

CITY OF PASADENA  
City Council Minutes  
June 20, 2005 – 5:30 P.M.  
Pasadena Senior Center, Multi-Purpose Room  
85 East Holly Street

REGULAR MEETING

**OPENING:**

Mayor Bogaard called the regular meeting to order at 5:48 p.m.  
(Absent: Councilmember Holden, Vice Mayor Madison)

On order of the Mayor, the regular meeting recessed at 5:48 p.m., to discuss the following closed sessions:

Vice Mayor Madison arrived at 5:51 p.m.

Councilmember Holden arrived at 6:01 p.m.

**CITY COUNCIL CONSULTATION WITH PASADENA POLICE DEPARTMENT, POLICE CHIEF BERNARD MELEKIAN pursuant to Government Code Section 54957 regarding matters posing a threat to security of public buildings or facilities**

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL - Existing litigation pursuant to Government Code Section 54956.9(a)**

**Name of Case: 3570 East Foothill Boulevard, Inc., et al. v City of Pasadena, et al., Court of Appeal Case No. B181774**

**CITY COUNCIL CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code Section 54956.8**

**Properties: 3026 E. Orange Grove Boulevard, Pasadena, CA; 3005 E. Foothill Boulevard, Pasadena, CA  
Agency negotiators: Cynthia Kurtz; Richard Bruckner  
Negotiating party: Pasadena Ice Skating Center, Inc.**

The above three closed session items were discussed, with no reportable action at this time.

On order of the Mayor, the regular meeting reconvened at 6:51 p.m. The Mayor welcomed Mark Jomsky as the Senior Assistant City Clerk. The Pledge of Allegiance was led by Mayor Bogaard.

**ROLL CALL:**

Councilmembers:

Mayor Bill Bogaard  
Vice Mayor Steve Madison (Returned at 6:56 p.m.)  
Councilmember Victor Gordo  
Councilmember Steve Haderlein  
Councilmember Chris Holden (Returned at 7:01 p.m.)  
Councilmember Paul Little  
Councilmember Joyce Streator (Returned at 6:56 p.m.)  
Councilmember Sidney F. Tyler, Jr.

Staff:

City Manager Cynthia Kurtz  
City Attorney Michele Beal Bagneris  
Senior Assistant City Clerk Mark Jomsky

**CEREMONIAL MATTERS**

The City Manager recognized and thanked Janet Pope for her recent tenure as Assistant to the City Manager.

Councilmember Streator and Vice Mayor Madison returned at 6:56 p.m.

In regards to changes in the City's Fee Schedule recently adopted by Council, the City Manager clarified that rental fees are not charged for events co-sponsored by the City and nonprofit organizations at La Casita and other City facilities, and discussed the need to standardize language in the fee schedule in respect to waiving rental fees for City facilities for co-sponsored events with nonprofit organizations. She also clarified procurement figures for the Rose Bowl Operating Company that had appeared in a report presented to Council at a prior meeting, and noted these figures should have read 39% for women/minority and 8% for local vendors.

Councilmember Holden returned at 7:01 p.m.

**PUBLIC COMMENT**

Ms. Tricia Thayer, Pasadena resident, expressed concerns regarding the operation of Union Station in connection with a personal incident on the premises, and announced plans to demonstrate against Union Station.

The Mayor indicated staff would examine Ms. Thayer's concerns and take any necessary action.

Mr. Manuel Vargas, La Viña Vieja Association representative, described needed street lighting improvements for his neighborhood, requested utility lines be undergrounded, and thanked Councilmember Haderlein and his field representative, Rhonda Stone, for their assistance in addressing these issues.

Mr. Dan Rix, City Engineer, outlined City policies regarding street lighting improvements and undergrounding utilities, described steps that could be taken to improve lighting through increasing lamp wattages and placing additional lights on existing poles, indicated he would meet with Mr. Vargas to inspect lighting in the neighborhood, and responded to questions.

**CONSENT CALENDAR**

Item discussed separately at the request of Vice Mayor Madison and Councilmember Tyler.

**CONTRACT AWARD TO INTER-CON SECURITY SYSTEMS, INC., FOR CITYWIDE PARKING ENFORCEMENT SERVICES**

Item discussed separately at the request of Vice Mayor Madison and Councilmember Haderlein.

**EXTENSION OF CONTRACT WITH INTER-CON SECURITY SYSTEMS, INC., FOR SECURITY SERVICES FOR PARKS, CITY YARDS AND PARKING STRUCTURES**

**ADOPTION OF APPROPRIATIONS LIMIT FOR FISCAL YEAR 2006**

**Recommendation of City Manager:** It is recommended that the City Council adopt a resolution that:

- (1) Selects the California Per Capita Income and the population increase for the City of Pasadena as the indices to be used in calculating the Appropriations Limit for Fiscal Year 2006;
- (2) Establishes the Appropriations Limit for Fiscal Year 2006 at \$181,370,504; and
- (3) Establishes Appropriations Subject to the Limit for Fiscal Year 2006 at \$94,669,628. (Resolution No. 8485)

**AUTHORIZE PURCHASE ORDER WITH ALTEC INDUSTRIES INC., FOR THE PURCHASE OF ONE NEW REPLACEMENT MOBILE CRANE FOR A TOTAL OF \$130,436**

**Recommendation of City Manager:**

- (1) Authorize the issuance of a purchase order to Altec Industries, Inc., in an amount not to exceed \$130,436 for the purchase of one New Replacement Mobile Crane; and
- (2) Grant the proposed purchase order an exemption from competitive bidding pursuant to City Charter Section 1002 (H), contracts with other governmental entities or their contractors for labor, materials, supplies, or services.

Item discussed separately at the request of Councilmember Gordo.

**ADOPT A RESOLUTION OF INTENT TO VACATE A PORTION OF BELLEVUE DRIVE BETWEEN RAYMOND AVENUE AND THE METROPOLITAN TRANSPORTATION AUTHORITY RIGHT-OF-WAY AND SETTING A PUBLIC HEARING THEREON**

**ADOPT A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE METROPOLITAN WATER DISTRICT FOR THE PURPOSE OF PARTICIPATING IN WATER CONSERVATION PROGRAMS**

**Recommendation of City Manager:** Adopt a resolution to authorize the City Manager to enter into agreements with the Metropolitan Water District (MWD) in order to participate in their Water Conservation programs. (Resolution No. 8486)

**MINUTES APPROVED**

May 9, 2005  
May 23, 2005

**CLAIMS RECEIVED AND FILED**

Claim No. 9850	Margaret Carey	\$	5,289.66
Claim No. 9851	Clyde Williams		450.00
Claim No. 9852	Stephen Charles Hollingsworth		120,000,000.00
Claim No. 9853	Carlos J. Cantu Sr.		Not stated
Claim No. 9854	Deborah B. Johnson		96.20
Claim No. 9855	Neil Kohanski		Not stated

It was moved by Councilmember Little, seconded by Councilmember Streater, to approve the Consent Calendar, with the exception of Item 1 (Contract with Inter-Con Security Systems, Inc.), Item 2 (Extension of Contract with Inter-Con Security Systems, Inc.), and Item 5 (Resolution of Intent to Vacate a Portion of Bellevue Drive), which were discussed separately. (Motion unanimously carried) (Absent: None)

**CONSENT ITEMS**  
**DISCUSSED SEPARATELY**

Vice Mayor Madison recused himself at 7:09 p.m., due to a conflict of interest.

**CONTRACT AWARD TO INTER-CON SECURITY SYSTEMS, INC., FOR CITYWIDE PARKING ENFORCEMENT SERVICES**  
**Recommendation of City Manager:** Authorize the City Manager to enter into a contract with Inter-Con Security Systems, Inc., for citywide parking enforcement services on designated streets, lots and parking structures in an amount not to exceed \$544,400. This amount includes thirty thousand hours annually billed at \$15.40 an hour, for a base amount of \$462,000, with a contingency of six thousand hours billed at \$15.40 an hour for an additional \$92,400. (Contract No. 18,857)

Councilmember Tyler suggested staff include an objective in the contractor's performance standards to improve accuracy in recording vehicle identification numbers during the ticketing process, which could assist in the improvement of the ticket collection process.

The City Manager indicated staff would discuss this suggestion with Inter-Con Security Systems, Inc., and noted increased use of hand held equipment should also positively affect the issue of illegible vehicle identification numbers.

It was moved by Councilmember Tyler, seconded by Councilmember Little, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: Vice Mayor Madison)

**EXTENSION OF CONTRACT WITH INTER-CON SECURITY SYSTEMS, INC., FOR SECURITY SERVICES FOR PARKS, CITY YARDS AND PARKING STRUCTURES**

**Recommendation of City Manager:** Authorize the City Manager to extend Contract No. 17,310 with Inter-Con Security Systems, Inc., on a month-to-month basis for a period not to exceed six months, at a monthly cost of \$26,000 or \$156,000 in total costs. (Contract Amendment No. 17,310-4)

Mr. Douglas Lee, Administrator of Building Systems and Fleet Management Division, indicated a list of the parks to be serviced by the contractor would be provided to Councilmember Haderlein.

The City Manager described the role of a contractor to supplement services performed outside of the normal work hours of park rangers.

Mr. Martin Pastucha, Director of Public Works Department, clarified the scope of the hours of service to be provided in the parking structures.

It was moved by Councilmember Haderlein, seconded by Councilmember Tyler, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: Vice Mayor Madison)

**ADOPT A RESOLUTION OF INTENT TO VACATE A PORTION OF BELLEVUE DRIVE BETWEEN RAYMOND AVENUE AND THE METROPOLITAN TRANSPORTATION AUTHORITY RIGHT-OF-WAY AND SETTING A PUBLIC HEARING THEREON**

**Recommendation of City Manager:**

(1) Adopt a Resolution of Intent to Vacate a portion of Bellevue Drive from Raymond Avenue to the Metropolitan Transportation Authority (MTA) right-of-way.

(2) Set a public hearing for Monday, July 11, 2005, at 8:00 p.m., to consider the proposed street vacation prior to adoption of the resolution ordering the vacation in accordance with the requirements and recommendations contained in the staff report and subject to the conditions, including the condition that the applicants provide proof that they have interest in fee to the underlying property of the proposed portion of Bellevue Drive.

(3) Direct the City Clerk to publish and post a Notice of Hearing in accordance with the requirements of Streets and Highways Code Sections 8320, et seq. (Resolution No. 8487)

**Recommendation of Planning Commission:** On Wednesday, June 8, 2005, the Planning Commission reviewed and recommended that the City Council approve the proposed street vacation as presented by staff.

Mr. Martin Pastucha, Director of Public Works Department, explained the circumstances for vacating the street.

Councilmember Gordo asked the City Attorney to research legal options for the City to retain the rights to a portion of the street (e.g. to allow the City to lease parking spaces on one side of the street), and provide this information when the public hearing is held.

It was moved by Councilmember Gordo, seconded by Councilmember Little, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: Vice Mayor Madison)

**REPORTS AND COMMENTS  
FROM COUNCIL  
COMMITTEES**

**FINANCE COMMITTEE**

**BUDGET AMENDMENT FOR CAPITAL EXPENDITURES ASSOCIATED WITH PASADENA'S SHARE OF LOS ANGELES DEPARTMENT OF WATER AND POWER ("LADWP") OPERATED AND MAINTAINED HIGH VOLTAGE TRANSMISSION LINES**

**Recommendation of City Manager:**

(1) Amend the Light and Power Fund Fiscal Year 2005 Capital Improvement Project (CIP) budget to include a new project entitled Power Transmission Program with an estimated cost of \$315,000; and

(2) Appropriate \$315,000 from the unappropriated Light and Power Fund balance to the new project. (Journal Voucher No. 2005-61)

**Recommendation of Planning Commission:**

This project was reviewed by the Planning Commission at their meeting on May 11, 2005 and they have recommended that the City Council find that the "Power Transmission Project" proposed for inclusion in the FY 2005-2009 CIP is consistent with the City of Pasadena's General Plan.

Councilmember Little, Chair of the Finance Committee, reviewed the agenda report.

It was moved by Councilmember Little, seconded by Councilmember Tyler, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: Vice Mayor Madison)

**RECOMMENDED AMENDMENTS TO ORDINANCE 6252 - NEW RESIDENTIAL IMPACT FEE (FOR PARKS) TO CHANGE THE FEE CALCULATION METHODOLOGY; ADD INCENTIVES FOR ENCOURAGING AFFORDABLE HOUSING AND WORKFORCE HOUSING TO BE BUILT ON-SITE; ASSESS SENIOR LIFE/CARE FACILITIES AND STUDENT HOUSING THE SAME FEE AS AFFORDABLE UNITS; AND EXPAND THE DEFINITION OF NEW RESIDENTIAL DEVELOPMENT TO INCLUDE WORK/LIVE UNITS**

Councilmember Little requested the above item be held for additional review by the Finance Committee.

On order of the Mayor, the above agenda item was held to the Council meeting of July 11, 2005 to allow additional review by the Finance Committee.

**APPROVAL OF SHORT-TERM FINANCING FOR CAPITAL IMPROVEMENTS AT THE ROSE BOWL STADIUM AND AMENDMENT TO THE CAPITAL IMPROVEMENT PROGRAM BUDGET**

Vice Mayor Madison returned at 7:21 p.m.

Councilmember Little reported that the above item should have been referred to the Economic Development and Technology Committee for review.

On order of the Mayor, the above agenda item was referred to the Economic Development and Technology Committee and held to the Council meeting of July 18, 2005.

**RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

**ACTIONS FOR PASADENA CONFERENCE CENTER EXPANSION**

**Recommendation of Pasadena Center Operating Company (PCOC):**

- (1) Approve the Conference Center expansion design approved by the PCOC Board of Directors as presented, including the historically contextual architectural style, the curved entry elements, exterior finishes including the tile roofs and other features as described in the background section of the agenda report; and
- (2) Direct the PCOC to finalize the design and bid documents, solicit bids on the project and bring the project, including final bid, financing and feasibility back to the Council in December of 2005 for final consideration.

**Recommendation of the Design Commission:**

- (1) The main entrances to the convention/conference center buildings should be oriented toward the plaza and frame the edge of the space, rather than be angled toward Green Street. The entrances should be integrated into the Convention/Conference buildings and not appear as attachments. The tile roofs should be eliminated.
- (2) The quality of the landscape, paving, and exterior lighting in the civic space in front of the Civic Auditorium—and the open space to the east and west of it—is important and therefore the collaboration between the design architect and the landscape architect is critical.
- (3) As specified in the first design principle of the City-wide Design Principles (in the Land Use Element of the General Plan), the new facilities should be more contemporary in design rather than mimic the Civic Auditorium. The materials should be of high quality and complementary to (or similar to) those on the Auditorium.
- (4) The Green Street and Marengo Avenue elevations are too repetitive. These facades should have a high level of interest and some transparency. They should also reflect the activity of building uses, and at appropriate points there may be a relief from the uniform set back. The elevations facing Green Street should also be simplified with larger masses and more solidity and relate to the activities in the pre-function space. The placement of these buildings should consider the drip line of the existing street trees.
- (5) In terms of the massing of the new buildings on each side of the Auditorium, the architect's drawings have not taken into consideration the change in grade. The sub-committee

discussed the design of the facades and how they tie in with the horizontal lines carried across from the Auditorium. If the design incorporates the look of a common base for these buildings, the new expansion to the east is at least five feet lower. This change in grade presents a challenge as to how the massing issues are resolved.

(6) Review and demonstrate in drawings or other methods, the relationships of the proposed building, setback, sidewalk and the existing mature street trees on Green Street as a way to review the appropriate setbacks. Current plans indicate a 5' setback, the Design Commission wants to confirm that this is adequate.

(7) Recommend that the City Council refer to the adopted City-wide Design Principles (in the Land Use Element of the General Plan) and the Design Guidelines for the Civic Center in the Central District Specific Plan in their deliberations regarding this project.

(8) Request that the applicant present both a 50% design and a final design of the project—with a full landscape design and full elevations of the new construction—to the Design Commission for advisory reviews to the City Council.

Mr. Ray Serafin, Pasadena Center Operating Company (PCOC) Board Chair, introduced the agenda item.

Mr. James Canfield, PCOC Executive Director, conducted a PowerPoint presentation reviewing the PCOC's mission, benefits provided by the Pasadena Center to the City, and justification/feasibility for the Center expansion. He also provided an update of the project design process; outlined the next steps to be taken on the project, with the full project (including costs, feasibility, and financing plan) to be reviewed and considered by Council in December 2005; and responded to questions.

Mr. Mike Winters, Fentress Bradburn Architects, Ltd., Principal and lead architect, conducted a PowerPoint presentation providing an overview of the architectural design for the expansion project, and responded to questions.

Mr. Donald Barker, Design Commission Chair, discussed the Commission's recommendations contained in the agenda report and responded to questions.

The following persons spoke in support of the project design as proposed by PCOC and/or the project:

Mr. Jim Halferty, PCOC Board member  
Mr. Sam Gennaway, Pasadena business owner  
Mr. Jon Catalani, Pasadena Chamber of Commerce  
External Affairs Manager  
Mr. Bob Kneisel, Pasadena resident



Ms. Maggie Campbell, Old Pasadena Management District  
President and Chief Executive Officer

The following persons spoke in opposition to the project design  
and/or expressed concerns:

Mr. Abe Chorbajian, Historic Preservation Commission  
Chair  
Mr. Glenn de Veer, Design Commissioner  
Ms. Patricia Oliver, Design Commission (adjunct member)  
Mr. Jim Crawford, architect  
Ms. Andrea Rawlings, Design Commissioner speaking as  
an individual

The Mayor reported that a letter in support of the Design  
Commission recommendations had been submitted by Susan  
Mossman, Executive Director of Pasadena Heritage; and a  
letter in support of the project proposed by the PCOC had been  
submitted by Catherine Haskett Hany, Playhouse District  
Association Executive Director.

Councilmember Tyler expressed concern regarding the need  
for a pro forma prior to moving forward with approval of the  
project.

Mr. Jay Goldstone, Director of Finance Department, indicated a  
revised pro forma, based on the estimated pro forma previously  
submitted to Council approximately two years ago, would be  
presented when the project is reviewed in December 2005. He  
also outlined the financial aspects and obligations of the project  
and responded to questions.

Councilmember Little expressed concern regarding the need to  
ensure the use of quality materials in construction of the  
project.

It was moved by Vice Mayor Madison, seconded by  
Councilmember Streater, to approve the Pasadena Center  
Operating Company's recommendation. (Motion unanimously  
carried) (Absent: None)

## **PUBLIC HEARINGS**

### **PUBLIC HEARING: ESTABLISHMENT OF THE OLD PASADENA MANAGEMENT DISTRICT PROPERTY-BASED BUSINESS IMPROVEMENT DISTRICT**

**Recommendation of City Manager:** It is recommended that  
the City Council:

(1) Conduct a public hearing on the proposed establishment of  
the Old Pasadena Management District Property-based  
Business Improvement District (PBID).

It is further recommended that upon closing of the public  
comment portion of the public hearing, that the City Council:

(2) Order the tabulation of all ballots received and not

withdrawn, and request a report on the tabulation results as soon as possible.

Upon receipt of the report on the tabulation of ballots, if the results of said tabulation show a majority protest does not exist, it is recommended that the City Council:

(3) Adopt the financial key terms and conditions of the \$545,000 for the proposed Old Pasadena Management District (OPMD) PBID as described in the "Old Pasadena Management District Key Terms" between the Old Pasadena Management District and the City of Pasadena, Attachment 1 of the agenda report.

(4) Adopt the Baseline Services Contract as described in the agenda report in "Old Pasadena Baseline Services", Attachment 2 of the agenda report.

(5) Authorize the City Manager to enter into a financial agreement and baseline services contract with OPMD.

(6) Appoint the Old Pasadena Management District, acting by and through its Board of Directors, as the owners association for the purpose of making recommendations to City Council on expenditures derived from assessment, property classifications, as applicable, and on the method and basis of levying assessments.

(7) Adopt a final resolution "Establishing the Old Pasadena Management District, Property-based Business Improvement District", Attachment 3 of the agenda report. (Resolution No. 8491; Agreement No. 18,858; Contract No. 18,859)

The Mayor opened the public hearing.

The Senior Assistant City Clerk reported assessment ballots were mailed to 339 owners of record for parcels in the District on May 4, 2005, and one letter in support was received.

The City Manager introduced the agenda item.

Mr. Robert Montano, Business District Coordinator, provided an overview of the hearing process for renewing the Property-Based Improvement District (PBID).

Ms. Robin Harris, Special Counsel, outlined the process to be followed for the public hearing, discussed the current exemption of residents under the PBID, offered a legal opinion that all residents should be either included or exempted in the proposed PBID, and responded to questions.

Ms. Maggie Campbell, Old Pasadena Management District (OPMD) President and Chief Executive Officer, reviewed the history of OPMD, spoke in support of the renewal of the District, distributed an information brochure on the PBID that had been distributed to the District, and responded to questions.

Mr. Doug Huberman, OPMD Continuation Committee Chair, provided an overview of the process followed in preparing the continuation of the OPMD, benefits provided by the District, and PBID Plan; and discussed recommendations on District boundaries and issues involving fees assessments, governance, functional composition of the Board, roles of volunteers and committees, increased Board participation by residents, and funding services.

Mr. Russ Hanlin, OPMD Chair, discussed a District planning retreat scheduled for September 2005 to discuss various issues (e.g. Board composition, nominating procedures, term limits, governance, by-laws, and improvements in outreach to the District members).

The Mayor reported that a letter in support of continuation of the District had been submitted by Mike Salazar, OPMD resident.

The following persons spoke in support of retaining the exemption status of residents in the PBID:

Mr. Walter Askin, OPMD resident

Ms. Elise Doyle, OPMD resident, submitted a letter of concerns.

