

CITY OF PASADENA
City Council Minutes
October 24, 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: Councilmembers Gordo, Haderlein, Holden)

On order of the Mayor, the regular meeting recessed at
5:49 p.m., to discuss the following closed sessions:

Councilmember Holden arrived
at 5:51 p.m.

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

**Name of Case: Ramirez, et al. v. City of Pasadena; Vanessa
Ramirez, et al. v. Superior Court (City of Pasadena, real
party in interest); Lisa Hernandez, et al. v. City of
Pasadena**

Case No.: BC 265409; B173096; BS 094864

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

Case Name: Jane Orr v. City of Pasadena, et al.

Case No. : GC016142

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

Mayor Bogaard called the regular meeting to order at 6:56 p.m.
(Absent: Councilmembers Gordo, Haderlein) The Pledge of
Allegiance was led by Mayor Bogaard.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Steve Madison (Returned at 7:08 p.m.)
Councilmember Victor Gordo (Absent)
Councilmember Steve Haderlein (Absent)
Councilmember Chris Holden
Councilmember Paul Little
Councilmember Joyce Streater
Councilmember Sidney F. Tyler

Staff:

City Manager Cynthia Kurtz
City Attorney Michele Beal Bagneris
City Clerk Jane L. Rodriguez

**PUBLIC COMMENT ON
MATTERS NOT ON THE
AGENDA**

Vice Mayor Madison returned
at 7:08 p.m.

Ms. Mary Dee Romney, Pasadena resident, expressed concerns regarding alleged illegal, non-permitted construction taking place at 405 Laguna Road and requested that the City Council investigate instances when developers ignore City building regulations.

Mr. Marvin Schachter, Pasadena resident, reminded the City Council that the 60th Anniversary of the founding of the United Nations was today, October 24, 2005. He urged the City to recognize the importance of this organization and how foreign policy can impact local municipalities.

Mr. Luis Fernando Batres, representing the Institute of Popular Education of Southern California (IDEPSCA), read a letter urging the City Council to address low-income housing needs and possible school closures.

Mr. Raul Borbon, Pasadena resident and representing Latino Parents from the City of Pasadena (APPLE) and IDEPSCA, raised concerns regarding the lack of low-income housing, gentrification, and declining student enrollment in Northwest Pasadena area students. He requested an audit of the Pasadena Unified School District (PUSD) and for the Council to explore rent control as a means to protect residents from rising rental rates.

Ms. Maria Belen Castaneda, Pasadena resident and IDEPSCA representative, requested that the City Council address issues surrounding the impact of rising rental rates for low-income families and the decline in Latino student enrollment in PUSD schools.

Mr. Fernando Matias, Pasadena resident, suggested that the drop in Latino student enrollment in PUSD schools is due to the rising costs in housing in the City and the fact that many low-income families are being forced to move in order to find cheaper housing.

Mr. Raul Anorve, Pasadena resident and IDEPSCA representative, requested City Council involvement in dealing with the issues facing PUSD schools and low-income families within the City.

Ms. Susana Zamorano, Pasadena resident and APPLE representative, expressed disappointment in the City Council's actions to address the issues surrounding low-income housing and the decreased enrollment of students in PUSD schools.

Mr. Philip Koebel, Pasadena resident, requested that the back gate be kept open for students at Pasadena High School, expressed his support for the City Council's involvement in the issues being raised by other public comment speakers

regarding low-income housing and dropout rates of students in the Pasadena area. He also invited the community to attend "Community Day" at Washington Middle School on November 5, 2005.

Ms. Melody Comfort, Pasadena resident, requested that the back gate at Pasadena High School located at Rose and Cooley Streets be kept open for students in the mornings.

Councilmember Streater expressed confusion regarding the process for resolving the issues surrounding the closure of the back gate of Pasadena High School. She stated that City Council delayed their involvement in the issue to allow for discussions between School administrators, consultants, parents, and students. She asked staff to clarify whether those meetings occurred. The City Manager stated that the discussions regarding alternatives were at the beginning stages and had not yet begun. She further stated that meetings to discuss potential alternatives would occur later in the week.

