

CITY OF PASADENA
City Council Minutes
July 10 2017 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Tornek called the regular meeting to order at 5:32 p.m.
(Absent: Councilmembers Hampton, Madison)

On the order of the Mayor, the regular meeting recessed at 5:32 p.m., to discuss the following closed session:

Councilmember Madison
arrived at 5:47 p.m.

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

**Agency Designated Representatives: Jennifer Curtis and
Steve Mermell**

Councilmember Hampton
arrived at 6:01 p.m.

**Employee Organization: International Union of Operating
Engineers (IUOE)**

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

On the order of the Mayor, the regular meeting reconvened at
6:30 p.m. The pledge of allegiance was led by Boy Scout Troop
351.

ROLL CALL:

Councilmembers:

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

Staff:

Assistant City Manager Julie Gutierrez
City Attorney/City Prosecutor Michele Beal Bagneris
City Clerk Mark Jomsky

CEREMONIAL MATTERS

The City Clerk administered the oaths of office to John Arbogast
as Historic Preservation Commissioner, and Donald C. Nanney
as Planning Commissioner.

Councilmember Gordo expressed sympathies and condolences
on the passing of Ms. Jeanette (Jay) Catalano Blackshaw, social
justice activist, and requested that the meeting be adjourned in
her memory.

Vice Mayor Kennedy and Councilmember Hampton expressed sympathies and condolences on the passing of Corrie Harris, long time Pasadena resident; and also requested that the meeting also be adjourned in her memory.

PRESENTATION BY CYNTHIA KURTZ, CITY'S REPRESENTATIVE ON THE METROPOLITAN WATER DISTRICT BOARD

Cynthia Kurtz, Metropolitan Water District Board representative, provided introductory comments, and Jeffrey Kightlinger, General Manager of The Metropolitan Water District of Southern California (MWD), provided a PowerPoint presentation on MWD's State Water Project & Bay Delta, including risks to the Bay Delta, proposed resolutions, and future water supply sources, and responded to questions.

Councilmember McAustin asked that staff return with a discussion on the MWD's State Water Project and Bay Delta at a future Municipal Services Committee meeting.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Tony Santilena and Diane Philibosian, Council for the Young Child, spoke on the community event, "Launch of Pasadena as an Early Learning City" and invited the City Council and community to the free event to be held on September 23, 2017.

Ann Erhard, residence not stated, spoke on the City's budget deficit and suggested hiring personnel with multiple trade skills as a cost saving measure.

Ronnie Jayne and Vivian Chan, members of the Los Angeles County Consumer Affairs Commission, invited the City Council and community to the Community Town Hall & Resource Fair event to be held on July 20, 2017.

Gerda Govine, Pasadena Rose City Poets, recited poetry.

CONSENT CALENDAR

AUTHORIZE A SERVICE CONTRACT WITH HARBRO ENVIRONMENTAL, INC., FOR AN AMOUNT NOT-TO-EXCEED \$250,000 FOR THE WATER AND POWER DEPARTMENT

Recommendation:

(1) Find that the proposed action is categorically exempt pursuant to the guidelines of the California Environmental Quality Act ("CEQA") Public Resources Code Section 21080(b)(9); Administrative Code, Title 14, Chapter 3, Class 1 Section 15301 (Existing Facilities);

(2) Authorize the City Manager to enter into a contract, without competitive bidding pursuant to the City Charter Section 1002(F), contracts for professional or unique services, with Harbro Environmental, Inc., for asbestos abatement for three years in the amount of \$150,000; and

(3) Authorize the City Manager to extend the contract for up to two additional one-year options each not-to-exceed \$50,000. (Contract No. 30949)

AUTHORIZATION TO SUBMIT FUNDING APPLICATION AND ADOPTION OF RESOLUTION IN CONNECTION WITH THE STATE OF CALIFORNIA NOTICE OF FUNDING AVAILABILITY FOR CONTINUUM OF CARE EMERGENCY SOLUTIONS GRANT FUNDS

Recommendation:

(1) Find that the recommended action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines per Section 15061(b)(3), the "General Rule" that CEQA only applies to projects that may have an effect on the environment;

(2) Authorize the submittal of an Application in the amount of \$142,701 in response to the Notice of Funding Availability ("NOFA") issued by the State Department of Housing and Community Development to receive Emergency Solutions Grant (ESG) funding for eligible homeless programs;

