



Ordinance Fact Sheet

TO: CITY COUNCIL DATE: MARCH 10, 2008

FROM: CITY ATTORNEY

SUBJECT: **AN ORDINANCE OF THE CITY OF PASADENA
AMENDING TITLE 14, CHAPTER 14.80, SECTION
14.80.040, SUBSECTION B, OF THE PASADENA
MUNICIPAL CODE TO ALLOW FLEXABILITY IN THE
APPLICATION OF THE FIRST SOURCE HIRING
REQUIREMENT ON SOME CONSTRUCTION PROJECTS**

TITLE OF PROPOSED ORDINANCE:

AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 14,
CHAPTER 14.80, SECTION 14.80.040, SUBSECTION B, OF THE PASADENA
MUNICIPAL CODE TO ALLOW FLEXIBILITY IN THE APPLICATION OF THE
FIRST SOURCE HIRING REQUIREMENT ON SOME CONSTRUCTION PROJECTS

PURPOSE OF ORDINANCE

At its meeting on January 7, 2008, the City Council directed the City Attorney to amend the First Source Hiring Ordinance to allow owner-developers to satisfy local hiring program requirements through the hiring of local residents for on-going positions in addition to construction related jobs. The proposed ordinance effectuates that change.

REASON WHY LEGISLATION IS NEEDED:

The Pasadena Municipal Code may only be amended by ordinance.

03/17/2008
MEETING OF 03/10/2008
9.B.3.
AGENDA ITEM NO. 9.A.2.-

PROGRAMS, DEPARTMENTS OR GROUPS AFFECTED:

Administration of the First Source Hiring Program is being coordinated by the City Manager's Office with other City departments such as Finance and Planning & Development being involved in the effort. Adding this flexibility to the Program may require some additional review and monitoring and is expected to have a positive impact on local residents seeking employment in local businesses following construction.

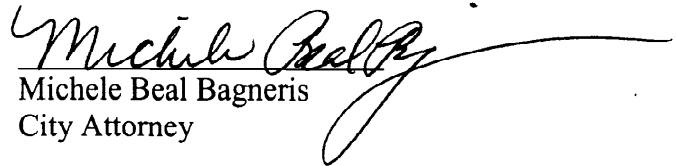
ENVIRONMENTAL IMPACT:

The proposed ordinance is exempt from the California Environmental Quality Act (CEQA) under the General Rule that CEQA applies only to activities which may have a significant effect on the environment (Section 15061 (b) (3)).

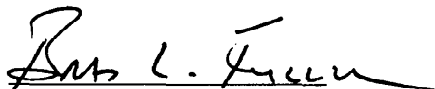
FISCAL AND SERVICE IMPLICATIONS

There is no appreciable fiscal impact associated with adding this flexibility to the First Source Hiring Ordinance.

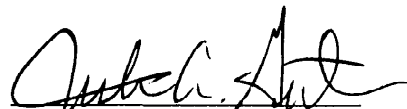
Respectfully submitted,


Michele Beal Bagneris
City Attorney

Prepared by:


Brad L. Fuller
Assistant City Attorney

Concurrence:


Bernard K. Melekian
City Manager

Introduced by _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 14, CHAPTER 14.80, SECTION 14.80.040, SUBSECTION B, OF THE PASADENA MUNICIPAL CODE TO ALLOW FLEXIBILITY IN THE APPLICATION OF THE FIRST SOURCE HIRING REQUIREMENT ON SOME CONSTRUCTION PROJECTS

THE CITY COUNCIL OF THE CITY OF PASADENA DOES ORDAIN AS FOLLOWS:

SECTION 1. Pasadena Municipal Code, Title 14, Chapter 14.80, Section 14.80.040, subsection B, is hereby amended to read:

“B. Requirements. All requirements for compliance with the First Source Hiring Program for City-Assisted Construction Projects shall be set forth in a First Source Hiring Agreement between a Developer and the City. These requirements include the following:

- “1. The minimum percentage of construction-related payroll or equivalent that must be accomplished with Resident Employee hours either during the Construction Project or as part of on-going, non-temporary employment following completion of the Construction Project;
2. Procedures the Developer must follow in order to comply with the First Source Hiring Program;

3. The schedule within which above referenced procedures must be completed;
4. Required record-keeping and documentation for demonstrating a Developer's compliance with the First Source Hiring Agreement;
5. Any other matters that the City Manager deems appropriate to include in the First Source Hiring Agreement."

SECTION 2. If any section, subsection, sentence, clause, portion, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses, portions, or phrases of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each and every section, subsection, sentence, clause, portion, or phrase without regard to whether any other section, subsection, sentence, clause, portion, or phrase of the Ordinance would be subsequently declared invalid or unconstitutional.

SECTION 3. The City Clerk shall cause this Ordinance to be published in full text.

SECTION 4. This ordinance shall take effect upon the date of publication.

Signed and approved this _____ day of _____ 2008.

Bill Bogaard
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council of the City of Pasadena at its meeting held _____, 2008, by the following vote:

AYES:

NOES:

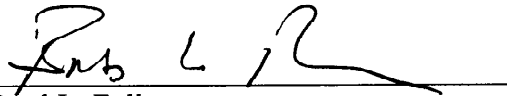
ABSTAIN:

ABSENT:

Published:

Jane L. Rodriguez, CMC, City Clerk

APPROVED AS TO FORM:



Brad L. Fuller
Assistant City Attorney