City Council after the posting of this agenda will be available for review at the Office of the City Clerk, 240 W. Huntington Drive, Arcadia, California. Live broadcasts and replays of the City Council Meetings are on cable television. Your attendance at this public meeting may result in the recording and broadcast of your image and/or voice as previously described.

PUBLIC PARTICIPATION: Your participation is welcomed and invited at all City Council meetings. Time is reserved at each regular meeting for those in the audience who wish to address the City Council. The City requests that persons addressing the City Council refrain from making personal, slanderous, profane, or disruptive remarks. Where possible, please submit a **Speaker Card** to the City Clerk prior to your comments, or simply come to the podium when the Mayor asks for those who wish to speak, and state your name and address (optional) for the record. Please provide the City Clerk with a copy of any written materials used in your address to the City Council as well as 10 copies of any printed materials you would like distributed to the City Council. The use of City equipment for presentations is not permitted.

MATTERS NOT ON THE AGENDA should be presented during the time designated as "PUBLIC COMMENTS." In general, each speaker will be given five (5) minutes to address the City Council; however, the Mayor, at his/her discretion, may shorten the speaking time limit to allow all speakers time to address the City Council. **By State law, the City Council may not discuss or vote on items not on the agenda. The matter will automatically be referred to staff for appropriate action or response or will be placed on the agenda of a future meeting.**

MATTERS ON THE AGENDA should be addressed when the City Council considers that item. Please indicate the Agenda Item Numbers(s) on the **Speaker Card**. Your name will be called at the appropriate time and you may proceed with your presentation within the five (5) minute time frame. The Mayor, at his/her discretion, may shorten the speaking time limit to allow all speakers to address the City Council.

PUBLIC HEARINGS AND APPEALS are items scheduled for which public input is either required or desired. Separate and apart from the applicant (who may speak longer in the discretion of the City Council), speakers shall be limited to five (5) minutes per person. The Mayor, at his/her discretion, may shorten the speaking time limit to allow all speakers to address the City Council. The applicant may additionally submit rebuttal comments.

AGENDA ITEMS: The Agenda contains the regular order of business of the City Council. Items on the Agenda have generally been reviewed and investigated by the City Staff in advance of the meeting so that the City Council can be fully informed about a matter before making its decision.

CONSENT CALENDAR: Items listed on the Consent Calendar are considered to be routine by the City Council and will be acted upon by one motion. There will be no separate discussion on these items unless a member of the City Council, Staff, or the public so requests. In this event, the item will be removed from the Consent Calendar and considered and acted on separately.

DECORUM: While members of the public are free to level criticism of City policies and the action(s) or proposed action(s) of the City Council or its members, members of the public may not engage in behavior that is disruptive to the orderly conduct of the proceedings, including but not limited to, conduct that prevents other members of the audience from being heard when it is their opportunity to speak or which prevents members of the audience from hearing or seeing the proceedings. Members of the public may not threaten any person with physical harm or act in a manner that may reasonably be interpreted as an imminent threat of physical harm. All persons attending the meeting are expected to adhere to the City's policy barring harassment based upon a person's race, religious creed, color, national origin, ancestry, physical handicap, medical condition, marital status, gender, sexual orientation, or age. The Chief of Police, or such member or members of the Police Department, shall serve as the Sergeant-at-Arms of the City Council meeting. The Sergeant-at-Arms shall carry out all orders and instructions given by the presiding official for the purpose of maintaining order and decorum at the meeting. Any person who violates the order and decorum of the meeting may be placed under arrest and such person may be prosecuted under the provisions of Penal Code Section 403 or applicable Arcadia Municipal Code section.

欢迎参加阿凯迪亚市议会会议！

市议会鼓励公众参与，并邀请您分享对城市管理的看法。

会议：市议会定期会议于每个月第一个和第三个星期二下午七时在市议会会议厅举行。在市政厅、阿凯迪亚图书馆和市政府网站（www.ArcadiaCa.gov）可以找到包含所有相关信息的完整市议会议程。单独的议程报告可应请求通过电子邮件索取（CityClerk@ArcadiaCa.gov）。至于在发布该议程后向市议会多数成员分发的文件，公众可在阿凯迪亚市书记官办公室查阅，地址：240 W. Huntington Drive, Arcadia, California。市议会会议实况将通过有线电视进行现场直播和回放。如在以往的通知中所提示，如果您参加这次公开会议，您的图像和/或声音可能被录下并播出。

公众参与：市议会欢迎并邀请您参加市议会的所有会议。在每次定期会议上都为那些希望在会上发言的市民留出时间。市政府要求在市议会发言的人杜绝个人攻击、诽谤、亵渎或破坏性言论。如有可能，请在发表意见之前向市书记官提交一张**发言卡**，亦可在市长宣布自由发言时直接上台发言，并说出您的姓名和地址（如果您愿意），以便制作会议记录。请向市书记官提供一份您在发言中使用的任何书面材料，以及 10 份您希望分发给市议会的任何印刷材料。不允许把市政府设备用于准备发言内容。

议程之外的事项应当在指定的“公众评议”时间提出。在一般情况下，每位发言者将有五（5）分钟时间向市议会陈述意见，但市长可酌情缩短发言时限，以便让所有希望发言的人都有机会发言。**根据州法，市议会不得讨论或表决未列入议程的事项。此类事项将自动转给工作人员采取适当行动或作出回应，或将其列入未来会议的议程。**

列入议程的事项应当在市议会审议该事项时讨论。请在**发言卡**上标明事项的议程编号。在适当的时间会叫到您的名字，您可以在五（5）分钟时限内发言。市长可酌情缩短发言时限，以便让所有希望发言的人都有机会发言。

公开听证和上诉是为需要或希望征求公众意见的事项安排的日程。除申请人外（市议会可酌情决定延长申请人的发言时间），每位发言人的发言不得超过五（5）分钟。市长可酌情缩短发言时限，以便让所有希望发言的人都有机会发言。申请人还可以另外提交反驳意见。

议程事项：议程包含市议会的例行议题。一般而言，由市政府工作人员在会议前对议程中的事项进行审查和调查，以便市议会在作出决定之前能够充分了解情况。

同意日历：在同意日历上列出的事项被市议会视为例行公事，并将通过一项动议采取行动。除非市议员、工作人员或公众提出请求，否则不会对这些事项进行单独讨论。如果有人提出请求，该事项将从同意日历中删除，单独进行审议和采取行动。

行为规范：尽管市民可对市政府的政策和市议会或其成员的行动或拟议行动自由地提出批评，但不得出现干扰会议正常秩序的行为，包括但不限于在别人的发言时间内阻止别人发言，或妨碍公众听到发言内容或看到议程进展状况。市民亦不得威胁进行身体伤害或以可能被合理理解为作出身体伤害紧迫威胁的方式行事。所有出席会议的人都必须遵守市政府的反骚扰政策，禁止基于个人种族、宗教信仰、肤色、原国籍、祖籍、身体残障、疾病、婚姻状况、性别、性取向或年龄骚扰他人。警察局长或警察局其他成员将担任维持市议会会议秩序的保安官。保安官将执行会议主持人的一切命令和指示，以维持会议秩序和行为规范。对任何违反会议秩序和行为规范的人可执行拘捕，并可能根据《刑法典》第 403 条或《阿凯迪亚市政法典》相关条款提出起诉。



City of Arcadia

PROCLAMATION

WHEREAS, in 1872, the Nebraska Board of Agriculture established a special day for the planting of trees, where the Arbor Day holiday was first observed and commemorated with the planting of more than one million trees; and

WHEREAS, Arbor Day is celebrated nationally to encourage Americans to maintain and replenish our country's vast forests, orchards, and woodlands; and

WHEREAS, trees are a renewable resource giving us paper and wood, and helping combat climate change and soil erosion; and

WHEREAS, trees provide essential habitat for much of California's wildlife, including many listed, threatened, and endangered species.

WHEREAS, trees are a valuable economic asset in Arcadia and help enhance property values, attract businesses and new residents; and beautify our community; and

WHEREAS, vegetation and trees planted in urban areas play an important role in meeting the state's greenhouse gas reduction targets by sequestering carbon and reducing energy consumption; and

WHEREAS, trees directly improve California's air quality by reducing air pollution through the removal of airborne particulates from the atmosphere, helping produce life-giving oxygen.

NOW, THEREFORE, I, Paul Cheng, Mayor of the City of Arcadia, do hereby proclaim March 7, 2023, as:

ARBOR DAY

in the City of Arcadia and urge all citizens to celebrate by planting trees for our own benefit and for the benefit of future generations.

*Dated this
7th Day of March, 2023*

Paul P. Cheng, Mayor





City of Arcadia

PROCLAMATION

WHEREAS, During American Red Cross Month in March, we celebrate the humanitarian spirit of Arcadia and reaffirm our commitment to help, ensuring no one faces a crisis alone; and

WHEREAS, caring for one another is at the heart of our community and exemplified by the residents of Arcadia, whose simple acts of kindness through the Red Cross provide help and hope in people's most difficult moments; and

WHEREAS, every day, these ordinary individuals lend a helping hand to make an extraordinary difference for neighbors in need; and

WHEREAS, acts of service have included providing emergency shelter and food for families displaced by fire and natural disasters; donating lifesaving blood; supporting military members, veterans, and their caregivers; providing first aid and CPR to help others survive medical emergencies; or delivering international humanitarian aid and reconnecting loved ones separated by crises around the world; and

WHEREAS, their support, volunteerism and generous donations are critical to our community's resilience; and

WHEREAS, Arcadians can help fulfill Clara Barton's noble words, "You must never think of anything except the need and how to meet it," and ask everyone to join in this commitment.

NOW, THEREFORE, I, Paul Cheng, Mayor of the City of Arcadia, do hereby proclaim March 2023 as

AMERICAN RED CROSS MONTH

*Dated this
7th Day of March, 2023*

Paul P. Cheng, Mayor



**ARCADIA CITY COUNCIL
REGULAR MEETING MINUTES
TUESDAY, FEBRUARY 21, 2023**

CALL TO ORDER - Mayor Cheng called the Study Session to order at 6:05 p.m.

ROLL CALL OF CITY COUNCIL MEMBERS

PRESENT: Cao, Kwan, Wang, Verlato, and Cheng

ABSENT: None

PUBLIC COMMENTS - No one appeared.

STUDY SESSION

- a. Report, discussion, and direction concerning potential mixed-use development at 325 N. Santa Anita Avenue.

Reece Petterson, a representative from Trammel Crow Residential, appeared and provided a PowerPoint presentation. Discussion ensued to obtain more information about the proposed project with no action being requested or taken.

The Study Session ended at 6:42 p.m.

**Regular Meeting
City Council Chambers, 7:00 p.m.**

1. **CALL TO ORDER** – Mayor Cheng called the Regular Meeting to order at 7:00 p.m.

2. **INVOCATION** – Reverend Eva Thai-Erwin, Church of the Good Shepherd

3. **PLEDGE OF ALLEGIANCE** – Council Member Cao

4. **ROLL CALL OF CITY COUNCIL MEMBERS**

PRESENT: Cao, Kwan, Wang, Verlato, and Cheng

ABSENT: None

5. **REPORT FROM CITY ATTORNEY REGARDING CLOSED/STUDY SESSION ITEMS**

City Attorney Maurer reported that, prior to the Regular Meeting, the City Council met in Study Session and received a presentation from a developer regarding a potential mixed-use project at 325 N. Santa Anita Avenue, and that the Study Session ended at 6:42 p.m.

6. **SUPPLEMENTAL INFORMATION FROM CITY MANAGER REGARDING AGENDA ITEMS**

City Manager Lazzaretto reported that the recognition for the Arcadia High School Constitution Team, related to item 7.a., will be rescheduled to a future City Council Meeting; he indicated that a letter in opposition and a petition by four neighbors in support of the project to the project at 1225 Oaklawn (Public Hearing item 8.b.), were received and distributed to City Council prior to the meeting.

7. PRESENTATIONS

Helen Romero-Shaw, Public Affairs Manager with the Southern California Gas Company, appeared and provided information regarding the current increase in natural gas bills; she indicated that rates are coming down and the California Public Utilities Commission approved the Accelerated Public Climate Credit that will be applied to upcoming bills; she provided options to aid in lowering heating cost during these cold months and shared assistance programs for income qualified customers, bill assistance and forgiveness, home improvement assistance, and level paying options, all available on the Southern California Gas Company website.

- a. Presentation of Mayor's Certificates to the Arcadia High School Constitution Team for placing first at the Southern California regional competition.

This item was moved to the March 7, 2023, City Council Meeting.

8. PUBLIC HEARING

- a. Direct the Los Angeles County Agricultural Commissioner to abate nuisances upon those properties located in the City of Arcadia and approve the annual Weed Abatement Property List.

CEQA: Not a Project

Recommended Action: Approve

City Manager Lazzaretto presented the Staff Report.

Mayor Cheng opened the public hearing.

No one appeared.

Mayor Cheng closed the public hearing.

It was moved by Mayor Pro Tem Verlato, seconded by Council Member Cao, and carried on a roll call vote to confirm the Los Angeles County Agricultural Commissioner's Weed Abatement Charges and order the County Auditor to enter the amounts of the assessment against the subject properties as they appear on the current assessment roll.

AYES: Verlato, Cao, Kwan, Wang and Cheng

NOES: None

ABSENT: None

- b. Resolution No. 7477 approving Appeal No. 22-06, overturning the Planning Commission's denial of a new, two-story, cape cod style single-family home with a categorical exemption under the California Environmental Quality Act ("CEQA") at 1225 Oaklawn Road.

CEQA: Exempt

Recommended Action: Adopt

Planning Services Manager Graham presented the Staff Report.

Mayor Cheng opened the public hearing and requested that any speakers in opposition state what could be changed about the project to alleviate their concerns.

Susan Hou, the Appellant and owner of 1225 Oaklawn, appeared and shared that she has been living in Arcadia for 30 years and would like to enjoy her new home.

Johnny Hou, the Appellant's son, appeared and indicated that his parents migrated from Taiwan and worked hard for their home, and he would like his parents to have a larger home that they may enjoy with their grandchildren.

Philip Chan, the project architect for the Appellant, appeared and made a presentation on the project. He commented on similar styled homes that have been approved on the same street; he indicated that they have changed the style and layout of the home to meet the requests of the Santa Anita Oaks Architectural Review Board (ARB) and came up with the traditional Cape Cod style that has been presented.

In response to Mayor Pro Tem Verlato's question about the Appellant's desire for a two-story home, Mr. Hou explained that his parents wanted to maintain a large back yard space and chose a two-story design over a larger one-story layout.

Sara Etemadi, legal counsel for the Appellant, indicated that her clients have exceeded the design requirements and requests from the ARB in terms of the home's setback, visually reducing the dominance of the second story, and shrinking the maximum allowable floor area ratio by changing the design of the project.

Dr. Shirley Chi, an Arcadia resident, appeared and noted that the appellant's home is owned by 800 Hampton LLC., which is an investment entity; she indicated that she would be in support of the project if the second story was set back more.

Jill Hisey, an Arcadia resident, appeared and noted that the subject project has started encroaching on the easement behind the property. She indicated her concerns that the second story will overlook her property and reduce her privacy and enjoyment of her backyard.

In response to Mayor Cheng's inquiry, Ms. Hisey stated that she would like the Appellant to reinstall the fence around the easement area and not encroach on their property. She also noted that the subject property has been vacant for 2 years.

Karen Jacobson, an Arcadia resident, appeared and indicated that she would be in support of the project if the second story was set back further.

Kevin Lai, Managing Director of CaliLand Engineering, Inc. and retained by Dr. Chi, appeared and stated that the two-story proposed project is not compatible with the neighborhood. He asked the City Council to vote in opposition of the project and proposed the Appellant build a single-story dwelling.

Pete Olsen, an Arcadia resident and former president of the Homeowners Association and member on the ARB, appeared and explained he is in support of the Planning Commission's decision to deny the project.

David Sullivan, an Arcadia resident, appeared and shared his opposition to the project. Mr. Sullivan indicated that the proposed home is not harmonious with neighboring homes and urged the City Council to concur with the decision of the Planning Commission.

Tom Walker, an Arcadia resident and member of the Santa Anita Oaks ARB, appeared and noted his opposition to the project due to the incompatibility of the project and the existing neighborhood.

In response to an inquiry from City Manager Lazzaretto regarding the ARB's discussion of the project, Mr. Walker indicated that there was a split on the ARB, but the Board ultimately approved the project with stipulated conditions.

Annette Wheat, an Arcadia resident and current President of the Santa Anita Oaks Homeowners Association, appeared and explained her opposition to the project.

Public comment concluded and Mayor Cheng invited the Appellant to respond to any of the questions or concerns raised by the various speakers.

In response to Mayor Cheng, Philip Chan noted that the homeowner has been willing to make changes to the design and remains such with any additional feedback from the City Council.

In response to Mayor Pro Tem Verlato's comments, Mr. Chan explained that he has repeatedly redesigned this project to meet guidelines and the requested changes from the ARB; and he indicated that he hopes to find a happy medium for the property owners and the neighborhood.

In response to Council Member Kwan, Ms. Hou explained that she would prefer a 2-story home rather than a larger single story. She also noted that the property is owned by an LLC as they had a previous home under an LLC, and when they decided to sell that home they had to do a 1031 Exchange; therefore the home was put under the LLC.

Mayor Cheng closed the public hearing.

After City Council discussion, a motion was made by Council Member Cao and seconded by Council Member Kwan to table the public hearing for 42 days to allow the property owner time to work with the ARB on finding acceptable compromises and to bring back the item on the first City Council meeting in April. The motion passed on the following roll call vote:

AYES: Cao, Verlato, Kwan, Wang, and Cheng
NOES: None
ABSENT: None

City Attorney Maurer noted that with City Council's action on this item tonight, it serves as a continuation of the item. He noted that since the Public Hearing was closed at this meeting, the Mayor can choose to reopen the Public Hearing at the April 4, 2023, City Council Meeting, if desired, or not.

