

CITY OF PASADENA  
City Council Minutes  
June 10, 2019 – 5:30 P.M.  
City Hall Council Chamber

REGULAR MEETING

**Teleconference Location:**

Hyatt Regency Tamaya Resort and Spa  
Business Center  
1300 Tuyuna Trail  
Santa Ana Pueblo, NM 87004

**OPENING:**

Mayor Tornek called the regular meeting to order at 5:46 p.m.  
(Absent: Councilmembers Gordo, McAustin, Wilson)

On the order of the Mayor, the regular meeting recessed at 5:46  
p.m. to discuss the following closed session:

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

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

**Employee Organizations: Laborers' International Union of  
North America, Local 777 (LIUNA)**

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

**Property Location: 4 Westmoreland Place, Pasadena CA**

**Agency Negotiator: Terry Tornek**

**Negotiating Party: Steven Yamaguchi; Steven Trytten; and  
David Brown**

**Under Negotiation: Price and terms of payment**

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

On order of the Mayor, the regular meeting reconvened at 6:39  
p.m. The pledge of allegiance was led by Councilmember  
Madison.

**ROLL CALL:**

Councilmembers:

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

Councilmember Margaret McAustin (Absent)  
Councilmember Andy Wilson (Absent)

Staff:

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

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

Andrea Garcia and Art Pulido, League of United Latin American Citizens (LULAC), spoke on the City's cannabis licensing process and requested that the City make public the information on the approved applications.

Vice Mayor Hampton urged City staff to be transparent during the cannabis licensing process, specifically asking that they publicly disclose scores of each applicant's proposal, and how those applicants chosen for licensing will benefit the community.

In response to Vice Mayor Hampton's inquiry, City Manager Mermell responded that staff, with the assistance of the City Attorney, will analyze any legal issues raised during the process to determine potential impacts on the evaluation of proposals. He also provided an update on the cannabis licensing process, and stated that redacted applications will be posted on the City's website; and responded to questions.

Councilmember Kennedy requested information on the number of licensed operators likely to fit within parameters of the City's ordinance.

**CONSENT CALENDAR**

**RESOLUTION AUTHORIZING SUBMITTAL OF AN APPLICATION TO CALIFORNIA DEPARTMENT OF PARKS AND RECREATION, OFFICE OF GRANTS AND LOCAL SERVICES FOR STATEWIDE PARK DEVELOPMENT AND COMMUNITY REVITALIZATION PROGRAM FUNDING FROM PARKS AND WATER BOND ACT OF 2018 (PROPOSITION 68) IN AMOUNT OF \$8,500,000 FOR ROBINSON PARK RECREATION CENTER RENOVATION PROJECT, PHASE III**

**Recommendation:**

- (1) Find that authorization to apply for grants is exempt under the California Environmental Quality Act (CEQA) Guidelines in accordance with Title 14, Chapter 3, Article 5, Section 15061(b)(3); and
- (2) Adopt a resolution authorizing submittal of an application to the California Department of Parks and Recreation, Office of Grants and Local Services for Statewide Park Development and Community Revitalization Program funding from the Park and Water Bond Act of 2018 (Proposition 68) in the amount of

\$8,500,000 for the Robinson Park Recreation Center Renovation Project, Phase III. (Resolution No. 9717)

**CONTRACT AWARD TO ARC CONSTRUCTION INC., FOR VILLA-PARKE SOCCER FIELD NETTING PROJECT FOR AN AMOUNT NOT-TO-EXCEED \$465,000**

**Recommendation:**

(1) Find the contract proposed in the agenda report to be categorically exempt under the California Environmental Quality Act (CEQA) Guidelines in accordance with Title 14, Chapter 3, Article 19, Section 15301, Class 1, 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 that there are no features that distinguish this project from others in the exempt class, and therefore, there are no unusual circumstances; and

(2) Accept the bid dated May 17, 2019, submitted by ARC Construction Inc., in response to the Project Plans and Specifications for the Villa-Parke Soccer Field Netting Project, reject all other bids received May 17, 2019, and authorize the City

Manager to enter into such contract for an amount not-to-exceed \$465,000 which includes the base contract amount of \$407,000.28 and a contingency of \$57,999.72 to provide for any necessary change orders. (Contract No. 31488)

**CONTRACT AWARD TO ITERIS, INC., FOR CONSULTANT SERVICES TO PREPARE PLANS, SPECIFICATIONS, AND ESTIMATES FOR PASADENA TRANSIT, TRANSIT SIGNAL PRIORITY (TSP) PROJECT**

**Recommendation:**

(1) Find that the Pasadena Transit, Transit Signal Priority Project is exempt from review pursuant to the CEQA, pursuant to State CEQA Guidelines Section 15301, Existing Facilities, and identified as an activity listed in 23 CFR 771.117(c)(21); and

(2) Authorize the City Manager to enter into a contract, as the result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Iteris, Inc., for consultant services to prepare plans, specifications, and estimates (PS&E) for Pasadena Transit, transit signal priority (TSP) project (Capital Improvement Program Project No. 75094) in an amount not-to-exceed \$164,995, which includes the base contract amount of \$149,995 and a contingency of \$15,000 to provide for any necessary change orders. (Contract No. 31493)

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH HARVEST VILLAGE MINISTRIES, INC., FOR COMMUNITY BASED ADVOCATE SERVICES IN AN AMOUNT NOT-TO-EXCEED \$255,190**

**Recommendation:**

(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) Authorize the City Manager to enter into a contract, as the result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Harvest Village Ministries, Inc., for Community Based Advocate Services through August 2020 in an amount not-to-exceed \$255,190. (Contract No. 31497)

**RECOGNIZE AND APPROPRIATE FUNDS OF \$30,736 TO THE FISCAL YEAR 2019 OPERATING BUDGET FOR THE PUBLIC HEALTH DEPARTMENT TOBACCO CONTROL PROGRAM**

**Recommendation:**

(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;

(2) Authorize the City Manager to enter into a Memorandum of Understanding ("MOU") with the California Department of Public Health to accept and administer the Step Tobacco Access to Kids Enforcement (STAKE) Act program for a 32 month term in the amount not-to-exceed \$110,015; and

(3) Amend the Public Health Department Fiscal Year 2019 Operating Budget by recognizing and appropriating funds of \$30,736 in the California Department of Public Health, Food and Drug Branch grant funds. (Contract No. 23,191; Budget Amendment No. 2019-27)

**QUARTERLY INVESTMENT REPORT – QUARTER ENDING MARCH 31, 2019**

**Recommendation:** This report is for information only.

**AUTHORIZATION TO AMEND CONTRACT NUMBER 22,049, THE MASTER INTER-UTILITY AGREEMENT BETWEEN THE CITY OF PASADENA AND SOUTHERN CALIFORNIA GAS COMPANY**

**Recommendation:**

- (1) Find that the proposed action is exempt from the California Environmental Quality Act pursuant to State CEQA Guidelines Section 15301 (Class 1: Existing Facilities); and that there are no features that distinguish this project from others in the exempt class, and, therefore, there are no unusual circumstances;
- (2) Authorize the City Manager to amend Contract No. 22,049, the Master Inter-Utility Agreement ("Agreement") between the City of Pasadena and the Southern California Gas Company ("SoCalGas") for the joint coordination and implementation of electric, natural gas, and water efficiency programs to extend the term for an additional five years in an amount not-to-exceed \$1,500,000 over the five year extension. Competitive bidding is not required pursuant to City Charter Section 1002(C), contracts for labor, material, supplies, or services available from only one vendor; and
- (3) Grant the proposed contract an exemption from the competitive section process of the Competitive Bidding and Purchasing Ordinance pursuant to Pasadena Municipal Code Section 4.08.049(B), contracts for which the best interests of the City are served. (Contract No. 22,049-1)

**ADOPTION OF A RESOLUTION AMENDING THE NON-REPRESENTED NON-MANAGEMENT SALARY RESOLUTION EXHIBIT I – SCHEDULE OF HOURLY PAY RATES AND APPROVAL OF AMENDMENT TO THE 2018-2019 AFSCME MOU EXHIBIT I – SALARY SCHEDULE TO CONFORM TO THE MINIMUM WAGE ORDINANCE**

**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;
- (2) Adopt a resolution amending Exhibit I (Schedule of Hourly Pay Rates) of the Non-Represented Non-Management salary resolution; and
- (3) Approve an amendment to Exhibit I (Salary Schedule) of the July 1, 2018 – June 30, 2019 American Federation of State, County, and Municipal Employees (AFSCME) Memorandum of Understanding (MOU). (Resolution No. 9718)

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH VOX NETWORK SOLUTIONS, INC., TO PROVIDE 24/7 TELECOM SYSTEMS MAINTENANCE COVERAGE AND PROFESSIONAL SERVICES IN AN AMOUNT NOT-TO-EXCEED \$241,445**

**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); and
- (2) Accept the bid dated May 14, 2019, submitted by Vox Network Solutions, Inc., in response to specifications for 24/7 Telecom Systems Maintenance Coverage including monitoring, labor, hardware, and professional services and support for the City's voice systems; Telephone, Contact Center, Voicemail and Interactive Voice Response (IVR), reject all other bids received, and authorize the City Manager to enter into a three (3) year contract with Vox Network Solutions, Inc., for an amount not-to-exceed \$241,445 for the period of August 1, 2019 to July 31, 2022. (Contract No. 31492)

**AUTHORIZATION TO ENTER INTO CONTRACTS WITH KEWO ENGINEERING, INC., AND STANTEC CONSULTING SERVICES, INC., TO PROVIDE GENERAL ENGINEERING SERVICES FOR THE POWER PLANTS**

**Recommendation:**

- (1) Find that the authorization to enter into contracts with Kewo Engineering Corporation ("Kewo") and Stantec Consulting Services, Inc., ("Stantec") 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;
- (2) Authorize the City Manager to enter into a contract, as the result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Kewo Engineering Corporation to provide general engineering services for power projects in an amount not-to-exceed \$300,000 or five years, whichever comes first, with one optional two year extension with a not-to-exceed budget of \$120,000 over the two years; (Contract No. 31503)and
- (3) Authorize the City Manager to enter into a contract, as the result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Stantec Consulting, Inc., to provide general engineering services for power projects in an amount not-to-exceed \$300,000 or five years, whichever comes first, with one optional two year extension with a not-to-exceed budget of \$120,000 over the two years. (Contract No. 31502)

Item discussed separately

**ADOPT A RESOLUTION APPLYING FOR GRANT FUNDS AND APPROVE A MEMORANDUM OF UNDERSTANDING WITH THE ONE ARROYO FOUNDATION IN SUPPORT OF ONE ARROYO DEMONSTRATION PROJECTS**

**RESIGNATIONS,  
APPOINTMENTS, &  
REAPPOINTMENTS**

**RESIGNATION OF BLAIR MILLER FROM THE  
TRANSPORTATION ADVISORY COMMISSION EFFECTIVE  
JUNE 30, 2019 (District 2 Nomination)**

**APPOINTMENT OF STEPHEN LIPIRA TO THE NORTHWEST  
COMMISSION EFFECTIVE JULY 1, 2019 (District 1 Nomination)**

**APPOINTMENT OF RICHARD D. BEAL TO THE  
TRANSPORTATION ADVISORY COMMISSION EFFECTIVE  
JULY 1, 2019 (District 6 Nomination)**

**REAPPOINTMENT OF ALFRED LOMAX CARR TO THE  
HUMAN SERVICES COMMISSION EFFECTIVE JULY 1, 2019  
(District 1 Nomination)**

**REAPPOINTMENT OF DAVID COHER TO THE PLANNING  
COMMISSION EFFECTIVE JULY 1, 2019 (District 1 Nomination)**

**REAPPOINTMENT OF EDGAR J. GUTIERREZ TO THE  
RECREATION AND PARKS COMMISSION EFFECTIVE JULY  
1, 2019 (District 1 Nomination)**

**REAPPOINTMENT OF JAMES FARR TO THE ACCESSIBILITY  
AND DISABILITY COMMISSION EFFECTIVE JULY 1, 2019  
(District 3 Nomination)**

**REAPPOINTMENT OF VALINDA M. BOWENS TO THE  
COMMISSION ON THE STATUS OF WOMEN EFFECTIVE  
JULY 1, 2019 (District 3 Nomination)**

**REAPPOINTMENT OF SUSAN KRANWINKLE TO THE  
HISTORIC PRESERVATION COMMISSION EFFECTIVE JULY  
1, 2019 (District 3 Nomination)**

**REAPPOINTMENT OF JURA SLATTERY TO THE  
NORTHWEST COMMISSION EFFECTIVE JULY 1, 2019 (District  
3 Nomination)**

**REAPPOINTMENT OF JESSICA BOWLES-MARTINEZ TO THE  
TRANSPORTATION ADVISORY COMMISSION EFFECTIVE  
JULY 1, 2019 (District 3 Nomination)**

**REAPPOINTMENT OF MARTIN SWEENEY TO THE  
ACCESSIBILITY AND DISABILITY COMMISSION EFFECTIVE  
JULY 1, 2019 (District 6 Nomination)**

**REAPPOINTMENT OF DANIEL ROSSMAN TO THE ENVIRONMENTAL ADVISORY COMMISSION EFFECTIVE JULY 1, 2019 (District 6 Nomination)**

**REAPPOINTMENT OF PHYLLIS MUELLER TO THE HISTORIC PRESERVATION COMMISSION EFFECTIVE JULY 1, 2019 (District 6 Nomination)**

**REAPPOINTMENT OF MARK MASTROMATTEO TO THE RECREATION AND PARKS COMMISSION EFFECTIVE JULY 1, 2019 (District 6 Nomination)**

**REAPPOINTMENT OF IMRAN CHAUDHRY TO THE CODE ENFORCEMENT COMMISSION EFFECTIVE JULY 1, 2019 (District 7 Nomination)**

The reappointment of Martha Warren-Rosenfeld was pulled from the agenda

~~**REAPPOINTMENT OF MARTHA WARREN-ROSENFELD TO THE HUMAN SERVICES COMMISSION EFFECTIVE JULY 1, 2019 (District 7 Nomination)**~~

**REAPPOINTMENT OF SALLY HOWELL TO THE PASADENA COMMUNITY ACCESS CORPORATION BOARD EFFECTIVE JULY 1, 2019 (District 7 Nomination)**

**REAPPOINTMENT OF RICHARD SCHAMMEL TO THE ROSE BOWL OPERATING COMPANY BOARD (District 7 Nomination)**

**REAPPOINTMENT OF EILEEN WILLIAMSON TO THE RECREATION AND PARKS COMMISSION EFFECTIVE JULY 1, 2019 (District 7 Nomination)**

**CLAIMS RECEIVED**

Claim No. 13,334	Toni Tyron-Dickson	\$	4,060.98
Claim No. 13,335	State Law Firm, representing Jorge Sanchez		Not stated
Claim No. 13,336	Jason Hayes		497.78
Claim No. 13,337	Nazeli Kiradzhyan		3,065.56
Claim No. 13,338	Tenny Mirzayan, Keller, Fishback & Jackson, representing Bradford Budd		25,000.00+
Claim No. 13,339	Linda C. Cosentino		Not stated

Armando Herman, residence not stated, commented on the consent calendar.



Following public comment, it was moved by Councilmember Kennedy, seconded by Councilmember Madison, to approve the items on the Consent Calendar, with the exception of Item 11 (Adopt a Resolution Applying for Grand Funds), which was discussed separately, and amending Item 12, Reappointment of Martha Warren-Rosenfield to the Human Services Commission, which was removed from the agenda. (Motion unanimously carried) (Absent: Councilmembers Gordo, McAustin, Wilson)

**CONSENT ITEM  
DISCUSSED SEPARATELY**

**ADOPT A RESOLUTION APPLYING FOR GRANT FUNDS AND APPROVE A MEMORANDUM OF UNDERSTANDING WITH THE ONE ARROYO FOUNDATION IN SUPPORT OF ONE ARROYO DEMONSTRATION PROJECTS**

**Recommendation:**

- (1) Find that the actions proposed in the agenda report are not subject to environmental review pursuant to the California Environmental Quality Act ("CEQA"), State CEQA Guidelines Section 15378(b)(4);
- (2) Adopt resolution approving an application for grant funds from the Los Angeles County Regional Parks & Open Space District for the One Arroyo Demonstration Projects; and
- (3) Authorize the City Manager to negotiate and enter into a Memorandum of Understanding with the One Arroyo Foundation for cooperative work on the Demonstration Projects. (Resolution No. 9719)

In response to Vice Mayor Hampton's inquiry, City Manager Mermell summarized the staff report, including the City's plan to work with the One Arroyo Foundation to secure sufficient funds to operate and maintain the Arroyo Seco.

Following a brief discussion, it was moved by Councilmember Madison, seconded by Vice Mayor Hampton, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmembers Gordo, McAustin, Wilson)

**PUBLIC COMMENT ON  
REGULAR BUSINESS ITEMS**

The following individual provided comment on multiple regular business items:

Armando Herman, residence not stated

**ORDINANCES – ADOPTED**

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING CERTAIN PROVISIONS OF TITLE 9, CHAPTER 9.75 (TENANT PROTECTION) OF THE PASADENA MUNICIPAL CODE BROADENING THE ORDINANCE TO APPLY TO ELIGIBLE TENANTS WHO ARE DISPLACED FOLLOWING A CHANGE IN OWNERSHIP AND ENHANCING THE RELOCATION ALLOWANCE TO ACCOUNT FOR

**MARKET RENT INCREASES AND LONG-TERM TENANCIES OF MORE THAN 10 YEARS”** (Introduced by Vice Mayor Hampton) (Ordinance No. 7347)

The following individuals provided comment on the item and/or requested assistance on tenant protection benefits from their recently received eviction notice:

Victoria Baker, Pasadena resident  
PJ Johnson, Pasadena resident  
Jose Soriano, Pasadena resident  
Suzanne Orellana, Pasadena resident  
Norma Barba, Pasadena resident  
Nicole Hodgson, Pasadena resident  
Doriane Shamburger, Pasadena resident  
Marlon Cassiano, Pasadena resident  
Ed Washatka, Pasadena resident  
Allison Henry, Pasadena Tenant Justice Coalition

In response to public comment, City Manager Mermell stated that City staff and the Housing Rights Center has reached out to the various residents at 278 E. Washington Boulevard, and with the approval of the amended Tenant Protection Ordinance (TPO), several tenants will be able to receive benefits, subject to meeting income eligibility requirements. He provided information on the change of ownership of the property, and stated that staff would reach out to the public speakers. In addition, Mr. Mermell stated that he would provide details on the income eligibility requirements to receive TPO benefits in the weekly newsletter.

Councilmember Kennedy spoke on the need for tenant assistance at the property, specifically for a military veteran who is ill, and asked staff to consider a policy that prohibits the eviction of individuals with terminal illnesses. He also spoke on the difficulty of locating local resources for residents who are being evicted, and asked staff to contact all evicted tenants by visiting the property.

Councilmember Madison requested that staff provide additional information related to the property.

Michele Beal Bagneris, City Attorney/City Prosecutor, summarized the staff report, and responded to questions.

Following discussion, the above ordinance was adopted by the following vote:

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

**PUBLIC HEARINGS**

The City Clerk opened the public hearing (additional information per public hearing is detailed below):

**PUBLIC COMMENT ON  
MULTIPLE PUBLIC  
HEARINGS**

The following individual provided comment on the public hearing:

Armando Herman, residence not stated

**PUBLIC HEARING: APPROVE THE RECOMMENDED  
ADJUSTMENTS TO THE ELECTRIC RATES AND THE  
ELECTRIC UTILITY ASSISTANCE PROGRAM**

**Recommendation:**

- (1) Find that the Public Hearing for the recommended adjustments to the electric rate structure is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15273 (Rates, Tolls, Fares, and Charges)
- (2) Open a public hearing to receive public comment on the recommended adjustments to the electric rates and amendments to the Electric Utility Assistance Program to be effective July 1, 2019, or as soon as practicable thereafter:
  - (a) Adopt and implement new fixed "Grid Access Charge" for all customers to generate annual revenue of approximately \$10.3 million;
  - (b) Amend the Electric Utility Assistance Program ("EUAP") to: increase the basic benefit from \$7.50 per month to \$10.00 per month; and, Change the low-income program eligibility requirements as described in the agenda report.
- (3) Direct the City Clerk to report on written comments received from the public;
- (4) Close the public hearing;
- (5) Approve the aforementioned Recommended Electric Rate Increases; and
- (6) Direct the City Attorney to prepare an amendment to the Light and Power Rate Ordinance ("Ordinance") implementing the changes to the electric rates described in the agenda report.

Following public comment, it was moved by Councilmember Masuda, seconded by Vice Mayor Hampton, to close the public hearing. (Motion unanimously carried) (Absent: Councilmembers Gordo, McAustin, Wilson)

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

**REPORTS AND COMMENTS  
FROM COUNCIL  
COMMITTEES**

**ADOPT A RESOLUTION SUSPENDING COLLECTION OF THE UNDERGROUND SURTAX THROUGH JUNE 30, 2022**

City Manager Mermell provided introductory comments and responded to questions related to the proposed temporary suspension of the Underground Surtax.

Councilmember Madison expressed his concerns with the temporary suspension of collecting the Underground Surtax given the City's long list of projects in need of funding; and stated that the discussion is an important policy decision on whether the City should continue the Undergrounding program. He stated that he is unable to support the staff recommendation because he is not supportive of terminating the undergrounding program. Instead, he suggested that the Underground Surtax continue to be collected until a policy is in place related to termination of the undergrounding program.

The City Council agreed to table the discussion until later in the meeting, with additional details and information on the item continued on page 15.

**JOINT ACTION OF THE CITY COUNCIL AND PASADENA PUBLIC FINANCING AUTHORITY (PPFA): EXTENSION OF THE STANDBY BOND PURCHASE AGREEMENT (SBPA) WITH BANK OF THE WEST RELATED TO THE PASEO COLORADO BONDS**

**Recommendation:** It is recommended that the City Council and the Pasadena Public Financing Authority:

- (1) Find that the proposed action is not subject to the California Environmental Quality Act (CEQA) as defined in Section 21065 of CEQA and Section 15378 of the State CEQA Guidelines, and as such, no environmental document pursuant to CEQA is required for the project;
- (2) Approve the First Amendment to Standby Bond Purchase Agreement (SBPA) and approve the Amended and Restated Fee Agreement by and among the Pasadena Public Financing Authority, the City of Pasadena, and Bank of the West; authorize the City Manager or the Director of Finance to execute and deliver the First Amendment to the Standby Bond Purchase Agreement and the Restated Fee Agreement; and

(3) To the extent that the proposed amendment of the SBPA could be considered subject to a new competitive selection process, grant the proposed amendment an exemption from the competitive selection process of the Competitive Bidding and Purchasing Ordinance, Pasadena Municipal Code Chapter 4.08, pursuant to Section 4.08.049(B), contracts for which the City's best interests are served.

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

**RECOMMENDATIONS FROM  
OFFICERS AND  
DEPARTMENTS**

**ADOPTION OF A RESOLUTION AND THE FIRST READING OF AN ORDINANCE AUTHORIZING THE INVITATION OF BIDS FOR THE PURCHASE OF ELECTRIC REVENUE REFUNDING BONDS, 2019A SERIES OF SAID CITY; APPROVING A NOTICE OF INTENTION TO SELL BONDS; A PRELIMINARY OFFICIAL STATEMENT; A NOTICE INVITING BIDS; AUTHORIZING THE PUBLICATION OF A NOTICE OF INTENTION TO SELL BONDS; AUTHORIZING THE ISSUANCE BY THE CITY OF NOT-TO-EXCEED \$12,625,000 AGGREGATE PRINCIPAL AMOUNT OF CITY OF PASADENA ELECTRIC REVENUE REFUNDING BONDS, 2019A SERIES, PAYABLE OUT OF THE LIGHT AND POWER FUND, APPROVING THE EXECUTION AND DELIVERY OF A TENTH SUPPLEMENTAL TO ELECTRIC REVENUE BOND FISCAL AGENT AGREEMENT, AN ESCROW AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT, AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION THEREWITH**

**Recommendation:** It is recommended that the City Council:

(1) Adopt a resolution authorizing the invitation of bids for the purchase of Electric Revenue Refunding Bonds, 2019A Series of said city, approving a notice of intention to sell bonds, a preliminary official statement, a notice inviting bids, authorizing the publication of a notice of intention to sell bonds, and authorizing certain other actions in connection therewith; and

(2) Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AUTHORIZING THE ISSUANCE BY THE CITY OF NOT-TO-EXCEED \$12,625,000 AGGREGATE PRINCIPAL AMOUNT OF CITY OF PASADENA ELECTRIC REVENUE REFUNDING BONDS, 2019A SERIES PAYABLE OUT OF THE LIGHT AND POWER FUND, AND APPROVING THE EXECUTION AND DELIVERY OF A TENTH SUPPLEMENT TO ELECTRIC REVENUE BOND FISCAL AGENT AGREEMENT, AN ESCROW AGREEMENT AND A CONTINUING DISCLOSURE AGREEMENT IN CONNECTION THEREWITH."

**(Resolution No. 9720)**

City Manager Mermell and Matt Hawkesworth, Director of Finance, provided introductory comments, and Vic Erganian, City Treasurer, provided a PowerPoint presentation on the item.

Following a brief discussion, it was moved by Councilmember Kennedy, seconded by Vice Mayor Hampton, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmembers Gordo, McAustin, Wilson)

**ORDINANCES – FIRST  
READING**

**Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AUTHORIZING THE ISSUANCE BY THE CITY OF NOT-TO-EXCEED \$12,625,000 AGGREGATE PRINCIPAL AMOUNT OF CITY OF PASADENA ELECTRIC REVENUE REFUNDING BONDS, 2019A SERIES PAYABLE OUT OF THE LIGHT AND POWER FUND, AND APPROVING THE EXECUTION AND DELIVERY OF A TENTH SUPPLEMENT TO ELECTRIC REVENUE BOND FISCAL AGENT AGREEMENT, AN ESCROW AGREEMENT AND A CONTINUING DISCLOSURE AGREEMENT IN CONNECTION THEREWITH”**

This item was discussed and considered concurrently with the item above:

The above ordinance was offered for first reading by Vice Mayor Hampton:

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

**ORDINANCES – ADOPTED**  
Continued

**Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 6, TITLE 8, TITLE 10, AND TITLE 12 OF THE PASADENA MUNICIPAL CODE RELATED TO THE REGULATION OF SIDEWALK VENDORS” (Introduced by Vice Mayor Hampton) (Ordinance No. 7348)**

Following discussion, the above ordinance was adopted by the following vote:

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

Recess

The City Council recessed at 8:03 pm and reconvened at 8:10 p.m.

**ORDINANCES – FIRST READING** Continued

Councilmember Gordo participated telephonically at 8:10 p.m.

**Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA, CALIFORNIA AMENDING THE LIGHT AND POWER RATE ORDINANCE, TITLE 13, CHAPTER 13.04 OF THE PASADENA MUNICIPAL CODE”**

The above ordinance was offered for first reading by Vice Mayor Hampton:

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

**REPORTS AND COMMENTS FROM COUNCIL COMMITTEES**

Continued from page 12

**ADOPT A RESOLUTION SUSPENDING COLLECTION OF THE UNDERGROUND SURTAX THROUGH JUNE 30, 2022**

**Recommendation:**

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

(2) Adopt a resolution suspending collection of the light and power surtax per Pasadena Municipal Code (“PMC”) Chapter 4.24 – underground utilities special activity fund (“Underground Surtax”) through June 30, 2022 for the reasons stated in the agenda report.

**Recommendation of the Municipal Services Committee:** On April 23, 2019, the Municipal Services Committee approved staff’s recommendation to the City Council.

Ann Scheid, Pasadena resident, submitted correspondence requesting an itemized budget accounting of the last five years, historic and future workloads and current costs associated with the undergrounding projects.

Gurcharan Bawa, General Manager Water and Power, responded to questions related to the length of the proposed suspension, available funding to continue the undergrounding projects, and the amount of appropriated funds earmarked for the Raymond Avenue and Mountain Street undergrounding projects. Erik Klinkner, Assistant Manager Water and Power, provided information on areas in the City where it is not suitable for undergrounding utility lines.

Councilmember Kennedy suggested that it would be inappropriate to suspend the collection of the Underground Surtax due to the various benefits of the program, and is therefore, unable to support the staff recommendation.

Councilmember Gordo stated the following for the record, "I recused myself when the question of specific undergrounding projects came before the Council for the reason that my home was in one of the specific areas. This item is different and would not affect any of the already approved projects, correct?"

Michele Beal Bagneris, City Attorney/City Prosecutor, responded that based on the discussion this evening, Councilmember Gordo would not have a potential conflict because his property interest would not be affected by the recommended action any differently than anyone else in the City.

Councilmember Gordo supported the continuation of the Underground Surtax as the program is a long-term, generational and important project for the City, and stated that he does not support staff's proposed pausing of funding to undergrounding projects.

The Mayor noted that the recently approved rate structure will increase by four percent, as the rate samples used in the calculation reflected the suspension of the Underground Surtax.

Councilmember Masuda spoke in favor of suspending the Underground Surtax, as the Upper Hasting Ranch area of the City will not have underground utility lines.

In response to Councilmember Gordo's request, City Manager Mermell stated that he would work with staff to include a utility bill insert and other communication mechanisms to notify customers who may be eligible for assistance with their utility bills.

Wayne Spindler, Encino resident, spoke on municipal corruption.

Councilmembers Madison and Gordo asked that any future discussion related to the suspension of the Underground Surtax include information on the undergrounding program.

It was moved by Vice Mayor Hampton, seconded by Councilmember Masuda, that the discussion on the temporary suspension collection of the Underground Surtax be continued to



a future City Council meeting when a full council is physically present. (MOTION WITHDRAWN)

Following discussion, by consensus of the City Council, no action was taken on this item.

**PUBLIC HEARING**

Continued

Councilmember Gordo was recused at 8:48 p.m., and disconnected telephonically

**CONTINUED PUBLIC HEARING: CITY MANAGER'S RECOMMENDED FISCAL YEAR 2020 OPERATING BUDGET AND FISCAL YEAR 2020 – 2024 CAPITAL IMPROVEMENT PROGRAM BUDGET**

**Recommendation:** It is recommended that the City Council receive public comment and continue the public hearing to each subsequent regular meeting of the City Council at 7:00 p.m. until June 17, 2019 or such other date as the City Council may determine, and at which time the City Council will be asked to close the public hearing and formally adopt the Fiscal Year (FY) 2020 Recommended Operating Budget and FY 2020-2024 CIP Budget.

City Manager Mermell, provided a brief summary on the earlier discussion that took place at the Special City Council meeting, and responded to questions.

George Falardeau, Executive Director, and Chris Miller, Chief Operating Officer, both with Pasadena Community Access Corporation (PCAC), jointly, presented a PowerPoint presentation on PCAC's Operating budget, and responded to questions.

Wayne Spindler, Encino resident, provided comment.

Jennifer Curtis, Director of Human Resources, presented a PowerPoint presentation on the Department of Human Resources Operating budget, and responded to questions. Patrick Fuleihan, Workers Compensation Supervisor, responded to questions related to the hiring of an onsite physical therapist.

Vice Mayor Hampton requested that staff utilize the Request For Proposal (RFP) process to solicit bids from local organizations that provide physical therapy services in order to promote local hiring; and asked staff to forward gym membership discount information to the City Council.

Councilmember Kennedy spoke on the need for staff to develop a comprehensive safety officer program throughout the City, with input from the City Council.

Matt Hawkesworth, Director of Finance, presented a PowerPoint presentation on the Department of Finance's Operating budget, and responded to questions.

Vice Mayor Hampton thanked the Finance staff for their community efforts, workshops and guidance to support local hiring and contracting efforts with Pasadena-based business.

Following discussion, it was moved by Councilmember Kennedy, seconded by Vice Mayor Hampton, to continue the public hearing to June 17, 2019, at 7:00 p.m. (Motion unanimously carried) (Absent: Councilmembers Gordo, McAustin, Wilson)

#### COUNCIL COMMENTS

The Mayor stated that a special meeting of the City Council will be held on Wednesday, June 12, 2019 at 4:00 p.m.

Councilmember Kennedy spoke on the upcoming visit of a delegation representing Pasadena's new sister-city of Dakar-Plateau, Senegal, led by Mayor Alioune Ndoeye and other Senegalese dignitaries, and invited the community to the official signing of the sister-city agreement between the two cities to be held at the regular City Council meeting on June 17, 2019.

#### ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 9:47 p.m.

\_\_\_\_\_  
Terry Tornek, Mayor  
City of Pasadena

ATTEST:

\_\_\_\_\_  
City Clerk