

CITY OF PASADENA
City Council Minutes
January 7, 2013 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 5:36 p.m.
(Absent: None)

On order of the Mayor, the regular meeting recessed at 5:36 p.m., to discuss the following closed session:

CLOSED SESSION CONFERENCE WITH REAL PROPERTY NEGOTIATORS

**Pursuant to Government Code Section 54956.8
Property: The Rose Bowl Stadium and surrounding parking areas**

**Agency Negotiators: Darryl Dunn and Michael J. Beck
Negotiating Parties: Tournament of Roses and the University of California, Los Angeles (UCLA)
Under Negotiation: Price and terms of payment**

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

On order of the Mayor, the regular meeting reconvened at 6:30 p.m. The Pledge of Allegiance was led Police Chief Phillip Sanchez.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Margaret McAustin
Councilmember Victor Gordo
Councilmember Steve Madison
Councilmember Gene Masuda
Councilmember Jacque Robinson
Councilmember Terry Tornek

Staff:

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

CEREMONIAL MATTERS

Police Chief Philip Sanchez introduced the new Sergeant-at-Arms, Sergeant Max Dahlstein and extended thanks to Sergeant Marcia Lynn Taglioretti for her service as past Sergeant-at-Arms.

The Mayor congratulated the Tournament of Roses, Rose Bowl staff, and City staff for successful New Year's Day Rose Parade and Rose Bowl Game events.

The City Manager acknowledged all the departments and volunteers who took part in making the 2013 Rose Parade and Rose Bowl Football Game memorable events.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Mary McCormick, Los Angeles County Metropolitan Transportation Authority (Metro), submitted a flyer announcing the upcoming "All Communities Convening Open Houses" related to the SR-710 Project to discuss the five project alternatives that will be studied in the draft Environmental Impact Report (EIR), and responded to questions.

The City Clerk stated that staff will post this information on the City's SR-710 webpage.

Councilmember Gordo requested that for the open house being held in Pasadena, Metro's technical team be available to answer constituents' questions regarding any truck traffic that might be diverted from the I-5 Freeway to the proposed SR-710 connector through Pasadena.

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

PUBLIC SAFETY COMMITTEE

ITEM HELD

PROPOSED REVISION TO SPEED LIMIT ORDINANCE

Recommendation:

- (1) Find that the proposed Municipal Code Amendment is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301, existing facilities;
- (2) Direct the City Attorney to draft an ordinance that would combine sections 10.48.010 (State maximum decreased) and 10.48.030 (State minimum increased) under one new section of the Municipal Code as shown in Attachment A of the agenda report; and
- (3) Approve the changes identified in the staff report to the newly combined speed limit section of the ordinance as described in Attachment B of the agenda report.

Mayor Bogaard indicated that this item has been withdrawn from the agenda, will continue to be studied by the Public Safety Committee, and will return to the City Council for final consideration at a future meeting.

Councilmember Madison reported that the Speed Limit Ordinance was sent back to the Transportation Advisory Commission, and will be reviewed by the Public Safety Committee prior to coming back to the City Council for consideration.

CONSENT CALENDAR

AUTHORIZATION TO ENTER INTO PURCHASE ORDER CONTRACTS WITH G&W ELECTRIC COMPANY AND THOMAS & BETTS ELASTIMOLD COMPANY TO FURNISH AND DELIVER HIGH VOLTAGE GAS INSULATED AND SOLID DIELECTRIC VACUUM SWITCHES FOR THE WATER AND POWER DEPARTMENT

Recommendation:

- (1) Find that the project is exempt under the California Environmental Quality Act (CEQA) Guidelines Section 15301, existing facilities;
- (2) Accept the bid dated November 20, 2012 submitted by G&W Electric Co., in response to Specifications No. LD-12-10, Item I: 27kV SF-6 Gas insulated 4-Way and 5-Way switches; Item III: 2-Way 27kV 200 Amp and 600 Amp, solid Dielectric Vacuum Insulated Resettable Fault Interrupter Switch with Load-Break; and Item IV: 4-Way and 5-Way 27kV 600 Amp, SF6 Gas Insulated Dead-Front; authorize a purchase order contract to G&W Electric Company for a period of three years or until \$6,193,422 is expended whichever comes first, with two optional one-year extensions not to exceed \$2,064,474 each year;
- (3) Accept the bid dated November 20, 2012 submitted by Thomas & Betts Elastimold Company, in response to Specifications No. LD-12-10, Item II: 2-Way 27kV 200 Amp, Solid Dielectric Vacuum Insulated Load-Break High Voltage Vacuum Switch; authorize a purchase order contract to Thomas & Betts Elastimold Company for a period of three years or until \$339,352 is expended whichever comes first, with two optional one-year extensions, not to exceed \$113,117 each year; and
- (4) Reject all other bids.

APPROVAL OF SUBMISSION OF THE 2012 CONTINUUM OF CARE HOMELESS ASSISTANCE APPLICATION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Recommendation: It is recommended that the City Council adopt a resolution:

- (1) Authorizing the filing with the U.S. Department of Housing and Urban Development (HUD), the 2012 Continuum of Care (CoC) Homeless Assistance Application for a funding request of \$3,124,378 for fourteen projects; and
- (2) Authorizing the Chief Executive Officer to execute, and the Secretary to attest, the 2012 CoC Homeless Assistance Application and all other related documents, agreements and amendments.

LEGISLATIVE POLICY COMMITTEE: 2013 FEDERAL & STATE LEGISLATIVE PLATFORMS

Recommendation: Approve the Federal Legislative Platform and the State Legislative Platform for calendar year 2013.

CLAIMS RECEIVED AND FILED

Claim No. 11,824	Rosemary Leon	\$ 449.00
Claim No. 11,825	Alan Tekerlek	Not Stated
Claim No. 11,826	Robert S. Ellison	46.00
Claim No. 11,827	Anastasia Gritsyk	5,381.07
Claim No. 11,828	Jovan D. Owens and Lee Owens/Caviar Dreams	3,412.50
Claim No. 11,829	Dora Gamboa	4,800.00
Claim No. 11,830	Dr. D. Demetriades	1,177.53
Claim No. 11,831	Roark Hunnicutt	3,432.25
Claim No. 11,832	Latoya Harvey	1,000,000.00+
Claim No. 11,833	Rodeo Holdings LLC c/o Bruce Meyer	5,000,000.00+
Claim No. 11,834	Conrad Johnson	387.33

PUBLIC HEARINGS SET

January 28, 2013, 7:00 p.m. – Temporary Implementation of a Level 4 Water Supply Shortage Plan Pursuant to Chapter 13.10 of the Pasadena Municipal Code (PMC) in Preparation for a Planned Shutdown of Imported Water Facilities Resulting in an Emergency Condition (PMC Section 13.10.052)

February 11, 2013, 7:00 p.m. - Approval of a Substantial Amendment to the 2012-2013 Community Development Block Grant (CDBG) Annual Action Plan to Allow for the Reprogramming of Funds

It was moved by Councilmember Masuda, seconded by Vice Mayor McAustin, to approve the Consent Calendar. (Motion unanimously carried) (Absent: None)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

UPDATE ON THE PROCESS TO FILL A VACANCY ON THE CITY COUNCIL BY APPOINTMENT IN ACCORDANCE WITH PASADENA CITY CHARTER, SECTION 404

Recommendation: It is recommended that the City Council receive the information contained in the agenda report, and if desired, modify or make changes to the process approved by the City Council on December 3, 2012.

The City Clerk provided an update on the process for filling the vacancy for City Council District 3 as part of a PowerPoint presentation, and responded to questions.

Following discussion, by consensus of the City Council and on order of the Mayor, it was agreed to conduct a special meeting to fill a vacancy for City Council District 3, to be held on Tuesday, January 22, 2013 at 6:00 p.m., with the selection of the applicant to fill the vacancy to occur at the same meeting, using a simple motion and second process followed by a vote of the City Council, and with Vice Mayor McAustin, Councilmember Madison, and Councilmember Robinson to serve on an ad hoc committee to develop the interview questions.

PUBLIC HEARING

CONTINUED PUBLIC HEARING: TAX AND FISCAL RESPONSIBILITY ACT (TEFRA) AND CALIFORNIA CODE SECTION 6586.5 HEARING TO CONSIDER APPROVAL OF ROSE BOWL STADIUM IMPROVEMENTS FINANCING AND AUTHORIZATION OF LEASE REVENUE BONDS BY THE PASADENA PUBLIC FINANCING AUTHORITY TO FINANCE AND REFINANCE SUCH IMPROVEMENTS LOCATED AT 1001 ROSE BOWL DRIVE AND ADOPTION OF A RESOLUTION OF THE CITY OF PASADENA AUTHORIZING THE EXECUTION AND DELIVERY OF A CONTINUING COVENANT AGREEMENT AND A FIRST AMENDMENT TO AMENDED AND RESTATED SUBLEASE, APPROVING A FORM OF A BOND INDENTURE AND A FIRST SUPPLEMENTAL BOND INDENTURE IN CONNECTION WITH THE ISSUANCE OF PASADENA PUBLIC FINANCING AUTHORITY LEASE REVENUE BONDS (ROSE BOWL RENOVATION PROJECT), SERIES 2012A (TAX EXEMPT) AND SERIES 2012B (TAXABLE), AND AUTHORIZING CERTAIN OTHER ACTIONS RELATING THERETO

Recommendation: It is recommended that the City Council:

(1) Hold a public hearing as required by (i) Section 147(f) of the Internal Revenue Code of 1986 (the "Code") which is part of the Tax Equity and Fiscal Responsibility Act (TEFRA); and (ii) Section 6586.5 of the California Government Code relating to the proposed issuance by the Pasadena Pubic Financing Authority (the Authority) of its Lease Revenue Bonds in one or more series in a maximum not to exceed aggregate principal amount of \$65 million; and adopt a resolution of the City of Pasadena authorizing the execution and delivery of a continuing covenant agreement and a first amendment to Amended and Restated Sublease, approving a form of a bond indenture and a first supplemental bond indenture in connection with the issuance of Pasadena Public Financing Authority Lease Revenue Bonds (Rose Bowl Renovation Project), Series 2013A (Tax-Exempt), and 2013B (Taxable), and authorizing certain other actions relating thereto; and

(2) Direct City and Rose Bowl Operating Company (RBOC) staff to provide an update by May 1, 2013 regarding the business plan and related going forward recommendations as describe in the agenda report. (Resolution No. 9256)

Recommendation of Finance Committee: On December 10, 2012, the Finance Committee recommended (three in favor and one opposed) that the City Council approve the proposed Rose Bowl financing plan.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on December 20, 2012 in the Pasadena Journal; and no correspondence was received.

Councilmember Gordo, Rose Bowl Operating Company (RBOC) President summarized the agenda report, and responded to questions.

Darryl Dunn, General Manager of Rose Bowl, highlighted the project planned elements of the Rose Bowl Renovation project as part of a PowerPoint presentation, and responded to questions.

Andy Green, Director of Finance Department, reported on the details of the proposed financing plan for the project as part of a PowerPoint presentation, and responded to questions.

Dennis Murphy, RBOC Treasurer, provided public comment on the RBOC Finance Committee's review and support of the proposed financing plan and the pro forma budget.

Councilmember Tornek reviewed his past concerns regarding the escalating cost of the renovation project, noted his positive change in support of the proposed action given the transparency and responsiveness of staff to address the issues and concerns previously expressed, and stated his gratitude to the RBOC, RBOC staff, and City staff for their efforts.

Vice Mayor McAustin expressed her support for having the Rose Bowl staff explore additional revenue generating programs at the stadium, and requested that once the review of the RBOC governance component is completed by the City Manager's Office it be agendized for City Council review and discussion.

Councilmember Madison requested that an independent audit and review be conducted regarding the financial history of the Rose Bowl Renovation project.

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

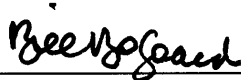
The City Manager noted that the aggregate amount of Lease Revenue Bonds described in the agenda report and staff recommendation should be amended from \$65 million to \$55 million.

It was moved by Councilmember Gordo, seconded by Vice Mayor McAustin, to approve the staff recommendation amended to revise the amount of the Lease Revenue Bonds from not to exceed \$65 million to not to exceed \$55 million. (Motion unanimously carried) (Absent: None)

Mayor Bogaard reconfirmed that the City and Rose Bowl staff will provide an update by May 1, 2013 to the City Council regarding the business plan, potential revenue generating programs, review of the RBOC governance structure, and related going forward recommendations as described in the agenda report.

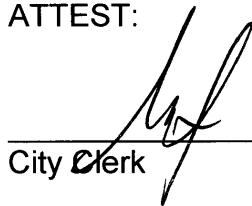
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 8:37 p.m., in memory of Victor McClinton, who sadly passed away on Christmas Day, an innocent victim of gun violence in Pasadena. He attended Pasadena City College, where he studied sports and criminal administration. Coach Victor, as he was known by most youths, began his coaching career at the age of 16 at an all-boys school and together with his wife started the Brotherhood Crusade Youth Sports League. In addition to coaching, he had a career with the Los Angeles County Sheriff's Department.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk