

CITY OF PASADENA  
City Council Minutes  
February 23, 2015 – 5:30 P.M.  
City Hall Council Chamber

REGULAR MEETING

**OPENING:**

Mayor Bogaard called the regular meeting to order at 5:35 p.m. (Absent: Councilmembers Madison and Gordo)

The following individuals spoke in support of salary increases for Police personnel (Pasadena Police Officer Association (PPOA), PPSA, and Non-Represented Management) to be comparable to other similar sized cities, maintain high quality Police Officers, and to improve Police accountability:

Dale Gronemeier, Coalition for Increased Civilian Oversight of the Pasadena Police Department  
Ed Washatka, Pasadena resident  
Pastor John Bledsoe, Interdenominational Ministerial Alliance of Greater Pasadena

On order of the Mayor, the regular meeting recessed at 5:43 p.m. to discuss the following closed sessions:

**CITY COUNCIL CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code Section 54956.8**

**Property Location: 39 South El Molino Avenue, Pasadena, CA**

**Agency Negotiators: Michael J. Beck and Steve Mermell**

**Negotiating Party: Elizabeth Doran**

**Under Negotiation: Price and terms of payment**

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

**Agency Designated Representatives: Kristi Recchia and Michael J. Beck**

**Employee Organization: Pasadena Management Association (PMA)**

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

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

Councilmember Gordo arrived at 6:05 p.m.

**Agency Designated Representatives: Kristi Recchia and Michael J. Beck**

**Employee Organizations: Pasadena Police Officers Association (PPOA), Pasadena Police Sergeants Association (PPSA), and Non-Represented Management**

Discussion on the above closed session item was continued after the conclusion of the open session.

On order of the Mayor, the regular meeting reconvened at 6:38 p.m. The Pledge of Allegiance was led by Councilmember Gordo.

**ROLL CALL:**

Councilmembers:

Mayor Bill Bogaard  
Vice Mayor Jacque Robinson  
Councilmember Victor Gordo  
Councilmember John J. Kennedy  
Councilmember Steve Madison (Absent)  
Councilmember Gene Masuda  
Councilmember Margaret McAustin  
Councilmember Terry Tornek

Staff:

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

**CEREMONIAL MATTERS**

Dennis Campos, Chair of the Accessibility and Disability Commission, spoke on behalf of the Commission and presented a report entitled, "Pasadena's Progress in Accessibility: 1985-2015", which is an overview of how the accessibility of City facilities and programs have improved significantly over the years, and is available publically through the Human Services and Recreation Department.

Councilmember Kennedy reported on the passing of Nathaniel Kenneth Ellison, a respected long-time Pasadena resident.

Councilmember Gordo reported on the passing of Marvin Schachter, a political/civil rights activist, and respected long-time Pasadena resident.

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

Kenneth R. Ellison, Pasadena resident and son of Nathaniel Kenneth Ellison, spoke on behalf of his family and thanked the City for acknowledging his father.

Michelle White, Yuny Parada, Kris Ockershauser, and James Lomako, Pasadena residents, spoke regarding the passing of Marvin Schachter, shared personal experiences, and highlighted his years of dedication to activism and contributions to the community.

Joan Palmer, Pasadena Unified School District (PUSD) Arts Team, invited the City Council to PUSD's 10<sup>th</sup> Annual "No Boundaries Art Exhibition" on South Lake Avenue, beginning February 27, 2015 through March 13, 2015.

Char Bland and Tamika Farr, Commission on the Status of Women, spoke on behalf of the Commission, invited the City Council to the upcoming presentation regarding the "2015 Report on the Status of Women in Pasadena" to be held on March 4, 2015 at the Central Library.

Mary Dee Romney, Pasadena resident, presented information to address concerns raised at the City and PUSD Joint meeting on February 9, 2015, with respect to San Rafael Elementary School and its planned closure in 2017, and reiterated that the jurisdiction/decision relating to the aforementioned matters rests with the PUSD Board of Education and not the City, and submitted written material

Adam Carter, State Senator Carol Liu's District Representative, spoke on behalf of the Senator, invited the community to attend the upcoming "Senior Scam Stopper" event sponsored by the Senator in partnership with the California State Contractor's Licensing Board and the City, to be held on February 27, 2015 at the Jackie Robinson Center from 10:00 a.m. – 12:00 p.m.

Philip Koebel, Pasadena resident, spoke on a lawsuit he filed against the City on behalf of James Lomako related to the City's delay in releasing information until after the close of the nomination period regarding the \$6.4 million embezzlement of public funds.

The Mayor announced that the following individuals were appointed to the Task Force on Financial Administration and Internal Controls: Robert E. Carlson, Robert C. Davidson, Jr., James F. Dowling, C. Douglas Kranwinkle (Chair), Donald C. Nanney, Charlotte K. Reith, and Raul F. Salinas. He also noted that the meeting of the Task Force will be conducted in public session beginning in the next few weeks, and as needed over the next several months.

**CONSENT CALENDAR**

Item discussed separately

**ASSIGNMENT OF NON-EXCLUSIVE SOLID WASTE FRANCHISE FROM CROWN DISPOSAL COMPANY TO RECOLOGY LOS ANGELES**

**CONTRACT AWARD TO OHL USA, INC., FOR THE SEISMIC RETROFIT AND RECONSTRUCTION OF THE LA LOMA ROAD BRIDGE PROJECT – FEDERAL AID PROJECT HP21L-5064(020) FOR AN AMOUNT NOT-TO-EXCEED \$10,815,000**

**Recommendation:**

- (1) Acknowledge the Final Environmental Impact Report (EIR) for the project, certified on September 25, 2006, with an addendum that was approved in September 2012; and
- (2) Accept the bid dated January 7, 2015, submitted by OHL USA, Inc., in response to the project plans and specifications for the Seismic Retrofit and Reconstruction of the La Loma Road Bridge Project, and authorize the City Manager to enter into such contract for an amount not-to-exceed \$10,815,000. (Contract No. 22,161)

**AUTHORIZATION TO INCREASE THE NOT-TO-EXCEED AMOUNT OF CONTRACT NO. 21,365 WITH HHS CONSTRUCTION, INC., BY \$20,000, AND TO EXTEND THE TIME FOR PERFORMANCE OF FIBER OPTIC SPLICING, TESTING, AND EMERGENCY TROUBLESHOOTING SERVICES BY TWO MONTHS**

**Recommendation:**

- (1) Find that the proposed action is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3), general rule;
- (2) Authorize an increase to the not-to-exceed amount of Contract No. 21,365, with HHS Construction, Inc., by \$20,000, from \$74,000 to \$94,000, to provide fiber optic splicing, testing, and emergency troubleshooting services (Contract No. 21,365 was awarded as the result of a competitive bid process); and
- (3) Authorize the City Manager to extend the time for performance of these services under Contract No. 21,365 by two months, to July 3, 2015, under the same terms and conditions. (Contract No. 21,365-1)

**ASSIGNMENT OF CONTRACT NO. 21,637 WITH PROCESSES UNLIMITED INTERNATIONAL, INC., TO STANTEC CONSULTING SERVICES, INC.**

**Recommendation:**

- (1) Find that project and construction management services for the Glenarm Repowering Project was subject to adequate environmental review as part of the Glenarm Repowering Project Final Environmental Impact Report

Findings adopted by City Council on April 8, 2013; and  
(2) Authorize the City Manager to approve the assignment of Contract No. 21,637 with Processes Unlimited International, Inc., (ProU) to Stantec Consultant Services, Inc. (Stantec), for construction and management services for the Glenarm Repowering Project.

**AMENDMENT TO THE AUTHORIZATION TO ENTER INTO PURCHASE ORDER CONTRACTS WITH ALTEC INDUSTRIES, INC., TO INCREASE THE NOT-TO-EXCEED AMOUNT FROM \$858,964 TO \$936,053.14 FOR THE PURCHASE OF THREE VEHICLES FOR THE WATER AND POWER DEPARTMENT**

**Recommendation:**

- (1) Find the proposed action is exempt from the California Environmental Quality Act (CEQA) in accordance with Section 15061(b)(3), the general rule that CEQA only applies to projects that may have an effect on the environment;
- (2) Authorize the City Manager to amend the authorization to enter into purchase order contracts, previously approved by City Council on December 15, 2014, with Altec Industries, Inc., for the purchase of one Articulating Telescopic Aerial Device Model No. AT40M, increasing the not-to-exceed amount from \$121,284 to \$132,127.02; one Digger Derrick Model No. D3060B, increasing the not-to-exceed amount from \$357,359 to \$389,448.77; and one Stake Truck with 18-Ton Crane, increasing the not-to-exceed amount from \$380,321 to \$414,477.35; and
- (3) Find these amendments are not subject to competitive bidding, pursuant to Pasadena City Charter Section 1002(H), and the City Council is asked to approve exemption from Competitive Selection for each of them as in the best interests of the City, pursuant to Pasadena Municipal Code Section 4.08.048(B)(1).

**FINANCE COMMITTEE: RECOGNIZE AND APPROPRIATE \$8,064 FROM THE 2013 HOMELAND SECURITY GRANT PROGRAM (HSGP) TO THE FIRE GRANT FUND (230)**

**Recommendation:**

- (1) Find that the proposed action is categorically exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3); and
- (2) Recognize and appropriate \$8,064 to the Fire Department Grant Fund (230) for a Mobile Exercise (MOBEX) drill. (Journal Voucher No. 2015-21)

**APPOINTMENT OF MANDIP K. SAMRA TO THE HUMAN RELATIONS COMMISSION** (District 7 Nomination)

**APPOINTMENT OF KRISTEN TACHIKI TO THE SENIOR COMMISSION** (Agency Nomination)

**APPOINTMENT OF ELONA JACKSON-HINTON TO THE ACCESSIBILITY AND DISABILITY COMMISSION** (Mayor Nomination)

**REAPPOINTMENT OF ALEX AGHAJANIAN TO THE ROSE BOWL OPERATING COMPANY EFFECTIVE MARCH 2, 2015** (Tournament of Roses Nomination)

MINUTES APPROVED

December 1, 2014

CLAIMS RECEIVED AND FILED

Claim No. 12,345	Carlena Johnson	\$ Not Stated
Claim No. 12,346	Theresa Winbush	400.00
Claim No. 12,347	Joe Galgoul	5,602.07
Claim No. 12,348	Daniel P. Garcia	967.00
Claim No. 12,349	De Pietro Limited Partnership representing Kevin Highgate	25,000.00
Claim No. 12,350	Camerons Seafood	43,000.00+
Claim No. 12,351	Southern California Gas Company	Not Stated
Claim No. 12,352	Mariam Mnatsakanyan	760.00
Claim No. 12,353	Glory Fay Carpenter	Not Stated
Claim No. 12,354	Robert Kwak	850.15
Claim No. 12,355	Liberty Mutual Insurance as subrogee for Yuan Ding/Michelle Yuanqi Ding	13,355.97
Claim No. 12,356	Arthur Coleman	300,000,000.00
Claim No. 12,357	California Automobile Insurance Company	2,862.00
Claim No. 12,358	Frederick J. Nameth representing Landiss Whitener, a minor	Not Stated
Claim No. 12,359	Mercury Insurance as subrogee for Amy Chacon	5,035.84

PUBLIC HEARING SET

**March 16, 2015, 7:00 p.m.** – Substantial Amendment to the City of Pasadena 2010-2015 Consolidated Plan

It was moved by Vice Mayor Robinson, seconded by Councilmember Masuda, to approve all items on the Consent Calendar, with the exception of Item 1

(Assignment of Non-Exclusive Solid Waste Franchise from Crown Disposal Company to Recology Los Angeles), which was discussed separately. (Motion unanimously carried) (Absent: Councilmember Madison)

**CONSENT ITEM**  
**DISCUSSED SEPARATELY**

**ASSIGNMENT OF NON-EXCLUSIVE SOLID WASTE FRANCHISE FROM CROWN DISPOSAL COMPANY TO RECOLOGY LOS ANGELES**

**Recommendation:**

(1) Find that the non-exclusive Solid Waste Collection Franchise System Ordinance is categorically exempt from the California Environmental Quality Act (CEQA) and is exempt per Section 15061(b)(3); and

(2) Direct the City Attorney to draft an amendment to Ordinance No. 7222 that approves the transfer and assignment of the non-exclusive solid waste franchise from Crown Disposal Company to the new owner, Recology Los Angeles.

Richard Ludt, Pasadena resident, spoke in support of the proposed action

Joan Aarestad, Pasadena resident, spoke regarding the anti-scavenging ordinance.

Councilmembers Tornek and McAustin noted that the issue related to the anti-scavenging ordinance is scheduled to be heard at the Municipal Services Committee meeting on February 24, 2015 at 4:00 p.m., and urged all persons interested in the anti-scavenging matter to attend the meeting.

The following person spoke in opposition to, and/or expressed concerns regarding the proposed action:

Michael F. Duran  
Christine Lenches-Hinkel, Waste Less Living

Following discussion, Councilmember Gordo requested that staff reach out to Waste Less Living to address some of the raised questions/concerns.

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

**RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

**AUTHORIZATION TO PROCEED WITH PROPOSED ROBINSON PARK RECREATION CENTER DESIGN ALTERNATIVE**

**Recommendation:**

- (1) Find that on October 28, 2002, the City Council approved the Robinson Park Master Plan and the Initial Study and Negative Declaration (ND) prepared for the Master Plan, that the scope of project construction has been reduced from that studied in the ND, but such changes do not constitute changed circumstances or new information which would trigger further environmental review, pursuant to the California Environmental Quality Act (CEQA); and
- (2) Authorize the Department of Public Works to proceed with design of the \$11,400,000 proposed project.

Julie Gutierrez, Assistant City Manager/Acting Director of Public Works, introduced the agenda item, and Steve Wright, City Engineer, summarized the agenda report as part of a PowerPoint presentation, and responded to questions.

Danny Parker, Chair of the Robinson Park Recreation Center Rehabilitation Steering Committee, spoke on behalf of the Committee and in support of the project, commented on the financial challenges of the project, and indicated his willingness to participate in the fundraising effort to close the financial gap.

Councilmember Kennedy expressed concerns regarding additional funding needed to renovate the Jackie Robinson Park's pool, and strongly urged staff to redouble its efforts to find resources to include the pool renovation as part of the project.

In response to Councilmember Tornek and Kennedy, Mr. Wright stated that the proposed project does not include closure of the existing pool and that the pool will be available for the public's use. He also indicated that there is a separate and unfunded project to do a complete pool assessment.

The Mayor asked staff to determine the costs for a pool assessment, and the feasibility for the study of the pool to occur within the next 12-18 months.

Following discussion, Councilmember Tornek stated his support for the project as proposed.



Councilmember Kennedy stated that he will support the proposed project subject to staff's commitment in keeping the existing pool (and related pool facility) open and available for public use, and asked that staff return to City Council with recommendations on how to fund the renovation of the pool.

Craig Washington, Pasadena resident, expressed strong support for the proposed project.

Councilmember McAustin clarified that the staff recommendation includes the direction to staff to find funding to retain the consultant to do the pool assessment.

Assistant City Manager Gutierrez clarified that if repairs are necessary as a result of the pool assessment, that it is possible that the pool will close during repairs. She also cited concerns regarding children at the pool during an active construction site, but noted that efforts will be made to keep the pool open.

Following discussion, it was moved by Councilmember Kennedy, seconded by Councilmember Tornek, to approve the staff recommendation, which includes direction to staff to find funding to retain a consultant to conduct a pool assessment of the Jackie Robinson Park's pool, with staff to report back to City Council with recommendations. (Motion unanimously carried) (Absent: Councilmember Madison)

Vice Mayor Robinson suggested that the pool remain open during the summer months, and that any renovation/construction to the pool take place outside of the summer months.

**CONSIDERATION OF AN INTERIM URGENCY ORDINANCE OF THE CITY OF PASADENA TEMPORARILY LIMITING DEMOLITION AND CONSTRUCTION IN THE LOWER HASTINGS RANCH NEIGHBORHOOD, AND OPTIONS FOR INTERIM URGENCY ORDINANCES TO PROTECT OTHER NON-HILLSIDE AND NON-HISTORIC PROPERTIES ZONED SINGLE-FAMILY RESIDENTIAL, INCLUDING PROPERTIES ALONG GLEN SUMMER ROAD**

**Recommendation:**

(1) Find that the proposed interim ordinance is exempt from the California Environmental Quality Act (CEQA) Guidelines Sections 15061(b)(3) and 15262, because the interim ordinance does not have the potential for causing a

significant effect on the environment, and because the project involves only feasibility or planning studies for possible future actions which the City has not approved, adopted, or funded, and does not involve adoption of a plan that will have a legally binding effect on later activities;

(2) Find that the proposed moratorium is consistent with the objectives and policies of the General Plan;

(3) Find that there is a current and immediate threat to public health, safety, and welfare, pursuant to the standards and policies set forth in the General Plan, in that the proposed interim ordinance is necessary to preserve the established and potentially historic neighborhood character of the Neighborhood Overlay District, and that there has been a change in circumstances since the adoption of interim urgency Ordinance No. 6380, in that the homes in the Neighborhood Overlay District not only contribute to a consistent neighborhood character, but may also be eligible for designation for historic significance; and

(4) Adopt an interim urgency ordinance for the Lower Hastings Ranch Neighborhood temporarily prohibiting the following: demolition of more than 50 percent of exterior walls of a structure; second-story development or second-story additions of any size; a single-story addition to a dwelling unit that increases the gross floor area by more than 500 square feet or 20 percent of the existing floor area of the primary structure including an attached garage, whichever is greater; and a single-story detached accessory structure that constitutes more than 20 percent of the primary structure's gross floor area including an attached garage.

Vince Bertoni, Director of Planning and Community Development, introduced the agenda item, and David Reyes, Deputy Director of Planning and Community Development, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

The following individuals spoke in support of the proposed action:

Diane Kirby, Lower Hastings Ranch Association,  
submitted written material  
Judy Bailey, Glen Summer Road Landmark  
Designation

Nina Chomsky, Linda Vista Annandale Association, stated her support for the proposed actions, however, expressed concerns regarding existing incompatible development proposals in the Linda Vista Annandale area, and advocated for stronger protections for single family homes.

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

**ORDINANCE – FIRST  
READING**

**Conduct first reading of “AN INTERIM URGENCY ORDINANCE OF THE CITY OF PASADENA TEMPORARILY LIMITING SINGLE FAMILY HOME DEMOLITION AND CONSTRUCTION IN THE NEIGHBORHOOD OVERLAY DISTRICT IN ORDER TO PRESERVE THE POTENTIAL HISTORIC CHARACTER OF THE LOWER HASTINGS RANCH NEIGHBORHOOD”**  
The above ordinance was offered for first reading by Councilmember Masuda:

AYES: Councilmembers Gordo, Kennedy, Masuda, McAustin, Tornek, Vice Mayor Robinson, Mayor Bogaard  
NOES: None  
ABSENT: Councilmember Madison

**COUNCIL COMMENTS**

Vice Mayor Robinson, at the request of Councilmember Kennedy at a recent Public Safety Committee meeting, asked that the City Council agendaize for consideration a discussion on a consultant exploring ways for a Police Citizen Oversight Committee to be established in the City.

**CLOSED SESSION (CONT.)**

On order of the Mayor, the regular meeting of the City Council recessed at 9:00 p.m. to discuss the closed session item listed below:

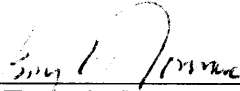
**CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code Section 54957.6**

**Agency Designated Representatives: Kristi Recchia and Michael J. Beck**  
**Employee Organizations: Pasadena Police Officers Association (PPOA), Pasadena Police Sergeants Association (PPSA), and Non-Represented Management**

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

**ADJOURNMENT**

On order of the Mayor, the regular meeting of the City Council adjourned at 11:20 p.m., in memory of Nathaniel Kenneth Ellison, a respected long-time Pasadena resident, and Marvin Schachter, a political/civil rights activist, and respected long-time Pasadena resident.



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Terry Tornek, Mayor  
City of Pasadena

ATTEST:

  
\_\_\_\_\_  
City Clerk