CEREMONIAL MATTERS

The City Manager announced that the vacant position of Assistant City Manager was filled by Julie Gutierrez who was previously serving as Interim Assistant City Manager.

The Mayor congratulated Michele Bagneris, City Attorney, for being elected to the position of President of the City Attorney's Department of the League of California Cities.

CONSENT CALENDAR

AUTHORIZE THE CITY MANAGER TO AMEND THE TERM OF CONTRACT NO. 14,061 WITH CALIFORNIA INSTITUTE OF TECHNOLOGY FOR THE TREATMENT OF CONTAMINATED GROUNDWATER IN THE ARROYO SECO
Recommendation of City Manager: Authorize the City Manager to amend the term of Contract No. 14,061 from August 30, 2005 to November 15, 2005. (Contract No. 14,061-11)

MINUTES APPROVED

October 10, 2005

CLAIMS RECEIVED AND FILED

Claim No. 9945	Estuardo Wilfredo Roca; Rodolfo Roca; Melvin Jacome and Fares Lopez	\$25,000+
Claim No. 9946	B. Joy Bennett	5,188.00
Claim No. 9947	Robert David Campbell	500.00
Claim No. 9948	Blanca Reyes	Not Stated
Claim No. 9949	Gwynn T. DeYoung	Not Stated
Claim No. 9950	Megan Sulzinger	3,370.00
Claim No. 9951	Julia O'Grady Pollard	Not Stated

It was moved by Councilmember Tyler, seconded by Councilmember Streator, to approve all items on the Consent Calendar. (Motion carried, with Vice Mayor Madison abstaining) (Absent: Councilmembers Gordo, Haderlein)

Vice Mayor Madison initially voted in favor of approving all items on the Consent Calendar. Towards the end of the meeting, he stated that a conflict of interest existed with the Consent item related to the contract with the California Institute of Technology and, with City Council consent, he abstained from voting on the Consent Calendar.

INFORMATIONAL ITEMS

PASADENA'S EMERGENCY PREPAREDNESS PLAN

The City Manager introduced the City's Emergency Preparedness Plan highlighting prevention measures, current preparation and training, inter-governmental emergency management plans, community outreach programs, and the City's overall emergency response to a disaster.

Fire Chief Dennis Downs presented the City's Multi-Hazardous Functional Plan. His presentation highlighted the following areas of disaster management:

- Emergency Operation Center (EOC) Management
- Emergency Operations
- Emergency Planning and Intelligence
- Emergency Logistics
- Emergency Finance

Mr. Horace Wormely, Care and Shelter Unit Coordinator, provided an overview of the care and shelter emergency response plan, including information regarding emergency shelters created during an emergency for displaced individuals.

Following discussion, Councilmember Holden and Councilmember Streator raised concerns regarding the location of City employees who do not maintain residence in the immediate area, thus impacting the ability of these individuals to respond to an emergency given the potential for hazardous road conditions during a disaster. The City Manager stated that the list of employees' residential locations would be reviewed and made current. Fire Chief Downs and Police Chief Bernard Melekian commented on the advantages and disadvantages of having a requirement for all first-responder employees to live within the immediate area of the City. The City Manager also provided information regarding the order of succession created within Departments so that more than one individual is assigned and trained for the necessary tasks during a disaster.

Mr. Martin Pastucha, Director of Public Works, responded to questions regarding the City's infrastructure, sewer system, and other sanitation issues during a disaster.

Ms. Lisa Derderian, Disaster Preparedness Coordinator, provided information regarding plans to address the needs of the disabled population and special needs individuals during an emergency.

Police Chief Melekian discussed the role of the City Council during a disaster, highlighting legislative issues that the City Council will be required to act upon during an emergency, press conference protocols aimed at providing accurate updates and information to constituents, and assisting various Federal and State officials in navigating around the City and disaster zone.

Councilmember Streator suggested that the Draft Multi-Hazard Functional Plan be amended so that the City Manager is identified as the Mayor's representative within the EOC. The City Manager, acting in this capacity, is responsible for coordinating City Council access to the EOC and/or disaster locations during an emergency.

Chief Melekian and Chief Downs provided information regarding communication systems during a disaster and the alternatives that may be utilized in the event that those systems become inoperable.

Chief Melekian and Ms. Derderian provided an overview of the role of community organizations such as Neighborhood Watch and the Pasadena Emergency Response Team (PERT) programs. They also provided details for individual residents wishing additional training and information in preparing for an emergency.

Ms. Ann Erdman, Public Information Officer, highlighted the outreach programming that is currently being utilized to educate the public on the City's disaster management plan, preparing for an emergency event, and the training that is available to residents.

Councilmember Holden suggested that a safety checklist be created and circulated to residents providing guidance on how to prepare and handle an emergency situation.

Mr. William Jennings, Pasadena resident, raised concerns regarding potential deficiencies in the City's emergency. He felt that the system does not prepare residents for a disaster, does not show them who to turn to, and how to mitigate problems in an emergency.

Councilmembers Holden and Streator responded to the public speaker by saying that the City's Emergency Preparedness Plan includes public education and training, but both stressed the importance of the public's responsibility for proactively preparing for an emergency.

Chief Downs concluded the presentation by stating City staff is available to the public to provide further information regarding emergency preparedness.

PUBLIC HEARINGS

PUBLIC HEARING: DESIGNATION OF 1453 EAST CALIFORNIA BOULEVARD AS A LANDMARK

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

(1) Acknowledge that the designation of a historic resource is categorically exempt from the California Environmental Quality Act (Section 15308: Actions by regulatory agencies for protection of the environment);

(2) As recommended by the Historic Preservation Commission, find that the property at 1453 East California Boulevard is significant under Criterion c for designation as a landmark (Pasadena Municipal Code Section 17.62.040 B) because it is an architecturally intact and outstanding local example of early twentieth-century Monterey and Spanish Colonial Revival design by architect Wallace Neff;

(3) Adopt a resolution designating 1453 East California Boulevard as a landmark;

(4) Authorize the Mayor to execute the Declaration of Landmark Designation; and

(5) Direct the City Clerk to record the Declaration with the Los Angeles County Recorder. (Resolution No. 8526)

Recommendation of Historic Preservation Commission:

On September 19, 2005, at a noticed public hearing, the Historic Preservation Commission voted unanimously to recommend approval of the designation of 1453 East California Boulevard as a landmark.

The Mayor opened the public hearing.

The City Clerk reported 22 copies of the notice were posted on October 7, 2005; 43 copies of the notice were mailed on October 7, 2005; and no correspondence was received.

Mr. Kevin Johnson, Assistant Planner, summarized the agenda report.

It was moved by Councilmember Tyler, seconded by Councilmember Little, to close the public hearing. (Motion unanimously carried) (Absent: Councilmembers Gordo, Haderlein, Streator)

Councilmember Streator was excused at 9:22 p.m.

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

PUBLIC HEARING: DESIGNATION OF 1700 LIDA STREET AS A HISTORIC MONUMENT

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

- (1) Acknowledge that the designation of a historic resource is categorically exempt from the California Environmental Quality Act (Section 15308);
- (2) As recommended by the Historic Preservation Commission, find that the Art Center College of Design building at 1700 Lida Street is significant under Criterion c for designation as a historic monument (Pasadena Municipal Code Section 17.62.040 A) because the property is an exceptional representation of the architectural firm, Craig Ellwood Associates;
- (3) Approve the designation of the property at 1700 Lida Street as a historic monument;
- (4) Adopt a resolution approving a Declaration of Historic Monument Designation for 1700 Lida Street, Pasadena, California;
- (5) Authorize the Mayor to execute the Declaration of Historic Monument Designation for 1700 Lida Street, Pasadena, California; and
- (6) Direct the City Clerk to record the Declaration with the Los Angeles County Recorder. (Resolution No. 8527)

Recommendation of Historic Preservation Commission: On September 19, 2005, at a noticed public hearing, the Historic Preservation Commission voted unanimously to recommend approval of the designation of 1700 Lida Street as a historic monument.

The Mayor opened the public hearing.

The City Clerk reported 77 copies of the notice were posted on October 7, 2005; 113 copies of the notice were mailed on October 7, 2005; and one letter of opposition was received and distributed to the City Council.

Ms. Mary Jo Winder, Senior Planner, summarized the agenda report.

Mr. Richard Bruckner, Director of Planning and Development, stated that correspondence was received from Elizabeth Nathane, a Pasadena resident who expressed opposition to the designation due to the apparent exemption of the project from the California Environmental Quality Act (CEQA). Mr. Bruckner clarified that this was a misunderstanding and that he would meet with Ms. Nathane to explain that the designation of

the property as a historic monument does not create such an exemption requirement and, in fact, the designation has a greater level of review than CEQA guidelines.

It was moved by Vice Mayor Madison, seconded by Councilmember Little, to close the public hearing. (Motion unanimously carried) (Absent: Councilmembers Gordo, Haderlein, Streator)

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

PUBLIC HEARING: PUBLIC COMMENT ON THE DRAFT CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) JULY 1, 2004 – JUNE 30, 2005 FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG); HOME INVESTMENT PARTNERSHIP ACT (HOME); EMERGENCY SHELTER GRANT (ESG); HUMAN SERVICES ENDOWMENT FUND (HSEF); OTHER FEDERAL GRANT PROGRAMS; AND APPROVAL OF THE NEEDS ASSESSMENTS/PROGRAM PRIORITIES FOR THE PUBLIC/HUMAN SERVICES AND NON-PUBLIC SERVICE PROJECTS UNDER THE CDBG/ESG/HSEF PROGRAMS FOR THE 2006 – 2007 PROGRAM YEAR

Recommendation of City Manager:

(1) Receive public comment on the Draft Consolidated Annual Performance and Evaluation Report (CAPER) 2004-2005; receive (as information) the Project Performance Assessment for the CDBG/ESG/HSEF and HOME funded projects; and

(2) Accept and approve the Needs Assessments and Program Priorities for Public/Human Services and Non-Public Services activities under the CDBG/ESG/HSEF Programs for the 2006-2007 Program Year.

Recommendation of Human Services Commission: On Wednesday, September 26, 2005, the Human Services Commission received the public/human services needs assessment/program priorities and recommended Council's approval as set forth in the agenda report.

Recommendation of Northwest Commission: On Tuesday, October 11, 2005, the Northwest Commission received the non-public services needs assessment/ program priorities and recommended Council's approval as set forth in the agenda report.

The Mayor opened the public hearing.

The City Clerk reported that the notice of public hearing was published in the Pasadena Journal on October 6, 2005; and no correspondence was received.

Mr. Brian Williams, Assistant City Manager, summarized the agenda report.

It was moved by Councilmember Holden, seconded by Vice Mayor Madison, to close the public hearing. (Motion unanimously carried) (Absent: Councilmembers Gordo, Haderlein, Streator)

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

PUBLIC HEARING: CALL FOR REVIEW OF DESIGN COMMISSION DECISION FOR CONSOLIDATED DESIGN REVIEW AT 635 SOUTH LAKE AVENUE

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

Councilmember Streator returned at 9:34 p.m.

Environmental Determination

(1) Find that the proposed project is consistent with the General Plan designation, with the General Plan goals and policies for the site, and with the applicable zoning designation and regulations; and that the project site has no value as habitat for endangered or threatened species, and can be served by utilities and public services.

(2) Find that approval of the project will not result in any significant effects relating to traffic, noise, air quality or water quality.

(3) Acknowledge that none of the buildings on the property meets the criteria for designation as landmarks, historic monuments, or for listing in the California or National Registers.

(4) Conclude, therefore, that the project is categorically exempt from the California Environmental Quality Act under Section 15332 (Class 32) "in-fill development projects."

Findings Under Tree Protection Ordinance (Chapter 8.52 of Pasadena Municipal Code

Acknowledge that none of the trees identified for removal on the project site qualify as native, landmark, or specimen trees, and are, therefore, exempt from the protection of the Tree Ordinance.

Findings of Consolidated Design Approval

(1) Find that the design of the project complies with the City-wide Design Principles in the Land Use Element of the General Plan; City of Gardens Architectural Standards, and the Design Guidelines for Windows in Multi-unit Residential Projects and includes:

(a) highly visible and distinctively unique street elevations (*Citywide Design Criteria, residential street environment*);

(b) visual appeal and a domestic scale for the enjoyment of its inhabitants (*Citywide Design Criteria, residential dwelling design*);

(c) rich visual detail and a craftsmanship feature constructed with unusual skill and care (ornamental metalwork on front fence and gate) (*Pasadena Design Qualities, building design; City of Gardens Section S.1*);

(d) at least two "Pasadena" building elements with local references (the crafted ironwork, the garden gazebo, and water gardens) (*City of Gardens Section S.2*);

(e) Outdoor Rooms: A site should have places amenable to outdoor activity and use. Human Occupation: A site should include amenities for comfortable social interaction. (Courtyard is accessible to all residents.) (*Citywide Design Criteria*);

(f) Neighborhood Streets: A residential street should be a sociable place that offers a sense of security, with a layered transition from dwelling to street. (Building entrances and orientation toward street. Public view into courtyard.)

(2) Based on these findings, sustain the decision of the Design Commission to approve the application for Consolidated Design Review with the condition that the roofing material be slate.

(3) The Design Commission also adopted a recommendation to coordinate with the adjoining property owner to remove the Eucalyptus globulus along the west property line and replace with four 36-inch box California Sycamore trees to match the existing landscape, or others as agreed upon by the tree owners. A progress report of this request shall be submitted to staff during building plan check.

The Mayor opened the public hearing.

The City Clerk reported that no further noticing was required other than the posting of the item on the agenda; and one letter of support was received and distributed to the City Council.

Mr. Vincent Gonzalez, Senior Planner, summarized the agenda report.

Councilmember Tyler reviewed the status of the project since the issue was last considered by the City Council. He stated that a meeting was held by Mr. Don Barker, representing the Design Commission, Mr. Michael Hajar, applicant/developer, and Senior Planner Vincent Gonzalez to review the building design to see if an alternative design could be created that would preserve the tree.

Councilmember Holden expressed concern regarding future delays and increased expenses to the developer for the necessary variance hearings that would be required to approve the proposed alternative in order to preserve a tree that is not on the protected list.

Councilmember Streater stated her apprehension in continually reviewing a project even though it has met the City's requirements and is consistent with the surrounding neighborhood standards.

The following persons spoke in support of the proposed project and requested that the City Council sustain the decision of the Design Commission:

Ms. Ann Higginbotham, attorney representing Chateau de Lis, LLC

Mr. Michael Hajar, Chateau de Lis, LLC (applicant/developer)

Mr. Terry Tornek, Pasadena resident, spoke in opposition to the proposed project.

It was moved by Councilmember Streater, seconded by Councilmember Little, to close the public hearing. (Motion unanimously carried) (Absent: Councilmembers Gordo, Haderlein, Streater)

Following discussion, there was no further action by the City Council. The City Attorney stated that with the City Council's decision to take no action, the lower body decision of the Design Commission now stands.

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

FINANCE COMMITTEE

APPROVAL OF HEALTHY COMMUNITIES ACCESS PROGRAM GRANT FROM THE HEALTH RESOURCES AND SERVICES ADMINISTRATION IN THE AMOUNT OF \$979,947 FOR THE PERIOD SEPTEMBER 1, 2005 THROUGH AUGUST 31, 2006

Recommendation of City Manager:

1) Approve the acceptance of a \$979,947 grant from the Health Resources and Services Administration (HRSA) for the period September 1, 2005 through August 31, 2006.

2) Approve a journal voucher increasing the FY 2006 estimated revenues and appropriations in the Public Health Department Administration Division budget by \$816,623 from \$11,316,004 to \$12,132,627 to account for ten months of funding through the HRSA grant.

(3) Approve the addition of 1.00 Full-Time Employee (FTE) Program Coordinator III, 1.00 FTE Nurse Practitioner, 1.00 FTE Community Services Representative III and 0.50 FTE Information Technology Technician II as approved by HRSA in the grant award, thereby increasing the Public Health Department's total full-time equivalents from 103.40 FTEs to 106.90 FTEs.

(4) Authorize a contract, without competitive bidding pursuant to City Charter Section 1002(F), contracts for professional or unique services, in the amount of \$106,931 with Young and Healthy Pasadena for development, implementation and staffing of a warm line and find that the proposed contract is exempt from the

competitive selection process of Competitive Bidding and Purchasing Ordinance, pursuant to Pasadena Municipal Code Section 4.08.049(B), contracts for which the City's best interests are served. (Contract No. 18,961; Journal Voucher No. 2006-16)

Councilmember Little, Chair of the Finance Committee, introduced the agenda item. He stated that the Committee approved the City Manager's recommendation with an amendment requesting that staff come back in six months with a report on the program's benchmarks, expectations for future performance, and a strategy to measure the success of the services provided.

It was moved by Councilmember Little, seconded by Councilmember Streater, to approve the City Manager's recommendation, as amended by the Finance Committee. (Motion unanimously carried) (Absent: Councilmembers Gordo, Haderlein)

AUTHORIZATION TO AMEND THE CONTRACT WITH PASADENA COMMUNITY ACCESS CORPORATION (PCAC) FOR MANAGEMENT OF 55 KPAS PRODUCTION AND PROGRAMMING

Recommendation of City Manager:

- (1) Authorize the City Manager to amend Contract No. 17,606 with PCAC to extend the contract term and increase the annual contract amount to \$316,429 per year plus an annual CPI adjustment;
- (2) Find that a public purpose is served by transferring City audio equipment to PCAC, and authorize the transfer as an exemption to the Surplus Equipment and Goods Ordinance, Pasadena Municipal Code Chapter 4.04, pursuant to Code Section 4.04.080;
- (3) Approve a journal voucher appropriating \$79,691 from the General Fund unappropriated fund balance to Budget Account No. 8114-101-145120 (PCAC) for the increased contract costs; and
- (4) Approve a journal voucher appropriating \$52,000 of Altrio Communications' grant funds from the Computing and Communications Fund to Budget Account No. 8114-101-145120 (PCAC) for purchase of two studio cameras. (Contract No. 17,606-2; Journal Voucher No. 2006-17)

Councilmember Little introduced the agenda item. He reported that the Committee approved the City Manager's recommendation, amended to include direction to staff to come back to the Committee at the end of the term of the contract to allow for a review of the contract rather than exercising the automatic renewal clause.

It was moved by Councilmember Little, seconded by Councilmember Streator, to approve the City Manager's recommendation, as amended by the Finance Committee. (Motion unanimously carried) (Absent: Councilmembers Gordo, Haderlein)

AUTHORIZE EXPANDED USE OF PASADENA POLICE FIRING RANGE TO OUTSIDE GOVERNMENTAL LAW ENFORCEMENT AGENCIES AND AMEND THE GENERAL FEE SCHEDULE FOR THIS USE

Recommendation of City Manager:

- (1) Authorize an expanded use of the Pasadena Police Firing Range to outside governmental law enforcement agencies.
- (2) Amend the General Fee Schedule to include a daily fee of \$10.00 per shooter to be charged to outside governmental law enforcement agencies for use of the Police Firing Range.

Councilmember Little introduced the agenda item.