The following persons spoke in support of continuation of the PBID and/or expressed concerns:

Mr. James Plotkin, OPMD business owner

Mr. Manny Ghaffari, Manny's Pizzeria (OPMD business owner)

It was moved by Vice Mayor Madison, seconded by Councilmember Gordo, to close the public comment portion of the public hearing. (Motion unanimously carried) (Absent: None)

The Mayor requested the submission of any assessment ballots, and ordered the immediate tabulation of the ballots in a public area of the Pasadena Senior Center.

Following tabulation of the assessment ballots, Mr. Montano reported 86 ballots had been received with the following results:

\$324,848.39 in financial obligation ballots cast in support of the proposed assessment

\$ 22,123.60 in financial obligation ballots cast in opposition to the proposed assessment  
(93% of ballots cast in support)

It was moved by Councilmember Little, seconded by Councilmember Streater, to close the public hearing. (Motion unanimously carried) (Absent: None)

Councilmember Little stated his opinions regarding the seemingly insular way that the OPMD Board is currently perpetuated and the need to more democratize the Board.

The City Manager confirmed the residential exemption would be eliminated in the PBID.

Councilmember Gordo indicated that the Economic Development and Technology Committee had directed staff to prepare a strategy for protecting business development in Pasadena, with input from and coordinated efforts with the various PBIDs and Paseo Colorado.

It was moved by Councilmember Holden, seconded by Vice Mayor Madison, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: None)

**CONTINUED PUBLIC HEARING: ADOPTION OF THE FISCAL YEAR 2006 OPERATING BUDGET**

**Recommendation of City Manager:**

- (1) Adopt by resolution the City's Fiscal Year 2006 Operating Budget as detailed in Exhibit A of the agenda report and as amended by the recommended modifications outlined in the Background section of the agenda report;
- (2) Adopt a resolution amending the Salary Resolution to establish salary and control rates for the new classifications of City Auditor, Senior Capital Projects Manager, Payroll Services Manager, Public Information Officer, Epidemiologist, Customer Services Representative III, and Assistant Bureau Chief/Fire Marshal;
- (3) Adopt a resolution determining the amount to be transferred from the Light and Power Fund to the General Fund for Fiscal Year 2006; and
- (4) Direct staff to undertake a competitive selection process to hire a consultant to study and present options to reduce the amount of traffic on city streets by 10% to 25%. (Resolution Nos. 8488, 8489, and 8490)

The Mayor opened the continued public hearing.

Councilmember Little, Chair of the Finance Committee, reviewed the agenda report.

No one appeared for public comment.

It was moved by Councilmember Little, seconded by Councilmember Streator, to close the public hearing. (Motion unanimously carried) (Absent: None)

Councilmember Little elaborated on the recommended study to reduce the amount of traffic on City streets, relationship between the proposed study and information obtained under the Mobility Element, and possible elements/issues for the study; and responded to questions.

The City Manager reviewed the process in undertaking the study and possible components to include in the scope of the study, and responded to questions.

Councilmember Haderlein asked that the scope of the study also include reduction of traffic on neighborhood streets and alternatives for traveling to a City destination.

It was moved by Councilmember Little, seconded by Councilmember Streator, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: None)

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 9:58 p.m. to the regular meeting of the Community Development Commission.

RECONVENED

On order of the Mayor, the regular meeting of the City Council reconvened at 10:01 p.m. (Absent: None)

PUBLIC HEARINGS

**CONTINUED PUBLIC HEARING: AMENDMENTS TO THE INCLUSIONARY HOUSING ORDINANCE AND INCLUSIONARY HOUSING REGULATIONS**

**Recommendation of City Manager:** It is recommended that the City Council, after a public hearing, take the following actions:

(1) Find that the proposed amendments to the Inclusionary Housing Ordinance ("Ordinance") have no negative environmental impacts, and recommend adoption of a Negative Declaration by the City Council.

(2) Approve the following amendments to the Ordinance:

(a) Definition of "Residential Project" shall be expanded to include: a) projects consisting of five to nine dwelling units ("Small Projects"); b) approved Subdivision Maps of five or more lots; and c) single room occupancy (SRO) projects of five or more units;

(b) Small Projects shall comply with the Ordinance by providing on-site affordable units (at moderate income affordability for ownership projects or at low income affordability for rental projects) or, as an alternative: a) one off-site affordable unit; b) land donation; or c) an In-Lieu Fee payment in accordance with the adoption of an In-Lieu Fee Schedule for

Small Projects;

(c) Residential Projects causing displacement of low and moderate-income households shall be required to comply with the Ordinance by providing Inclusionary Units on-site; and

(d) Increase the affordability covenant period on for-sale (ownership) Inclusionary Units from 30 years to 45 years.

(3) Approve the following amendments to the Inclusionary Housing Regulations:

(a) The use of Inclusionary Housing Trust Funds to assist residential developments shall be subject to review and threshold criteria which limits the concentration of such developments in Sub-area "B";

(b) The eligible uses of Inclusionary Housing Trust Funds shall be expanded to include purchase of affordability covenants;

(c) The In-Lieu Fee Schedule shall be updated and adopted by the City Council every five years, based on a real estate market study, with the following provisions: i) the updated In-Lieu Fees shall incorporate a 10% adjustment which would be fully waivable; and ii) during the five-year period the In-Lieu Fee Schedule shall be adjusted annually in accordance with housing market indices;

(d) City shall have a "right of first refusal" to purchase Inclusionary ownership units in the event of a resale; and

(e) The preparation of a biennial Inclusionary Housing Program Performance Assessment.

(4) Direct the City Attorney to prepare within 60 days:

(a) An ordinance incorporating the amendments to the Pasadena Municipal Code Chapter 17.42, Affordable Housing Incentives and Requirements, and Chapter 17.80, Definitions (Inclusionary Housing Ordinance); and

(b) A resolution amending the Inclusionary Housing Regulations and establishing an In-Lieu Fee Schedule for Small Projects.

**Recommendation of Planning Commission:** On February 23, 2005 and April 13, 2005, the Planning Commission conducted a public hearing regarding proposed amendments to the Inclusionary Housing Ordinance. At its meeting on April 13, 2005, the Planning Commission recommended the City Council adopt the amendments to the Pasadena Municipal Code Chapter 17.42 Affordable Housing Incentives and Requirements (Inclusionary Housing Ordinance). The Planning Commission also requested that a biennial performance assessment of the Inclusionary Housing Program be prepared for its review and comment.

**Recommendation of Community Development Committee:** On February 24, 2005 and April 14, 2005, the Community Development Committee (CDC) considered three proposed amendments to the Inclusionary Housing Regulations. Two of the amendments received the CDC's recommendation on February 24, 2005 for their adoption by the City Council. At its meeting of April 14, 2005, CDC conditionally recommended

City Council adoption of the third amendment enabling the use of Inclusionary Housing Trust Funds to purchase affordability covenants. The conditions of the recommendation were 1) a detailed financial analysis of each project where funds would be utilized, and 2) a biennial performance assessment of the use of Inclusionary Housing Trust Funds.

The Mayor opened the public hearing.

Mr. Marvin Schachter, Senior Advocacy Council of Pasadena representative, spoke in support of the amendments to the Inclusionary Housing Ordinance and Inclusionary Housing Regulations.

Councilmember Haderlein requested that a copy of a prior memorandum from the City Attorney discussing the possible elimination of the In-Lieu Fee be included in the upcoming report to Council and with updated information, if necessary.

Following brief discussion and by Council consensus, the above public hearing was continued to the Council meeting of July 11, 2005 at 7:00 p.m.

**CONTINUED PUBLIC HEARING: RECOMMENDATION FOR AN AMENDMENT TO THE ZONING CODE TO PROHIBIT MEDICAL MARIJUANA DISPENSARIES**

**Recommendation of City Manager:** It is recommended that the City Council continue the public hearing to July 18, 2005, 8:00 p.m.

The Mayor indicated the City Attorney was currently reviewing the recent U.S. Supreme Court decision regarding medical marijuana, with the City Attorney's legal opinion to be included in the future report to Council.

Vice Mayor Madison requested the local U.S. Attorney's office also be contacted for additional information and legal opinion on this matter.

By Council consensus, the above public hearing was held to the Council meeting of July 18, 2005 at 8:00 p.m.

**RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

**REAPPOINTMENT OF DR. GLOVIOELL ROWLAND TO THE CODE ENFORCEMENT COMMISSION (At-large Nomination)**

**REAPPOINTMENT OF HORTENSE COOPER TO THE COMMUNITY DEVELOPMENT COMMITTEE (Senior Tenant Nomination)**

**REAPPOINTMENT OF JOAN TAKAYAMA-OGAWA TO THE DESIGN COMMISSION (At-large/District 4 Nomination)**

**REAPPOINTMENT OF GLENN DeVEER TO THE DESIGN COMMISSION (At-large Nomination)**

**REAPPOINTMENT OF SUZANNE BERBERIAN TO THE HUMAN SERVICES COMMISSION (Mayor Nomination)**

**REAPPOINTMENT OF GUADALUPE J. FLORES TO THE PLANNING COMMISSION (Mayor Nomination)**

**RESIGNATION OF YESCENI RAMIREZ FROM THE COMMISSION ON THE STATUS OF WOMEN (District 5 Nomination)**

**REAPPOINTMENT OF DONNA POMERANTZ TO THE ACCESSIBILITY AND DISABILITY COMMISSION (At-Large Nomination)**

**REAPPOINTMENT OF DAVID GOODRICH TO THE DEFERRED COMPENSATION OVERSIGHT COMMITTEE (Council Nomination)**

**REAPPOINTMENT OF JUDITH ZITTER TO THE PASADENA CENTER OPERATING COMPANY (City Nomination)**

It was moved by Councilmember Little, seconded by Councilmember Streater, to approve the above reappointments and accept the resignation with regrets. (Motion unanimously carried) (Absent: None)

Councilmember Gordo recused himself at 10:27 p.m., due to a conflict of interest.

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA APPROVING A SUPPLEMENTAL CHAPTER TO THE DESIGN GUIDELINES FOR THE HISTORIC DISTRICTS FOR THE CRAWFORDS VISTA LANDMARK DISTRICT**

**Recommendation of City Manager:** It is recommended that the City Council adopt a resolution approving a supplemental chapter to the Design Guidelines for the Historic Districts for the Crawfords Vista Landmark District. (Resolution No. 8492)

It was moved by Councilmember Little, seconded by Councilmember Tyler, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: Councilmember Gordo)

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH THE PHOENIX DECORATING COMPANY FOR AN AMOUNT NOT TO EXCEED \$100,000 FOR THE DESIGN AND CONSTRUCTION OF A ROSE PARADE FLOAT CELEBRATING THE 100 YEAR ANNIVERSARY OF THE CITY'S POWER DEPARTMENT (PWP)**

**Recommendation of City Manager:** It is recommended that the City Council authorize the issuance of a purchase order



contract to the Phoenix Decorating Company (Phoenix) to design and build a Rose Parade float in celebration of the 100-year anniversary of the City's Power Department (PWP) for an amount not to exceed \$100,000. Competitive bidding is not required pursuant to City Charter Section 1002(F), contracts for professional or unique services.

It is further recommended that the City Council grant the proposed contract an exemption from the competitive selection process, pursuant to Pasadena Municipal Code Section 4.08.049(B), contract for which the City's best interests are served.

Councilmember Gordo returned at 10:28 p.m.

The City Manager introduced the agenda item, discussed the rationale for the float project as a celebration of the 100-year history of the utility and provided information regarding possible business sponsorships, and responded to questions.

Mr. Joe Awad, Director of Customer Care Services, responded to questions.

Councilmember Tyler stated his objections to the expenditure of funds for this project considering the need for funding City infrastructure projects and the message this expenditure would send to the community.

Councilmember Gordo expressed concerns regarding the benefits of the float project.

Councilmember Little asked that float decoration be located in the City.

It was moved by Councilmember Streator, seconded by Councilmember Little, to approve the City Manager's recommendation. (Motion carried, with Councilmembers Gordo and Tyler objecting) (Absent: None)

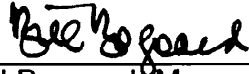
Mayor Bogaard and Vice Mayor Madison recused themselves at 7:40 p.m., due to conflicts of interest, and Councilmember Tyler assumed the Chair.

**Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF PASADENA ESTABLISHED BY SECTION 17.08.040 OF THE PASADENA MUNICIPAL CODE (GOVERNOR MARKHAM LANDMARK OVERLAY DISTRICT)"** (Introduced by Councilmember Haderlein) (Ordinance No. 7010)

The above ordinance was adopted by the following vote:  
AYES: Councilmembers Gordo, Haderlein, Holden, Little, Streator, Tyler  
NOES: None  
ABSENT: Vice Mayor Madison, Mayor Bogaard

ADJOURNMENT

On order of Councilmember Tyler, the regular meeting of the City Council adjourned at 10:42 p.m.



\_\_\_\_\_  
Bill Bogaard, Mayor  
City of Pasadena

ATTEST:



for: City Clerk \_\_\_\_\_