

CITY OF PASADENA
City Council Minutes
June 21, 2010 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Vice Mayor Gordo called the regular meeting to order at 5:48 p.m. (Absent: Mayor Bogaard)

On order of the Vice Mayor, the regular meeting recessed at 5:48 p.m., to discuss the following closed sessions:

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL REGARDING POTENTIAL LITIGATION – Significant exposure to litigation pursuant to Government Code Section 54956.9(b): One potential case

CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code Section 54957.6

**Agency Negotiator: Karyn Ezell
Employee Organization: American Federation of State, County and Municipal Employees, Local 858**

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

On order of the Vice Mayor, the regular meeting reconvened at 6:56 p.m. The Pledge of Allegiance was led by Councilmember Madison.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard (Absent)
Vice Mayor Victor Gordo
Councilmember Steve Haderlein
Councilmember Chris Holden
Councilmember Steve Madison
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 Vice Mayor announced that three-dimensional sculptures created by students, aged 12-15, from the Ragan Art Academy at the Armory Center for the Arts, will be on display in the lobby of the Hale Building as part of an art exhibition project titled, "Signs and Signposts." Staff provided a PowerPoint

presentation on the artworks project; and Stephanie DeWolfe, Deputy Director of Planning and Development Department, presented certificates of recognition to the following students whose artwork will be displayed: Isabel Adams (not present), Nick Aldrich, Sophia Choi (not present), Amara Hopping, Alden Longstaffe, Frances Eames, Noland O'Hurley (not present), Sara Van Oostrum, Sara Rush (not present), Paige Twyman, and Nicole Wang.

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

The following persons asked the City to support a resolution regarding passage of the Cantwell-McCain Glass-Steagall amendment to the federal financial reform bill:

Freddy Coronel, LaRouche Political Action Committee (PAC) member, submitted an informational flyer.
Jobe Cowen, LaRouche PAC member
Ramiro Bravo, LaRouche PAC member

CONSENT CALENDAR

AUTHORIZE CONTRACT WITH ASPLUNDH TREE EXPERT COMPANY, TO PROVIDE POWERLINE CLEARANCE TREE TRIMMING SERVICES FOR THE WATER AND POWER DEPARTMENT

Recommendation:

(1) Find that the project is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3); and
(2) Accept the bid dated May 25, 2010 from Asplundh Tree Expert Company, in response to Specifications LD-10-6 for tree trimming services for the Water and Power Department (Department); reject all other bids; and authorize a contract for a period of four years or until \$2,000,000 has been expended, whichever comes first; with two optional one-year extensions, each not to exceed \$500,000. Following the initial term of the contract, the contractor may increase prices annually but may not exceed the increase in the Consumer Price Index for the Los Angeles, Riverside, and Orange County areas for the most recently available 12-month period. (Contract No. 20,366)

AUTHORIZE THE PURCHASE OF ONE GMC DUMP TRUCK FROM ALTEC INDUSTRIES, INC., IN AN AMOUNT NOT TO EXCEED \$113,693

Recommendation:

(1) Authorize the issuance of a purchase order to Altec Industries, Inc., in an amount not to exceed \$113,693 for the purchase of one dump truck;
(2) Reject all other bids presented; and
(3) Find that this action is exempt from California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3), the General Rule that CEQA only applies to projects that may have an effect on the environment.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH PERRY C. THOMAS CONSTRUCTION, INC., TO PROVIDE THE EMERGENCY REPAIRS AT GARCIA CANYON AZUSA CONDUIT FOR THE PASADENA WATER AND POWER DEPARTMENT

Recommendation:

- (1) Find that the project is categorically exempt under the California Environmental Quality Act (CEQA) Guidelines in accordance with Title 14, Chapter 3, Classes 1 and 2, Sections 15301 and 15302. This exemption includes repair and maintenance of existing facility use to provide electric power and other public utility services; as well as, replacement and reconstruction of existing utility system and/or facilities involving negligible or no expansion of capacity; and
- (2) Accept the bid, dated May 18, 2010, submitted by Perry C. Thomas Construction, Inc., in response to Specifications LD-10-3 for Emergency Repairs at Garcia Canyon Conduit for the Water and Power Department; reject all other bids received; and authorize the City Manager to enter into a contract not to exceed \$238,600. (Contract No. 20,367)

AUTHORIZATION TO ENTER INTO CONTRACTS WITH LANDSCAPE STRUCTURES, INC. AND BIG BEN, INC., FOR THE PURCHASE AND INSTALLATION OF EQUIPMENT FOR REESE'S RETREAT UNIVERSALLY ACCESSIBLE PLAYGROUND AT BROOKSIDE PARK

Recommendation:

- (1) Find that the activity described in the agenda report is consistent with the project that was analyzed in the Arroyo Seco Master Environmental Impact Report that was certified by the Council on September 26, 2005. There are no changed circumstances or new information which would trigger further environmental review;
- (2) Authorize the issuance of a purchase order to Landscape Structures, Inc., in an amount not to exceed \$268,028.34 for the purchase of playground equipment for Reese's Retreat Playground at Brookside Park. Competitive bidding is not required pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, material, supplies or services. Grant the proposed contract an exemption from the competitive selection process of the 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; and
- (3) Accept the bid dated June 2, 2010, submitted by Big Ben, Inc., in response to the specifications for Reese's Retreat Playground and Walkway Replacement for installation and construction of project; reject all other bids received; and authorize the City Manager to enter into a contract not to exceed \$624,344.40. (Contract No. 20,369)

ADOPTION OF A RESOLUTION AMENDING THE SALARY RESOLUTION TO ESTABLISH THE SALARY CONTROL RATE FOR THE UNREPRESENTED EXECUTIVE MANAGEMENT CLASSIFICATION OF POLICE CHIEF

Recommendation: Adopt a resolution amending the Salary Resolution to establish the salary control rate for the unrepresented executive management classification of Police Chief. (Resolution No. 9036)

CLAIMS RECEIVED AND FILED

Claim No.11,133 John Mazur	\$ 106.89
Claim No.11,134 Stephen Holt	65.54
Claim No.11,135 Angela L. Bates	Not Stated
Claim No.11,136 Marilyn Mathre	Not Stated
Claim No.11,137 Alfonso Arriza	9,900.00
Claim No.11,138 Jacinta Elizonda	25,000.00+
Claim No.11,139 Mark Smollin	864.33
Claim No.11,140 Getachew Kiros	1,244.17
Claim No.11,141 John Tennis	402.45
Claim No.11,142 Mark Allison	25,000.00+
Claim No.11,143 Daryl D. De Falla	1,350.00

PUBLIC HEARINGS SET

July 26, 2010, 7:30 P.M. – Adoption of the 2010 Annual City of Pasadena Self Certification Report in Conformance with the Congestion Management Program for Los Angeles County and the 2010 Local Development Report in Accordance with Government Code Section 65089

July 26, 2010, 7:30 P.M. – Adoption of the 2008-2014 Housing Element of the General Plan

It was moved by Councilmember Robinson, seconded by Councilmember McAustin, to approve all items on the Consent Calendar. (Motion unanimously carried) (Absent: Mayor Bogaard)

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

ECONOMIC DEVELOPMENT AND TECHNOLOGY COMMITTEE

ESTABLISHMENT OF PASADENA FIRST BUY LOCAL

Recommendation: It is recommended that the City Council receive this Operations Document to establish the Pasadena First Buy Local program.

Recommendation of Economic Development and Technology Committee: The Operations Document was presented to City Council's Economic Development and Technology Committee in draft on March 3, 2010 as an information item.

Councilmember Robinson, Economic Development and Technology Committee (EDTech) member, introduced the agenda item; and asked staff to explore ways to achieve mandatory local hiring for projects in the City, regardless of whether the project receives financial assistance from the City, and provide a recommendation on a mandatory local hiring policy when an update on the program is presented to EDTech and the Council.

Andy Green, Director of Finance Department, provided background on the development and implementation of the First Buy Local program, and noted that future annual city procurement reports presented to Council will contain data on the progress being made under this expanded program.

Larry Hammond, Purchasing Administrator, and Antonio Watson, Project Manager, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

Councilmember Tornek suggested that, in a future update on local procurement, staff provide Council with statistics/success stories on how the program is increasing the use of local product/service providers in order to measure the progress made under the program.

It was moved by Councilmember Robinson, seconded by Councilmember Haderlein, to approve the staff recommendation. (Motion unanimously carried) (Absent: Mayor Bogaard)

FINANCE COMMITTEE

JOINT ACTION: ADOPT A RESOLUTION APPROVING THE PASADENA COMMUNITY DEVELOPMENT COMMISSION'S FISCAL YEAR 2011 ANNUAL OPERATING BUDGET AND FISCAL YEAR 2011 WORK PLAN AND ADOPT A RESOLUTION DETERMINING THAT PAYMENT BY THE PASADENA COMMUNITY DEVELOPMENT COMMISSION FOR PUBLIC IMPROVEMENTS WITHIN OLD PASADENA IS OF BENEFIT TO THE OLD PASADENA PROJECT AREA

Recommendation: It is recommended, that the City Council and the Pasadena Community Development Commission (Commission) take the following actions:

(1) Adopt a resolution, pursuant to Section 33606 of the Health and Safety Code, approving the Fiscal Year 2011 Annual Operating Budget (as recommended in the City's 2011 Annual Operating Budget) and the Fiscal Year 2011 Work Plan. The Commission's 2011 Annual Operating Budget includes a transfer to the Housing Department in the amount of \$2,976,971 of low and moderate income funds established for each redevelopment project area, pursuant to Section 33334.3 of the California Health and Safety Code; and

(2) Adopt a resolution, pursuant to Section 33445 of the Health and Safety Code, approving payment by the Commission to fund the cost of the public improvements within the Old Pasadena Project Area as such payment is of benefit to the Old Pasadena Project Area. (Resolution No. 9037/CDR-265 and Resolution No. CDR-266)

Recommendation of Community Development Committee: On May 27, 2010, the Community Development Committee (CDC) recommended that the Community Development

Commission and City Council approve the FY 2011 Annual Operating Budget and Work Program.

APPROVAL OF A JOURNAL VOUCHER AMENDING PROJECTS IN THE FISCAL YEAR 2010 CAPITAL IMPROVEMENT PROGRAM BUDGET

Recommendation: Approve a journal voucher with a net increase of \$547,911, amending 14 projects in the Fiscal Year 2010 Capital Improvement Program, as detailed in Attachment A of the agenda report. (Journal Voucher No. 2010-14)

FISCAL YEAR 2010 OPERATING BUDGET AMENDMENTS

Recommendation: Authorize a journal voucher implementing certain amendments to the Fiscal Year 2010 Operating Budget as detailed in the background section of the agenda report. (Journal Voucher No. 2010-15)

PURCHASE OF CITY PROPERTY INSURANCE FOR THE PERIOD JULY 1, 2010 – JUNE 30, 2011

Recommendation: Authorize the City Manager to purchase property insurance under a joint purchase program established by the City's Broker of Record, Alliant Insurance Services, at an annual premium of \$559,602 for the term July 1, 2010 to June 30, 2011.

Competitive bidding is not required, pursuant to City Charter Section 1002(F), contracts for professional or unique services. Per City Council Resolution No. 4373, the purchase of insurance is exempt from the Affirmative Action in Contracting Ordinance.

ADOPTION OF APPROPRIATIONS LIMIT FOR FISCAL YEAR 2011

Recommendation: Adopt a resolution that:

- (1) Selects the California Per Capita Income and the population increase for the City of Pasadena as the indices to be used in calculating the Appropriations Limit for Fiscal Year 2011;
- (2) Establishes the Appropriations Limit for Fiscal Year 2011 at \$202,992,513; and
- (3) Establishes appropriations Subject to the Limit for Fiscal Year 2011 at \$114,683,690. (Resolution No. 9038)

The above four agenda items were discussed concurrently.

Councilmember Holden, Chair of the Finance Committee, introduced the above four agenda items.

It was moved by Councilmember Holden, seconded by Councilmember Madison, to approve the above four staff recommendations. (Motion unanimously carried) (Absent: Mayor Bogaard)

LEGISLATIVE POLICY
COMMITTEE

Councilmember Tornek was
excused at 7:36 p.m.

**SUPPORT FOR AB 2531 (FUENTES) – REDEVELOPMENT:
ECONOMIC DEVELOPMENT**

Recommendation: It is recommended that the City Council:
(1) Support AB 2531 (Fuentes) as proposed by the State
Assembly; and
(2) Authorize the Mayor, or his designee, to transmit a letter of
support to the appropriate authorities.

Councilmember Madison, Legislative Policy Committee
member, introduced the agenda item.

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

It was moved by Councilmember Madison, seconded by
Councilmember Robinson, to approve the staff
recommendation. (Motion carried, with Councilmember
McAustin objecting) (Absent: Councilmember Tornek, Mayor
Bogaard)

MUNICIPAL SERVICES
COMMITTEE

Councilmember Tornek
returned at 7:38 p.m.

**ADOPTION OF THE 2010 INTEGRATED WASTE
MANAGEMENT OPERATIONS PLAN AND APPROVAL OF
INITIATION OF THE STATE-MANDATED PROCESS FOR
SEEKING AN INCREASE IN THE REFUSE COLLECTION
FEES**

Recommendation:

- (1) Find that the project is exempt from the California
Environmental Quality Act (CEQA), pursuant to the State
CEQA Guidelines Section 15301(b), existing facilities, and
Section 15308, actions by regulatory agencies for protection of
the environment;
- (2) Adopt the 2010 Integrated Waste Management Operations
Plan; and
- (3) Allow staff to begin the Proposition 218 required public
hearing process to pass through future landfill disposal cost
increases.

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

Martin Pastucha, Director of Public Works Department,
reviewed the agenda report as part of a PowerPoint
presentation, and responded to questions.

It was moved by Councilmember McAustin, seconded by
Councilmember Tornek, to approve the staff recommendation.
(Motion unanimously carried) (Absent: Mayor Bogaard)

**RECOMMENDATIONS FROM
OFFICERS AND
DEPARTMENTS**

**ADOPTION OF A RESOLUTION OF INTENT AND FIRST
READING OF AN UNCODIFIED ORDINANCE TO AMEND
THE CONTRACT BETWEEN THE CITY OF PASADENA AND
THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT**

SYSTEM TO PROVIDE MILITARY SERVICE CREDIT AS PUBLIC SERVICE (GOVERNMENT CODE SECTION 21024) FOR LOCAL FIRE MEMBERS

Recommendation:

(1) Adopt a Resolution of Intent to approve an amendment to the contract between the Board of Administration of the California Public Employees' Retirement System (CalPERS) and the City Council of the City of Pasadena to provide Military Service Credit as Public Service (Government Code Section 21024) for local fire members; and

(2) Conduct first reading of **"AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA AMENDING THE CONTRACT BETWEEN THE CITY OF PASADENA AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE RETIREMENT BENEFIT ENHANCEMENTS TO LOCAL FIRE EMPLOYEES" (MILITARY SERVICE CREDIT AS PUBLIC SERVICE, GOVERNMENT CODE SECTION 21024).** (Resolution No. 9039; Contract Amendment No. 2693-22)

The City Manager summarized the agenda report.

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

ORDINANCE – FIRST READING

Conduct first reading of "AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA AMENDING THE CONTRACT BETWEEN THE CITY OF PASADENA AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE RETIREMENT BENEFIT ENHANCEMENTS TO LOCAL FIRE EMPLOYEES" (MILITARY SERVICE CREDIT AS PUBLIC SERVICE, GOVERNMENT CODE SECTION 21024)

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

AYES: Councilmembers Haderlein, Holden, Madison, McAustin, Robinson, Tornek, Vice Mayor Gordo

NOES: None

ABSENT: Mayor Bogaard

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

APPOINTMENT OF JANICE BEA TO THE ARTS AND CULTURE COMMISSION EFFECTIVE JULY 1, 2010 (District 7 Nomination)

REAPPOINTMENT OF PATRICK J. CONYERS TO THE ARTS AND CULTURE COMMISSION (District 4 Nomination)

REAPPOINTMENT OF ALMA DILLARD TO THE ACCESSIBILITY AND DISABILITY COMMISSION (District 4 Nomination)

REAPPOINTMENT OF VAHE ATCHABAHIAN TO THE HUMAN RELATIONS COMMISSION (District 2 Nomination)

REAPPOINTMENT OF BARRY GORDON TO THE PASADENA COMMUNITY ACCESS CORPORATION BOARD (District 3 Nomination)

REAPPOINTMENT OF ROBERT HUGHES DAVIS TO THE SENIOR COMMISSION (District 4 Nomination)

APPOINTMENT OF MIC HANSEN TO THE PLANNING COMMISSION EFFECTIVE JULY 1, 2010 (District 6 Nomination)

REAPPOINTMENT OF PETER J. BOYLE TO THE FIRE AND POLICE RETIREMENT BOARD (At Large/District 7 Nomination)

RESIGNATION OF PAUL SECORD FROM THE HISTORIC PRESERVATION COMMISSION EFFECTIVE JULY 1, 2010 (At Large/District 6 Nomination)

It was moved by Councilmember Haderlein, seconded by Councilmember Robinson, to approve the above appointments and reappointments, and accept the above resignation with regrets. (Motion unanimously carried) (Absent: Mayor Bogaard)

RATIFICATION OF TWO APPOINTMENTS, *NUNC PRO TUNC*, TO THE DESIGN COMMISSION

Recommendation of Mayor: It is recommended that the City Council ratify the following appointments, *nunc pro tunc*:

- (1) Appointment of Lyla White to the Design Commission, effective November 24, 2008 (Arts and Culture Commission Nomination); and
- (2) Appointment of Richard Norton to the Design Commission, effective July 13, 2009 (Planning Commission Nomination).

The City Clerk provided the following definition from Black's Law Dictionary: "*nunc pro tunc*: now for then; a thing is done now which shall have the same legal force and effect as if done at a time when it ought to have been done."

It was moved by Councilmember Madison, seconded by Councilmember McAustin, to approve the Mayor's recommendation. (Motion unanimously carried) (Absent: Mayor Bogaard)

CONSIDERATION OF AN AMENDMENT TO THE PASADENA MUNICIPAL CODE TO PROVIDE FOR A TOURNAMENT OF ROSES REPRESENTATIVE ON THE PASADENA CENTER OPERATING COMPANY BOARD

Recommendation of Mayor: Direct the City Attorney to prepare an ordinance within 30 days amending the Pasadena Municipal Code to provide that the board of the Pasadena Center Operating Company shall have one member nominated by the Tournament of Roses.

Councilmember Madison, Pasadena Center Operating Company (PCOC) Board member, outlined the proposal to provide a representative of the Tournament of Roses (TofR) on the PCOC Board.

Michael Ross, PCOC Chief Executive Officer, clarified that the PCOC is requesting that a representative from the TofR be added to the PCOC Board, which would result in a PCOC Board of 15 members total.

Richard Schammel, PCOC Board President, expressed the PCOC Board's support in adding this voting position for a TofR representative.

The City Attorney clarified that the Mayor's agenda report had been finalized prior to Mr. Ross's proposal that the PCOC add a Board member to represent the TofR, the Mayor was aware of the PCOC request, and Council could amend the Mayor's recommendation to include this change; and responded to questions.

Following discussion, it was moved by Councilmember Madison, seconded by Councilmember McAustin, to approve the Mayor's recommendation, as amended to add a 15th member to the Pasadena Center Operating Company Board, who would be nominated by the Tournament of Roses and would not be required to be a Pasadena resident. (Motion unanimously carried) (Absent: Mayor Bogaard)

ORDINANCE – FIRST READING

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE WATER RATE ORDINANCE, CHAPTER 13.20 OF THE PASADENA MUNICIPAL CODE, TO ELIMINATE BLOCK 5 ALLOCATION AND RATES; REDUCE BLOCK 4 RATES; DISCONTINUE REFUNDS OR CREDITS FOR WATER PURCHASED UNDER BLOCKS 4 AND 5; AND AUTHORIZE INCREASES TO THE PURCHASED WATER ADJUSTMENT CHARGE”

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

AYES: Councilmembers Haderlein, Holden, Madison, McAustin, Robinson, Tornek, Vice Mayor Gordo

NOES: None

ABSENT: Mayor Bogaard

PUBLIC HEARINGS

CONTINUED PUBLIC HEARING: ADOPTION OF FISCAL YEAR 2011 OPERATING BUDGET AND FISCAL YEAR 2011-2015 CAPITAL IMPROVEMENT PROGRAM

Recommendation:

(1) Adopt by resolution the City's Fiscal Year 2011 Operating Budget and Fiscal Year 2011-2015 Capital Improvement Program as detailed in Exhibit A and B, and as amended by the proposed revisions outlined in the background section of the agenda report; and

(2) Adopt a resolution determining the amount to be transferred from the Light and Power Fund to the General Fund for Fiscal Year 2011. (Resolution Nos. 9040 and 9041)

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

The City Clerk reported the notice of public hearing was published on April 22, 2010 in the Pasadena Journal; and 1 letter was received expressing concerns regarding the proposed budget.

Councilmember Holden, Chair of the Finance Committee, reported on the special joint meeting of the City Council and Finance Committee held on June 21, 2010, during which the following amendment to the above staff recommendation had been approved for Council's consideration: to appropriate \$50,000 identified in savings from the Public Health Department budget to be transferred to the Human Services and Neighborhoods Department budget for funding of the Neighborhood Outreach Workers (NOW) program.

The City Manager provided an overview of the budget, and responded to questions.

Andy Green, Director of the Finance Department, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

Councilmember Madison expressed concerns regarding a Capital Improvement Program (CIP) storm drain project in District 6 that has been in the CIP budget for a number of years and continues to be prioritized as a future project but left unfunded. He asked that the project funding be reviewed during the CIP process for FY 2012-2016.

The City Manager and Martin Pastucha, Director of Public Works Department, provided a brief history of the project and steps being taken to address the drainage issues in the area, and confirmed that the project's status/priority will be reviewed during the FY 2012-2016 CIP budget discussions.

The following persons expressed concerns regarding various components of the recommended budget:

Gene Masuda, Eaton Blanche Neighborhood Association
President
Floyd Folven, Pasadena resident
Marshall Parker, American Federation of State, County and
Municipal Employees (AFSCME), Local 858
representative

Ricky Pickens, 20/20 Vision Initiative representative, thanked Council for supporting the NOW program funding.

The City Manager commented on the City's request that bargaining units forgo salary increases for the 2010 and 2011 budget years based on the financial/economic realities that the City faces. He noted that information on the Fire and Police Retirement System (FPRS) issue will be presented to Council in July 2010 and a Council workshop on the CalPERS/benefits issues is scheduled for a later date.

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

Councilmember Haderlein stated his objections to the recommended Operating Budget and cuts being made to fire services that impact East Pasadena residents.

Fire Chief Dennis Downs discussed implementation of the proposed brown out of Truck 32 and its impacts.

Following discussion, it was moved by Councilmember Holden, seconded by Councilmember Robinson, to approve the staff recommendation, as amended to appropriate \$50,000 identified in savings from the Public Health Department budget to be transferred to the Human Services and Neighborhoods Department budget for funding of the Neighborhood Outreach Workers (NOW) program:

AYES: Councilmembers Holden, Madison, McAustin,
Robinson, Tornek, Vice Mayor Gordo

NOES: Councilmember Haderlein

ABSENT: Mayor Bogaard

CONTINUED PUBLIC HEARING: ANNUAL AMENDMENTS TO THE GENERAL FEE SCHEDULE

Recommendation:

(1) Adopt by resolution the Fiscal Year 2011 General Fee Schedule, which contains amended fees based on data gathered during the annual review of the Fees. These amended fees shall take effect on July 1, 2011, except that the collection of the increase in the fees upon development

projects shall commence on August 13, 2010.

(2) Reject all scheduled rate increases with the exception to fees that are mandatory or must re-coup service costs that will otherwise be an unfunded expense to the City. (Resolution No. 9042)

The Vice Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on April 22, 2010 in the Pasadena Journal; and no correspondence was received.

No one appeared for public comment.

In response to Councilmember Haderlein's questions, the City Manager discussed the outreach being done to inform residents and the business community about the amended fees.

It was moved by Councilmember Haderlein, seconded by Councilmember McAustin, to close the public hearing. (Motion unanimously carried) (Absent: Mayor Bogaard)

It was moved by Councilmember Holden, seconded by Councilmember Haderlein, to approve the staff recommendation. (Motion unanimously carried) (Absent: Mayor Bogaard)

PUBLIC HEARING: SCHEDULE OF TAXES, FEES, AND CHARGES

Recommendation: Reject all scheduled rate increases reflected in the Schedule of Taxes, Fees and Charges.

Recommendation of Finance Committee: On June 14, 2010, the Finance Committee held a public meeting to discuss the Schedule of Taxes, Fees and Charges and will provide an oral report on their discussion.

The Vice Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on April 27, May 7, and May 13, 2010 in the Pasadena Star-News; and no correspondence was received.

No one appeared for public comment.

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

Councilmember Tornek noted that he had requested information from staff regarding the basis of the fees being charged for business licenses under Pasadena Municipal Code

(PMC) Section 5.16.180 – Contracting and building trades; and that these fees seem to be out of line with fees charged by other cities.

Andy Green, Director of Finance Department, reported that staff research shows that the current fees had apparently been increased by the Consumer Price Index (CPI) over the past years; indicated that staff will be conducting a fee study to determine if various fees should be reduced and/or the method/basis for setting the fees should be changed, with a report to be presented to Council in September 2010 when recommendations can be developed from the fee study; and responded to questions.

The City Manager responded to questions regarding the fee study and the process for setting fees.

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

PUBLIC HEARING: LEVY OF ASSESSMENT AGAINST HOTEL AND MOTEL BUSINESSES FOR FISCAL YEAR 2011 IN CONNECTION WITH THE PASADENA TOURISM BUSINESS IMPROVEMENT DISTRICT

Recommendation of Pasadena Center Operating Company:

It is recommended that the City Council:

- (1) Conduct a public hearing on the levy of an assessment against Hotel and Motel Businesses for Fiscal Year 2011 in connection with the Pasadena Tourism Business Improvement District (District); and
- (2) At the conclusion of the public hearing, in the absence of a majority protest, adopt a resolution confirming the Annual Report of the Advisory Board as originally filed and levying the assessment for Fiscal Year 2011 in connection with the District. (Resolution No. 9043)

The Vice Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on June 10, 2010 in the Pasadena Journal; and no correspondence or protest letters were received, and that this did not constitute a majority protest.

Michael Ross, Pasadena Center Operating Company (PCOC) Chief Executive Officer, summarized the agenda report.


No one appeared for public comment.

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

It was moved by Councilmember Madison, seconded by Councilmember McAustin, to approve the Pasadena Center Operating Company recommendation. (Motion unanimously carried) (Absent: Mayor Bogaard)

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 9:17 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk