

CITY OF PASADENA
City Council Minutes
April 12, 2010 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING: Mayor Bogaard called the regular meeting to order at 6:32 p.m. The Pledge of Allegiance was led by Councilmember Robinson.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Victor Gordo
Councilmember Steve Haderlein
Councilmember Chris Holden (Absent)
Councilmember Steve Madison (Absent)
Councilmember Margaret McAustin
Councilmember Jacque Robinson
Councilmember Terry Tornek

Staff:

City Manager Michael J. Beck
City Attorney Michele Beal Bagneris
City Clerk Mark Jomsky

CEREMONIAL MATTERS

The Mayor presented a proclamation declaring April 11-17, 2010 as the Week of the Young Child. The proclamation was received by Dr. Celia C. Ayala, Los Angeles Universal Preschool Chief Operating Officer, who thanked the City, the Mothers' Club, and Pasadena City College for their commitment to children and their education.

The Mayor presented a proclamation declaring April 11-17, 2010 as National Library Week. The proclamation was received by Jan Sanders, Director of Libraries and Information Services Department, and Catherine Hany, Library Communications Director, who distributed framed READ posters that had been personalized using photos of each member of the City Council.

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

Joe Hopkins, Pasadena resident, expressed concerns regarding the City Manager's handling of the hiring of an Assistant City Manager, the hiring process for the Police Chief's position, and Chris Vicino's candidacy for this position; and submitted informational materials regarding these concerns.

Jackie Snell, Jazzy Jam 2010 representative, invited the community to attend the Jazzy Jam 2010 benefit concert in support of enrichment programs for the City children and youth, to be held on May 15, 2010 in the Rose Bowl/Area H, and a free music workshop/concert kickoff event to be held on

May 14, 2010 at John Muir High School; and submitted a flier for the concert.

Les Hammer, Pasadena resident, asked the Council to recognize the Regency Academy 6 Theater with a proclamation as the City's oldest continuously-operated theater on its 85th anniversary on June 23, 2010, and stated his support of the City granting historic status to the Washington Theater.

Joan Hearst, Pasadena Police Department Volunteer Services Steering Committee representative, conveyed the Committee's vote in support of Chris Vicino's candidacy for the Police Chief's position.

CONSENT CALENDAR

NOMINATION OF FORD PLACE HISTORIC DISTRICT FOR LISTING IN THE NATIONAL REGISTER OF HISTORIC PLACES

Recommendation: Authorize transmittal of a letter in support of the nomination of the Ford Place Historic District for listing in the National Register of Historic Places to the State Historic Preservation Officer (SHPO), with the technical corrections and comments (Attachment B of the agenda report) from the Historic Preservation Commission including the recommendation to change the western boundary of the district to omit the vacant parcel at the north-east corner of Ford Place and North Los Robles Avenue.

Recommendation of Historic Preservation Commission: At its meeting on March 15, 2010, the Historic Preservation Commission reviewed the National Register nomination for the Ford Place Historic District and recommended that the City Council forward a recommendation approving the nomination to the State Historic Preservation Officer (with minor technical corrections and comments), including a change to the western boundary of the district to omit the vacant parcel at the north-east corner of Ford Place and North Los Robles Avenue.

RECOMMENDED AMENDMENT TO PASADENA MUNICIPAL CODE CHAPTER 4.17 (RESIDENTIAL IMPACT FEE), TO ADD ANNANDALE CANYON PARK TO THE LIST OF PARK AND OPEN SPACE AREAS ON WHICH RESIDENTIAL IMPACT FEES MAY BE EXPENDED

Recommendation:

- (1) Acknowledge that the recommended changes to Title 4 of the Pasadena Municipal Code are exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15378(b)(4); and
- (2) Direct the City Attorney to prepare an ordinance within 60 days that will amend Chapter 4.17.060 of the Pasadena Municipal Code, to add Annandale Canyon Park as a community park as depicted on Drawing Number 5938.

MINUTES APPROVED

March 15, 2010
March 22, 2010
March 29, 2010
April 5, 2010

CLAIMS RECEIVED AND FILED

Claim No. 11,078	Romesh Anketell	\$ 1,143.78
Claim No. 11,079	Carlos Martinez	6,135.76
Claim No. 11,080	Mercedes Rodriguez	5,400.00
Claim No. 11,081	Waltraud A. Milani	1,092.06
Claim No. 11,082	Patti Holiday	900.00
Claim No. 11,083	The Gas Company	958.52
Claim No. 11,084	Nelson A. Kerr	25,000.00+
Claim No. 11,085	Zeenat Edwards	Not stated
Claim No. 11,086	Robert Caldwell	1,108.42
Claim No. 11,087	Glenn Gordon Campbell	25,000.00+
Claim No. 11,088	Mikrdij Tavitian	25,000.00+
Claim No. 11,089	John Benane	Not stated
Claim No. 11,090	Vanessa Biegen	1,183.72
Claim No. 11,091	Bo Hyung Lee	Not stated
Claim No. 11,092	Eddie Zanrosso	3,154.01

PUBLIC HEARINGS SET

April 26, 2010, 7:30 P.M. – 182 South Orange Grove Boulevard – Ambassador West Project – Change to Approved Project and Variances for the Single-Family Garage at Mayfair Mansion

April 26, 2010, 7:30 P.M. – Pasadena Community Development Commission (PCDC) Five Year Implementation Plan

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

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

FINANCE COMMITTEE

AUTHORIZATION TO ENTER INTO A CONTRACT WITH DATATICKET, INC., FOR COLLECTION OF PARKING CITATIONS ISSUED TO OUT-OF-STATE REGISTERED VEHICLES AS WELL AS COLLECTION OF DELINQUENT CITATIONS FOR CALIFORNIA REGISTERED VEHICLES FOR A TERM OF FIVE YEARS

Recommendation:

(1) Authorize the City Manager to enter into a contract with DataTicket, Inc., for the collection of both Out-of-State parking citations and the collections of delinquent citations issued to California registered vehicles for a term of five years, and exempt the contract from competitive bidding, pursuant to City Charter Section 1002(F), contracts for professional or unique services; and

(2) Grant the proposed contract an exemption 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. 20,282)

Councilmember Haderlein, Chair of the Finance Committee, noted that this item had not been discussed by the Committee, due to cancellation of the regularly scheduled Finance Committee meeting.

Andy Green, Director of Finance Department, provided an overview of the current citation collection process, and responded to questions.

Vic Erganian, Deputy Director of Finance/City Treasurer, reviewed the agenda report as part of a PowerPoint presentation and responded to questions.

Elaine Salas, Municipal Services Supervisor, responded to questions regarding parking citations issued by Caltech Security.

The City Manager responded to questions regarding the collection process.

Vice Mayor Gordo asked staff to provide background information on the issuing of parking citations by Caltech Security, and whether this service might also be, or is, implemented by the Pasadena City College campus security.

Following discussion, it was moved by Councilmember McAustin, seconded by Councilmember Haderlein, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

CONSIDERATION OF CALL FOR REVIEW OF A STAFF DECISION TO THE BOARD OF ZONING APPEALS (BOZA), REGARDING MINOR MODIFICATION TO MAYFIELD SENIOR SCHOOL MASTER DEVELOPMENT PLAN 2006 – TIDEMARK CASE #PLN2009-00455 (Councilmember Madison)

The Mayor reported that Councilmember Madison, after further study, had withdrawn his request for consideration of the above call for review.

On order of the Mayor, the above item was removed from the agenda.

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

MUNICIPAL SERVICES COMMITTEE

ADOPT ENERGY EFFICIENCY AND DEMAND REDUCTION GOALS FOR FISCAL YEARS 2011 THROUGH 2020
Recommendation:

- (1) Find that the adoption of energy efficiency and demand reduction goals is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3)(general rule); and
- (2) Adopt an energy efficiency goal of 14,500 MWh per year and demand reduction goal of 3.3 MW per year for fiscal years

2011 through 2013, and respective goals of 17,500 MWh per year and 4.2 MW per year for energy efficiency and demand reduction for fiscal years 2014 through 2020, in accordance with Assembly Bill 2021 (AB 2021).

Recommendation of Municipal Services Committee: On March 23, 2010, the Municipal Services Committee (MSC) recommended that the City Council adopt the proposed energy efficiency goals, with the understanding that staff will continue to work with the Environmental Advisory Commission (EAC) regarding their modeling concerns, and provide the EAC an opportunity to review the goals and projected costs prior to the City Council taking action that would increase the Public Benefits Charge (PBC) rate as a result of adopting the goals.

Recommendation of Environmental Advisory Commission: On March 16, 2010, the EAC recommended that the City Council support the energy efficiency goals with the understanding that the MSC and City Council not consider any budgetary request or change the PBC rate based on the current study results until the EAC and staff have resolved the concerns. Due to inadequate time for deliberation and clarification of the study and in order for the City to meet a reporting deadline, the EAC authorized the Chair to send a memorandum (Attachment A of the agenda report) to the City Council through the MSC outlining several serious concerns.

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

Eric Klinkner, Assistant General Manager, reviewed the agenda report as part of a PowerPoint presentation and responded to questions.

Phyllis Currie, General Manager of Water and Power Department, indicated that Council will be kept informed on the Department's budget to allow Council to consider possible impacts on power rates and future options for meeting expenses to achieve the proposed efficiency goals.

Councilmember Haderlein suggested the staff recommendation incorporate a statement that the goal is to achieve energy efficiency with modest impacts on the energy rates. He also suggested that future PowerPoint slides be numbered for easier reference during presentations.

David Czamanske, Sierra Club-Pasadena Group representative, expressed concerns regarding the proposed goals, the model/assumptions used in determining these goals, and the staff's level of aggressiveness in achieving the goals; and submitted informational materials regarding these concerns.

Following discussion, it was moved by Councilmember McAustin, seconded by Councilmember Tornek, to approve the staff recommendation, with the understanding that the goal is

to achieve energy efficiency with modest impacts on energy rates. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

APPOINTMENT OF DEBORAH YIM TO THE CODE ENFORCEMENT COMMISSION (District 6 Nomination)

APPOINTMENT OF P. MICHAEL BRADY TO THE ENVIRONMENTAL ADVISORY COMMISSION (District 2 Nomination)

APPOINTMENT OF TAMERLIN GODLEY TO THE HUMAN RELATIONS COMMISSION (District 6 Nomination)

It was moved by Vice Mayor Gordo, seconded by Councilmember Haderlein, to approve the above appointments. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison)

PUBLIC HEARINGS

DESIGNATION OF 401 EAST WASHINGTON BOULEVARD AS A LANDMARK

Recommendation: 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 (CEQA) Guidelines Section 15308: Class 8 – Actions by Regulatory Agencies for Protection of the Environment;
(2) Find that the property at 401 East Washington Boulevard is significant under Criterion C for designation as a landmark (Pasadena Municipal Code Section 17.52.040) because it embodies the distinctive characteristics of the Arts and Crafts movement, generally retains its integrity, and is one of the few remaining large houses on Washington Boulevard from the early twentieth century on a spacious open site;
(3) Approve the designation of the property at 401 East Washington Boulevard as a landmark;
(4) Adopt a resolution approving a Declaration of Landmark Designation for 401 East Washington Boulevard, Pasadena, California;
(5) Authorize the Mayor to execute the Declaration of Landmark Designation for 401 East Washington Boulevard, Pasadena, California; and
(6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 9013)

Recommendation of Historic Preservation Commission: On Tuesday, February 15, 2010, the Historic Preservation Commission recommended that the City Council approve the designation of 401 East Washington Boulevard as a landmark under Criterion C of Pasadena Municipal Code Section 17.62.040.

The Mayor opened the public hearing.

The City Clerk reported 20 copies of the notice of public hearing were posted on March 29, 2010; 105 copies of the notice were mailed on March 29, 2010; and no correspondence was received.

No one appeared for public comment.

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

It was moved by Vice Mayor Gordo, seconded by Councilmember Robinson, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison)

DESIGNATION OF 1661 LAS LUNAS STREET AS A LANDMARK

Recommendation: 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 (CEQA) Guidelines Section 15308: Class 8 – Actions by Regulatory Agencies for Protection of the Environment;
(2) Find that the property at 1661 Las Lunas Street is significant under Criterion C for designation as a landmark (Pasadena Municipal Code Section 17.52.040) because it is a locally significant example of the vernacular Chalet subtype of the California Arts and Crafts architectural style of the early twentieth century and retains a high level of integrity;
(3) Approve the designation of the property at 1661 Las Lunas Street as a landmark;
(4) Adopt a resolution approving a Declaration of Landmark Designation for 1661 Las Lunas Street, Pasadena, California;
(5) Authorize the Mayor to execute the Declaration of Landmark Designation for 1661 Las Lunas Street, Pasadena, California; and
(6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 9014)

Recommendation of Historic Preservation Commission:
On Tuesday, February 15, 2010, the Historic Preservation Commission recommended that the City Council approve the designation of 1661 Las Lunas Street as a landmark under Criterion C of Pasadena Municipal Code Section 17.62.040.

The Mayor opened the public hearing.

The City Clerk reported 20 copies of the notice of public hearing were posted on March 29, 2010; 93 copies of the notice were mailed on March 29, 2010; and no correspondence was received.

No one appeared for public comment.

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

It was moved by Councilmember McAustin, seconded by Vice Mayor Gordo, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison)

Vice Mayor Gordo recused himself at 7:51 p.m., due to a conflict of interest.

DESIGNATION OF 275 ROBINCROFT DRIVE AS A LANDMARK

Recommendation: 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 (CEQA) Guidelines Section 15308: Class 8 – Actions by Regulatory Agencies for Protection of the Environment;
- (2) Find that the property at 275 Robincroft Drive is significant under Criterion C for designation as a landmark (Pasadena Municipal Code Section 17.52.040) because it is a locally significant example of a castellated Gothic-Revival villa from the turn of the twentieth century;
- (3) Approve the designation of the property at 275 Robincroft Drive as a landmark;
- (4) Adopt a resolution approving a Declaration of Landmark Designation for 275 Robincroft Drive, Pasadena, California;
- (5) Authorize the Mayor to execute the Declaration of Landmark Designation for 275 Robincroft Drive, Pasadena, California; and
- (6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 9015)

Recommendation of Historic Preservation Commission: On Tuesday, February 15, 2010, the Historic Preservation Commission recommended that the City Council approve the designation of 275 Robincroft Drive as a landmark under Criterion C of Pasadena Municipal Code Section 17.62.040.

The Mayor opened the public hearing.

The City Clerk reported 23 copies of the notice of public hearing were posted on March 29, 2010; 116 copies of the notice were mailed on March 29, 2010; and no correspondence was received.

Dale Trader, Pasadena resident, spoke in support of the landmark designation.

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

Following discussion, it was moved by Councilmember Robinson, seconded by Councilmember McAustin, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison, Vice Mayor Gordo)

Vice Mayor Gordo returned at 7:53 p.m.

DESIGNATION OF 841 EAST WASHINGTON BOULEVARD (WASHINGTON THEATER) AS A LANDMARK

- Recommendation:** 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 (CEQA) Guidelines Section 15308: Class 8 – Actions by Regulatory Agencies for Protection of the Environment;
 - (2) Find that the property at 841 East Washington Boulevard is significant under Criterion A for designation as a landmark (Pasadena Municipal Code Section 17.62.040) in the areas of social history and entertainment/recreation due to its influence in the development of the North Lake-Washington area in the 1920's and its combination of theater, commercial/office and residential uses – and under Criterion C because it embodies the characteristics of the Spanish Colonial Revival style in a theater and as a work of architect Clarence L. Jay;
 - (3) Approve the designation of the property at 841 East Washington Boulevard as a landmark;
 - (4) Adopt a resolution approving a Declaration of Landmark Designation for 841 East Washington Boulevard, Pasadena, California;
 - (5) Authorize the Mayor to execute the Declaration of Landmark Designation for 841 East Washington Boulevard, Pasadena, California; and
 - (6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 9016)

Recommendation of Historic Preservation Commission: On Tuesday, February 15, 2010, the Historic Preservation Commission recommended that the City Council approve the designation of 841 East Washington Boulevard as a landmark under both Criterion A and C of Pasadena Municipal Code Section 17.62.040.

The Mayor opened the public hearing.

The City Clerk reported 25 copies of the notice of public hearing were posted on March 29, 2010; 95 copies of the notice were mailed on March 29, 2010; and 2 letters in support of the landmark designation were received.

Emily Stadnicki, Senior Planner, confirmed that the applicant had spoken in support of the landmark designation at a Historic Preservation Committee meeting, and responded to questions.

The following persons spoke in support of the landmark designation:

- Bob Kneisel, North Lake Working Group member
- Joe Feinblatt, Pasadena resident
- Teresa Grimes, Pasadena Heritage Board member

Councilmember Tornek expressed concerns regarding the scarcity of information provided by staff on the future plans for redeveloping the site; and the seeming lack of proactive steps taken by the City to redevelop, propose adaptive reuse, and/or

preserve the site. He also expressed concern that taking the proposed action might further inhibit redevelopment plans.

In response to Councilmember Tornek's concerns, Ms. Stadnicki indicated that the designation would allow the owner to apply for funding available for historic landmarks in need of rehabilitation.

The City Manager noted that staff is continuing to work with the property owners in identifying funding sources for a project that will hopefully result in the rehabilitation of the site.

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

Following discussion, it was moved by Vice Mayor Gordo, seconded by Councilmember McAustin, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison)

ADOPTION OF A NOTICE OF EXEMPTION FOR PROPOSED ACQUISITION FOR HISTORIC PRESERVATION PURPOSES OF THE REAL PROPERTY LOCATED AT 78 NORTH MARENGO AVENUE, AND FURTHER IDENTIFIED AS LOS ANGELES COUNTY TAX ASSESSOR'S PARCEL NUMBERS 5723-026-028 AND 029

Recommendation: It is recommended that City Council:

- (1) Adopt the Notice of Exemption for the proposed acquisition for historic preservation purposes of the real property located at 78 North Marengo Avenue, and further identified as Los Angeles County Tax Assessor's Parcel Numbers 5723-026-028 and 029; and
- (2) Direct the City Clerk to file a Notice of Exemption with the Los Angeles County Clerk's Office.

The Mayor opened the public hearing.

The City Clerk reported that no publishing, posting, or mailing was required for the public hearing; and 1 letter in opposition to the adoption of the Notice of Exemption was received.

Brad Fuller, Assistant City Attorney, affirmed that the Notice of Exemption is the proper California Environmental Quality Act (CEQA) document to use for the proposed acquisition of the property for historic preservation purposes.

John S. Peterson, Peterson Law Group, legal counsel representing the property owner (Trove Investment Corporation), spoke in opposition to the Notice of Exemption, as stated in his letter dated April 12, 2010 that had been submitted to the City Council.

Mr. Fuller clarified that this action is taken to acquire the property in order to preserve the site and prevent further decline in the condition of the property, with further Council consideration to take place when and if a project comes into focus that might require CEQA action.

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

Following discussion, it was moved by Vice Mayor Gordo, seconded by Councilmember Haderlein, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison)

CONSIDERATION OF ADOPTION OF A RESOLUTION OF NECESSITY FOR THE ACQUISITION BY EMINENT DOMAIN OF CERTAIN REAL PROPERTY INTERESTS LOCATED AT 78 NORTH MARENGO AVENUE, AND FURTHER IDENTIFIED AS LOS ANGELES COUNTY TAX ASSESSOR'S PARCEL NUMBERS 5723-026-028 AND 029, FOR A PUBLIC PURPOSE, NAMELY FOR HISTORIC PRESERVATION PURPOSES

Recommendation:

(1) Consider adoption of a Resolution of Necessity of the City of Pasadena Declaring Certain Real Property Interests Necessary for a Public Purpose and Authorizing Acquisition thereof for Historic Preservation Purposes;

(2) Open and conduct a hearing on the adoption of the proposed Resolution of Necessity, receive from staff the evidence stated and referred to in the agenda report, take testimony from any person wishing to be heard on issues A, B, C, and D in the report, and consider all evidence to determine whether to adopt the proposed Resolution of Necessity;

(3) If the City Council finds, based upon the evidence contained and referred to in the report, the testimony and comments received at this hearing, and all written testimony submitted to the City Council, that the evidence warrants the necessary findings with respect to the proposed Resolution of Necessity, then staff recommends that the City Council, in the exercise of its discretion, adopt the proposed resolution (which requires a 2/3 vote of the entire City Council) and authorize the firm of Richards, Watson & Gershon to file an eminent domain proceeding, on behalf of the City, to acquire the fee simple interest in the real property located at 78 North Marengo Avenue, also identified as Los Angeles County Tax Assessor's Parcel Numbers 5723-026-028 and 029. This real property interest is referred to in the agenda report as "Subject Property" and is described more particularly in the Exhibit attached to the Resolution of Necessity as Exhibit A. The resolution also contains a drawing depicting the location of the subject property. The drawing is attached as Exhibit B to the Resolution of Necessity. The resolution and its exhibits are attached to the agenda report and incorporated in the report by

this reference;

(4) If the Resolution of Necessity is approved, authorize the firm of Richards, Watson & Gershon and staff to take all necessary steps to deposit with the Court the amount of probable compensation required by law for issuance of an Order for Possession;

(5) Approve a journal voucher of \$6.43 million from Pasadena Community Development Commission (PCDC) fund balance; and

(6) Authorize the City Manager, or his designee, to execute all necessary documents. (Resolution No. 9017; Journal Voucher No. 2010-11)

The Mayor opened the public hearing.

The City Clerk reported 2 copies of the notice of public hearing were mailed on March 24, 2010; and 3 letters in support of and 1 letter in opposition to the Resolution of Necessity were received.

David Klug, Redevelopment Manager, reviewed the agenda report as part of a PowerPoint presentation.

The City Attorney and Regina Danner, City's outside counsel, confirmed that the project is the action to acquire the property for historic preservation purposes and the legal process to be followed in moving forward.

The City Manager indicated that the funds from the Pasadena Community Development Commission (PCDC) would be used for other eligible projects in the downtown project area, if they were not used for the proposed acquisition; and responded to questions regarding the costs to protect the building against further deterioration and determining the future use of the site.

John S. Peterson, Peterson Law Group, legal counsel representing the property owner (Trove Investment Corporation), spoke in opposition to the proposed property acquisition as stated in his letter dated April 12, 2010 that had been submitted to the City Council.

The following persons spoke in support of the proposed property acquisition:

Milad Sarkis, Pasadena resident

Bob Kneisel, Pasadena Neighborhood Coalition member

Teresa Grimes, Pasadena Heritage Board member

Karen Streeter, Pasadena resident

Michael Watkins, Pasadena resident

Louise Miller, the Homeless Population representative

Dale Trader, Pasadena resident

David Gaines, Pasadena Heritage member speaking as an individual

Ann Scheid, Pasadena resident

Councilmember Haderlein asked staff to provide additional information in the City Manager's weekly newsletter on the means that are available to the City that will protect historic properties using a code enforcement approach.

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

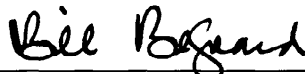
Following discussion, it was moved by Vice Mayor Gordo, seconded by Councilmember Tornek, to approve the staff recommendation, and incorporating the following findings:

- A. The Public Interest and Necessity Require the Proposed Acquisition
- B. The Proposed Project is Located in the Manner that will be Compatible with the Greatest Public Good and Least Private Injury
- C. The Subject Property Described in the Resolution of Necessity is Necessary for the Proposed Project
- D. The City has Made the Offer Required by Section 7267.2 of the Government Code to the Owner of Record of the Subject Property the City Seeks to Acquire.

(Motion unanimously carried) (Absent: Councilmembers Holden, Madison)

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 9:06 p.m., in memory of Marie Salandra, who was dedicated to educating children, active in volunteer service, and honored with many awards for her contributions to the community.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk