

CITY OF PASADENA
City Council Minutes
October 23, 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 5:40 p.m. (Absent: Councilmembers Haderlein, Holden, Vice Mayor Madison)

On order of the Mayor, the regular meeting recessed at 5:40 p.m., to allow Council to participate in the following training session:

CITY COUNCIL TRAINING SESSION FOR EMERGENCY OPERATION CENTER

A Council training session was conducted by staff regarding the Emergency Operation Center, and staff distributed a handout titled "City Council Roles in a Disaster".

On order of the Mayor, the regular meeting of the City Council recessed at 6:23 p.m., to discuss the following closed sessions:

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION pursuant to Government Code Section 54956.9(a)

Name of Case: 3570 East Foothill Boulevard, et al. v. City of Pasadena, et al.

Case Number: Los Angeles Superior Court No. GC032788; Court of Appeal Case No. B181774

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION pursuant to Government Code Section 54956.9(a)

Name of Case: Hakopyan v. City of Pasadena

Case Number: U.S. District Court, CV 06 6202

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

On order of the Mayor, the regular meeting reconvened at 6:39 p.m. The Pledge of Allegiance was led by Councilmember Little.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Steve Madison (Absent)
Councilmember Victor Gordo
Councilmember Steve Haderlein
Councilmember Chris Holden
Councilmember Paul Little
Councilmember Joyce Streator
Councilmember Sidney F. Tyler

Staff:

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

ANNOUNCEMENT

The Mayor commented on the 5th annual Pasadena Follies held on October 22, 2006, and noted that this annual fundraising event raises monies for the Pasadena Senior Center. The Mayor recognized Ann Erdman, Public Information Officer and singer/performer/scriptwriter, for her creative leadership role in putting on the Follies each year.

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

No one appeared for public comment.

CONSENT CALENDAR

AUTHORIZATION TO ISSUE A PURCHASE ORDER CONTRACT TO MOTOROLA, INC., FOR THE PURCHASE OF EMERGENCY RADIO COMMUNICATIONS EQUIPMENT
Recommendation of City Manager:

(1) Authorize the issuance of a purchase order contract to Motorola, Inc., in an amount not to exceed \$172,396 for the purchase of radio communications equipment.

(2) Competitive bidding is not required for this transaction pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, material, supplies or services.

AMENDMENT TO CONTRACT NO. 17,879 WITH McLEAN AND SCHULTZ FOR REVISIONS TO THE COMBINED PROJECT STUDY REPORT/PROJECT REPORT, RIGHT-OF-WAY SERVICES AND REVISIONS TO THE DESIGN FOR THE SOUTH ACCESS PEDESTRIAN BRIDGE TO THE SIERRA MADRE VILLA LIGHT RAIL STATION

Recommendation of City Manager: Authorize the City Manager to execute an amendment to Contract No. 17,879 with McLean and Schultz for revisions to the Combined Project Study Report/Project Report (PSR/PR), right-of-way services and revisions to the design for the South Access Pedestrian Bridge to the Sierra Madre Villa Light Rail Station increasing the total contract not to exceed amount by \$69,504 from \$529,650 to \$599,154. (Contract Amendment No. 17,879-3)

AUTHORIZATION TO ENTER INTO A CONTRACT WITH PERRY C. THOMAS TO PROVIDE LABOR AND MATERIALS FOR THE INSTALLATION OF THE GLENARM UNIT IV SUBSTATION

Recommendation of City Manager:

- (1) Accept the bid dated October 6, 2006, submitted by Perry C. Thomas in response to Specification LD-06-8;
- (2) Reject all other bids;
- (3) Authorize the issuance of a labor and materials contract to Perry C. Thomas for a total amount not to exceed \$740,238, which includes the base amount of \$616,865 and a contingency of \$123,373 for any necessary change orders. (Contract No. 19,223)

MINUTES APPROVED

October 9, 20006

CLAIMS RECEIVED AND FILED

Claim No. 10,216	Sempra Energy/Southern California Gas Company	\$	866.78
Claim No. 10,217	Helen Sims		488.00
Claim No. 10,218	Diana Ramirez		Not Stated
Claim No. 10,219	Cheryl Roesser		Unknown
Claim No. 10,220	Dianne Duncan		2,478.65
Claim No. 10,221	Hortencia Rivera		10,000.00+
Claim No. 10,222	Southern California Gas Company		609.43

PUBLIC HEARINGS SET

November 13, 2006, 7:30 p.m. - Approving the Issuance of Multifamily Housing Revenue Bonds by the California Statewide Communities Development Authority Related to the Westgate Pasadena Apartments

November 20, 2006, 7:30 p.m. - Designation of 969 South Madison Avenue as a Landmark

November 20, 2006, 7:30 p.m. - Designation of 345 Markham Place as a Monument

It was moved by Councilmember Streater, seconded by Councilmember Haderlein, to approve all items on the Consent Calendar. (Motion unanimously carried) (Absent: Vice Mayor Madison)

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

VARIOUS FISCAL YEAR 2007 OPERATING AND CAPITAL IMPROVEMENT PROGRAM BUDGET AMENDMENTS, APPROPRIATIONS AND CONTRACT AWARDS

FINANCE COMMITTEE

Recommendation of City Manager:

- (1) Authorize a journal voucher implementing certain amendments to the Fiscal Year 2007 Operating and Capital Budgets as detailed in the background section of the agenda report; (Journal Voucher No. 2007-8)
- (2) Authorize the addition of two FTEs, Planner and a Senior Plans Examiner, to the Fiscal Year 2007 Operating Budget in the Planning and Development Department;

(3) Authorize a contract with the Heritage Clinic, without competitive bidding pursuant to City Charter Section 1002(F), contracts for professional or unique services, for an amount not to exceed \$82,941 to operate the Elder Abuse Advocacy and Outreach Program; (Contract No. 19,224)

(4) Amend the Fiscal Year 2007 Capital Improvement Program budget to include a new project, "North Marengo Avenue Bicycle Boulevard";

(5) Authorize the City Manager to execute necessary agreements between the City of Pasadena and the State of California in regards to the North Marengo Avenue Bicycle Boulevard (Project No. 75703); (Agreement No. 19,226)

(6) Authorize a \$200,000 increase to the not to exceed amount of Contract No. 18,934 with Modern Parking, Inc., thereby increasing the contract amount from \$4,431,993 to \$4,631,993; (Contract Amendment No. 18,934-1)

(7) Extend 5.13 FTEs previously deleted in the FY 2007 Operating Budget and add 6.97 FTEs to the Public Health Department to allow for the addition of limited term staffing resulting from the receipt of various grants; and

(8) Authorize an increase to the contract with ALLHealth Security Services in the amount of \$15,000 from \$118,000 to \$133,000 to cover increased personnel costs. (Contract Amendment No. 19,183-1)

Recommendation of Planning Commission: On September 27, 2006, the Planning Commission found the North Marengo Avenue Bicycle Boulevard project to be in compliance with the 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)

CONTRACT AWARD TO TOBY B. HAYWARD, INC., FOR CONSTRUCTION OF FLINT WASH PEDESTRIAN BRIDGE FOR AN AMOUNT NOT TO EXCEED \$1,400,000, AND ADOPTION OF RESOLUTION APPROVING PROGRAM SUPPLEMENT AGREEMENT FOR THE FLINT WASH BRIDGE

Recommendation of City Manager:

(1) Accept the bid dated October 3, 2006, submitted by Toby B. Hayward, Inc., for construction of Flint Wash Bridge, reject all other bids received, and authorize the City Manager to enter into a contract for a not to exceed amount of \$1,400,000.

(2) Adopt a resolution approving Program Supplement No. 072-M to the Local Agency-State Agreement No. 07-5064 between City of Pasadena and the State of California regarding Federal-Aid projects for the construction of Flint Wash Bridge [RPSTPLE-5064 (043)]; and authorize the City Manager to

execute the supplement agreement as required.

(3) Approve a journal voucher recognizing and appropriating \$500,000 in Proposition 12 per capita funding to the Restoration of Flint Wash Bridge Crossing project (Budget Account No. 77555). (Contract No. 19,225; Resolution No. 8660; Agreement Amendment No. 16,298-29; Journal Voucher No. 2007-9)

Councilmember Little summarized the agenda report.

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

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

REAPPOINTMENT OF FRANCOIS KHOURY TO THE PASADENA CENTER OPERATING COMPANY (Hotel Nomination)

REAPPOINTMENT OF MARTIN NICHOLSON TO THE PASADENA CENTER OPERATING COMPANY (Hotel Nomination)

It was moved by Councilmember Little, seconded by Councilmember Tyler, to approve the above reappointments. (Motion unanimously carried) (Absent: Vice Mayor Madison)

ORDINANCE – FIRST READING

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 (THE ZONING CODE), TO REVISE REGULATIONS REGARDING NONCOMMERCIAL SIGNS FOR RESIDENTIAL DISTRICTS”

The above ordinance was offered for first reading by Councilmember Streator:

AYES: Councilmembers Gordo, Haderlein, Holden, Little, Streator, Tyler, Mayor Bogaard

NOES: None

ABSENT: Vice Mayor Madison

SPECIAL PRESENTATION

PRESENTATION BY SENATOR JACK SCOTT REGARDING THE STATE OF THE STATE

State Senator Jack Scott provided a brief overview of the state of the State, including a discussion of legislative issues regarding funding for education, infrastructure, and the environment. He expressed support for the November ballot bond measures that would fund infrastructure and education; and commented on bills he had sponsored/supported that dealt with the transfer of teachers, the shortage of nurses, funding of community colleges, nuisance liquor stores, and protection of seniors from conservators. Senator Scott responded to Council's questions and comments regarding the need for changes in the formula to better equalize the amount of funding

per student from school to school in grades K-12, the need to continue funding of nursing education, the need to provide cities with the ability to regulate/permit hardware installation for cable access on public right-of-ways, and the need to strengthen the nuisance liquor store regulations, if the Department of Alcoholic Beverage Control (ABC) does not follow through with enforcement. Senator Scott indicated he would take steps to address these issues, when possible.

The Mayor expressed appreciation to Senator Scott for his continued service to the City.

On order of the Mayor, the information was received.

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

FINANCE COMMITTEE

**CITY HALL SEISMIC RETROFIT PROJECT - QUARTERLY
UPDATE**

**Recommendation of City Hall Restoration Oversight
Committee:** This report is for informational purposes only.

Councilmember Little, Chair of the Finance Committee, introduced the agenda item, complimented the contractor on the successful outreach activities for local hiring and contracting, and thanked Dr. Paul Jennings for his continued leadership on the project. He commented on the Finance Committee's interest in carrying over the local outreach activities for hiring and contracting used on this project into the future Convention Center project.

Dr. Jennings, Chair of the City Hall Restoration Oversight Committee, reviewed the agenda report.

On order of the Mayor, the report was received and filed.

SPECIAL PRESENTATION

**PRESENTATION OF FEDERAL LEGISLATIVE MATTERS BY
CAROLYN CHANEY**

Ms. Carolyn Chaney, Federal Legislative Advocate, updated Council on the federal government's failure to pass a telecommunications bill, and on the status of various appropriations bills (including funding for City projects involving an Intelligent Transportation System and the Gold Line extension); and discussed the impacts of the Defense and Homeland Security budgets on total appropriations priorities. Ms. Chaney solicited suggestions from Council for issues to be addressed in next year's federal legislative agenda. In response to Councilmember Streater's question, Ms. Chaney confirmed Congress had eliminated the program that had funded the City's 24-hour Pasadena Healthcare Link (PHiL).

On order of the Mayor, the information was received.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

Councilmember Gordo recused himself at 6:58 p.m., due to a conflict of interest.

CONSIDERATION OF ENTERPRISE ZONE FEE WAIVERS AND REDUCTIONS FROM THE PROPOSED TRAFFIC REDUCTION AND TRANSPORTATION FEE (Councilmember Holden)

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 4 (REVENUE AND FINANCE) TO ESTABLISH A TRAFFIC REDUCTION AND TRANSPORTATION IMPROVEMENT FEE”

The above two agenda items were discussed concurrently.

Councilmember Holden explained his rationale for considering waivers from and/or reductions in the Traffic Reduction and Transportation Fee that would be assessed to projects in Enterprise Zone areas in the proposed ordinance.

The City Manager summarized the staff materials, clarified that efforts involving fee waivers for Enterprise Zone areas outside of the Northwest area were based on stimulating “research and development” in the Enterprise Zone, and that funds for traffic mitigation would need to be found using other traditional transportation resources if the proposed fee waivers are approved; and responded to questions.

Lola Osborne, Project Manager, responded to questions regarding incentives and waivers in Enterprise Zone areas.

Richard Bruckner, Director of Planning and Development Department, discussed a companion piece involving employment incentives for Enterprise Zone areas that will be presented to Council at a later date and will be joined with this proposal.

Discussion followed on the need to measure the collection of fees for identified traffic mitigation factors against the need to stimulate growth and development in an Enterprise Zone, options for backfilling the funding needed for traffic mitigation in an Enterprise Zone, and possible justification for the proposed fee waiver being added to existing waivers and incentives that apply to the Enterprise Zone areas.

Councilmember Haderlein expressed concerns regarding waiving fees that are targeted for necessary traffic mitigation measures in the Enterprise Zone areas, and suggested the proposed fee waiver be reviewed by the Transportation Advisory Commission (TAC).

Councilmember Holden clarified that the focus area to be considered for waiver from the Traffic Reduction and Transportation Fee would be that Northwest segment of the Enterprise Zone that is bounded by the northern City limits, the 210 (Foothill) Freeway on the south, Mentor Avenue on the

east, and just past the 210 (Foothill) Freeway on the west, with staff to determine the exact portions that will be included in the exempted area.

It was moved by Councilmember Holden, seconded by Councilmember Little, to exempt the Northwest segment of the Enterprise Zone area described above from the proposed ordinance to establish a Traffic Reduction and Transportation Improvement Fee in order to provide for greater incentives to continue stimulation of economic development, and to direct staff to make recommendations to identify transportation funds necessary to replace any transportation fees not realized as a result of this action, with the understanding that staff will return to Council with the requested information and revised ordinance for first reading on November 6, 2006. (Motion unanimously carried) (Absent: Councilmember Gordo, Vice Mayor Madison)

The City Attorney affirmed staff will return with the revised ordinance for first reading and requested information at Council's next meeting.

**ORDINANCE – FIRST
READING**

Councilmember Gordo
returned at 7:58 p.m.

Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP AND THE ZONING CODE (TITLE 17) OF THE CITY OF PASADENA ESTABLISHED BY SECTION 17.20.020 OF THE PASADENA MUNICIPAL CODE TO CREATE PLANNED DEVELOPMENT-32 (ROSE AVENUE) AND ESTABLISH DEVELOPMENT STANDARDS” (Introduced by Councilmember Haderlein)

The City Attorney noted the above ordinance will be re-introduced for first reading in order to revise Exhibit B of the ordinance, Page 7., No. 47, first bulleted heading to read: “Sidewalk Ordinance – Chapter 12.04 of the Pasadena Municipal Code (PMC) In accordance with Section 12.04.031, entitled “Abandoned Driveways” of the PMC, the applicant shall close any unused drive approach with standard concrete curb, gutter and sidewalk. In addition, the applicant shall repair any existing or newly damaged sidewalk along the ~~Holliston Avenue and Locust Street~~ street frontages prior to the issuance of a Certificate of Occupancy or any building permit for work in excess of \$5,000 pertaining to occupancy or construction on the property in accordance with Section 12.04.035, entitled “Inspection required for Permit Clearance” of the PMC.”

The ordinance, as revised above, was re-introduced for first reading by Councilmember Haderlein:

AYES: Councilmembers Gordo, Haderlein, Holden, Little, Streater, Tyler, Mayor Bogaard

NOES: None

ABSENT: Vice Mayor Madison

OLD BUSINESS

PROPOSED VACATION OF A PORTION OF MADIA STREET, AMENDMENT OF RESOLUTION NO. 8550 TO CHANGE A CONDITION OF VACATION FROM A COVENANT TO AN EASEMENT FOR INGRESS AND EGRESS TO VACATED PROPERTY FOR ADJOINING OWNERS

Recommendation: This is a continuation of a City Council deliberation that took place at the meeting of August 14, 2006. The Memorandum of September 5, 2006 from Councilmember Paul Little, "Resolution of issues surrounding Madia Street Vacation," is attached to the agenda report as Exhibit 1. An amendment to Resolution No. 8550 and the referenced Easement for Ingress and Egress to Vacated Property ("proposed Easement") consistent with that Memorandum is hereby presented to City Council for consideration. If the City Council affirms the proposed Resolution of Issues to satisfy its intent in vacating the property, then it should adopt the Amendment to Resolution No. 8550.

Staff distributed a memorandum from Councilmember Little to Councilmember Holden, John Quinn, and Madia Street neighbors (through Robert Bishop) dated October 20, 2006, regarding "Resolution of issues surrounding Madia Street Vacation" and a handout of a transcript excerpt of a portion of the December 19, 2005 Council meeting pertaining to public comments by attorney Ann Higginbotham, who represented the neighbors at that time.

Councilmember Little provided a summary of the meeting that had been held between Councilmember Holden, the Quinns (applicants), other Madia Street property owners, other interested parties, and himself regarding the outstanding issues between the applicants and adjoining property owners related to the proposed vacation of a portion of Madia Street. He reviewed the information and agreement points cited in his memorandum dated October 20, 2006, and thanked Robert Bishop for his assistance in this process. He clarified that the proposed property to be vacated is owned by the Quinns with the City holding an easement on the property for use as a public street, and responded to questions.

Councilmember Holden briefly discussed the meeting held with the Madia neighbors and interested parties, the issues that were discussed at the meeting, and the terms that were arrived at and understood by those who were present.

Dan Rix, City Engineer, responded to questions regarding the granting of an easement to the City for street purposes vs. the City holding fee title to the street, terms for the proposed vacation, and standards for and configuration of the cul-de-sac.

The City Manager responded to questions regarding public safety issues involving the street and terms for the proposed cul-de-sac.

Martin Pastucha, Director of Public Works Department, responded to questions regarding the configuration of dead end streets vs. cul-de-sacs in the City.

Discussion followed on the use of various legal representatives by the Madia property owners and the configuration of and safety issues involving the proposed cul-de-sac.

The following person spoke in support of the vacation of a portion of Madia Street:

Shannon Quinn, applicant

The following persons spoke in opposition to the vacation of a portion of Madia Street and/or expressed concerns:

Nina Chomsky, Linda Vista/Annandale Association (LVAA) member

Sharon Yonashiro, LVAA President

Robbi Dominguez, Pasadena resident

Chad Pratt, Sr., attorney representing the Bishop, Lindgren, and Ramos families

Mike Fisher, representing John and Katherine Fisher

Timothy Terrio, Pasadena resident

Jeff Parcell, representing Burt Barkelew

Chuck Parcell, Pasadena resident, displayed a map representing the area covered by a petition that was circulated in opposition to the proposed street vacation.

Scott Carlson, attorney representing various Madia Street property owners

Wendy Crump, Pasadena resident

James Lomako, Pasadena resident

The City Attorney discussed Council's prior actions relating to the proposed covenant vs. easement and responded to questions.

Discussion followed on the increased opposition to the vacation, the status of the property to be vacated as held by the Quinns through fee title with an easement to the City for public purposes, the area of the proposed vacated property, and the necessary level of agreement for the number of neighbors agreeing to the proposed terms for the vacation.

Councilmember Haderlein noted that a majority of neighbors seemed to be in opposition to the vacation at this time.

Following discussion, it was moved by Councilmember Little, seconded by Councilmember Holden, to approve the proposed vacation of a portion of Madia Street and adopt the amendment to Resolution No. 8550, with the applicants (Quinns) to grant an easement to the neighbors based on the agreement points detailed in Councilmember Little's memorandum dated October 20, 2006 and with the understanding that the ash tree will be removed:

AYES: Councilmembers Gordo, Holden, Little, Streator
NOES: Councilmembers Haderlein, Tyler, Mayor Bogaard
ABSENT: Vice Mayor Madison
(Motion failed)

PUBLIC HEARING

PUBLIC HEARING: DRAFT CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) JULY 1, 2005 - JUNE 30, 2006 FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG); EMERGENCY SHELTER GRANT (ESG); HOME INVESTMENT PARTNERSHIP ACT; HUMAN SERVICES ENDOWMENT FUND (HSEF); OTHER FEDERAL GRANT PROGRAMS; APPROVAL OF THE NEEDS ASSESSMENTS/PROGRAM PRIORITIES FOR THE NON-PUBLIC SERVICE PROJECTS UNDER THE CDBG PROGRAM FOR THE 2007-2008 PROGRAM YEAR; AND APPROVAL OF MODIFICATIONS TO THE CDBG/ESG/HSEF ALLOCATION PROCESS

Recommendation of City Manager: It is recommended that the City Council take the following actions:

(1) Hold a public hearing to receive public comment on the Draft Consolidated Annual Performance and Evaluation Report (CAPER) 2005-2006; which includes the Project Performance Assessment for the CDBG/ESG/HSEF and HOME funded projects (Exhibits A-E of the agenda report); and

(2) Upon close of the public hearing, approve:

(a) Needs Assessment and Program Priorities for Non-Public Services activities under the CDBG Program for the 2007-2008 Program Year (PY); and

(b) Proposed Modifications to the CDBG/ESG/HSEF Allocation Process (Exhibit G of the agenda report).

Recommendation of Northwest Commission: On Tuesday, October 10, 2006, the Northwest Commission finalized the non-public services needs assessment/program priorities for the 2007-2008 PY. Additionally, the Commission reviewed the proposed modifications to the allocation process and recommended City Council's approval as set forth in the agenda report.

Recommendation of Human Services Commission: On Wednesday, October 11, 2006, the Human Services Commission reviewed the proposed modifications to the process and recommended Council's approval as contained in the agenda report. The Human Services Commission has previously been approved for a two-year funding cycle and therefore will not participate in the Request for Proposal process in the forthcoming program year.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on October 5, 2006 in the Pasadena Journal; and no correspondence was received.

The City Manager introduced the agenda item.

Eunice Gray, Project Planner, reviewed the agenda report and responded to questions.

Greg Robinson, Housing/Community Development Administrator, responded to questions regarding the proposed modifications to the Community Development Block Grant (CDBG) Program / Emergency Shelter Grant (ESG) Program / Human Services Endowment Fund (HSEF) Program allocation process.

Patsy Lane, Director of Human Services and Recreation Department, commented on staff's proposed modifications to the process as a means to address past problems with proposals that were submitted and did not fit the established needs criteria/priorities.

Councilmember Little suggested Council be apprised of the criteria that are developed for the pre-screening element of the Preliminary Proposal process and what the revised process will be before the proposed changes are implemented. He expressed concerns regarding the adequacy of some of the performance assessments in determining that the outcomes are being met (e.g., Pasadena Learns at Blair Magnet School).

Brian Williams, Assistant City Manager, indicated staff will review the performance assessment for the Blair Learns program and respond to Councilmember Little regarding his concerns, and indicated staff will provide Council with additional information on the Preliminary Proposal process when it is more fully developed.

No one appeared for public comment.

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

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

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

REVIEW OF THE CITY'S REGULATIONS OF PARKING AND STORAGE OF RV AND LARGE VEHICLES (Councilmember Haderlein)

Councilmember Haderlein explained his request that the regulations on the parking and storage of RV and large vehicles be referred to the Public Safety Committee.

Councilmember Little noted that there is also a long-standing issue regarding the parking of semi-trucks on streets, and suggested these trucks be reported by any City employee to Code Enforcement or the Police Department for immediate citing. He also commented on the need for the Public Safety Committee to study whether the amount of the citation is adequate to deter the activity and if enforcement can be improved.

Councilmember Gordo suggested the inclusion of commercial vehicles in the Committee's review.

Councilmember Tyler suggested also including all types of recreational vehicles.

The following persons expressed concerns regarding the parking of recreational vehicles on driveways:

Linda Keller, Pasadena resident, submitted photos of parked RVs.
Margaret Cali, Pasadena resident

It was moved by Councilmember Haderlein, seconded by Councilmember Tyler, to refer to the Public Safety Committee a review of the ordinances that apply to recreational vehicles and commercial vehicles. (Motion unanimously carried) (Absent: Vice Mayor Madison)

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 10:06 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 10:49 p.m. (Absent: Vice Mayor Madison)

COUNCIL COMMENTS

Councilmember Tyler asked staff to provide an update on the status of the residential unit cap in the Central District, taking into consideration the recent approval of the Westgate Project, and possible options to address future development once the cap is met.

The City Manager briefly discussed the status of development in the current housing development market, and indicated copies of the last quarterly report containing information on development in the Central District will be sent to Council this week, with an updated report to be sent out in the near future.

Councilmember Little commended Connie Orozco-Morgan, City Prosecutor, on an award she was presented by the Women At

Work at its Medal of Excellence Luncheon in recognition of her work on behalf of the City.


Councilmember Little expressed concerns regarding the State's communications bill that pre-empts the City's opportunity to regulate the placement of installations on City right-of-ways, and commented on the need for the City to be involved in the rule-making process so that the City's issues are put before the Public Utility Commission (PUC) and the citizens are aware of how they can become involved in the process. He suggested the City explore the feasibility and process for returning easements for the right-of-ways to the property owners as a way of addressing the hardware (e.g., box) installation issue, and asked staff to report on options that are available to retain the rights of property owners as this relates to the hardware installations.

The City Manager indicated the PUC's rule-making process on the State franchising process is taking place and staff is putting together items that the City would like to see included in the rule process, and clarified the City's role/responsibility in the environmental review and placement of the hardware. In response to various questions, she noted that a report will be provided to Council in the near future on: the impacts of the new State law on the City's current franchises, the status of the City's current franchises and/or franchises that may be sought by companies with the State, and the status of the financial obligations of Champion/Altrio with the City.

The Mayor requested staff to capture any analysis on the State law that has been performed by outside resources, if this information is available.

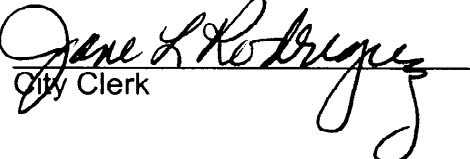
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 11:05 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



Jane L. Rodriguez
City Clerk