

IRWINDALE COUNCIL CHAMBER
5050 N. IRWINDALE AVENUE
IRWINDALE, CALIFORNIA 91706

January 18, 2023
Wednesday
6:32 P.M.

The Irwindale **PLANNING COMMISSION** met in regular session at the above time and place.

PLEDGE OF
ALLEGIANCE

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

INVOCATION
COMMISSIONER
FUNTES

Dear heavenly Father, we just come before you once again this evening dear Lord. We just thank you so much for your love, your grace, and your mercy. Father God, as we start this new year we just ask, father, that your wisdom would be poured out upon us, dear Lord. That any decisions we make would be pleasing to you and to the advancement for you, dear Lord. We ask you now that you be with this Commission, dear Lord. We welcome our new Commissioners, dear God. Bless us all, in Jesus' name. Amen

AB 2449
DISCLOSURES

Will continue down the agenda to Item E. There is no AB 2449 Disclosures. Can we have a Roll call.

ROLL CALL:

Present: Commissioners; David Fuentes (via Zoom); Maricela Frymark; Richard Chico; Vice Chair Enoch Burrola; Chair Suzanne Gomez

Also present: Julian Miranda, City Manager; Jamie Traxler, Assistant City Attorney; Marilyn Simpson, Community Development Director; Brandi Jones, Senior Planner; Lisa Chou, Associate Planner; Martin Romero, Planning Technician; Jesus Hernandez, Administrative Secretary

ANNOUNCEMENTS

CHAIR GOMEZ

We are at announcements. At this time, I would like to take the opportunity to acknowledge and welcome our newest Commissioner, Maricela Frymark. We look forward to working with her the next couple of years. Thank you very much. Welcome.

COMMISSIONER
FRYMARK

Thank you.

REORGANIZATION OF PLANNING COMMISSION

CHAIR GOMEZ

We will now proceed with the reorganization of the Planning Commission. Mr. Jesus Hernandez will be handling that portion.

PLANNING COMMISSION MINUTES
REGULAR MEETING

January 18, 2023
PAGE 2

ADMINISTRATIVE SECRETARY HERNANDEZ	At this time it is appropriate to reorganize the Planning Commission, including the selection of a Chair and Vice Chair. Any Commissioners may nominate another Commissioner or themselves and no second to the nomination is required. I will start off with opening the nominations for the office of Chair. After receiving all the nominations, I will close the nominations and conduct the election of Chair by roll call vote, in the order nominated. Do we have any nominations for the office of Chair?
VICE-CHAIR BURROLA	I nominate Suzanne Gomez.
ADMINISTRATIVE SECRETARY HERNANDEZ	Thank you. Do we have any other nominations? Thank you. Commissioner Gomez, do you accept or decline?
COMMISSIONER GOMEZ	I accept, thank you.
ADMINISTRATIVE SECRETARY HERNANDEZ	I will now be conducting roll call for the nomination of Chair, for Commissioner Gomez. Commissioner Chico.
COMMISSIONER CHICO	Yes.
ADMINISTRATIVE SECRETARY HERNANDEZ	Commissioner Frymark.
COMMISSIONER FRYMARK	Yes.
ADMINISTRATIVE SECRETARY HERNANDEZ	Commissioner Fuentes.
VICE-CHAIR BURROLA	Yes, sorry. I forgot he is on the...
COMMISSIONER FUENTES	Yes.
ADMINISTRATIVE SECRETARY HERNANDEZ	Vice-Chair Burrola.
VICE-CHAIR BURROLA	Yes.

PLANNING COMMISSION MINUTES
REGULAR MEETING

January 18, 2023
PAGE 3

ADMINISTRATIVE
SECRETARY
HERNANDEZ Chair Gomez.

CHAIR GOMEZ Yes.

ADMINISTRATIVE
SECRETARY
HERNANDEZ Thank you. We will now welcome our new Chair, Chair Gomez.

CHAIR GOMEZ Thank you.

ADMINISTRATIVE
SECRETARY
HERNANDEZ Chair Gomez, please open the nominations for Vice Chair. Again, any Commissioner may nominate another Commissioner or themselves and no second to the nomination is required. After receiving all the nominations, I will close the nominations and conduct the election of Vice Chair by roll call vote, in the order of nomination.

CHAIR GOMEZ I open the nominations for Vice-Chair at this time. I would like to nominate Commissioner Burrola.

ADMINISTRATIVE
SECRETARY
HERNANDEZ Commissioner Burrola, do you accept or decline?

VICE-CHAIR
BURROLA I accept.

ADMINISTRATIVE
SECRETARY
HERNANDEZ Thank you. Do we have any more nominations? I will now be conducting roll call for the nomination of Vi-Chair for Commissioner Burrola. Vice-Chair, Sorry. Commissioner Chico.

COMMISSIONER
CHICO Yes.

ADMINISTRATIVE
SECRETARY
HERNANDEZ Commissioner Frymark.

COMMISSIONER
FRYMARK Yes.

ADMINISTRATIVE
SECRETARY
HERNANDEZ Commissioner Fuentes.

COMMISSIONER
FUENTES Yes.

ADMINISTRATIVE
SECRETARY
HERNANDEZ Vice-Chair Burrola.

VICE-CHAIR
BURROLA Yes.

ADMINISTRATIVE
SECRETARY
HERNANDEZ Chair Gomez.

CHAIR GOMEZ Yes.

ADMINISTRATIVE
SECRETARY
HERNANDEZ Thank you.

**SPONTANEOUS
COMMUNICATIONS**

CHAIR GOMEZ Now we move forward to Spontaneous Communications, Mr. Hernandez will again provide that information.

ADMINISTRATIVE
SECRETARY
HERNANDEZ This is a time set aside for members of the audience to speak on items not on this agenda. State law prohibits any Commission discussion or action on such communications unless 1) the Commission by majority votes that a catastrophe or emergency exists; or 2) the Commission by at least four votes finds that the matter (and need for action thereon) arose within the last five days. Since the Commission cannot (except as stated) participate it is requested that communications be made in writing so as to be included on the next agenda for full discussion and action. If a member of the audience feels he or she must proceed tonight, then each speaker will be limited to 3 minutes, unless such time limits are extended. We are in a hybrid format, so we have both in-person and hybrid audience members, who will participate in the following order. Tier 1: In-person attendees. Tier 2: Teleconference attendees. Tier 3: In-person attendees who have not previously provide comments on the matter(s) being discussed by the legislative body, and Tier 4: Teleconference attendees who have not previously provide comments on the matter(s) being discussed by the legislative body.

CHAIR GOMEZ At this time let's open up Spontaneous Communications.

ADMINISTRATIVE
SECRETARY
HERNANDEZ We have no members of the audience, wishing to speak. Online as well.

CHAIR GOMEZ Thank you. Do we have anybody on Zoom?

ADMINISTRATIVE SECRETARY
HERNANDEZ We do not.

CHAIR GOMEZ Okay, and that would be inclusive of Tier 1, 2, 3, and 4. This time, we have nobody that has wish to speak during Spontaneous Communication, correct?

ADMINISTRATIVE SECRETARY
HERNANDEZ Correct.

CHAIR GOMEZ We move forward to the Consent Calendar.

CONSENT CALENDAR

CHAIR GOMEZ At this time, the Consent Calendar there is no minutes for approval. We will move forward to New Business.

NEW BUSINESS

CHAIR GOMEZ At this time there is no New Business? Then we move forward to Public Hearing.

PUBLIC HEARINGS

CHAIR GOMEZ At this time there is no Public Hearing?

**DISCUSSION ITEMS/
PRESENTATIONS**

CHAIR GOMEZ Number 4, is there any Discussion Items or Presentations?

ADMINISTRATIVE SECRETARY
HERNANDEZ There is none.

CHAIR GOMEZ Okay.

**COMMUNITY
DEVELOPMENT
DIRECTOR REPORT**

CHAIR GOMEZ Community Development Director Report will be provided by Brandi.

SENIOR PLANNER JONES And we don't have any items for you tonight.

CHAIR GOMEZ Thank you.

LEGAL COUNSEL
COMMENTS

CHAIR GOMEZ

We will move forward to Legal Counsel Comments.

ASSISTANT
CITY ATTORNEY
TRAXLER

Thank you Madame Chair, I do have a legislative update for the Planning Commission. You may have noticed on the agenda there is now an item for AB 2449 Disclosures. That is with regard to the new teleconferencing requirements that the Legislature adopted, amending the teleconferencing requirements of the Brown Act. So if you will remember back to a time before Coronavirus, the Brown Act had teleconferencing requirements that required a member of the Commission, if they were going to teleconference in, to post the notice of the agenda wherever they were going to teleconference from, open their location to the public, you know, state that there was no one else in the room, it had all of these various requirements. And then COVID-19 happened, and the Legislature adopted AB361, which is the current teleconferencing rules that we are operating under. Those rules allow for the legislative body, the Planning Commission, to participate remotely. It allows for a quorum of the legislative body to participate remotely, as long as there is a declared State of Emergency. And that's simplifying the rules, obviously. Now that it is ending, with Governor Newsome's declaration that the State of Emergency will be ending in February. In response to that and in order to make the teleconferencing rules a little bit more flexible, the Legislature adopted AB 2449, Assembly Bill 2449. That went into effect January 1, 2023. Those allow for remote teleconferencing participation by a Commissioner under two (2) circumstances. The first is Just Cause, and Just Cause requires childcare or necessary caregiving of a child, parent, grandparent, grandchild, sibling, spouse, or domestic partner that requires a Commissioner to participate remotely. Or a contagious illness, a need related to a physical or mental disability, or travel while on official business for the city. So if a commissioner wants to teleconference for Just Cause, they can do so. They have to make a disclosure to the Planning Commission at the beginning of the meeting. There's still must be a quorum of the Commissioners in person at the place of the meeting. And you can only participate for Just Cause two (2) times a year. And then the second way to participate is an Emergency Circumstance, defined as a physical or family medical emergency that prevents a member from attending in person. You are also required to disclose your participation to the extent that you can, without providing any, you know, confidential or personal information. And under both of these circumstances, the board has to approve essentially a Commissioner's remote participation by a majority vote. So we still have to have a quorum present in order to go forward with the meeting. That's it unless you guys would like a more detailed presentation, I can bring that back to you. But other than that, that is it.

CHAIR GOMEZ Thank you, think that's pretty thorough. I'm glad the legislation is still being positive and progressive to know that you know, there's dilemmas that sometimes we can't make it, as Commissioners or as City Council. I only have one question. I just want clarification. I understand that access by the public to Zoom won't change and so they continue to have access through Zoom to participate in meetings.

ASSISTANT
CITY ATTORNEY
TRAXLER That is correct.

CHAIR GOMEZ Excellent. Any other questions from the Commissioners regarding this? Thank you.

**COMMISSIONER
COMMENTS**

CHAIR GOMEZ Any Commissioner Comments at this time? Okay well at this time, Happy New Year. It is our first quick meeting. Last one probably. I am going to adjourn this meeting. Thank you so much. Meeting is adjourned.

ADJOURNMENT There being no further business to conduct, the meeting was adjourned at 6:43 p.m.



Suzanne E. Gomez, Planning Commission Chair

Attest:



Jesus Hernandez, Administrative Secretary

Approved as presented at the meeting held April 19, 2023

