

CITY OF PASADENA
City Council Minutes
March 16, 2015 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 5:30 p.m.
(Absent: Councilmember Gordo)

On the order of the Mayor, the regular meeting recessed at 5:30 p.m., to discuss the following closed sessions:

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

Agency Designated Representatives: Kristi Recchia and Michael J. Beck

Employee Organizations: American Federation of State, County, and Municipal Employees (AFSCME), International Brotherhood of Electrical Workers (IBEW), International Union of Operating Engineers (IUOE), Pasadena Association of Clerical and Technical Employees/Laborer's International Union of North America (PACTE/LIUNA), Pasadena Management Association (PMA), Pasadena Fire Fighters Association (PFFA), Pasadena Fire Management Association (PFMA), Service Employees International Union (SEIU), Non-Represented Executive Management, and Non-Represented Non-Management

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

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The above closed session items were discussed at the conclusion of the open session.

CITY COUNCIL CLOSED SESSION WITH LEGAL COUNSEL REGARDING CONSIDERATION OF INITIATION OF LITIGATION pursuant to Government Code Section 54956.9(d)(4): One potential case

The above closed session item was not discussed.

On order of the Mayor, the regular meeting reconvened at 6:53 p.m. The pledge of allegiance was led by Councilmember Kennedy.

ROLL CALL:

Councilmembers:

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

Staff:

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

CEREMONIAL MATTERS

The City Clerk administered the oath of office to Elona Jackson-Hinton as Accessibility and Disability Commissioner.

Councilmember Kennedy expressed gratitude to all of the City staff, BRIDGE Housing, and all outside parties involved in the Heritage Square Affordable Housing project for their diligent work, and thanked the Mayor and City Council for their support of the project

ORDINANCE – ADOPTED

ITEM DEFERRED

Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 8.60 (SOLID WASTE) AND CHAPTER 8.61 (SOLID WASTE COLLECTION FRANCHISE SYSTEM) OF THE PASADENA MUNICIPAL CODE TO OPEN THE FRANCHISE SYSTEM TO COMPOSTING HAULERS, CORRECT OMISSIONS FROM THE ORIGINAL ORDINANCES, CLARIFY AND/OR ADD DEFINITIONS AND REQUIREMENTS FOR COMPOSTING, CONSTRUCTION AND DEMOLITION DEBRIS, AND OTHER HAULERS, AND TO ALLOW COMPOSTING ENTITIES TO COLLECT SPECIFIED MATERIAL FROM COMMERCIAL ENTITIES AND SINGLE FAMILY RESIDENCES” (Introduced by Councilmember McAustin)

By consensus, and on order of the Mayor, the above item was deferred until March 23, 2015.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Dale Gronemeier, Coalition for Increased Civilian Oversight of Pasadena Police (CICOPP), spoke regarding the recently completed Veritas report, and urged the City to release the full report to the maximum extent permitted by law.

Richard Vartanian, Altadena resident, reiterated his concerns with the City and the Pasadena Armenian Genocide Memorial Committee (PAGMC) as it relates to the Armenian Genocide Memorial.

Gary L. Moody, National Association for the Advancement of Colored People (NAACP), expressed concerns regarding the Veritas report, and other issues involving the community and internal matters in the City such as pay for Pasadena Police Officers.

Joan Aarestad, Pasadena resident, spoke briefly regarding composting, and asked why there has not been a proposed draft of an exemption for composting services.

John Fuhrman, Pasadena resident, expressed concerns regarding Recommendation No. 31 of the Veritas report, suggesting that if the Pasadena Police Department's policy states that every arrests/booking must be reviewed and approved in writing by an uninvolved/independent Police Supervisor, then the City should consistently follow the policy.

In response to Mr. Fuhrman, Councilmember Madison agreed that if there is an existing policy requiring an independent Police Supervisor to approve arrests, then it should be followed, and noted that the matter will be looked into by staff.

CONSENT CALENDAR

AUTHORIZE PURCHASE ORDER WITH PLUMBERS DEPOT, FOR PURCHASE OF ONE REPLACEMENT COMPRESSED NATURAL GAS STREET SWEEPER FOR A TOTAL COST OF \$360,225

Recommendation:

- (1) Find that the action is exempt under 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) Find that neither competitive bidding, nor competitive selection, is required, pursuant to City Charter Section 1002(H), and Pasadena Municipal Code Section 4.08.049; and
- (3) Authorize the issuance of a purchase order with Plumbers Depot, in an amount not-to-exceed \$360,225 for the purchase of one Global M4 compressed natural gas (CNG) street sweeper, without competitive bidding, pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, materials, supplies, or services.

APPOINTMENT OF JAMES ARAGON TO THE HUMAN SERVICES COMMISSION (Pasadena City College Nomination)

RESIGNATION OF SOJI KASHIWAGI FROM THE HUMAN RELATIONS COMMISSION (District 4 Nomination)

CLAIMS FILED	RECEIVED AND	Claim No. 12,362	Center for Disability Access representing Cynthia McCormick	\$ 25,000.00+
		Claim No. 12,363	Law Offices of Weber & Weber representing Tommy Grant, Jr.	Not stated
		Claim No. 12,364	Lois Booth	25,000.00+
		Claim No. 12,365	Mie-T Leung	25,000.00+
		Claim No. 12,366	Progressive Insurance as subrogee for Carmen Rogers	Not stated
		Claim No. 12,367	Alice Haroutiounian	25,000.00+
		Claim No. 12,368	Darlene Hampton	907.00
		Claim No. 12,369	Maria P. Schweitzer	183.00
		Claim No. 12,370	Maria P. Schweitzer	190.00
		Claim No. 12,371	DeWitt Algorri & Algorri representing Anna Giangregorio	25,000.00+
		Claim No. 12,372	Patricia Ann Golson, Esq.	25,000.00+

PUBLIC HEARING SET

March 23, 2015, 7:00 p.m. – Designation of 21 East Howard Street as a Landmark

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

PUBLIC HEARINGS

PUBLIC HEARING: SUBMISSION OF PUBLIC HOUSING AGENCY ANNUAL PLAN (2015) TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Recommendation: It is recommended that the City of Pasadena as Successor Agency to the Pasadena Community Development Commission (City), after a public hearing:

- (1) Find that the proposed action is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3), as it will not have a potentially significant environmental effect, and therefore falls under the general rule exemption; and
- (2) Approve the City’s Public Housing Agency Annual Plan (2015), and authorize the City Manager to execute any and all documents regarding its submission to the U.S. Department of Housing and Urban Development (HUD).

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on January 1, 2015 in the Pasadena Journal; and no correspondence was received.

William Huang, Director of Housing and Career Services, introduced the agenda item, Mr. Huang and Myrtle Dunson, Housing Assistance Officer, summarized the agenda report as part of a PowerPoint presentation, and responded to questions.

No one appeared for public comment.

Following discussion, it was moved by Vice Mayor Robinson, seconded by Councilmember Masuda, to close the public hearing. (Motion unanimously carried) (Absent: Councilmember Gordo)

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

Councilmember Madison was excused at 7:33 p.m., and left the dais.

PUBLIC HEARING: APPROVAL OF SUBSTANTIAL AMENDMENT TO THE CITY OF PASADENA 2010-2015 CONSOLIDATED PLAN

Recommendation: It is recommended that the City Council, following the public hearing, approve the submission to the U.S. Department of Housing and Urban Development (HUD) of a Substantial Amendment to the Five-Year Consolidated Plan (2010-2015), as described in the agenda report.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on February 19, 2015 in the Pasadena Journal; and no correspondence was received.

William Huang, Director of Housing and Career Services, introduced the agenda item, and Randy Mabson, Program Coordinator, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

No one appeared for public comment.

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

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

**ORDINANCE – ADOPTED
(CONTINUED)**

Councilmember Madison returned at 7:43 p.m.

Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 8, CHAPTER 8.78, SECTION 8.78.071 OF THE TOBACCO USE PREVENTION ORDINANCE, IN THE PASADENA MUNICIPAL CODE, TO PROHIBIT SMOKING ON THE GROUNDS OF ALL PASADENA PUBLIC LIBRARIES”
(Introduced by Councilmember Masuda) (Ordinance No. 7257)

The above ordinance was adopted by the following vote:
AYES: Councilmembers Kennedy, Madison, Masuda, McAustin, Tornek, Vice Mayor Robinson, Mayor Bogaard
NOES: None
ABSENT: Councilmember Gordo

COUNCIL COMMENTS

Councilmember Madison reported on a recent Court of Appeal ruling that appears to favor local redevelopment agencies in regard to local redevelopment, and noted that the ruling was against the State Department of Finance and in favor of local redevelopment in Sonoma County.

Councilmember Masuda requested clarification regarding the charge of the newly created citizens Task Force on Financial Administration and Internal Controls, and whether it will include sampling of the 131 funds, examination of the administration of funds and internal controls for any flaws, as well as to ensure transparency of the City’s accounting policies.

In response to Councilmember Masuda, the Mayor and City Manager clarified that the Task Force will not be expected to conduct a sampling of the 131 funds but will make recommendation as it relates to the matter under the City’s full risk assessment.

The City Clerk reported that the second count of ballots for the City of Pasadena and Pasadena Unified School District (PUSD) March 10, 2015 Primary Nominating Election will occur on March 18, 2015 in the City Clerk’s Office, for provisional and vote-by-mail ballots delivered to the polling sites, as well as vote-by-mail ballots delivered by the United States Postal Service (USPS) that were postmarked on or before election day, and received by March 13, 2015.

CLOSED SESSION (CONT.)

On order of the Mayor, the regular meeting of the City Council recessed at 7:47 p.m. to discuss the two closed session items 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: American Federation of State, County, and Municipal Employees (AFSCME), International Brotherhood of Electrical Workers (IBEW), International Union of Operating Engineers (IUOE), Pasadena Association of Clerical and Technical Employees/Laborer's International Union of North America (PACTE/LIUNA), Pasadena Management Association (PMA), Pasadena Fire Fighters Association (PFFA), Pasadena Fire Management Association (PFMA), Service Employees International Union (SEIU), Non-Represented Executive Management, and Non-Represented Non-Management

Councilmember Madison was excused at 8:27 p.m.

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

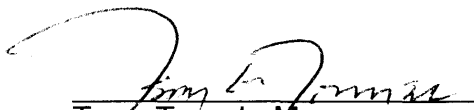
Agency Designated Representatives: Kristi Recchia and Michael J. Beck

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

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

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 9:10 p.m.


Terry Tornek, Mayor
City of Pasadena

ATTEST:



City Clerk