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

LEASE OF OFFICE SPACE AT 1055 EAST COLORADO BOULEVARD FOR PASADENA WATER AND POWER, POWER ENGINEERING GROUP

Recommendation of City Manager:

- (1) Authorize the City Manager to enter into a 5-year lease agreement for office space at 1055 East Colorado Boulevard for use by the Pasadena Water and Power, Power Engineering Group, with Wells-REIT-Pasadena L.P., with two, two-year options to extend. Competitive bidding and competitive selection are not required pursuant to City Charter Section 1002(E) and Pasadena Municipal Code Section 4.08.049 (A)(5), respectively.
- (2) Appropriate \$825,732 from the unappropriated Power Fund balance to the FY2006 Power Fund operating and capital budgets to provide for the furniture, equipment, and moving expenses for the occupancy of the leased premises, as follows: \$187,732 to Account No. 401-843100 for rent; \$438,000 to Account No. 411-843100 for office furniture and equipment and associated moving expenses; and \$200,000 to Account No. 401-843100 for telephone and communication systems. (Contract No. 18,962; Journal Voucher No. 2006-18)

Councilmember Little introduced the agenda item.

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

Councilmember Little reported that the Committee did discuss and agree that advantages existed in finding a location that would be able to accommodate the entire Department and recommended pursuing such an arrangement in the future.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

RESIGNATION OF JOHN DAVIDSON FROM THE HUMAN SERVICES COMMISSION (District 4 Nomination)

VACATION OF SEAT HELD BY PHIL HOPKINS FROM THE PASADENA COMMUNITY ACCESS CORPORATION BOARD (PUSD Nomination)

VACATION OF SEAT HELD BY RALPH GRIPPO FROM THE PASADENA CENTER OPERATING COMPANY BOARD (Hotel Appointee Nomination)

It was moved by Councilmember Streater, seconded by Councilmember Little, to approve the above two vacations and accept the resignation with regrets. (Motion unanimously carried) (Absent: Councilmembers Gordo, Haderlein)

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 10:19 p.m. to a regular meeting of the Community Development Commission.

RECONVENED

On order of the Mayor, the regular meeting of the City Council reconvened at 10:20 p.m. (Absent: Councilmembers Gordo, Haderlein)

ORDINANCE – FIRST READING

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING SECTIONS 2.80.030 AND 2.80.040 OF THE PASADENA MUNICIPAL CODE TO CHANGE THE MEMBERSHIP OF THE DESIGN COMMISSION”

The City Attorney stated that a question pertaining to the proposed ordinance was raised by the Mayor regarding the qualifications of the Arts and Culture Commission's appointee. Namely, that the appointee of the Commission needed to be a working artist or a professional trained in the visual arts. The question remained whether or not it is the Council's intent that this requirement should still apply and therefore, require the Arts and Culture Commission to find an individual with the qualifications identified by the ordinance when making an appointment.

Vice Mayor Madison proposed an amendment to the ordinance deleting Section 2.80.040 (C) regarding the qualifications of the Arts and Culture Commission's appointment.

Following discussion, the above ordinance, as amended, was offered for first reading by Vice Mayor Madison:

AYES: Councilmember Tyler, Vice Mayor Madison, Mayor Bogaard

NOES: Councilmembers Little, Streater

ABSENT: Councilmembers Gordo, Haderlein

ABSTAIN: Councilmember Holden

(First reading failed)

COUNCIL COMMENTS

Councilmember Streater requested, with City Council consent, that a response be prepared by staff to address the concerns and allegations presented during public comment regarding the Pasadena Unified School District, the Board of Education, and student drop-out rates. She stated that the speakers should be informed that such matters are outside the jurisdiction of the City Council and no action can be taken by the Council.

Following the Mayor's inquiries regarding the allegations of illegal, non-permitted construction presented during public comment, the City Manager stated that additional information will be provided to the City Council regarding the number of construction permits that staff believes are violated by developers who purposefully exceed the limits of the issued permits.

Councilmember Holden requested that an informational item be placed on the November 7, 2005 agenda restating the City's positions on the ballot propositions for the November 8, 2005 State Special Election. The Mayor added that the Public Information Officer should also issue a press release restating the City's position.

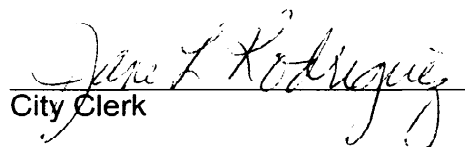
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 10:41 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk