

CITY OF PASADENA
City Council Minutes
May 15, 2006 – 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 6:08 p.m.
(Absent: Councilmembers Gordo, Haderlein)

On order of the Mayor, the regular meeting recessed at 6:08 p.m., to discuss the following closed session:

Councilmember Gordo
arrived at 6:09 p.m.

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

**Name of Case: Safeco Insurance Company of America, as
assignee and subrogee of Lambco Engineering, Inc. v. City
of Pasadena**

Case No.: GC036758

The above closed session item was discussed, with no reportable action at this time.

On order of the Mayor, the regular meeting reconvened at 6:31 p.m. The Pledge of Allegiance was led by Vice Mayor Madison.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Steve Madison
Councilmember Victor Gordo
Councilmember Steve Haderlein
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

CEREMONIAL MATTERS

The Mayor presented a proclamation designating May 21-27, 2006 as Public Works Week. The proclamation was received by Martin Pastucha, Director of Public Works Department.

Mr. Pastucha expressed appreciation for this recognition of the many services provided to the City by Public Works employees.

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

Ms. Jan Sanders, Director of Information Services Department (Library), reported on a cultural and informational exchange trip she had taken to visit libraries in Pasadena's Sister City of Xicheng District, Beijing, briefed Council on the Memorandum of Understanding signed by the Pasadena Public Library and the Xicheng District Library, shared various items for viewing from the Xicheng District, and announced that these items will be on display in the Central Library Centennial Room for a period of time beginning June 2006.

Ms. Irma Muñoz, Mujeres de la Tierra, representing the Peoria/Fair Oaks tenants, expressed concerns regarding alleged ongoing uninhabitable conditions of the tenants' properties involving cases of possible lead poisoning and exposure to mold; asked that tenants be tested and treated for these health issues; and thanked Councilmember Gordo and his field representative Vannia De La Cuba for their assistance in the negotiations between the developer, tenants, and City concerning problems with relocation.

Councilmember Gordo noted the developer and City are effectively moving forward on the relocation issues, and asked the City Manager to look into the tenants' health issues described above by Ms. Muñoz.

Mr. Narno Castro, member of Instituto de Educacion Popular del Sur de California (IDEPSCA) and the Community Job Center, invited the Council and community to a fundraising event to raise monies for continued operation of the Community Job Center to be held on May 19, 2006 at the Villa Parke Community Center Auditorium.

Ms. Porfiria Gaona, member of IDEPSCA and the Community Job Center, spoke in support of increasing City funding for the Community Job Center, and asked for a waiver of the City's 30% fee that is being charged for the fundraising event on behalf of the Job Center.

The City Manager noted federal funding for the Community Development Block Grant (CDBG) Program has been cut, and indicated a staff recommendation on funding for the Community Job Center will be part of the CDBG budget to be presented to Council in June 2006.

Councilmember Gordo suggested the allocation of CDBG funding not be based on across-the-board cuts, as this could lead to no one being able to operate on the reduced funding. He also suggested staff look into waiving the 30% fee charged by the City for holding the Community Job Center fundraising event at the Villa Parke Community Center.

CONSENT CALENDAR

APPROVAL OF FINAL PARCEL MAP NO. 061294 FOR THE CONVERSION OF THREE EXISTING DWELLING UNITS INTO THREE CONDOMINIUM UNITS AT 447 NORTH MARENGO AVENUE

Recommendation of City Manager: It is recommended that the City Council adopt the following resolution to:

- (1) Approve Final Parcel Map No. 061294;
- (2) Accept the offer of an easement dedication for street purposes as shown on said map; and
- (3) Authorize the City Clerk to execute the certificate on the map showing the City's approval of said map and acceptance of said dedication. (Resolution No. 8591)

Item discussed separately at the request of Councilmember Tyler.

CONTRACT AWARD TO VART CONSTRUCTION FOR CONSTRUCTION OF CURB RAMPS – 2006 FOR AN AMOUNT NOT TO EXCEED \$110,000

Item discussed separately at the request of Councilmember Tyler.

