

CITY OF PASADENA
City Council Minutes
January 9, 2017 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

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

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

**CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS
pursuant to Government Code Section 54957.6
Agency Designated Representatives: Steve Mermell and
Jennifer Curtis
Employee Organization: International Brotherhood of
Electrical Workers (IBEW)**

**CITY COUNCIL CONFERENCE REGARDING PUBLIC
EMPLOYEE PERFORMANCE EVALUATION pursuant to
Government Code
Section 54957 and CITY COUNCIL CONFERENCE with Labor
Negotiator pursuant to Government Code Section 54957.6
Position Title and Unrepresented Employee: City
Attorney/City Prosecutor
City Representative: Terry Tornek**

**CITY COUNCIL CONFERENCE REGARDING PUBLIC
EMPLOYEE PERFORMANCE EVALUATION pursuant to
Government Code
Section 54957 and CITY COUNCIL CONFERENCE with Labor
Negotiator pursuant to Government Code Section 54957.6
Employee Title and Unrepresented Employee: City Clerk
City Representative: Terry Tornek**

The above closed session items were 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 Councilmember Gordo.

ROLL CALL:

Councilmembers:

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

Councilmember Margaret McAustin
Councilmember Andy Wilson

Staff:

City Manager Steve Mermell
City Attorney/City Prosecutor Michele Beal Bagneris
City Clerk Mark Jomsky

Police Chief Phillip Sanchez reported on the increase of violence that has transpired in the City from December 20, 2016 through January 9, 2017, and the immediate actions taken by the Pasadena Police Department to help mitigate the violence; and responded to questions.

The Mayor and City Council expressed sympathy and condolences to the families who were affected by the recent shootings and thanked the Pasadena Police Department for their diligence in patrolling the City.

Councilmember Gordo asked the City Manager to agendize the Pasadena Police Department's (PPD) overtime budget as part of a future Finance Committee and/or City Council meeting to discuss any necessary funding augmentation needed to maintain additional PPD patrols in the City and to staff the Special Enforcement Section to address the recent violence.

In response, Steve Mermell, City Manager stated that he would work with Chief Sanchez to determine if an appropriation of funds or an increase to the Pasadena Police Department's budget is necessary, and report back to the City Council. In addition, in response to questions related to PPD's staffing levels, Mr. Mermell reported that based on direction from the Public Safety Committee (PSC), staff is in the process of recruiting college students to conduct a staffing level study, with the study scheduled to begin within the next two weeks, and progress updates to be provided to PSC and City Council.

Councilmember Gordo requested that City staff provide an analysis on appropriate staffing levels for PPD, including information on the impact of the Special Enforcement Section, gang detail units, and historical and current police officer staffing data.

CEREMONIAL MATTERS

Police Chief Phillip Sanchez introduced the new Sergeant-at-Arms, Sergeant Glenn C. Thompson, and extended thanks to Sergeant Sean Dawkins for his service as the previous Sergeant-at-Arms.

The Mayor presented a plaque to Michael Johnson, Director of Public Health, and acknowledged the Department for its achievement in receiving recognition as an Accreditation Agency from the Public Health Accreditation Board.

Ara Maloyan, Director of Public Works, recognized and congratulated Steve Wright, City Engineer, on his upcoming retirement after 29 years of service to Pasadena; and introduced Kris Markarian, the new City Engineer.

The Mayor acknowledged and thanked Mr. Wright for his many years of dedicated service to the City, and wished him well on his retirement.

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

Dale Gronemeier, Eagle Rock resident, spoke on the recent violence that occurred in Pasadena, expressed concerns with increasing the number of police officers, and spoke in favor of increasing the compensation of the Pasadena Police officers.

Donna Perkins, Bible Study Group of Neighborhood Unitarian Universalist Church, spoke in support of utilizing root solutions to stopping ongoing violence in the community, including job training, promoting literacy, and eliminating assault rifles; and expressed concerns with increasing the number of police officers.

Kris Ockershauser, Pasadena resident, spoke on the recent violence that occurred in the City, the need to build trust between the community and the Pasadena Police Department, and expressed concerns with increasing the number of police officers

Michael Horn, Disable Rights Movement, spoke on his belief that teachers should be able to provide testimony on student behavior in the court system and stated the need for police officers to serve and protect individuals with special needs.

Jasmine Richards (Abdullah), Black Lives Matter, spoke on the recent violence that occurred in the City, the shooting victims, the need for preventative action, and for the City to make available counseling for the victims' families.

David Llanes, Pasadena Police Officers' Association, reaffirmed the Pasadena Police Officer's commitment for safety and to serve the City and community.

CONSENT CALENDAR

APPROVAL OF FINAL TRACT MAP NO. 072716 FOR CONSOLIDATION OF TWO LAND PARCELS AND CREATION OF 24 RESIDENTIAL AIR PARCELS FOR CONDOMINIUM PURPOSES AT 377-395 SOUTH MARENGO AVENUE

Recommendation:

- (1) Adopt a resolution to approve Final Tract Map No. 072716 for the consolidation of two land parcels and the creation of 24 residential air parcels for condominium purposes; and
- (2) Authorize the City Clerk to execute the certificate on the map showing the City's approval of said map.

Recommendation of the Hearing Officer: The subject tentative map was approved on October 15, 2014 by the Subdivision Hearing Officer, to be recorded within three years.

In 2008, the State passed Senate Bill 1185, which automatically granted a one-year extension to all approved tentative maps. In 2013, the State passed Assembly Bill 116, which allows all tentative maps with an expiration date prior to January 1, 2016, to be automatically extended by 24 months. The 24-month extension is in addition to the one-year extension granted by Senate Bill 1185. Therefore, the amended expiration date of this Final Tract Map is October 15, 2020. (Resolution No. 9542)

CONTRACT AWARD TO HARDY & HARPER, INC., FOR PREVENTIVE MAINTENANCE OF STREETS – 2016 FOR AN AMOUNT NOT-TO-EXCEED \$976,000

Recommendation:

(1) Find the project proposed in the agenda report to be categorically exempt under the California Environmental Quality Act (CEQA) State Guidelines in accordance with Title 14, Chapter 3, Class 1, Section 15301, minor alterations of existing public facilities involving negligible or no expansion of use beyond that previously existing at the time of the lead agency's determination; and

(2) Accept the bid dated December 28, 2016, submitted by Hardy & Harper, Inc., in response to the Specifications for the Preventive Maintenance of Streets – 2016, and authorize the City Manager to enter into a contract not-to-exceed \$976,000 which includes the base contract amount of \$888,000 and a contingency of \$88,000 to provide for any necessary change orders. (Contract No. 30802)

CONTRACT AWARD TO SLATER WATERPROOFING, INC., FOR PARKING GARAGE MAINTENANCE AND REPAIRS FOR AN AMOUNT NOT-TO-EXCEED \$2,120,000

Recommendation:

(1) Find the project proposed in the agenda report to be exempt under the California Environmental Quality Act (CEQA) State Guidelines in accordance with Title 14, Chapter 3, Article 19, Class 1, Section 15031, minor alterations of existing public facilities involving negligible or no expansion of use beyond that previously existing at the time of the lead agency's determination, and find that there are no changes to the project, change circumstances or new information that would warrant further environmental review; and

(2) Accept the bid dated November 22, 2016, submitted by Slater Waterproofing, Inc., in response to the Project Specifications for Parking Garage Maintenance and Repairs, and authorize the City Manager to enter into a contract not-to-exceed \$2,120,000 which includes the base contract amount of \$1,929,478 and a contingency of \$190,522 to provide for any necessary change orders. (Contract No. 30798)

RESOLUTION DESIGNATING HINDERLITER, DE LLAMAS AND ASSOCIATES AS THE AUTHORIZED CITY REPRESENTATIVE TO EXAMINE SALES AND USE TAX RECORDS

Recommendation:

(1) Find that the action proposed 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 affect and, therefore, falls under the General Rule exemption; and

(2) Adopt a resolution designating Hinderliter, de Llamas and Associates as the authorized City representative to examine sales and use tax records. (Resolution No. 9543)

APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PASADENA AND THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 18 FOR THE TERM OF JULY 1, 2016 – JUNE 30, 2019

Recommendation: It is recommended that the City Council approve a Memorandum of Understanding (MOU) between the City of Pasadena (City) and the International Brotherhood of Electrical Workers (IBEW), Local 18 for the term of July 1, 2016 through June 30, 2019. (Contract No. 22,702)

APPOINTMENT OF NORMA ESTELA FERNANDEZ TO THE COMMISSION ON THE STATUS OF WOMEN (Mayor Nomination)

APPOINTMENT OF STEVEN M. OLIVAS TO THE ROSE BOWL AQUATICS CENTER BOARD (City Nomination)

REAPPOINTMENT OF CYNTHIA KURTZ AS THE CITY'S REPRESENTATIVE ON THE BOARD OF DIRECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

MINUTES APPROVED

December 5, 2016 (as corrected)
December 12, 2016
December 19, 2016
December 26, 2016
January 2, 2017

CLAIMS RECEIVED AND FILED

Claim No. 12,775	Safeco Insurance as subrogee for Michael John Villano	\$	Not Stated
Claim No. 12,776	Maggie Dietz		Not Stated
Claim No. 12,777	Rena Morris		2,180.00
Claim No. 12,778	Jan Harrington		Not Stated

Claim No. 12,779	Anthony L. Hummons	Not Stated
Claim No. 12,780	Geragos & Geragos APC, representing Gerald Masao Sakamoto, by and through surviving heirs Jane Mariko Sakamoto, Mindy Tsuyori Sakamoto Brink, and Jason Kiyoshi Sakamoto	Not Stated
Claim No. 12,781	Armen Temourian	9,700.00
Claim No. 12,782	Geico, as subrogee for Kanas Hawara	5,000.59
Claim No. 12,783	Cohen & Marzban Law Corporation representing Dong Kang	25,000.00+
Claim No. 12,784	Frederick M. Koiwai	174.30
Claim No. 12,785	Hinman & Peck, P.C. representing John Garvey	25,000.00+
Claim No. 12,786	Tara Halsana	1,560.91
Claim No. 12,787	Shady Renee Mallory	2,500.00

PUBLIC HEARING SET

January 23, 2017, 7:00 p.m. – Designation of 1015 South El Molino Avenue as a Landmark (Removed from agenda)

January 23, 2017, 7:00 p.m. – Designation of 305-383 South Orange Grove Boulevard as a Landmark

January 30, 2017, 7:00 p.m. – Amendments to the Zoning Code: Second Dwelling Unit Ordinance

January 30, 2017, 7:00 p.m. – Amendments to the Zoning Code and all eight specific plans: Residential Care Facilities with Six or Fewer Persons, Traditional Housing, and Supportive Housing

It was moved by Councilmember McAustin, seconded by Councilmember Wilson, to approve all items on the Consent Calendar, including the corrected December 5, 2016 Special Meeting minutes and the removal of the setting of the public hearing for 1015 South El Molino Avenue. (Motion unanimously carried) (Absent: Councilmember Kennedy)

PUBLIC HEARINGS

PUBLIC HEARING: SUBSTANTIAL AMENDMENT TO THE ANNUAL ACTION PLAN (2016-2017) FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Recommendation: It is recommended that the City Council cancel the public hearing.

It was moved by Councilmember Hampton, seconded by Vice Mayor Masuda, to cancel the public hearing. (Motion unanimously carried) (Absent: Councilmember Kennedy)

**ORDINANCE – FIRST
READING**

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF PASADENA ESTABLISHED BY TITLE 17, CHAPTER 17.20, SECTION 17.20.020 OF THE PASADENA MUNICIPAL CODE FOR THREE CITY-OWNED PARCELS ON WIERFIELD DRIVE”

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

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

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 (ZONING CODE), CHAPTER 17.40, SECTION 17.40.100 OF THE PASADENA MUNICIPAL CODE TO REVISE THE CITY’S PUBLIC ART REQUIREMENTS AND DESIGN STANDARDS ORDINANCE”

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

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

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING SECTION 17.28.090, CHAPTER 17.28 OF TITLE 17 (ZONING CODE) OF THE PASADENA MUNICIPAL CODE TO REVISE THE ND NEIGHBORHOOD OVERLAY DISTRICT”

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

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

INFORMATION ITEM

ORAL PRESENTATION AND OVERVIEW OF THE ROLE OF CITY OFFICIALS IN THE EVENT OF A DISASTER

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

Bertral Washington, Fire Chief, introduced the item, and Bryan Frieders, Fire Bureau Chief, and Lisa Derderian, Emergency Management Coordinator, provided a PowerPoint presentation regarding the agenda item; and responded to questions

Vice Mayor Masuda asked the Fire Department staff to maintain communications with the Pasadena Marine Reserve Base personnel to ensure that coordinated emergency protocols with the City are in place.

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

COUNCIL COMMENTS

The Mayor invited the community, City Council, and staff to the Mayor's State of the City event to be held on January 18, 2017 at the Washington STEAM Magnet Academy Gymnasium, 1505 North Marengo Avenue; and reported that on January 5, 2017 a plaque was unveiled at the LA Financial Credit Union noting that the first cheeseburger was served in Pasadena.

Councilmember Madison congratulated and thanked City Manager Steve Mermell and staff for the fabulous job on the successful 128th Rose Parade and the 103rd Rose Bowl Game, and reported on the well-attended ceremonial plaque unveiling to commemorate President Barack Obama's college days in Pasadena, which occurred on December 17, 2016, at 253 East Glenarm. In addition, Mr. Madison reported that Sen. Anthony Portantino introduced a resolution that proposes a portion of the Ventura (134) Freeway, which runs through Pasadena, as "President Barack H. Obama Freeway."

On order of the Mayor, the regular meeting of the City Council adjourned at 8:04 p.m.

ADJOURNMENT

Terry Tornek, Mayor
City of Pasadena

ATTEST:

City Clerk