

CITY OF PASADENA
City Council Minutes
October 19, 2015 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Tornek called the regular meeting to order at 6:00 p.m.
(Absent: Councilmember Hampton)

On the order of the Mayor, the regular meeting recessed at 6:00 p.m., to discuss the following closed sessions:

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL
regarding pending litigation pursuant to Government Code
Section 54956.9(d)(1)**

**Name of Case: John Wesley Williams v. City of
Pasadena et. al**

LASC Case No.: BC539894

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

On order of the Mayor, the regular meeting reconvened at 6:51 p.m. The pledge of allegiance was led by Assemblyman Chris Holden.

ROLL CALL:

Councilmembers:

Mayor Terry Tornek
Vice Mayor Gene Masuda
Councilmember Victor Gordo
Councilmember Tyron Hampton (Absent)
Councilmember John J. Kennedy
Councilmember Steve Madison
Councilmember Margaret McAustin
Councilmember Andy Wilson

Staff:

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

CEREMONIAL MATTERS

The City Clerk administered the oath of office to Emina Darakjy as member of the Pasadena Center Operating Company Board.

The Mayor presented a proclamation declaring the month of October 2015 as “Domestic Violence Awareness Month”, which was received by Michele Bagneris, City Attorney, and Will Rivera, Chief Assistant City Prosecutor. Ms. Bagneris introduced and thanked Alice Corona with Peace over Violence, and distributed a brochure on domestic violence prevention.

Mayor Tornek presented a proclamation declaring October 24, 2015 as "Food Day 2015" in Pasadena, which was received by Michael Johnson, Director of Public Health, and Judith Dunaway, Nutrition Program Supervisor, who invited the community and the City Council to their "Food Day 2015" event to be held on October 24, 2015, at La Pintoresca Park.

PRESENTATION OF THE STATE OF THE STATE BY ASSEMBLYMEMBER CHRIS HOLDEN

State Assemblyman Chris Holden presented an update on legislative activities, highlighted several bills that he has sponsored, discussed the challenges facing California, and thanked the City Council for their leadership, and responded to questions.

Following discussion, Councilmember Madison commented on the issue of homelessness, as well as the increase in aggressive behavior exhibited by some homeless individuals locally, noted the need for additional resources for mental health and treatment programs, and requested assistance from Assemblyman Holden in terms of resources to help manage the problem.

In response, Mr. Holden suggested that the City provide him with a short list of priorities, including the need for additional resources to help manage homelessness locally, and that he will present the list to the governor and advocate as much as he can on the City's behalf. He also proposed addressing bad weather shelters directly, and noted that he is currently working with non-profits on the matter.

Councilmember McAustin noted that the solution to homelessness is housing, indicated that the City is a progressive City in terms of providing affordable housing, and requested consideration from the State in terms of rewarding cities either financially, or in some way, for their efforts in providing needed affordable housing.

Following discussion, the City Council thanked Assemblyman Holden for his presentation, with the Mayor requesting that he return more frequently to present to the City Council if possible.

By consensus and on order of the Mayor, the report was received and filed.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Steve Stafford, Temple City resident, spoke regarding homeless issues, expressed concerns regarding construction staging problems in the City, and submitted written material.

Mary Dee Romney, Pasadena resident, stated her concerns regarding the Rim of the Valley issue, strongly urged the City Council to consider holding a public hearing to address the issues related to the Rim of the Valley proposal, and submitted written material.

In response to Ms. Romney, the Mayor noted that he has a meeting scheduled with staff to organize a public meeting on the Rim of the Valley proposal.

The following persons expressed concerns regarding the lack of transparency as it relates to the Office of Independent Review's (OIR) report regarding the officer involved shooting of Kendrec McDade, and requested that the full OIR report be released:

Paul Shirey, residence unknown
Keith Shirey, Pasadena resident
Regina M. Sims, Pasadena resident

Michael Williams, residence unknown, spoke regarding the Pasadena Police Officers reaction to political activities, specifically as it relates to "Black Lives Matter Pasadena" activities, alleging that individuals participating in the activities are harassed by the police officers.

CONSENT CALENDAR

Councilmember Madison left the meeting at 7:41 p.m.

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER CONTRACT WITH ONE SOURCE DISTRIBUTORS TO FURNISH AND DELIVER MISCELLANEOUS ELECTRIC UTILITY MATERIALS FOR THE PASADENA WATER AND POWER DEPARTMENT

Recommendation:

- (1) Find that the proposed contract is exempt from the California Environmental Quality Act ("CEQA") pursuant to the State CEQA Guidelines, Section 15301 (Existing Facilities);
 - (2) Accept the bid dated October 6, 2015 submitted by Once Source Distributors ("One Source") in response to Specifications LD-15-06 to furnish and deliver miscellaneous electric utility materials for the Pasadena Water and Power Department (PWP);
 - (3) Reject all other bids; and
- Authorize the Purchasing Administrator to enter into a purchase order contract with One Source for an amount not-to-exceed \$3,700,000 for a period of one year, with one optional one-year extension, not-to-exceed \$3,000,000, for a total maximum expenditure not-to-exceed \$6,700,000; staff will request approval from the City Manager for the optional one-year extension after the initial \$3,700,000 has been expended, or after the initial one-year period ends, whichever comes first, provided the vendor has performed satisfactorily.

APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PASADENA AND THE PASADENA MANAGEMENT ASSOCIATION FOR THE TERM OF OCTOBER 19, 2015 – JUNE 30, 2018, AND ADOPTION OF RESOLUTIONS AUTHORIZING TAX DEFERRAL OF MEMBER CONTRIBUTIONS AND TO REPORT THE VALUE OF EMPLOYER PAID MEMBER CONTRIBUTIONS

Recommendation:

- (1) Approve a Memorandum of Understanding (MOU) between the City of Pasadena (City) and the Pasadena Management Association (PMA) for the term of October 19, 2015 through June 30, 2018;
- (2) Adopt a resolution to authorize tax deferral of member paid contributions to the California Public Employees' Retirement System for the miscellaneous employees in the bargaining unit represented by the Pasadena Management Association; and
- (3) Adopt a resolution to report the value of employer paid member contributions (EPMC) for the employees represented by the Pasadena Management Association. (Contract No. 30308; Resolution Nos. 9465 and 9466)

AUTHORIZATION TO ENTER INTO A CONTRACT WITH THE PASADENA UNIFIED SCHOOL DISTRICT (PUSD) TO SERVE AS THE LOCAL GOVERNMENT AGENCY FOR THE SCHOOL-BASED MEDI-CAL ADMINISTRATIVE ACTIVITIES (MAA) PROGRAM

Recommendation:

- (1) Find that the action proposed in the agenda report is exempt from the California Environmental Quality Act 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) Authorize the City Manager to execute a three-year contract with the Pasadena Unified School District (PUSD) to provide administrative oversight of the School-based Medi-Cal Administrative Activities (SMAA) program. Neither competitive bidding nor competitive selection are required pursuant to City Charter Section 1002(H) and Pasadena Municipal Code Section 4.08.049(A)(3), contracts with other governmental entities. (Contract No. 30122)

AUTHORIZATION TO ENTER INTO A CONTRACT WITH HENKELS & MCCOY, INC., TO PROVIDE LABOR AND MATERIALS FOR FIBER OPTIC CABLE INSTALLATION

Recommendation:

- (1) Find that the following proposed action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines, Section 15301 (Existing Facilities) and Section 15303 (New Construction or Conversion of Small Structures);

- (2) Accept the bid dated June 9, 2015, submitted by Henkels & McCoy, Inc., in response to Specification LD-15-01 for provision of labor and materials for fiber optic installation for the Department of Information Technology (DoIT), rejecting the other bids for fiber optic installation; and
- (3) Authorize the City Manager to enter into a contract with Henkels & McCoy, Inc., for a period of five (5) years or until \$2,000,000 is expended, whichever occurs first. (Contract No. 30307)

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER CONTRACT WITH MOTOROLA SOLUTIONS, INC., FOR THE MONITORING AND MAINTENANCE OF THE CITY'S RADIO COMMUNICATIONS SYSTEM

Recommendation:

- (1) Find that the proposed contract is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines, Section 15061(b)(3);
- (2) Authorize the issuance of a purchase order contract with Motorola Solutions, Inc., for the monitoring and maintenance of the City's radio communications system in an amount not-to-exceed \$581,433 with an annualized allocation of \$193,811 for a period of three years from November 1, 2015 to October 31, 2018. 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; and
- (3) Grant the proposed purchase order contract an exemption from the competitive selection process of the Competitive Bidding and Purchasing Ordinance, Chapter 4.08 of the Pasadena Municipal Code, pursuant to Section 4.08.049(B), contracts for which the City's best interests are served.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH NTT DATA, INC., FOR IT TEMPORARY STAFFING SERVICES

Recommendation:

- (1) Find that the proposed contract is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines, Section 15061(b)(3);
- (2) Authorize the issuance of a purchase order contract with NTT Data, Inc., for IT temporary staffing services in an amount not-to-exceed \$1,000,000 for a one-year period commencing the date the contract is fully executed with two optional one-year extensions for an amount not-to-exceed \$1,000,000 each, subject to approval by the City Manager without further City Council consideration. Competitive bidding is not required pursuant to City Charter, Article X, Section 1002(F), contracts for professional or unique services; and

(3) Authorize the placement of the next six highest ranked staffing firms, Sierra Cybernetics, Inc., Superb Tech, Inc., Commercial Programming Systems, Inc., Superior Talent Resources, Inc., Ardent Technologies, Inc., and Jada Systems, Inc., on a pre-approved vendor list to provide as-needed IT temporary services for the same initial one-year period as NTT Data, Inc., with the option to renew for up to two additional one-year periods. In the event a contract to any one of these pre-approved vendors exceeds \$74,999, staff will return to the City Council for authorization.

RESIGNATION OF MIKE OWEN FROM THE PASADENA CENTER OPERATING COMPANY BOARD (Hotel Nomination)

RESIGNATION OF ERIC SAHAKIAN FROM THE HUMAN SERVICES COMMISSION EFFECTIVE NOVEMBER 1, 2015 (PUSD Nomination)

RESIGNATION OF AIDA DIMEJIAN FROM THE COMMISSION ON THE STATUS OF WOMEN (District 2 Nomination)

RESIGNATION OF ELONA JACKSON-HINTON FROM THE ACCESSIBILITY AND DISABILITY COMMISSION (Mayor Nomination)

APPOINTMENT OF NORMA ACEITUNO TO THE SENIOR COMMISSION (District 5 Nomination)

APPOINTMENT OF TERENCE ROBERTS TO THE NORTHWEST COMMISSION (District 7 Nomination)

APPOINTMENT OF BETSY NATHANE TO THE URBAN FORESTRY ADVISORY COMMITTEE (City Council Nomination)

MINUTES APPROVED

July 13, 2015
 July 20, 2015
 July 27, 2015
 August 3, 2015
 August 10, 2015

CLAIMS RECEIVED AND FILED

Claim No. 12,496	Joe B. Yee	\$ 80.85
Claim No. 12,497	Nicholas Saavedra	3,427.29
Claim No. 12,498	Gregory Franz	6,326.66
Claim No. 12,499	Benjamin Broudy	15,000.00
Claim No. 12,500	Jennie Salgado	10,000.00+
Claim No. 12,501	Dashan White	199.37
Claim No. 12,502	Thomas George Associates for Liberty	988.00

Mutual Ins., as
subrogee of Asha
Kurian

Claim No. 12,503 Jorge Marin

Not Stated

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

ORDINANCE - ADOPTED

ADOPT "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 2, CHAPTER 2.05 (CITY COUNCIL), SECTIONS 2.05.150 AND 2.05.220 OF THE PASADENA MUNICIPAL CODE REGARDING THE EMPLOYMENT OF CITY COUNCIL DISTRICT LIAISONS" (Introduced by Councilmember Gordo) (Ordinance No. 7269)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Kennedy, McAustin, Wilson, Vice Mayor Masuda, Mayor Tornek

NOES: None

ABSENT: Councilmembers Hampton and Madison

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

MUNICIPAL SERVICES COMMITTEE

Councilmember Gordo recused himself and left the meeting at 8:14 p.m.

REVIEW OF UNDERGROUND UTILITY PROGRAM

Recommendation:

(1) Find that the proposed action is not a "project" as defined in the California Environmental Quality Act (CEQA), Public Resources Code, Section 21065 and Section 15378(b)(5) of the State CEQA Guidelines, and as such is not subject to environmental review; and

(2) Accept the recommendations from Management Partners to enhance management practices of the Underground Utility Program.

Recommendation of the Municipal Services Committee: On August 25, 2015, the Departments of Finance, Public Works, and Water and Power presented professional management consulting firm Management Partners' thirteen (13) recommendations to enhance the Underground Utility Program to the Municipal Services Committee (MSC). The MSC supported the staff recommendation to approve Management Partners' 13 recommendations, requested additional information, and directed the departments to proceed to the City Council for approval.

Steve Toler, Consultant with Management Partners, presented his consultant firm's review/assessment the Underground Utility program, reported on some of its findings, and highlighted its recommendations on areas of improvement. He also commended staff for their assistance and cooperation, and responded to questions.

Councilmember McAustin, Chair of the Municipal Services Committee, summarized the discussions held at the Committee level on the matter, and noted that there will be a separate discussion regarding whether or not to continue or alter the Underground Utility Program, with the matter coming to the full City Council for discussion at a future date.

John Byram, Pasadena resident, spoke regarding undergrounding, and provided suggestions to the City for consideration when assessing the Underground Utility Program.

Councilmember Wilson indicated that the consultant's PowerPoint presentation ("Conclusion" – page 9) included some good practices that were independent from the "undergrounding process", and suggested that these practices be considered.

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

BRIEF REPORTS FROM REPRESENTATIVES/ REQUESTS FOR FUTURE AGENDA ITEMS

In response to Councilmember Kennedy, the Mayor indicated that the issue of senior residents in Districts 1, 3, and 5 being provided with priority placement for housing at Heritage Square is under review, and stated that staff will report back to City Council soon regarding the matter.

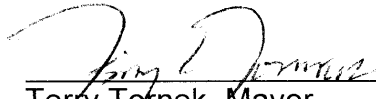
Councilmember Wilson requested that staff bring forward a report to the City Council on El Nino preparedness, with the Mayor suggesting that the report include what actions citizens can take to help themselves in an El Nino event.

The Mayor reported on a meeting that he recently attended for Mayors, hosted by Los Angeles Mayor Garcetti, where the critical issue of homelessness was the main topic, and provided statistical data as it relates to homelessness in Los Angeles County. He reminded the community that the City's Housing and Career Services Department will be hosting a forum on homelessness on October 21, 2015, at the Renaissance Plaza from 7:00 p.m. to 9:00 p.m.

Councilmember Wilson thanked staff for their work on the trail in Hahamonga, and announced that Pasadena Connect Week for Innovate Pasadena is October 19-25, 2015 and providing information on how residents can receive information on the planned events.


ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 8:44 p.m.



Terry Tornek, Mayor
City of Pasadena

ATTEST:



City Clerk