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A STANDARD AGREEMENT (CO525270) WITH THE FRANCHISE TAX BOARD (FTB) FOR THE PURPOSE OF THE CITY'S PARTICIPATION IN THE FTB'S CITY BUSINESS TAX DATA PROGRAM

Item held at the request of the City Manager.

RESOLUTION AMENDING THE SALARY RESOLUTION ESTABLISHING SALARY CONTROL RATES FOR UNREPRESENTED EXECUTIVE MANAGEMENT CLASSIFICATIONS

MINUTES APPROVED

May 1, 2006 (Special Joint Meeting)
May 1, 2006

CLAIMS RECEIVED AND FILED

Claim No. 10,099	Luis Fernando Santacruz	\$	84.00
Claim No. 10,100	Maritza Lua		75.00
Claim No. 10,101	Sarkis Kalandjian		732.19
Claim No. 10,102	Charles Hope		6,467.00
Claim No. 10,103	Blue Real Estate		Not stated
Claim No. 10,104	Werner Bubigkeit and Nancy Bubigkeit		Not stated
Claim No. 10,105	Union Station Foundation, Nicola Plati, and Wilma Plati		Not stated

PUBLIC HEARINGS SET

June 12, 2006, 7:00 p.m. - Approval of the Annual Action Plan (2006-2007) for the Community Development Block Grant Program (CDBG); the Emergency Shelter Grant Program (ESG); the Home Investment Partnership Act (HOME); and Human Services Endowment Fund (HSEF)

June 19, 2006, 7:00 p.m. - Call for Review of a Board of Zoning Appeals Decision to the City Council for a Sign Exemption to Install a Building Identity Sign at a Height Less Than 75 Feet at 123 South Marengo Avenue - Wescom Building

The Mayor indicated the City Manager had asked that the salary resolution for unrepresented executive management classifications be held to a future meeting to allow time for additional work by staff.

It was moved by Councilmember Haderlein, seconded by Councilmember Little, to approve the Consent Calendar, with the exceptions of Item 2 (Vart Construction Contract) and Item 3 (Resolution for Agreement with Franchise Tax Board), which were discussed separately, and Item 4 (Salary Resolution for Unrepresented Executive Management Classifications), which was held to a future meeting. (Motion unanimously carried) (Absent: None)

**CONSENT ITEMS
DISCUSSED SEPARATELY**

CONTRACT AWARD TO VART CONSTRUCTION FOR CONSTRUCTION OF CURB RAMPS – 2006 FOR AN AMOUNT NOT TO EXCEED \$110,000

Recommendation of City Manager:

(1) Accept the bid dated March 29, 2006 submitted by Vart Construction as lowest responsive and responsible bidder to the project Specifications for Construction of Curb Ramps – 2006, reject all other bids received, and authorize the City Manager to enter into such contract as is required.

(2) Acknowledge the project to be categorically exempt under Section 21084 of the California Environmental Quality Act (CEQA) in accordance with Article 19, Section 15301 (Class 1), subsection (c) of the Resources Agency of California Guidelines (repair of existing public streets) pursuant to the findings of the Secretary of the Resources Agency, and authorize the City Manager to execute, and the City Clerk to file, a Notice of Exemption for the project with the Los Angeles County Clerk. (Contract No. 19,073)

In response to Councilmember Tyler's question, Dan Rix, City Engineer, confirmed the curb ramp at the corner of Woodland Road and Oakland Avenue had been selected from a priority list submitted by the Accessibility and Disability Commission.

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

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A STANDARD AGREEMENT (CO525270) WITH THE FRANCHISE TAX BOARD (FTB) FOR THE PURPOSE OF THE CITY'S PARTICIPATION IN THE FTB'S CITY BUSINESS TAX DATA PROGRAM

Recommendation of City Manager: Adopt a resolution for the purpose of the City's participation in the Franchise Tax Board (FTB) City Business Tax Data Program, and authorize the City Manager to enter into an annual agreement with the FTB. The proposed agreement is exempt from competitive bidding

pursuant to City Charter Section 1002(H), contracts with other governmental entities. (Resolution No. 8592; Agreement No. 19,074)

In response to Councilmember Tyler's question, the City Manager clarified that the Franchise Tax Board will reciprocate by providing data to the City as part of the agreement.

Mr. Larry Hammond, Purchasing Administrator, responded to questions regarding payment under the agreement.

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

OLD BUSINESS

WATER REVENUE INCREASE TO FUND THE FISCAL YEAR (FY) 2007 WATER FUND CAPITAL IMPROVEMENT PROGRAM (CIP)

Recommendation of City Manager: Approve an adjustment to the Capital Improvements Charge (CIC) component of the water rate formula to result in an increase of \$0.12 per billing unit, thereby increasing overall water fund revenue by 5% or \$1.7 million, subject to final approval of the FY 2007 Water Fund CIP.

Councilmember Tyler, Chair of the Municipal Services Committee, introduced the agenda item.

Ms. Phyllis Currie, General Manager of the Water and Power Department, summarized the agenda report, noted a correction to the report's Fiscal Impact section to reflect that the increase to the General Fund Transfer will affect FY 2008 (not FY 2007), and responded to questions.

Councilmember Holden suggested the Municipal Services Committee explore the development of an adjustment program for rates, similar to that afforded by the Lifeline Service for power distribution.

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

POWER REVENUE INCREASE TO FUND THE POWER DISTRIBUTION SYSTEM MASTER PLAN

Recommendation of City Manager:

(1) Direct the City Attorney to prepare an amendment to the Light and Power Rate Ordinance, Chapter 13.04 of the Pasadena Municipal Code to fund the first six years of the Power Distribution System Master Plan, as follows:

(i) Effective July 2006, implement a 5% (0.54¢/kwh) overall power operating revenue increase, providing \$6.3

million net annual power operating revenue, as follows:

(a) Increase the power distribution rates for all customer groups by approximately 32%, thereby increasing power distribution revenue by \$10.8 million annually; and

(b) Reduce the retail transmission rates for all customer groups by approximately 31.8%, thereby reducing retail transmission revenue by about \$4.5 million annually.

(ii) Effective October 2007, implement a 4% (0.45¢/kwh) overall power operating revenue increase, providing about \$5.1 million net annual power operating revenue, as follows:

(a) Increase the power distribution rates across the board for all customer groups by an additional 11%, thereby increasing the power distribution revenue by \$5.1 million annually.

(2) Approve changes to the Water and Power Department working capital and cash reserve policy as described in the agenda report.

Recommendation of Utility Advisory Commission: The Utility Advisory Commission concurred with the recommended changes at its monthly meeting on February 8, 2006.

Councilmember Tyler, Chair of the Municipal Services Committee, reviewed the agenda report.

Ms. Phyllis Currie, General Manager of the Water and Power Department, discussed information on the Stranded Investment Reserve presented in the City Manager's memorandum dated May 8, 2006, and noted a correction to the Fiscal Impact section of the agenda report to reflect that the increase to the General Fund Transfer will affect FY 2008 and FY 2009, respectively (not FY 2007 and FY 2008, respectively). Ms. Currie reviewed the history and current status of the Stranded Investment Reserve and the rationale for the policy on this fund's use, discussed the proposed change in the operating reserve policy, and responded to questions.

The City Manager noted that bond companies are looking for a 60-day operating reserve when rating bonds, and responded to questions regarding use of the Stranded Investment Reserve Fund.

Ms. Shari Thomas, Water and Power Department Director of Finance and Administration, responded to questions.

Discussion followed on use of the Stranded Investment Reserve, the proposed change in the working capital and cash reserve policy to maintain operating reserve levels at a minimum of 60 days of operations and maintenance expenses instead of the current 30 days of operations and maintenance expenses, and the need to re-examine the policy on use of the Stranded Investment Reserve Fund.

Councilmember Little asked that information on the original projections for the Stranded Investment Reserve Fund and the current monies available from the Fund be provided in the City Manager's weekly information letter to Council. He also expressed concerns regarding the change in policy from 30 days to 60 days for operating reserves and the amount of monies being held in various reserve accounts, expressed opposition to the policy change to a 60-day reserve, and suggested a different option be considered in order to lessen the impact of a rate increase on utility customers.

Councilmember Haderlein expressed concerns regarding the rate structure that appears to result in inequities related to smaller customers and the need to encourage conservation in utility usage.

Ms. Currie discussed the rate structure, conservation issues, and consideration of possible changes in policy related to efficiency and energy conservation.

Councilmember Tyler stated the Municipal Services Committee will schedule a discussion of the issue of conservation incentives/policy at a future meeting.

Councilmember Holden expressed concerns regarding the amount of money being held in the Stranded Investment Reserve Fund and the apparent lack of an adjustment provision for seniors and low-income persons who are negatively impacted by the rate increases, and suggested consideration of transferring a portion or all of the Stranded Investment Reserve Fund to the capital improvement program.

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

PUBLIC HEARINGS

CONTINUED PUBLIC HEARING: FISCAL YEAR 2007 RECOMMENDED OPERATING BUDGET

Recommendation of City Manager: Receive public comment and continue the public hearing to each subsequent regular meeting of the City Council at 7:00 p.m. until June 19, 2006, or such other later date as the City Council may determine, and at which time the City Council will be asked to close the public hearing and formally adopt the Operating Budget.

The Mayor announced now was the time for the continued public hearing.

Councilmember Little, Chair of the Finance Committee, reported the Committee had discussed the overview of the budget, 5-year financial plan, and reports from the Police, City

Council, City Clerk, and City Manager at the special joint meeting of the City Council and Finance Committee held on May 15, 2006 at 3:00 p.m. He highlighted the Police Department's presentation of a proposal to provide policing for Pasadena Unified School District (PUSD) high school and middle school campuses, noted this item will be discussed at the joint meeting of the City Council and PUSD to be held on June 5, 2006, and responded to questions. He also reported on requests for funding that had been received from PUSD Superintendent of Schools Percy Clark, Jr. (assistance with costs for management audit) and Operation Homecoming USA (reimbursement for services provided Hurricane Katrina survivors). He announced the next joint meeting of the City Council and Finance Committee will be held on June 5, 2006 at 3:00 p.m.

The City Manager responded to questions regarding the policing proposal for PUSD.

Councilmember Streator stressed the need for a firm commitment from the PUSD Board of Education at the upcoming joint meeting regarding the policing issue.

No one appeared for public comment.

It was moved by Councilmember Little, seconded by Councilmember Tyler, to continue the public hearing to June 12, 2006 at 7:00 p.m. (Motion unanimously carried) (Absent: None)

CONTINUED PUBLIC HEARING: ADOPTION OF FY 2007-2012 RECOMMENDED CAPITAL IMPROVEMENT PROGRAM BUDGET

Recommendation of City Manager:

(1) Adopt by resolution the FY 2007-2012 Capital Improvement Program (CIP) as amended by the Finance Committee. This adopted budget shall go into effect immediately; and

(2) Approve a journal voucher amending the FY 2006 CIP budget resulting in a decrease of the FY 2006 CIP appropriations by \$1,216,637, as detailed in Attachment III of the agenda report. (Resolution No. 8593; Journal Voucher No. 2006-45)

Recommendation of Commissions: The Recommended FY 2007-2012 Capital Improvement Program was presented to and received the support of the following commissions: Recreation and Parks, Transportation Advisory, Northwest, and Planning.

Recommendation of Recreation and Parks Commission: On March 7, 2006, the Recreation and Parks Commission recommended approval of the Parks and Landscaping and the Arroyo Projects sections with amendments to the following

projects, which are included in the FY 2007 recommendations:
(1) Hamilton Park - various project - (Priority 8.15) - Use \$60,000 of Residential Impact Fees (East District) to fund the design of the ball field backstops and replacement of chain link fence around tennis courts.

(2) Brookside Park - Repair Parking Lot "I" (Priority 11.6) - Expand description of project to provide for a greenbelt along the outer perimeter of Lot "I" and improved landscaping within this extensive asphalt parking area to provide shade and aesthetic relief for the area along with improved growing conditions for the trees in this area.

Recommendation of Transportation Advisory Commission:

On March 10, 2006, the Transportation Advisory Commission (TAC) recommended approval of the overlay CIP budget for the Streets and Streetscape and Transportation and Parking Facilities sections, but did not make any findings or recommendations with respect to the implementation or design elements of a project not previously presented to the TAC Commission.

Recommendation of Planning Commission: On March 22, 2006, the Planning Commission found all new projects in the Recommended FY 2007 - 2012 CIP to be in compliance with the General Plan.

Recommendation of Northwest Commission: On March 28, 2006, the Northwest Commission recommended approval of all projects located in Northwest Pasadena.

Recommendation of Rose Bowl Operating Company: On May 4, 2006, the Rose Bowl Operating Company recommended approval of Golf Course Green Fees Funds for Brookside Park - Repair Parking Lot "I".

The Mayor announced now was the time for the continued public hearing.

Councilmember Little, Chair of the Finance Committee, summarized the agenda report and responded to questions.

The City Manager responded to questions on the budget.

The following persons spoke in support of a specific capital improvement project (electric system undergrounding for Mountain Avenue between Lake Avenue and Hill Avenue):

Ms. Tina, Miller, Bungalow Heaven Neighborhood Association President

Ms. Rosalind Binger-Makuh, Pasadena resident

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

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

APPROVAL OF A JOURNAL VOUCHER AMENDING THE LA LOMA BRIDGE - REHABILITATION OR REPLACEMENT (73124) PROJECT IN THE FISCAL YEAR 2006 CAPITAL IMPROVEMENT PROGRAM BUDGET

Recommendation of Assistant City Manager: Approve a journal voucher recognizing and appropriating \$2,130,000 in Federal Demonstration Project Funds for the La Loma Bridge Rehabilitation or Replacement Project (73124) in the Fiscal Year 2006 Capital Improvement Program (CIP) budget. (Journal Voucher No. 2006-46)

The City Manager explained a conflict of interest on the above item, recused herself from the discussion, and was excused.

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

Mr. Martin Pastucha, Director of Public Works Department, responded to questions regarding the project.

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

PUBLIC HEARING: MAYFIELD SENIOR SCHOOL MASTER DEVELOPMENT PLAN, AND ZONE CHANGE AND GENERAL PLAN AMENDMENT FOR AN ADJACENT RESIDENTIAL PARCEL PROPOSED TO BE INCORPORATED INTO THE SCHOOL CAMPUS, FOR 500 BELLEFONTAINE STREET

Recommendation of City Manager: It is recommended that the City Council cancel the public hearing to be scheduled and re-noticed at a future date.

The Mayor announced that changes in the Mayfield Senior School Master Development Plan were being made and would be reviewed, with a public hearing to be re-scheduled and re-noticed for a future date.

Vice Mayor Madison reported that he had received a letter from the Mayfield School (applicant) requesting the public hearing be cancelled.

The City Manager confirmed the Mayfield School will be submitting a new application for the project/Master Development Plan.

By consensus, the above hearing was cancelled at the request of the applicant, with a new public hearing to be scheduled and re-noticed at a future date.

PUBLIC HEARING: RESOLUTION MAKING FINDINGS WITH RESPECT TO AND APPROVING THE ISSUANCE OF BONDS BY THE PASADENA PUBLIC FINANCING AUTHORITY AND THE PASADENA COMMUNITY DEVELOPMENT COMMISSION

Recommendation of City Manager: It is recommended that the City Council adopt a resolution making findings with respect to and approving the issuance of bonds by the Pasadena Public Financing Authority and the Pasadena Community Development Commission. (Resolution No. 8594)

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on May 8, 2006 in the Pasadena Star-News; and no correspondence was received.

Councilmember Little, Chair of the Finance Committee, introduced the agenda item.

Mr. Vic Erganian, City Treasurer, summarized the agenda report.

No one appeared for public comment.

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

It was moved by Councilmember Little, seconded by Councilmember Streater, 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 8:19 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 8:22 p.m. (Absent: None)

PUBLIC HEARINGS

PUBLIC HEARING: SCHEDULE OF TAXES, FEES AND CHARGES

Recommendation of City Manager:

(1) Approve the scheduled rate increases per the Schedule of Taxes, Fees and Charges; and

(2) Adopt a resolution establishing a Construction Tax rebate for each affordable dwelling unit included in a building

complying with the Green Building Practices Ordinance (Pasadena Municipal Code Chapter 14.90) effective with the adoption of the 2006-2007 Schedule of Taxes, Fees and Charges. (Resolution No. 8595)

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on March 31, April 7, and April 14, 2006 in the Pasadena Star-News; and no correspondence was received.

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

No one appeared for public comment.

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

In response to Councilmember Tyler's question and request, Steve Mermell, Acting Director of Finance Department, confirmed that page 11 of the "Schedule of Taxes, Fees, and Charges Adopted for Annual CPI Changes through March 1, 2006 – Effective July 1, 2006" will be amended to add the following information to Municipal Code Section 17.42.050: "In Lieu Fee (per square foot)."

It was moved by Councilmember Little, seconded by Councilmember Tyler, to approve the City Manager's recommendation, as amended to add the above information to the Schedule of Taxes, Fees, and Charges (In Lieu Fee (per square foot).) (Motion unanimously carried) (Absent: None)

OLD BUSINESS

Councilmember Tyler recused himself at 8:26 p.m., due to a conflict of interest.

REQUEST FROM THE TRANSPORTATION ADVISORY COMMISSION TO REVIEW THE VALLEY HUNT CLUB MASTER PLAN

The Mayor explained the administrative rule that serves as the basis of this request from the Transportation Advisory Commission.

Vice Mayor Madison reviewed the Transportation Advisory Commission's (TAC) request to review the Master Plan and responded to questions.

The City Attorney informed Council that the Municipal Code does not provide for TAC being a review body for this matter, since this request pertains to a specific project; and added that although the Code allows Council to refer "other matters" to TAC, the Council needs to make sure its direction to TAC does not cross over into due process or other types of potential

problems and contemplates that TAC will give advice on policy implications on transportation issues.

Councilmember Little expressed concerns regarding how TAC will separate policy from the project in its review and the scope of the review.

Discussion followed on the scope of the proposed review by TAC, the role of TAC in this specific request to review the Master Plan, and TAC's general role in advising Council on transportation policy issues.

Councilmember Haderlein expressed support for soliciting TAC's advice on multi-modal transportation issues involving the Master Plan.

The City Manager discussed the status of the application and the transportation study that is being completed on the project, and indicated a Commission review of the study could be scheduled for the next TAC meeting after the study is completed.

It was moved by Vice Mayor Madison, seconded by Councilmember Haderlein, to refer this matter to the Transportation Advisory Commission for review of the transportation study at the next TAC meeting after completion of the study.

AYES: Councilmembers Gordo, Haderlein, Vice Mayor Madison, Mayor Bogaard

NOES: Councilmembers Holden, Little, Streater

ABSENT: Councilmember Tyler

(Motion failed)

Councilmember Tyler
returned at 8:43 p.m.

SUPPORT FOR PROPOSITION 82 "PRESCHOOL FOR ALL" BALLOT INITIATIVE

Recommendation of City Manager:

- (1) Support the Proposition 82 "Preschool for All Act" Ballot Initiative; and
- (2) Authorize the Mayor to send correspondence to the appropriate authorities stating Pasadena's position.

The Mayor, Chair of the Legislative Policy Committee, introduced the agenda item, and noted a letter had been received from the Pasadena Unified School District (PUSD) indicating that the Board of Education would not be discussing the above matter until its Board meeting of May 23, 2006. The Mayor offered the following options for Council consideration: defer action until after the PUSD Board meeting, take a position in support or opposition, or take no position on the proposition. He reviewed the Legislative Policy Committee's review of the proposition and responded to questions.

Ms. Julie Gutierrez, Assistant City Manager, responded to questions regarding the number of children impacted by the initiative.

Discussion followed on impacts of the proposition on existing preschool programs and the number of children affected by the proposition.

Following discussion and by consensus, Council took no position on Proposition 82.

**CITY COUNCIL MEETING EFFICIENCY
RECOMMENDATIONS** (Ad Hoc Committee - Vice Mayor Madison, Councilmember Gordo, and Councilmember Little)

The City Clerk reviewed the agenda materials presented to Council regarding the City Council meeting efficiency recommendations presented at the Council meeting held on April 24, 2006.

Vice Mayor Madison commented on the general thrust of the Ad Hoc Committee to experiment with ways to achieve efficiency at Council meetings.

The City Manager noted Council meetings will be returning to City Hall in June or July of 2007.

Discussion followed on the logistics of moving Council meetings from Monday nights to Thursday nights, on possible impacts from a reduction in the number of scheduled Council meetings, on ways to more efficiently arrange the timing of agenda items/discussion, and on the need to allow sufficient time for debate of the issues.

Councilmember Streater suggested the recommendation to experimentally move the night of the Council meetings be deferred until Council meetings have moved back to City Hall, and expressed support for accepting the meeting calendars of cancelled, scheduled to be cancelled and suggested additional cancelled Council meetings to determine if this schedule works in terms of the work load and flow.

Councilmember Little suggested deferring a decision on the moving of the Council meeting and time until after the next Council election to allow the members elected in 2007 to make the decision regarding these possible changes.

Mr. Joe Piasecki, Pasadena Weekly representative, described issues that will negatively impact the reporting on City Council meetings and actions by the Weekly and other weekly publications, if the Council meetings are moved to Thursday nights.

Councilmember Tyler expressed concerns regarding possible negative impacts caused by a reduction in the number of Council meetings (e.g. holding items over because of time constraints); and expressed his hope that if the agendas become backed up or congested, Council would be approached with a suggested change.

Councilmember Holden stressed the need to provide sufficient time during a meeting to debate/discuss issues and policies and to accomplish the City's business.

The Mayor noted the following conclusions based on Council's discussion to this point in time:

- no consensus was reached on moving the Council meeting to Thursday evening or scheduling two meetings per month
- it is in the discretion of the Mayor and City Manager to work together to determine if agenda items can be held to a subsequent meeting, if time constraints occur in following a guideline that substantive items will not be taken up after 10:00 p.m.
- the Mayor's discretion will continue to be used in setting the time for closed sessions, with no consensus reached on beginning the public meeting at an earlier time
- staff will propose technological measures to Council through the Economic Development and Technology Committee in the near future

Following discussion, it was moved by Councilmember Gordo, seconded by Vice Mayor Madison, to accept the proposed City Council meeting calendars for June through December of 2006 and January through June of 2007 (including scheduled to be cancelled and suggested additional cancelled meetings). (Motion unanimously carried) (Absent: None)

The Mayor suggested community input be sought at the district level regarding the changes/recommendations being considered by Council.

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

IMPLEMENTATION OF AB 1234 BY REQUIRING ETHICS TRAINING FOR MEMBERS OF THE CITY COUNCIL AND APPOINTED MEMBERS OF COMMISSIONS AND COMMITTEES; DESIGNATING THE CITY MANAGER, CITY ATTORNEY AND CITY CLERK AS EMPLOYEES REQUIRED TO RECEIVE ETHICS TRAINING; AND ADOPTING A RESOLUTION ESTABLISHING A POLICY FOR REIMBURSEMENT FOR TRAVEL AND EXPENSES FOR ELECTED AND APPOINTED OFFICIALS AND A POLICY FOR REIMBURSEMENT FOR TRAVEL AND EXPENSES FOR APPOINTED MEMBERS OF COMMISSIONS AND COMMITTEES

Recommendation of City Manager: It is recommended that the City Council implement Assembly Bill 1234 by requiring ethics training of members of the City Council, and appointed members of Commissions and Committees; by designating the City Manager, City Attorney and the City Clerk as employees required to receive ethics training; and adopting a resolution establishing a policy for reimbursement for travel and expenses for elected officials and a policy for reimbursement for travel and expenses for appointed members of Commissions and Committees. It is further recommended that the Council request that each of the Boards of Directors of the Pasadena Center Operating Company, the Pasadena Community Access Corporation and the Rose Bowl Operating Company adopt its own reimbursement policy consistent with the intent of AB 1234 and the City policies attached to the agenda report, and present such policies to the City Council for ratification within 90 days. (Resolution No. 8596)

The City Manager introduced the agenda item and responded to questions.

Ms. Karyn Ezell, Director of Human Resources Department, summarized the agenda report and responded to questions.

The City Attorney indicated the required ethics training would be offered through the City Attorney's Office in July, October, and November 2006, with additional future dates to be determined and provided to the interested parties. She confirmed that training on the California Public Records Act is currently offered to staff; and responded to questions.

Councilmember Little suggested Council consider, at some future date, requiring commissioners to attend training on the Brown Act at the beginning of their terms.

Councilmember Streator strongly suggested that commissioners be required to take their initial ethics training through the City Attorney's Office, with refresher training taken online, rather than by class attendance, if desired by the commissioners.

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

APPOINTMENT OF ROBERT HOLMQUIST TO THE TRANSPORTATION ADVISORY COMMISSION (District 2 Nomination)

APPOINTMENT OF JULIANNA DELGADO TO THE DESIGN COMMISSION (Transportation Advisory Commission Nomination)

It was moved by Councilmember Haderlein, seconded by Councilmember Little, to approve the above appointments. (Motion unanimously carried) (Absent: None)

Councilmember Holden was excused at 9:57 p.m.

APPOINTMENT OF MEMBER AND ALTERNATE TO THE PASADENA UNIFIED SCHOOL DISTRICT MANAGEMENT AUDIT ADVISORY COMMITTEE

Councilmember Little suggested that both the member and alternate attend the Committee meetings in order to allow full participation by the City's representatives in the process; and requested a list of the Committee's membership, including members and alternates, be provided in the City Manager's weekly information letter to Council.

The City Manager responded to questions regarding the status of the Pasadena Unified School District's (PUSD) management audit process and the PUSD request for a financial contribution from the City to be allocated for management audit expenses.

The Mayor reported that Prentice Deadrick, PUSD Board of Education President, had indicated that City representatives on the Committee will have the opportunity to raise appropriate questions on the scope of the audit, the audit process, and the extent of the Board's commitment in the implementation of the audit's results. The Mayor stated his understanding that the Board President was open to starting from the beginning in reviewing the Request for Proposal (RFP) with the Committee at its first meeting, with the Board to approve the RFP, and that the question of the District's request for a financial contribution from the City should be raised after agreement has been reached on the audit process and scope. He responded to questions regarding the naming of a facilitator and the role of the City's representatives as Committee members.

It was moved by Councilmember Little, seconded by Vice Mayor Madison, to appoint Councilmember Tyler as member and Councilmember Haderlein as alternate to the Pasadena Unified School District Management Audit Advisory Committee. (Motion unanimously carried) (Absent: Councilmember Holden)

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 10:04 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 10:20 p.m. (Absent: Councilmember Holden)

COUNCIL COMMENTS

Councilmember Tyler requested that a report from the Foothill Workforce Investment Board be agendized for a future meeting.

Councilmember Streator, Foothill Workforce Investment Board Chair, indicated an update report could be provided at Council's convenience.

Councilmember Streator discussed the election of Pasadena Unified School District Board of Education members as set forth in the City Charter, and questioned the procedure of electing the Board by designated seat numbers. She suggested Council discuss placing a measure on the November 7, 2006 State Primary Election ballot that would change the method for electing Board members, remove the seat numbers, and elect Board members by a plurality of votes.

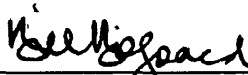
Councilmember Haderlein noted that the Charter Reform Task Force on School District Governance did not address the procedure outlined by Councilmember Streator.

Vice Mayor Madison expressed concerns regarding the change proposed by Councilmember Streator.

Following brief discussion, Councilmember Streator asked that a discussion of the PUSD Board election procedure be agendaized for the Council meeting of June 12, 2006.

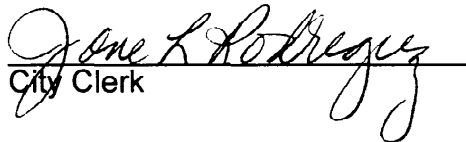
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 10:30 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



Gene L. Rodriguez
City Clerk