(3) Adopt a resolution certifying that any funds received through the submittal of the Application in response to this NOFA will be used in a manner consistent with all applicable State, Federal and other statutes, rules, regulations, guidelines, and laws regarding the ESG Program; and

(4) Authorize the City Manager to certify or execute, and the City Clerk to attest, the Application and all other related documents, agreements and amendments. (Resolution No. 9582)

APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PASADENA AND THE PASADENA FIREFIGHTERS ASSOCIATION – JULY 1, 2017 THROUGH JUNE 30, 2020

Recommendation:

(1) Find that the action proposed in the agenda report is not a "project" as defined in the California Environmental Quality Act (CEQA), Public Resources Code Section 21065 and Section 15378(b)(2) of the State CEQA Guidelines and, as such, is not subject to environmental review; and

(2) Approve a Memorandum of Understanding (MOU) between the City of Pasadena (City) and the Pasadena Fire Fighters Association (PFFA) for the term of July 1, 2017 through June 30, 2020. (Contract No. 22,795)

ADOPTION OF A RESOLUTION AUTHORIZING PRE-TAX TREATMENT OF COST-SHARING CONTRIBUTIONS TO THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM PAID BY MEMBERS OF THE PASADENA FIREFIGHTERS ASSOCIATION UNDER SECTION 414(H)2 OF THE INTERNAL REVENUE CODE

Recommendation:

(1) Find that the action proposed in the agenda report is not a "project" as defined in the California Environmental Quality Act (CEQA), Public Resources Code Section 21065 and Section 15378(b)(2) of the State CEQA Guidelines and, as such, is not subject to environmental review; and

(2) Adopt the Resolution to authorize the pre-tax treatment of cost-sharing contributions paid by members of Pasadena Firefighters Association (PFFA) to the California Public Employees' Retirement System (Resolution No. 9583)

**COMMISSIONS/BOARDS/
ADVISORY BODIES**

**APPOINTMENT OF DANIEL YEN TO THE ARTS AND
CULTURE COMMISSION (District 2 Nomination)**

**APPOINTMENT OF CARL SPRAYBERRY TO THE
PASADENA CENTER OPERATING COMPANY BOARD
(Hotel Nomination)**

**APPOINTMENT OF BEVERLY SIMS TO THE
NORTHWEST COMMISSION (District 1 Nomination)**

APPROVAL OF MINUTES

June 12, 2017
June 19, 2017 (as amended)
June 26, 2017
July 3, 2017

The City Clerk reported that the June 19, 2017 minutes were amended on Page 14, first paragraph, first bullet, by adding the following "...with staff to provide outreach and information to Landmark Districts regarding potential impacts of ADU's."

**CLAIMS RECEIVED
AND FILED**

Claim No. 12,902	Paula DeVaughn	\$	Not stated
Claim No. 12,903	Mireya Roman		3,255.24
Claim No. 12,904	Antonio Mejia		Not stated
Claim No. 12,905	Elsa Barba		765.00
Claim No. 12,906	Rafat Salib		297.00
Claim No. 12,907	Michael P. Checca		203.08

PUBLIC HEARING SET

July 17, 2017, 7:00 p.m. – Application to Designate Rose Villa/Oakdale as a Landmark District

July 24, 2017, 7:00 p.m. – Modification of Conditional Use Permit No. 6222 for the Project located at 3420, 3500, 4401 and 4500 Arroyo Seco Road (Water and Power's Arroyo Seco Canyon Project)

July 24, 2017, 7:00 p.m. – Amendment to Pasadena Municipal Code Section 4.19 – Traffic Reduction and Transportation Improvement Fee

August 21, 2017, 7:00 p.m. – Approval of Substantial Amendment to Annual Action Plan 2017-2018 Pertaining to Home Investment Partnerships Program Funding

It was moved by Councilmember McAustin, seconded by Councilmember Masuda, to approve all items on the Consent Calendar, including the amended language to the June 19, 2017 Regular Meeting minutes, as detailed above. (Motion unanimously carried) (Absent: None)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

CONSIDERATION OF A CALL FOR REVIEW OF A BOARD OF ZONING APPEALS' DECISION TO THE CITY COUNCIL REGARDING VARIANCE NO. 11824 FOR THE PROPERTY LOCATED AT 615 LINDA VISTA AVENUE (Councilmember Madison)

Councilmember Madison explained his concerns with the proposed fence around the front of the property and the decision of the Board of Zoning Appeals, and asked the applicant and staff to work together to agree on a compromise.

David Reyes, Director of Planning and Community Development, provided information on the revision process related to Variance No. 11824, and responded to questions.

Scott Carlson, representing the applicant, stated his preference for City Council consideration and guidance related to the item, and asked that the City Council schedule a call for review.

Following discussion, it was moved by Councilmember Madison, seconded by Councilmember Gordo, to approve the call for review of the Board of Zoning Appeal's decision to the City Council. (Motion unanimously carried) (Absent: None)

CONSIDERATION OF A CALL FOR REVIEW OF PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT STAFF DECISION TO THE DESIGN COMMISSION REGARDING AN APPLICATION FOR RELIEF FROM REPLACEMENT BUILDING PERMIT REQUIREMENT FOR THE PROPERTY LOCATED AT 85 WEST GREEN STREET (Councilmember Madison)

Councilmember Madison expressed concerns with the illegal tree removal at the site, and asked staff to confirm that firm penalties are in place to ensure the property owner abides by the City's tree protection ordinance. He also requested that staff ensure that transients who have encroached on the property are no longer present, and if necessary, that staff proceed with public nuisance process.

David Reyes, Director of Planning and Community Development, provided information and responded to questions regarding staff's approval of an application for Relief from the Replacement Building Permit Requirement for the demolition of an existing commercial building for the proposed project.

Richard A. McDonald, representing the applicant, spoke in favor of the approval and advocated for the project to proceed.

Following discussion, Councilmember Madison withdrew his request for a Call for Review to the City Council.

LEGACY CONNECTIONS UPDATE

Recommendation of the Rose Bowl Operating Company (RBOC): This item is for information only.

Councilmember Gordo, RBOC president, spoke on Legacy Connections private funding support and the current needs of the stadium, and commended the Legacy Connections Board on their campaign to raise funds to support the Rose Bowl stadium capital projects.

Darryl Dunn, General Manager of RBOC, and Dedan Brozino, Executive Director of Development, provided a PowerPoint presentation on Rose Bowl Legacy Connections update, and responded to questions.

Vice Mayor Kennedy requested a list of the agreed upon final naming rights so as to understand the naming of particular areas within the RBOC purview, as well as the donor guidelines related to fundraising by Legacy Connections, and that RBOC staff engage groups in the community empowered to do certain kinds of research (e.g. Pasadena Heritage, Pasadena Museum, Pasadena Star News, etc.) regarding the heritage of the Rose Bowl, and suggested that perhaps an opportunity will be provided to tell a comprehensive diverse story about the land where the Rose Bowl is located and how the grants took place that will provide a broader heritage and historical display of the Rose Bowl. In addition, Mr. Kennedy asked staff to reach out to Ken Burns, filmmaker of Jackie Robinson, to document Jackie Robinson's struggles as a young man growing up in Pasadena, and to give consideration regarding the placement of the Jackie Robinson statue so that it may be seen from a distance.

The Mayor spoke on the financial needs of the RBOC and the successful collaboration with Legacy Connections in terms of raising funds through the utilization of naming rights without over commercialization, and while respecting the community and neighborhood.

The City Council thanked and commended Darryl Dunn, General Manager of RBOC, and all of the Rose Bowl staff for their successful efforts with the Legacy Connections campaign and the various programs offered to the community.

Following discussion, by consensus of the City Council, and on order of the Mayor, the information was received and filed.

ORDINANCE – FIRST READING

Conduct first reading of “AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA GRANTING NON-EXCLUSIVE RENEWAL FRANCHISES FOR SOLID WASTE COLLECTION TO TWENTY TWO (22) APPLICANTS”

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

AYES: Councilmembers Gordo, Hampton, , Madison, Masuda, McAustin, Wilson, Vice Mayor Kennedy, Mayor Tornek
NOES: None
ABSENT: None
ABSTAIN: None

INFORMATION ITEMS

PREDEVELOPMENT PLAN REVIEW OF A NEW MIXED-USE DEVELOPMENT AT 83 NORTH LAKE AVENUE

Recommendation: This report is intended to provide information to the City Council, no action is required.

David Reyes, Director of Planning and Community Development, provided introductory comments, and Beilin Yu, Planner, provided a PowerPoint presentation on the item, and responded to questions.

Vice Mayor Kennedy ask staff to provide information on the massing and materials used on the exterior of the building, inquired on the proposed colored glass. Mr. Kennedy spoke on the proximity of the project site to City Hall and suggested that other types of styles and influences might be considered related to exterior of the building (i.e. Mediterranean, Italianate, Spanish); to be more consistent with the Civic Center; and also recommended that staff discuss affordable housing with the developer.

