

CITY OF PASADENA
City Council Minutes
September 25, 2017 – 5:30 P.M.
City Hall Council Chamber

UNOFFICIAL UNTIL
APPROVED BY CITY COUNCIL

REGULAR MEETING

Teleconference Location:
Fairmont Orchid
Business Center
1 North Kaniku Drive
Kohala Coast, Hawaii
Hawaii, 96743

OPENING:

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

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

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

Property Location: 221 E. WALNUT STREET, Pasadena, CA
Agency Negotiator: Steve Mermell
Negotiating Party: Larry Sue
Under Negotiation: Price and terms of payment

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

Property Location: 1150 Sierra Madre Villa, Pasadena CA
Agency Negotiator: Steve Mermell
Negotiating Party: John Wicker
Under Negotiation: Price and terms of payment

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 Vice Mayor Kennedy.

ROLL CALL:

Councilmembers:

Mayor Terry Tornek
Vice Mayor John J. Kennedy
Councilmember Victor Gordo
Councilmember Tyron Hampton (Arrived at 6:32 p.m.)
Councilmember Steve Madison (participated via teleconference beginning at 6:32 p.m.)
Councilmember Gene Masuda
Councilmember Margaret McAustin
Councilmember Andy Wilson

Staff:

City Manager Steve Mermell
City Attorney/City Prosecutor Michele Beal Bagneris
Assistant City Clerk Latasha Reese

Councilmember Hampton arrived at 6:32 p.m.

Vice Mayor Kennedy reported on his trip to Washington D.C. to attend the Congressional Black Caucus Foundation's Annual Legislative Conference on September 20-24, 2017, provided information on the various workshops he attended, and shared a video clip entitled, "Walking While Black: L.O.V.E. Is the Answer."

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Gerda Govine Ituarte, Pasadena Rose City Poets, recited poetry.

Emanuel Najera, Pasadena resident, thanked the Pasadena Police Department, for giving him the opportunity to participate and graduate from the Department's Citizen Police Academy.

CONSENT CALENDAR

Item discussed separately

ADOPT A RESOLUTION FOR THE SUMMARY VACATION OF A PORTION OF LAND FRONTING PROPERTY AT 444 NORTH FAIR OAKS AVENUE

APPROVAL OF FINAL TRACT MAP NO. 73639 FOR SUBDIVISION OF FIVE EXISTING AIRSPACE PARCELS TO CREATE EIGHT AIRSPACE PARCELS FOR MIXED-USE PURPOSES AT 260 – 386 EAST COLORADO BOULEVARD

Recommendation:

- (1) Adopt a resolution to approve final Tract Map No. 73639 for the subdivision of five existing airspace parcels to create eight airspace parcels for mixed-use purposes;
- (2) Accept the offer of dedication for public sidewalk purposes as shown on said map; and
- (3) 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 February 17, 2016 by the Subdivision Hearing Officer, to be recorded within three years. (Resolution No. 9595)

EXTENSION OF CONTRACT NO. 21192 WITH T2 SYSTEMS, INC., FOR AN INTEGRATED PARKING MANAGEMENT SYSTEM

Recommendation:

- (1) Find that the extension of Contract No. 21192 with T2 Systems, Inc., (T2) is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3), General Rule;
- (2) Authorize the City Manager to extend Contract No. 21192 with T2, for an integrated parking management system through no later than October 31, 2018, for an additional contract amount of

\$99,887, including a 10% contingency, as detailed in the Fiscal Impact section of the agenda report; and

(3) To the extent this transaction could be considered a separate procurement subject to competitive selection, grant the proposed contract with T2 an exemption from the Competitive Selection process set forth in the Competitive Bidding and Purchasing Ordinance pursuant to Pasadena Municipal Code Section 4.08.049(B), contracts for which the City's best interests are served. (Contract No. 21,192-1)

FINANCE COMMITTEE: RECOGNITION AND APPROPRIATION OF REAL ESTATE FRAUD PROTECTION GRANT (REFPG)

(1) Find that acceptance of this grant is not a project subject to the California Environmental Quality Act (CEQA) pursuant to Section 21065 of CEQA and Sections 15060(c)(2), 15060(c)(3), and 15378 of the State CEQA Guidelines and, as such, no environmental document pursuant to CEQA is required for the project; and

(2) Amend the Police Department's Fiscal Year 2018 Operating Budget by recognizing revenue and appropriating expenditures of \$24,267.32 in grant funds awarded by Los Angeles County to the Department to support the investigation, prosecution, and crime prevention related to real estate fraud related cases. (Budget Amendment No. 2018-08)

FINANCE COMMITTEE: RECOGNIZE AND APPROPRIATE \$125,000 OF THE KRESGE FOUNDATION GRANT FUNDS TO THE PUBLIC HEALTH DEPARTMENT'S FISCAL YEAR (FY) 2018 OPERATING BUDGET

(1) Find that the proposed action is not a project subject to the California Environmental Quality Act (CEQA) pursuant to Section 21065 of CEQA and Sections 15060(c)(2), 15060(c)(3), and 15378 of the State CEQA Guidelines and, as such, no environmental document pursuant to CEQA is required for the project; and

(2) Recognize and appropriate \$125,000 to the Public Health Department's FY 2018 Operating Budget. (Contract No. 22,851; Budget Amendment No. 2018-09)

FINANCE COMMITTEE: AMENDMENT AGREEMENT OF COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) RENTAL HOUSING REHABILITATION LOAN AGREEMENT WITH ABODE COMMUNITY HOUSING FOR THE CENTENNIAL PLACE INTERIOR IMPROVEMENTS PROJECT

Recommendation:

(1) Find that the proposed expanded scope of interior rehabilitation of the 144-unit Centennial Place affordable rental housing project at 235 East Holly Street (the "Project") does not have a significant effect on the environment and has been determined to be categorically exempt under Class 1 (Existing Facilities) of the State California Environmental Quality Act

("CEQA"), and, specifically, Section 15301 of the State CEQA Guidelines;

(2) Appropriate \$314,200 from the unappropriated fund balance of the Home Investment Partnership Act ("HOME") program to the Centennial Place Interior Rehabilitation Project;

(3) Approve key business terms of the proposed amendment agreement between the City and Abode Community Housing for the Centennial Place Interior Rehabilitation Project as described in the agenda report; and

(4) Authorize the City Manager to execute, and the City Clerk to attest, any and all documents necessary to effectuate the staff recommendation. (Contract No. 21,547-1, Budget Amendment No. 2018-10)

APPOINTMENT OF EVAN KENDAL McCRARY TO THE COMMISSION ON THE STATUS OF WOMEN (District 1 Nomination)

MINUTES APPROVED

August 28, 2017
September 4, 2017
September 11, 2017

CLAIMS RECEIVED AND FILED

Claim No. 12,959	Daniel Paz	\$	Not Stated
Claim No. 12,960	Maria Theresa Lopez		382.49
Claim No. 12,961	The Law Offices of Julius Johnson representing Tyree C. Collier		25,000.00+
Claim No. 12,962	Donna Sider		210.00
Claim No. 12,963	Thon Beck Vanni Callahan & Powell representing Adelaide Palmstrom		Not Stated
Claim No. 12,964	Southern California Gas Company		Not Stated
Claim No. 12,965	AT&T		1,726.76

It was moved by Vice Mayor Kennedy, seconded by Councilmember Masuda, to approve all items on the Consent Calendar, with the exception of Item No. 1 (Adopt a Resolution for the Summary Vacation of a Portion of Land Fronting Property at 444 North Fair Oaks Avenue), which was discussed separately:

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

NOES: None

ABSENT: None

ABSTAIN: None

CONSENT ITEM
DISCUSSED SEPARATELY

Councilmember Gordo
recused himself and left the
dais at 5:44 p.m.

**ADOPT A RESOLUTION FOR THE SUMMARY VACATION OF A
PORTION OF LAND FRONTING PROPERTY AT 444 NORTH
FAIR OAKS AVENUE**

Recommendation:

- (1) Certify the summary vacation to be categorically exempt from the California Environmental Quality Act (CEQA) in accordance with Title 14, Chapter 3, Article 19, Class 1, Section 15301, Existing Facilities, and Class 12, Section 15312, Surplus Government Property Sales, and authorize the City Manager to execute and the City Clerk to file a Notice of Exemption for the summary vacation with the Los Angeles County Recorder's Office; and
- (2) Adopt a resolution summarily vacating a portion of land fronting the property at 444 North Fair Oaks Avenue pursuant to Sections 8331 and 8334 of the California Streets and Highways Code. (Resolution No. 9596)

Following a brief discussion, it was moved by Vice Mayor Kennedy, seconded by Councilmember Masuda, to approve the staff recommendation:

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

ORDINANCES – ADOPTED

Councilmember Gordo
returned at 5:45 p.m.

**Adopt “AN ORDINANCE OF THE CITY OF PASADENA
AMENDING TITLE 4 (REVENUE AND FINANCE) OF THE
PASADENA MUNICIPAL CODE TO MODIFY THE TRAFFIC
REDUCTION AND TRANSPORTATION IMPROVEMENT FEE
AND LIST OF IMPROVEMENTS” (Introduced by Councilmember
Hampton) (Ordinance No. 7309)**

The above ordinance was adopted by the following vote:

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

**Adopt “AN ORDINANCE OF THE CITY OF PASADENA
AMENDING TITLE 17 (ZONING CODE) OF THE PASADENA
MUNICIPAL CODE RELATED TO SINGLE FAMILY
DEVELOPMENT STANDARDS IN HILLSIDE OVERLAY
DISTRICTS” (Introduced by Councilmember Hampton)
(Ordinance No. 7310)**

The above ordinance was adopted by the following vote:

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

INFORMATION ITEM

5 MINUTE CITY ATTORNEY BRIEFING QUASI-JUDICIAL HEARINGS AND DUE PROCESS

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

Michele Beal Bagneris, City Attorney/City Prosecutor, and Theresa Fuentes, Assistant City Attorney, jointly provided a PowerPoint presentation on the item, and responded to questions.

In response to the City Council, the City Attorney clarified that if any member of the City Council participates in a self-guided tour of a proposed project that has been agendaized for discussion by the City Council, he/she must disclose that he/she toured the project location.

Councilmember Madison was excused at 6:58 p.m.

Councilmember Kennedy asked staff to provide a written list of "Dos and Don'ts" of disclosures that all Councilmembers should be aware of, specifically relating to development projects.

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

PUBLIC HEARINGS

CONTINUED PUBLIC HEARING: CALL FOR REVIEW OF THE BOARD OF ZONING APPEALS' DECISION ON VARIANCE NO. 11824 FOR THE PROPERTY LOCATED AT 615 LINDA VISTA AVENUE

Recommendation: It is recommended that the City Council refer the matter back to the Hearing Officer for consideration of a revised project.

The Assistant City Clerk reported that the City Clerk's Office received 2 letters in favor of staff's recommendation, which were distributed to the City Council and made part of the public hearing record.

Following a brief discussion, it was moved by Councilmember Gordo, seconded by Councilmember Hampton, to close the public hearing. (Motion unanimously carried) (Absent: Councilmember Madison)

It was moved by Councilmember Gordo, seconded by Councilmember Hampton, to refer the matter back to the Hearing

Officer for consideration of a revised project. (Motion unanimously carried) (Absent: Councilmember Madison)

PUBLIC HEARING: RECOMMENDED WATER RATE ADJUSTMENTS AND CHANGES TO THE WATER RATE STRUCTURE

Recommendation: It is recommended that the City Council continue the Public Hearing to October 16, 2017 at 7:00 p.m.

Michael Keating, Pasadena resident, spoke in favor of the proposed redesigned water rate structure; and expressed his hope for local golf courses to begin using potable water as soon as possible.

Following public comment, it was moved by Councilmember Gordo, seconded by Councilmember Hampton, to continue the public hearing to October 16, 2017 at 7:00 p.m. (Motion unanimously carried) (Absent: Councilmember Madison)

PUBLIC HEARING: DESIGNATION OF THE HOUSE AT 701 LINDA VISTA AVENUE AS A LANDMARK

Recommendation:

- (1) Find that the designation of a historic resource is categorically exempt from the California Environmental Quality Act (CEQA State Guidelines Section 15308: Class 8 – Actions by Regulatory Agencies for Protection of the Environment);
- (2) Find that the Schonbach House at 701 Linda Vista Avenue meets Criterion “C” for designation as a landmark (Pasadena Municipal Code (PMC) Section 17.62.040) because it embodies the distinctive characteristics of a locally significant property type, architectural style and period and represents the work of an architect whose work is of significance to the City. It is a locally significant example of a Mid-Century Modern style house designed by architect Leland Evison;
- (3) Adopt a resolution approving a Declaration of Landmark Designation for 701 Linda Vista Avenue, Pasadena, California;
- (4) Authorize the Mayor to execute the Declaration of Landmark Designation for 701 Linda Vista Avenue, Pasadena, California; and
- (5) Direct the City Clerk to record the declaration with the Los Angeles County Recorder.

Recommendation of the Historic Preservation Commission: At its regular meeting of August 1, 2017, the Historic Preservation Commission recommended that the City Council approve the designation of 701 Linda Vista Avenue as a landmark under Criterion C of PMC Section 17.62.040. (Resolution No. 9597)

The Assistant City Clerk opened the public hearing and reported 24 copies of the notice were posted and 120 copies of the notice were mailed on September 8, 2017; no correspondence was received by the City Clerk’s office regarding this item.

David Reyes, Director of Planning and Community Development, provided introductory comments, and Kevin Johnson, Senior Planner, provided a brief PowerPoint presentation on the agenda item.

Following the presentation, it was moved by Councilmember McAustin, seconded by Councilmember Hampton, to close the public hearing. (Motion unanimously carried) (Absent: Councilmember Madison)

It was moved by Councilmember McAustin, seconded by Councilmember Hampton, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmember Madison)

PUBLIC HEARING: DESIGNATION OF THE HOUSE AT 851 FAIRFIELD CIRCLE AS A LANDMARK

Recommendation:

(1) Find that the designation of a historic resource is categorically exempt from the California Environmental Quality Act (CEQA State Guidelines Section 15308: Class 8 – Actions by Regulatory Agencies for Protection of the Environment);

(2) Find that the house and garage at 851 Fairfield Circle meet landmark designation Criterion “C” in Pasadena Municipal Code (P.M.C.) Section 17.62.040(C)(2)(c) because they embody the distinctive characteristics of a locally significant property type, architectural style and period and represent the work of an architect whose work is of significance to the City. They are intact examples of a two-story Arts and Crafts Period House and Garage designed by Reginald Johnson;

(3) Adopt a resolution approving a Declaration of Landmark Designation for 851 Fairfield Circle, Pasadena, California;

(4) Authorize the Mayor to execute the Declaration of Landmark Designation for 851 Fairfield Circle, Pasadena, California; and

(5) Direct the City Clerk to record the declaration with the Los Angeles County Recorder.

Recommendation of the Historic Preservation Commission: At its regular meeting of August 1, 2017, the Historic Preservation Commission recommended that the City Council approve the designation of 851 Fairfield Circle as a landmark under Criterion C of PMC Section 17.62.040. (Resolution No. 9598)

The Assistant City Clerk opened the public hearing and reported 18 copies of the notice were posted and 125 copies of the notice were mailed on September 8, 2017; no correspondence was received by the City Clerk’s office regarding this item.

David Reyes, Director of Planning and Community Development provided introductory comments, and Kevin Johnson, Senior Planner, provided a brief PowerPoint presentation on the item.

Following the presentation, it was moved by Councilmember Hampton, seconded by Councilmember Wilson, to close the public hearing. (Motion unanimously carried) (Absent: Councilmember Madison)

It was moved by Councilmember Wilson, seconded by Councilmember Hampton, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmember Madison)

COUNCIL COMMENTS

Councilmember Wilson spoke on a recent event that he attended, the "19th Annual Wiggle Waggle Walk", which was held at Brookside Park on September 24, 2017, and congratulated the Pasadena Humane Society on the success of the event.

The Mayor spoke on the City's Office of the Young Child event entitled, "Launch of Pasadena as an Early Learning City" held on September 23, 2017; the Sunday Funday at the Rose Bowl Aquatics Center held on September 24, 2017; and the First African Methodist Episcopal Church's 130th Anniversary Celebration held on September 21, 2017.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 7:26 p.m.

Terry Tornek, Mayor
City of Pasadena

ATTEST:

Assistant City Clerk