- c. Resolution No. 7479 updating the City's Business License fees to reflect the changes in the Consumer Price Index ("CPI") for 2023.
CEQA: Not a Project
Recommended Action Adopt

Acting Business License Officer Smith presented the Staff Report.

Mayor Cheng opened the public hearing.

No one appeared.

Mayor Cheng closed the public hearing.

A motion was made by Mayor Pro Tem Verlato, seconded by Council Member Wang, and carried on a roll call vote to adopt Resolution No. 7479 to update the City's Business License fees to reflect the changes in the Consumer Price Index ("CPI") for 2023.

AYES: Verlato, Wang, Cao, Kwan, and Cheng
NOES: None
ABSENT: None

9. PUBLIC COMMENTS

Jeff Free, an Arcadia resident, appeared and requested that the City require landlords to obtain a license similar to a business license; he expressed that this solution may help mitigate issues between tenants and landlords as landlords will be held to higher standards by holding a license to manage housing.

Ringo Suen, an Arcadia resident, appeared and spoke about traffic issues at the local elementary, middle, and high schools.

10. REPORTS FROM MAYOR, CITY COUNCIL AND CITY CLERK (*including reports from the City Council related to meetings attended at City expense [AB 1234]*).

Council Member Cao announced that he attended the Arcadia Police Department Area Commander event; California Asian & Pacific Islander Legislative Caucus; the Planning Commission Meeting; FBI Educational Briefing on Foreign Malign Influence; the swearing in ceremony for State Senator Susan Rubio; and the Memorial Concert for Monterey Park and Half Moon Bay shooting victims held by Council Member Wang.

Council Member Kwan announced that she attended the Foothill Gold Line JPA Meeting; Arcadia Lions Club Student Speaker Contest; and Downtown Improvement Association, where the 2023 annual budget was approved. She indicated that she had a meeting with a resident regarding an issue they were having with their roofing contractor, and advised the resident that City Inspectors only review the safety of the work and the work itself, not the contractual agreement; and she also noted that she attended the FBI educational briefing on Foreign Malign Influence.

City Manager Lazzaretto clarified the issue that Council Member Kwan raised regarding the contract between the resident and his roofing contractor. He indicated that the City only inspects what is put in by a contractor to ensure that it meets our code requirements, not the materials that the contractor and client have agreed upon or other items that go beyond code requirements. He encouraged property owners to have written contracts in place that specifically detail expectations so there are no misunderstandings.

Council Member Wang announced that she met with a jewelry store business owner that is interested in opening a store in the Shops at Arcadia; the Police Department Meet Your Area Commander event; the swearing in ceremony for Senator Susan Rubio; the Arcadia Chamber of Commerce monthly meeting; the Arcadia Library Board of Trustees meeting; the FBI educational briefing on Foreign Malign Influence; the grand opening of a famous restaurant in City of Industry; North American University Alumni Association press conference for the First Vocal Competition; and, on February 19, she held a Memorial Concert for Monterey Park and Half Moon Bay mass shooting victims.

Mayor Pro Tem Verlato announced that she attended the Arcadia Lions Club Speaker Contest; the Arcadia Police Department's Meet Your Area Commander event; she announced that she met with Congresswoman Linda Sanchez, Monrovia Mayor Becky Shevlin, and the President of

the San Gabriel Valley Council of Governments (SGVCOG) to receive a \$2 million check issued to the SGVCOG to fund workforce development including job skills training as well as support for the tiny home sites. She attended Mahjong at the Arcadia Community Center and the Memorial Concert for Monterey Park and Half Moon Bay shooting victims held by Council Member Wang. She announced that opening day for Arcadia Little League was upcoming; she indicated that she received an email from the California League of Cities regarding the Tax Payers Protection and Government Accountability Act and requested support from two Council Members to bring a resolution in support of this measure at a future Council meeting. Mayor Cheng and Council Member Cao concurred with her request. Mayor Pro Tem Verlato also requested support from two Council Members to bring to a future agenda a resolution to designate January 28 as the Stand Against Hate Action Day. The City Council unanimously concurred. Finally, she spoke about the incident at the Arcadia High School earlier that day and asked the Police Chief to give a brief update on that event.

Police Chief Nakamura announced that the Arcadia Police Department received a call that someone was going to go on campus with a gun; the school district was notified, and the school was placed on lockdown. Through social media, it was learned that other cities had received the same call without any corresponding acts of gun violence. Arcadia Police responded in accordance with department protocols and the Chief urged parents to familiarize themselves with the lockdown and evacuation procedures of the schools, and to cooperate with law enforcement and not descend on the scene.

Council Member Wang thanked Police Chief Nakamura and the Arcadia Police Department for their quick action and response to the threat at Arcadia High School.

Council Member Cao thanked the Arcadia Police Department and Police Chief Nakamura for their sacrifices in protecting the City.

Mayor Cheng attended the Police Department Meet Your Area Commander event; he thanked City Staff and Lieutenant Davis, who is his Area Commander, for his dedication to the City; he attended the FBI educational briefing on Foreign Malign Influence and thanked all of the City Council for attending.

City Manager Lazzaretto indicated that since the City Council no longer needs to make a motion to read all resolutions by title based on the new City Charter, it is the City Council's discretion to read the full Consent Calendar titles, as there is no legal obligation to do so. The City Council unanimously concurred to bypass the full reading of the Consent Calendar.

11. CONSENT CALENDAR

- a. Special Meeting Minutes of February 4, 2023, and Regular Meeting Minutes of February 7, 2023.
CEQA: Not a Project
Recommended Action: Approve

- b. Building Forward Grant Fund Resolutions for the Family Restroom Project at the Arcadia Public Library.

Resolution No. 7481 authorizing the grant application, acceptance, and execution of the grant funds from the State of California Budget Act of 2021 (SB 129).

CEQA: Not a Project

Recommended Action: Adopt

Resolution No. 7482 amending the Fiscal Year 2022-23 Capital Improvement Program Budget, authorizing a supplemental budget appropriation for the Family Restroom Project in the amount of \$90,000, offset by a reduction in the Capital Outlay Reserve Fund.

CEQA: Not a Project

Recommended Action: Adopt

- c. Resolution No. 7483 adopting a list of public places to meet the publication requirements for ordinances, legal notices, and other public notices of the Arcadia City Charter.

CEQA: Not a Project

Recommended Action: Adopt

- d. Professional Services Agreement with Dr. Angelica Loza-Gomez, M.D., PC., to provide Medical Director Services for the Fire Department in the amount of \$30,000.

CEQA: Not a Project

Recommended Action: Approve

- e. Contract with Carrier Corporation for the removal and installation of a new hot water boiler at lower City Hall in the amount of \$91,145.

CEQA: Not a Project

Recommended Action: Approve

- f. Contract with Crosstown Electrical & Data, Inc. for extraordinary traffic signal maintenance services in the amount of \$85,500.

CEQA: Not a Project

Recommended Action: Approve

It was moved by Council Member Kwan, seconded by Council Member Cao, and carried on a roll call vote to approve Consent Calendar Items 11.a through 11.f.

AYES: Kwan, Cao, Wang, Verlato and Cheng

NOES: None

ABSENT: None

12. ADJOURNMENT

The City Council adjourned at 10:43 p.m. in memory of Arcadia Historical Society Board Member Connie Russell, to Tuesday, March 7, 2023, at 6:00 p.m. in the City Council Conference Room.



Rachelle Arellano
Deputy City Clerk



STAFF REPORT

Public Works Services Department

DATE: March 7, 2023

TO: Honorable Mayor and City Council

FROM: Paul Cranmer, Public Works Services Director
By: Michael Kwok, Associate Civil Engineer

SUBJECT: CONTRACT WITH KORDICH CONSTRUCTION, INC. FOR THE SEWER MAIN REPLACEMENT PROGRAM IN THE AMOUNT OF \$570,650
CEQA: Exempt
Recommendation: Approve

SUMMARY

The City of Arcadia's 2022 Sewer Master Plan study identified and prioritized sections of sanitary sewer pipe that are flowing at or above design capacity. Based on the study, the section of sewer pipe on Santa Anita Avenue between Palm Drive and Live Oak Avenue needs to be replaced in order to accommodate peak sewer flows. The Fiscal Year 2022-23 Capital Improvement Program budget allocates funding to replace the existing 8-inch sewer pipe with a 10-inch sewer pipe at this location to accommodate future sewer demands and alleviate the potential of a sewer backup. To ensure that the City is receiving the most competitive prices and quality service for this work, a formal bid was conducted and Kordich Construction, Inc. submitted the lowest responsive bid.

It is recommended that the City Council approve, authorize, and direct the City Manager to execute a Contract with Kordich Construction, Inc. for the Sewer Main Replacement Program in the amount of \$570,650, with a 10% contingency.

BACKGROUND

In 2006, the State Water Resources Control Board adopted the Waste Discharge Requirement Program for all publicly-owned sanitary sewer collection systems in California with more than one mile of sewer pipeline. Under this program, the City was required to prepare and implement a Sewer System Management Plan ("SSMP"). The SSMP identifies routine preventative operation and maintenance activities that assist the City in achieving a goal of zero sewer system overflows. This is achieved through annual inspections, routine cleaning of the sewer pipes, repair of broken pipes, and replacement of pipes flowing above their design capacity.

The City of Arcadia’s 2022 Sewer Master Plan Study identified sections of sanitary sewer pipe on Santa Anita Avenue as inadequate in accommodating the current high demand flows and at risk of sewer overflows. The existing 8-inch sewer pipe along Santa Anita Avenue between Palm Drive and Live Oak Avenue needs to be replaced with a 10-inch sewer pipe to alleviate the potential of a sewer backup.

In-ground pipe bursting will be used to replace the existing 8-inch pipe, which will reduce the excavation required to replace the existing sewer pipe as well as reduce the disruption to traffic along Santa Anita Avenue and Live Oak Avenue. The project also includes repairing the street surface. The work is anticipated to begin in May 2023 and construction will take approximately two months to complete. A copy of the Project Location Map is shown on Exhibit “A”.

DISCUSSION

A Notice Inviting Bids was published in the City’s adjudicated newspaper and bid packages were provided to contractors that perform this type of work. On January 19, 2023, the City Clerk received seven bids with the following results:

Bidder	Location	Bid Amount
Kordich Construction Inc.	Cypress, CA	\$ 570,650.00
Bonadiman Water Inc.	Riverside, CA	\$ 619,500.00
Vasilj, Inc.	Irwindale, CA	\$ 625,575.00
GRBCON, Inc.	Baldwin Park, CA	\$ 637,141.00
Tomovich & Associates	Pico Rivera, CA	\$ 727,250.00
MNR Construction, Inc.	La Verne, CA	\$ 773,270.00
Ramona, Inc.	Baldwin Park, CA	\$ 774,000.00

All bid documents were reviewed for content and the contractor’s background was investigated. Based on that review, it has been determined that Kordich Construction, Inc. is the lowest responsive bidder. Kordich Construction, Inc. is qualified to complete the project as defined in the bid documents and has successfully completed similar projects on time and within budget for the Cities of Los Angeles, Garden Grove, and West Hollywood.

ENVIRONMENTAL ANALYSIS

This project involves the replacement and minor alteration of an existing utility system with no expansion of the system and, therefore, qualifies as a Class 2 categorical exemption per Section 15302(2) of the California Environmental Quality Act (“CEQA”).

FISCAL IMPACT

Funds in the amount of \$750,000 have been budgeted in the FY 2022-23 Capital Improvement Program for the Sewer Main Replacement Program. The total construction

cost for this project is \$570,650. A 10% construction contingency would bring the total cost to \$627,715, which is still within the adopted budget.

RECOMMENDATION

It is recommended that the City Council determine this project constitutes a minor alternation to an existing utility system with no expansion of the system and, therefore, qualifies as a Class 2 categorical exemption under the California Environmental Quality Act ("CEQA"); and approve, authorize, and direct the City Manager to execute a contract with Kordich Construction, Inc. for the Sewer Main Replacement Program in the amount of \$570,650, plus a 10% construction contingency.

Approved:



Dominic Lazzaretto
City Manager

Attachments: Exhibit "A" - Project Location Map
Proposed Contract

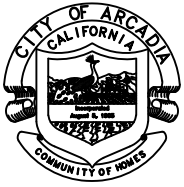
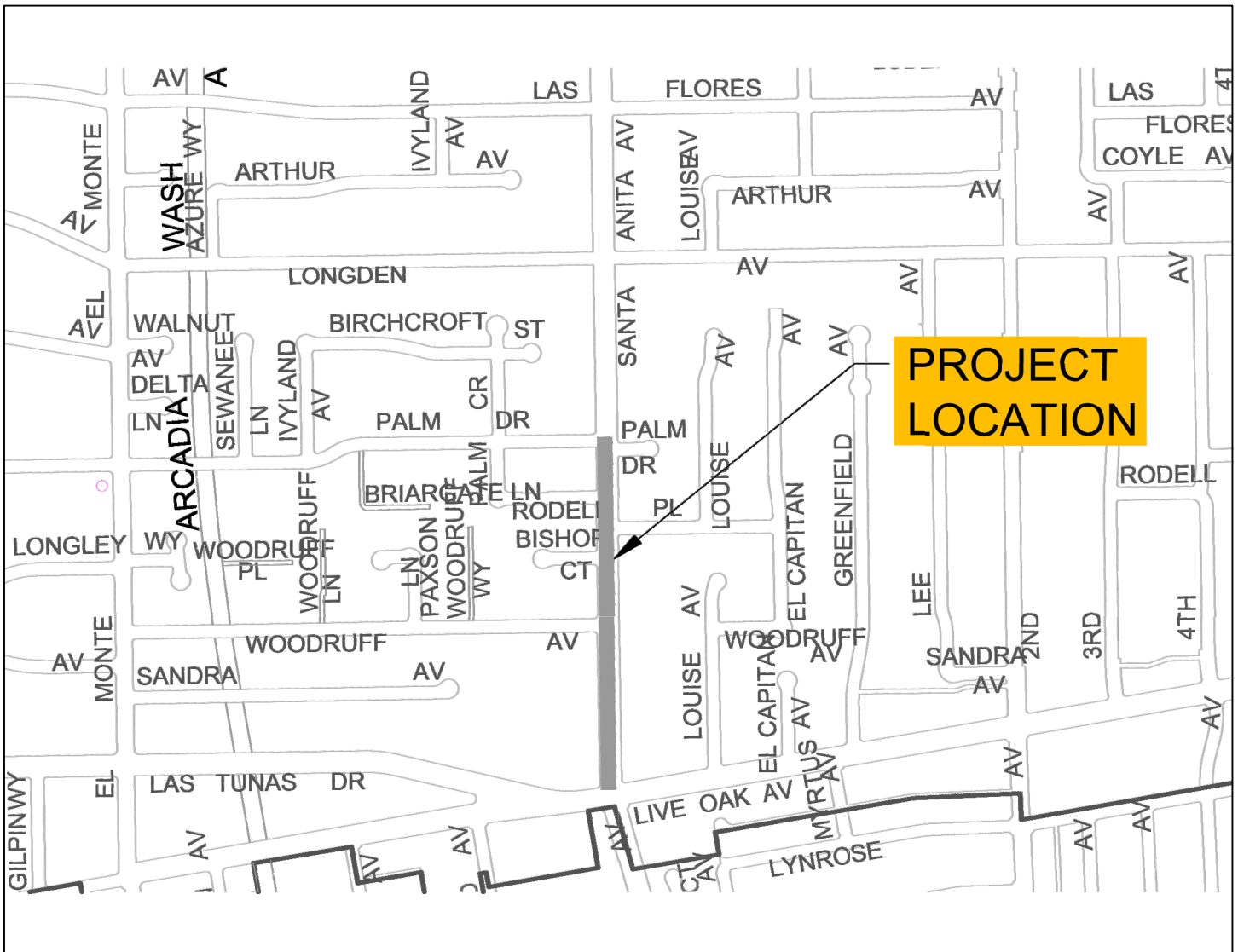


EXHIBIT "A" SEWER MAIN REPLACEMENT PROGRAM



PROJECT LOCATION MAP

CITY OF ARCADIA

**SEWER MAIN REPLACEMENT PROGRAM
PROJECT No.: 33861523**

CONTRACT

**BETWEEN
CITY OF ARCADIA
AND
KORDICH CONSTRUCTION, INC.**

**CONTRACT FOR THE
CITY OF ARCADIA**

This CONTRACT, No. _____ is made and entered into this ____ day of _____, _____, by and between City of Arcadia, sometimes hereinafter called "City," and **Kordich Construction, Inc.**, sometimes hereinafter called "Contractor."

WITNESSETH: That the parties hereto have mutually covenanted and agreed, and by these presents do covenant and agree with each other as follows:

A. SCOPE OF WORK. The Contractor shall perform all Work within the time stipulated in the Contract, and shall provide all labor, materials, equipment, tools, utility services, and transportation to complete all of the Work required in strict compliance with the Contract Documents as specified in Article 5, below, for the following Project:

Sewer Main Replacement Program / Project No.: 33861523

The Contractor and its surety shall be liable to the City for any damages arising as a result of the Contractor's failure to comply with this obligation.

B. TIME FOR COMPLETION. Time is of the essence in the performance of the Work. The Work shall be commenced on the date stated in the City's Notice to Proceed. The Contractor shall complete all Work required by the Contract Documents within **60** calendar days from the commencement date stated in the Notice to Proceed. By its signature hereunder, Contractor agrees the time for completion set forth above is adequate and reasonable to complete the Work.

C. CONTRACT PRICE. The City shall pay to the Contractor as full compensation for the performance of the Contract, subject to any additions or deductions as provided in the Contract Documents, and including all applicable taxes and costs, the sum of **FIVE HUNDRED SEVENTY THOUSAND, SIX HUNDRED FIFTY DOLLARS AND NO CENTS (\$570,650.00)**. Payment shall be made as set forth in the General Conditions.

D. LIQUIDATED DAMAGES. In accordance with Government Code section 53069.85, it is agreed that the Contractor will pay the City the sum set forth in Special Conditions, Article 1.11 for each and every calendar day of delay beyond the time prescribed in the Contract Documents for finishing the Work, as Liquidated Damages and not as a penalty or forfeiture. In the event this is not paid, the Contractor agrees the City may deduct that amount from any money due or that may become due the Contractor under the Contract. This Article does not exclude recovery of other damages specified in the Contract Documents.

E. COMPONENT PARTS OF THE CONTRACT. The "Contract Documents" include the following:

- Notice Inviting Bids
- Instructions to Bidders
- Bid Form
- Bid Bond
- Designation of Subcontractors
- Information Required of Bidders
- Non-Collusion Declaration Form
- Iran Contracting Act Certification
- Public Works Contractor Registration Certification
- Performance Bond

Payment (Labor and Materials) Bond
General Conditions
Special Conditions
Technical Specifications
Addenda
Plans and Drawings
Standard Specifications for Public Works Construction "Greenbook", latest edition, Except
Sections 1-9
Applicable Local Agency Standards and Specifications, as last revised
Approved and fully executed change orders
Any other documents contained in or incorporated into the Contract

The Contractor shall complete the Work in strict accordance with all of the Contract Documents.

All of the Contract Documents are intended to be complementary. Work required by one of the Contract Documents and not by others shall be done as if required by all. This Contract shall supersede any prior agreement of the parties.

F. PROVISIONS REQUIRED BY LAW AND CONTRACTOR COMPLIANCE. Each and every provision of law required to be included in these Contract Documents shall be deemed to be included in these Contract Documents. The Contractor shall comply with all requirements of applicable federal, state and local laws, rules and regulations, including, but not limited to, the provisions of the California Labor Code and California Public Contract Code which are applicable to this Work.

G. INDEMNIFICATION. Contractor shall provide indemnification and defense as set forth in the General Conditions.

H. PREVAILING WAGES. Contractor shall be required to pay the prevailing rate of wages in accordance with the Labor Code which such rates shall be made available at the City's Administrative Office or may be obtained online at dir.ca.gov and which must be posted at the job site.

[REMAINDER OF PAGE LEFT INTENTIONALLY BLANK]

IN WITNESS WHEREOF, this Contract has been duly executed by the above-named parties, on the day and year above written.

CITY OF ARCADIA

KORDICH CONSTRUCTION, INC.

By: _____
Dominic Lazzaretto
City Manager

By: _____
Signature

Print Name and Title

Attest:

By: _____
City Clerk

By: _____
Signature

Print Name and Title

Approved as to Form:

Stephen P. Deitsch
City Attorney



STAFF REPORT

Office of the City Manager

DATE: March 7, 2023

TO: Honorable Mayor and City Council

FROM: Dominic Lazzaretto, City Manager
By: Justine Bruno, Deputy City Manager

SUBJECT: PRESENTATION, DISCUSSION, AND DIRECTION REGARDING THE CREATION OF A CITY HEALTH COMMISSION
CEQA: Not a Project
Recommendation: Provide Direction

SUMMARY

At the January 17, 2023, City Council Meeting, Councilmember Cao received support to place the discussion of a City Health Commission on a future City Council Agenda. This agenda item will expand on the idea of a creating a City Health Commission and allow the City Council to have a full discussion and provide direction. The presentation will review existing City boards and commissions including their purpose, origin, and operations. Other background information will include the economic impact of the health care industry in Arcadia and the availability of health care resources, providers, and facilities that currently exist in the community.

The presentation will include a proposed purpose and scope of work for the Health Commission, further clarifying the purview of this group and the suggested membership. It is recommended that the City Council provide direction regarding the formation of a City Health Commission.

BACKGROUND

Several campaigns during the Fall 2022 election cycle included the goal of increasing health outcomes in the community. At the January 17, 2023, City Council Meeting, Councilmember Cao received support to place the discussion of a City Health Commission on a future City Council Agenda. This staff presentation and agenda item was developed in partnership with Councilmember Cao to help illustrate his vision for a City Health Commission.

City boards and commissions have been authorized both through the Arcadia City Charter and by City Council Resolution. Currently, there are seven City Boards and

Commissions, which include the Arcadia Beautiful Commission; the Arcadia Museum Commission; the Human Resources Commission; the Library Board of Trustees; the Planning Commission; the Recreation Commission; and the Senior Citizens' Commission. Additionally, there are three ad-hoc committees that have been engaged on an as-needed basis over the last several years. The ad-hoc committees include the Citizens Financial Advisory Committee; the Charter Review Committee and the Youth Advisory Council (now disbanded). According to City records, the last City Board or Commission that was created was the Arcadia Museum Commission in 2001.

DISCUSSION

The formation of a new City board or commission necessitates direction and support from the City Council. With this presentation, Councilmember Cao will share his vision for a City Health Commission. This presentation will specify the scope of the proposed commission, which would include advising the City Council on traditional health care services, with an emphasis on medical transport, mental health, senior health care, youth health care, and cross-cultural health care needs. Additionally, areas not intended for the commission will be described as well like homeless health care, sustainability, and telecommunications.

Membership of the commission is proposed as a mix of local health care providers and residents, including representation from non-voting members like the Arcadia Fire Department, Arcadia Police Department, and the Arcadia Unified School District. Health care providers are intended to comprise the bulk of the commission's membership and will be representative of major medical institutions in Arcadia like the USC Arcadia Hospital and Children's Hospital of Los Angeles.

If approved, the Health Commission would follow the traditional recruitment and appointment cycle for all City boards and commission. This would involve recruitment efforts from April to May, appointments in June, and official action of the commission beginning with the first meeting in July or August 2023.

City Council liaisons for boards and commissions have historically been determined following the Council reorganization. The last reorganization and board and commission assignments were determined by Mayor Cheng at the December 6, 2022, City Council Meeting. If the City Council approves the creation of a health commission, the Mayor would be asked to select a Council liaison to serve the commission.

If the City Council wishes to proceed with forming a Health Commission, any direction provided at the March 7, 2023, meeting will be brought forward in the form of a resolution during a subsequent meeting. In the resolution, the commission's purpose, functions, membership composition and terms, meeting dates and times, and any other pertinent details would be addressed.

ENVIRONMENTAL ANALYSIS

No City Council decision is being made as part of this item, thus it is not considered a project under the California Environmental Quality Act (“CEQA”). Any future decision on establishing a City Health Commission will return to the City Council with an accompanying environmental analysis.

FISCAL IMPACT

The estimated fiscal impact of establishing a new City board or commission is deemed de minimis outside of any staff time, and allocation of City facilities for use by the commission.

RECOMMENDATION

It is recommended that the City Council provide direction regarding the formation of a City Health Commission.



STAFF REPORT

Development Services Department

DATE: March 7, 2023

TO: Honorable Mayor and City Council

FROM: Jason Kruckeberg, Assistant City Manager/Development Services Director
Lisa Flores, Deputy Development Services Director
Edwin Arreola, Associate Planner

SUBJECT: REPORT, DISCUSSION, AND DIRECTION CONCERNING REGULATIONS ON THE USE OF ARTIFICIAL TURF AS A PART OF RESIDENTIAL LANDSCAPING
CEQA: Not a Project
Recommendation: Provide Direction

SUMMARY

The City of Arcadia originally created regulations to allow artificial turf in the front and street side (corner) yards of residential properties in 2016. Due to persistent drought conditions and more community interest in the installation of artificial turf in residential areas, it is important to review the City's policies on artificial turf to determine if regulations need to be altered. A PowerPoint presentation will be provided at the March 7, 2023, City Council meeting providing detail on this issue and highlighting some of the conflicts that have arisen in the field. It is recommended that the City Council provide direction concerning regulations on the use of artificial turf as a part of residential landscaping.

BACKGROUND

The statewide drought and watering limitations affecting the City of Arcadia in recent years has required residents to rethink the fully landscaped yards and green grass lawns typical of Arcadia residences. During this time, drought tolerant landscaping has been promoted as an alternative to encourage water conservation. In recent years, the City has received numerous requests from residents to give additional consideration to the limitations on artificial turf as a means for water conservation and/or landscape maintenance. Additionally, a few residential properties have been improved with artificial turf to an extent that exceeds the permitted amount allowed by the City. As a result, there are several properties in violation of the City's code from unapproved turf improvements. Based on these circumstances, it is timely to reconsider the existing regulations and determine if changes are warranted.

DISCUSSION

The standards below are what is currently permitted per the Development Code regarding the installation of artificial turf on all residential properties within the City:

- Hardscape materials of driveways and pedestrian walkways, including pavement, concrete, interlocking pavers, and the use of artificial turf, shall not cover more than 40 percent of the required front setback or street side.
- In any zone, a maximum of 15 percent of the yard area within the front or street side yards may be installed with artificial turf. Artificial turf shall not be installed within 10 feet of a sidewalk or within 20 feet from the curb if there is no sidewalk.
- Artificial turf is permitted in any zone within any back yard and/or interior side setback areas.
- Artificial turf is not permitted within any parkway areas.
- Artificial turf must have a minimum eight-year no-fade warranty as issued by the manufacturer; be cut-pile infill and made from lead-free polypropylene, polyethylene or a blend of such fibers on a permeable backing; and, have a minimum blade length (pile height) of 1.5 inches, or as determined by the Director as manufacturing processes are updated. Nylon-based or plastic grass blades are not permitted. The use of indoor/outdoor carpeting, and artificial shrubs, flowers, trees and vines instead of natural plantings is prohibited. Infill medium must consist of ground rubber; rubber coated sand or other approved mixtures and must be brushed into the fibers of the artificial turf. The style of the fiber, color, and texture shall resemble fescue, rye, and other common natural grass blades.
- Artificial turf must be installed per all manufacturer's requirements and must include removal of all existing plant material and top three inches of soil in the installation area; placement of filter fabric or synthetic porous material over compacted and porous crushed rock or other comparable material below the turf surface to provide adequate drainage; and, the area must be sloped and graded to prevent excessive pooling, runoff, or flooding onto adjacent property.
- Artificial turf must be maintained in a green, fadeless condition, free of weeds, stains, debris, tears, holes, depressions, ruts, odors, and looseness at edges and seams. Damaged or worn areas in the artificial turf surface must be repaired or removed and replaced in a manner that results in consistent appearance with the existing artificial turf. The artificial turf surface must be replaced once it is unable to be maintained as required. Vehicle parking on artificial turf is prohibited.

The policies identified for further consideration by the City Council are the first two bullet points in the above list (underlined), as they relate to how much artificial turf may be used. In essence, should the policies remain the same, allow for increased use of artificial turf as hardscape, or allow for an unlimited application of artificial turf?

As mentioned, a PowerPoint presentation will be provided at the March 7 meeting to better illustrate the issues and options for consideration. Any direction provided by the City Council at the March 7 meeting will be returned as a text amendment to the Municipal Code in a public hearing format. Subsequent to that, clear information will be provided to the public as to what the rules are related to artificial turf installation.

ENVIRONMENTAL ANALYSIS

No decision is being made as part of this item, thus it is not considered a project under the California Environmental Quality Act ("CEQA"). Any future decision on artificial turf policy will return to the City Council along with an environmental analysis.

RECOMMENDATION

It is recommended that the City Council provide direction concerning the regulations on the use of artificial turf as a part of residential landscaping.

Approved:


Dominic Lazzaretto
City Manager