Councilmember Hampton expressed concerns with the architectural design and how it will blend in with character of the City, including the surrounding buildings, and his hopefulness that the project includes affordable units and not the housing in-lieu fees.

Councilmember Hampton was excused and left the dais at 8:56 p.m.

Councilmember Gordo expressed concerns that the design of the proposed project may be inconsistent with the surrounding area, and asked staff to work closely with the developer to ensure all the issues identified by the Design Commission are addressed. In addition, Mr. Gordo stated for the record: "When a project deviates substantially or grossly from our Specific Planning documents that we so carefully put into place, that this Council will be prepared to say no and even spike a project."

Councilmember McAustin expressed concerns and disappointment with the proposed project, which does not comply with City codes.

Councilmember Wilson expressed concerns with the design vernacular and introducing the proposed type of architecture on Lake Avenue, stated the need for staff to consider and identify what would complement the surrounding area, and to consider the accessibility for pedestrians to access public transit and the light rail.

Councilmember Masuda echoed comments regarding the importance of the design and compatibility with the surrounding area; and spoke in favor of urging the developer to provide affordable housing units.

The Mayor spoke in favor of a proposed project at that location, noting the underutilization of the site, but expressed concerns that the proposed project does not conform to the Central District Specific plan.

Richard A. McDonald, representing the applicant, spoke on the current project's architectural firm, and responded to concerns regarding the proposed project design.

Following discussion, by consensus of the City Council, and on order of the Mayor, the information was received and filed

PREDEVELOPMENT PLAN REVIEW OF A 258 UNIT MULTI-FAMILY RESIDENTIAL (URBAN HOUSING) COMPLEX, REMODEL OF AN EXISTING STANDALONE RESTAURANT BUILDING, AND PARTIAL EXTERIOR REMODEL OF AN EXISTING OFFICE BUILDING, LOCATED AT 3452-3488 EAST FOOTHILL BOULEVARD

Recommendation: This report is intended to provide information to the City Council, no action is required.

David Reyes, Director of Planning and Community Development, provided introductory comments, and Luis Rocha, Planner, provided a PowerPoint presentation on the item, and responded to questions.

Councilmember Masuda expressed concerns regarding potential increases to traffic that may be caused by the project, affecting Fire Station 37 and Foothill Boulevard.

Councilmember Wilson asked staff to suggest that the developer consider a pedestrian walkway system to the Gold Line Station, and work with the Design Commission to create a residential/neighborhood identity in the area. In addition, Mr. Wilson asked staff to consider safety measures (i.e. additional crosswalks) for pedestrian flow in the area and that the developer consider the possibility of creating a pocket park or green space area to offset any increased density in that part of the City.

Councilmember Gordo asked staff to look at the cumulative impacts of various projects (i.e. Avon, Spacebank, etc.) on Foothill Boulevard, and the neighborhoods north of Foothill Boulevard taking into consideration the proposed project density levels, and to develop a comprehensive traffic and neighborhood protection plan for the impacted area.

The following individuals spoke in favor of the project and provided information on the proposed project:

Richard A. McDonald, representing the applicant
Adele Chang, LCRA Architects

Councilmember McAustin spoke on the importance of creating a pedestrian pathway/linear park to the Gold Line station that is pedestrian friendly.

Following discussion, by consensus of the City Council, and on order of the Mayor, the information was received and filed.

COUNCIL COMMENTS

Councilmember McAustin asked staff to distribute the City's policy and standards for placing plaques in recognition of individuals in the City, and the need for consistency.

Councilmember Gordo thanked the City Council and staff for their support on the successful Arroyo Seco Music and Arts Festival event held on the weekend of June 24-25, 2017 in the Arroyo Seco; and stated that he will share the information on the Rose Bowl Operating Company's comprehensive review of all the elements.

The Mayor invited the City Council and members of the community to a Community Reception hosted by the City and State Assemblymember Holden, welcoming California Attorney General Xavier Becerra on July 13, 2017 in the City Council Chambers.

Councilmember Kennedy thanked the Pasadena police for their expeditious criminal investigation and arrest of a suspect related to a homicide that occurred in the City.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 10:24 p.m., in memory of Ms. Jeanette Catalano Blackshaw, long time Pasadena resident, social justice activist, and former City Employee, and Chris Schwarzenbach, long time Pasadena resident.

Terry Tornek, Mayor
City of Pasadena

ATTEST:

City Clerk