CITY OF PASADENA City Council Minutes June 3, 2019 – 5:30 P.M. City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Tornek called the regular meeting to order at 5:35 p.m. (Absent: None)

On the order of the Mayor, the regular meeting recessed at 5:35 p.m. to discuss the following closed session:

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL regarding pending

litigation pursuant to Government Code Section 54956.9(d)(1)
Name of Case: Edward Ruffalo, Jr. v. City of Pasadena

LASC Case No.: BC694856

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

On order of the Mayor, the regular meeting reconvened at 6:56 p.m. The pledge of allegiance was led by Councilmember Madison.

ROLL CALL:

Councilmembers:

Mayor Terry Tornek

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

Staff:

City Manager Steve Mermell

City Attorney/City Prosecutor Michele Beal Bagneris

City Clerk Mark Jomsky

CEREMONIAL MATTERS

The City Clerk administered the oath of office to Terri Ashley-MacQuarrie as Recreation and Parks Commissioner.

The City Council spoke on the legacy and passing of Jaylene Moseley, a long time Pasadena resident, philanthropist, crusader for social and economic justice, and founding member and president of the Flintridge Center; and asked that the meeting be adjourned in her memory.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Pastor Michael Burns, Pasadena resident, spoke on the recent incident that occurred in the City, and the need for transparency and communication with the community.

Genevieve Clavreul, Pasadena resident, reiterated her concerns regarding the elevator at the METRO Gold Line, Lake Avenue Station, which is often unsanitary and creates an unsafe environment for the public.

Councilmember Gordo stated that the METRO facilities are outside of the City's purview, however, he asked staff to consider what measures can be taken to press METRO to take action regarding such public safety concerns.

Anthony Manousos, Pasadena resident, spoke on the personal steps he has taken to discern his religious intentions in the community.

Niles Livingston Sr., residence not provided, recited biblical scripture.

The following individuals spoke on the need to provide housing and support for homeless individuals:

Mercedes Young, Greater Pasadena Affordable Housing Group Carol Daly, Foothills Kitchen Wayne Spindler, Encino resident

Mike Greenspan, Los Angeles resident, spoke on college basketball and football.

PJ Johnson, Pasadena resident, spoke on the need for rent control and requested assistance with her eviction notice that has been served on her without just cause.

CONSENT CALENDAR

AUTHORIZATION TO ENTER INTO A CONTRACT WITH ORACLE AMERICA, INC., TO FURNISH AND DELIVER SOFTWARE LICENSES AND SUPPORT SERVICES ASSOCIATED WITH THE CUSTOMER-TO-METER CUSTOMER INFORMATION SYSTEM AND THE ORACLE FIELD SERVICE CLOUD PRODUCT

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; and
- (2) Authorize the City Manager to enter into a contract, as a result of a competitive selection process, as specified by Section

4.08.047 of the Pasadena Municipal Code, with Oracle America, Inc., ("Oracle") to furnish and deliver software licenses and support services for a cloud-based Customer Information System and Oracle Field Service Cloud, in an amount not-to-exceed \$2,500,000. Competitive price bidding is not required pursuant to City Charter Section 1002(F), contracts for professional or unique services. (Contract No. 31483)

AUTHORIZATION TO ENTER INTO PURCHASE ORDERS WITH ARMORCAST PRODUCTS COMPANY AND HUBBELL LENOIR CITY, INC., TO FURNISH AND DELIVER WATER METER BOXES AND VAULTS WITH COVERS FOR AN AMOUNT NOT-TO-EXCEED \$109,443 AND \$55,020 PER YEAR, RESPECTIVELY

Recommendation:

- (1) Find that the proposed action is not considered a "project" per Section 21065 of the California Environmental Quality Act ("CEQA") and, is therefore, not subject to CEQA review pursuant to Sections 15060(c)(2), 15060(c)(3), and 15378 of the CEQA Guidelines; as such, no environmental document pursuant to CEQA is required for the project;
- (2) Accept the bid dated May 7, 2019, submitted by Armorcast Products Company in response to Specification WD-19-01, to furnish and deliver water meter boxes with covers and water meter vaults with covers for the Water and Power Department ("PWP"), and authorize the City Manager to enter into a purchase order with Armorcast Products Company for an amount not-to-exceed \$109,443 for an initial period of one year, with an option for three additional one-year terms of \$109,443 each at the approval of the City Manager; and
- (3) Accept the bid dated May 7, 2019, submitted by Hubbell Lenoir City, Inc., in response to Specification WD-19-01, to furnish and deliver water meter boxes with covers and water meter vaults with covers for PWP, and authorize the City Manager to enter into a purchase order with Hubbell Lenoir City, Inc., for an amount not-to-exceed \$55,020 for an initial period of one year with an option for three additional one-year terms of \$55,020 each at the approval of the City Manager.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH DUDEK FOR AN AMOUNT NOT-TO-EXCEED \$123,041 TO PROVIDE ENVIRONMENTAL CONSULTING SERVICES FOR THE PREPARATION OF ENVIRONMENTAL DOCUMENTATION FOR THE 740-790 EAST GREEN STREET MIXED-USE PROJECT

Recommendation:

(1) Find that actions proposed in the agenda report are exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061(b)(3) (General Rule); and (2) Authorize the City Manager to enter into a contract with Dudek in an amount not-to-exceed \$123,041, based on a competitive selection process, pursuant to Pasadena Municipal Code Section 4.08.047 for preparation of environmental documentation for the 740-790 East Green Street Mixed-Use Project. (Contract No. 31484)

RESIGNATIONS, APPOINTMENTS & REAPPOINTMENTS APPOINTMENT OF D. JASON LYON TO THE PLANNING COMMISSION EFFECTIVE JULY 1, 2019 (District 7 Nomination)

APPOINTMENT OF BEATRIZ MARTINEZ SANCHEZ TO THE COMMISSION ON THE STATUS OF WOMEN EFFECTIVE JULY 1, 2019 (At Large/District 2 Nomination)

APPOINTMENT OF TIM MARTINEZ TO THE RECREATION AND PARKS COMMISSION EFFECTIVE JULY 1, 2019 (Mayor Nomination)

REAPPOINTMENT OF GENE MASUDA AS CITY OF PASADENA NON-VOTING REPRESENTATIVE TO THE METRO GOLD LINE FOOTHILL EXTENSION CONSTRUCTION AUTHORITY COMMENCING AUGUST 1, 2019, SERVING AT THE PLEASURE OF THE COUNCIL, THROUGH DECEMBER 31, 2020 (City Nomination)

REAPPOINTMENT OF SHARON M. ROGERS TO THE ACCESSIBILITY AND DISABILITY COMMISSION EFFECTIVE JULY 1, 2019 (District 4 Nomination)

REAPPOINTMENT OF JOHN ARBOGAST TO THE HISTORIC PRESERVATION COMMISSION EFFECTIVE JULY 1, 2019 (District 4 Nomination)

REAPPOINTMENT OF STEVE HADERLEIN TO THE ROSE BOWL OPERATING COMPANY BOARD EFFECTIVE JUNE 30, 2019 (District 4 Nomination)

REAPPOINTMENT OF ADRIANA LIM TO THE TRANSPORTATION ADVISORY COMMISSION EFFECTIVE JULY 1, 2019 (District 4 Nomination)

REAPPOINTMENT OF CY WARREN ESTABROOK TO THE ACCESSIBILITY AND DISABILITY COMMISSION EFFECTIVE JULY 1, 2019 (Mayor Nomination)

REAPPOINTMENT OF MARY MACHADO SCHAMMEL TO THE CODE ENFORCEMENT COMMISSION EFFECTIVE JULY 1, 2019 (Mayor Nomination)

REAPPOINTMENT OF NORMA ESTELA FERNANDEZ TO THE COMMISSION ON THE STATUS OF WOMEN EFFECTIVE JULY 1, 2019 (Mayor Nomination)

REAPPOINTMENT OF JOSE NOEL TORO TO THE DESIGN COMMISSION EFFECTIVE JULY 1, 2019 (At Large/District 5 Nomination)

REAPPOINTMENT OF CARLA BOYKIN TO THE NORTHWEST COMMISSION EFFECTIVE JULY 1, 2019 (Mayor Nomination)

REAPPOINTMENT OF F. PHILLIP HOSP TO THE PASADENA CENTER OPERATING COMPANY BOARD EFFECTIVE JULY 1, 2019 (At Large/District 7 Nomination)

REAPPOINTMENT OF CHARLES E. NELSON TO THE SENIOR COMMISSION EFFECTIVE JULY 1, 2019 (Mayor Nomination)

REAPPOINTMENT OF TAMMY SILVER TO THE SOUTH LAKE PARKING PLACE COMMISSION EFFECTIVE JULY 1, 2019 (At Large/District 7 Nomination)

REAPPOINTMENT OF DEL LILE TO THE SOUTH LAKE PARKING PLACE COMMISSION EFFECTIVE JULY 1, 2019 (At Large/District 7 Nomination)

RESCIND RESOLUTION NO. 9376 AND ADOPT A RESOLUTION AMENDING AND RESTATING RULES FOR THE CONDUCT OF ALL CITY COUNCIL, COMMITTEE, BOARD, AND COMMISSION MEETINGS, PROCEEDINGS, AND BUSINESS

Recommendation: It is recommended that the City Council rescind Resolution No. 9376 and adopt a resolution amending and restating rules for the conduct of all City Council, committee, board, and commission meetings, proceedings, and business. (Resolution No. 9716)

APPROVAL OF MINUTES

May 13, 2019

CLAIMS RECEIVED

Claim No. 13,326 21st Century Insurance \$ 7,024.10 Company as subrogee for Margaret Terrell

Claim No. 13,327	Law Office of Eleanor Miller, representing Sarah	1,000,000.00
	Ghaffari	
Claim No. 13,328	Greicy Lopez	Not stated
Claim No. 13,329	Charlie Bourne	2,500.00
Claim No. 13,330	The X-Law Group, PC, representing Elba Hernandez, individually and on behalf of the Estate of Andres Ramirez and Andres Ramirez, deceased	25,000.00+
Claim No. 13,331	Steve Haussler and Lisa	280.00
	Haussler	
Claim No. 13,332	Gwendolyn Hall	10,000.00

PUBLIC HEARTING SET

August 26, 2019, 7:00 p.m. - Review and Approval of Pasadena Water and Power's 2019 Public Health Goals ("PHGs") Report on Water Quality

The following individuals provided comment on the consent calendar:

Mike Greenspan, Los Angeles resident Armando Herman, residence not stated Wayne Spindler, Encino resident

Claim No. 13,333 Martin Moran

Following public comment, it was moved by Councilmember Madison, seconded by Councilmember Wilson, to approve all items on the Consent Calendar. (Motion unanimously carried) (Absent: None)

PUBLIC HEARINGS

PUBLIC HEARING: REQUEST FOR TIME EXTENSION - CONDITIONAL USE PERMIT NO. 6279 FOR REHABILITATION OF HISTORIC YWCA BUILDING & CONSTRUCTION OF A TWO-TO-SIX-STORY, 91,000-SQUARE-FOOT BUILDING FOR USE AS A HOTEL AT 78 NORTH MARENGO AVENUE Recommendation:

- (1) Find that the project proposed in the agenda report was subject to environmental review in the Environmental Impact Report certified by the City Council on August 16, 2016, and that there are no changed circumstances or new information which would require further environmental review;
- (2) Find that the findings and conditions of the original approval still apply;
- (3) Find that the proposed project meets the current height, setbacks, and floor area ratio requirements of the Zoning Code

18,000.00

and is consistent with the General Plan, the Central District Specific Plan, and the Zoning Map; and

(4) Based on these findings, approve the request for Time Extension for one additional year, to August 16, 2020.

The City Clerk opened the public hearing and reported that 65 copies of the notice were mailed and 28 copies of the notice were posted on May 20, 2019; and that 25 letters in support of permanent supportive housing, 2 petitions in favor of permanent supportive housing (with 48 names and 29 names contained on the 2 petitions), and 4 letters providing general comments were received by the City Clerk's office, which were distributed to the City Council, posted online, and made part of the public hearing record.

City Manager Mermell provided an update on the status of Request For Proposal (RFP) process related to the YWCA site. David Reyes, Director of Planning and Community Development, provided introductory comments, and Kevin Johnson, Senior Planner, presented a PowerPoint presentation on the item, and jointly, responded to questions.

Councilmember Kennedy requested that the City Manager provide additional information and details on the RFP process, consistent with some of the comments that the Councilmembers have received from constituents.

City Manager Mermell responded that the staff's best approach for the RFP process is to move forward with the request for proposals utilizing the development parameters and the goals approved by the City Council. Specifically, the rehabilitation of the YWCA building, consistent with the 45 feet setback, and other details adopted by the City Council on April 8, 2019. Mr. Mermell stated the City's intent is not to appear to prefer any one type of project for the development. Staff will review the submittals and present the strongest proposals to the City Council.

Vice Mayor Hampton expressed concerns with ability of any nonprofit agency to submit a proposal that fits the building setbacks designated within the development envelope adopted by the City Council; and asked that the RFP responses allow for proposals that do not amend the buildings setback.

Councilmember Gordo stated that it is his understanding that the 45 feet setback requirement is permissive, not a mandatory requirement; and requested that the City Attorney provide guidance and clarification on the matter.

Councilmember McAustin stated that as maker of the motion adopted by the City Council on April 8, 2019, the 45 feet setback is a requirement for both properties.

Councilmember Wilson suggested that staff utilize Pasadena Heritage staff to provide input on the RFP selection process.

The following individuals provided various comments related to permanent supportive housing, the RFP process and requirements, the project site requirements, tree protection for the surrounding project site, the entitlements, and/or the site development:

Anthony Manousos, Greater Pasadena Affordable Housing Group, (GPAHG) Jill Shook, Pasadena resident Carol Daly, Foothills Kitchen Adrienne N. Spires, GPAHG Dr. Aaron Fisher, Fellowship Pasadena Peter C. Hartgens Housing Groups Rose Mary Elizondo, residence not stated Fred Alcantar, Pasadena resident Michael Warner, Pasadena resident Marsha Rood, Pasadena resident Felicia Williams, Pasadena resident Freddy Ortiz, Christ Community Center & Heritage Clinic Richard A. McDonald, Pasadena resident Gretchen Saalbach, First Baptist of Pasadena Rabbi Marvin Gross, Sierra Madre resident Ed Washatka, Pasadena resident Jon Pelzer. She Does Movement Jaiji Miyagawa, GPAHG John Lo, Epicentre Church Rabbi Joshua Levine Grater, Friends In Deed Cynthia M. Kirby, First Baptist Church Pasadena Mark Norwood, First Baptist Church Rev. Connie Millsap, First United Church Joe Feinblatt, Pasadena resident Danielle Wilson, Unite Here Local 11 Teresa Mei Chuc, She Does Movement Bert Newton, Pasadena resident Mel Tillekeratne, residence not stated Patrick Reilly, Los Angeles resident Rebecca Snavely, She Does Movement Keith Smith, South Pasadena resident Lisa Marie Nava, West Covina resident Xochitl Valerio, She Does Movement Allison Henry, Pasadena Tenant Justice Coalition Laura Mulligan, Studio City resident Kevin Ezeh, She Does Movement

Lisa Salvary, Los Angeles resident John Byram, Pasadena resident Christle Balvin, Pasadena resident Avram Gold, West Pasadena Residents' Association Wayne Spindler, Encino resident

Councilmember Kennedy stated the following for the record; "I would simply like to say that it was not my position, it was the position of the City Manager who answered the question. So if you would like to level your concerns at someone, please level them at the City Manager." He asked staff to provide information on the City Council's requirement for developers related to local sourcing of materials, hiring, and contracting, to those that stated an interest during the public comment.

Following discussion, it was moved by Councilmember Madison, seconded by Councilmember McAustin, to close the public hearing. (Motion unanimously carried) (Absent: None)

Following further discussion, it was moved by Councilmember Kennedy, seconded by Councilmember McAustin, to approve the staff recommendation. (Motion unanimously carried) (Absent: None)

Recess

The City Council recessed at 9:27 p.m. and reconvened at 9:34 p.m.

The Following individuals provided comment on multiple agenda items:

Wayne Spindler, Encino resident Armando Herman, residence not stated

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

INITIATION OF AMENDMENTS TO THE LAND USE DIAGRAM, CENTRAL DISTRICT SPECIFIC PLAN, ZONING MAP, AND ZONING CODE FOR 351 SOUTH HUDSON AVENUE (PASADENA UNIFIED SCHOOL DISTRICT HEADQUARTERS) Recommendation:

- (1) Find that the actions proposed in the agenda report are exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061(b)(3) (Common Sense Exemption);
- (2) Initiate a Land Use Diagram Amendment at 351 South Hudson Avenue from Institutional and Medium-High Density Residential to Low-Medium Mixed Use;
- (3) Initiate a related Zoning Map Amendment from PS (Public, Semi-Public) and RM-48 HL-40(45) (Multi-Family Residential) to PD (Planned Development); and

(4) Initiate an associated Zoning Code Amendment (Appendix A – Planned Developments).

City Manager Mermell provided a PowerPoint presentation summarizing the staff recommendation, and responded to questions. David Reyes, Director of Planning and Community Development, responded to questions related to density compatibility of the existing and proposed amended zoning codes of the site.

Following discussion, it was moved by Vice Mayor Hampton, seconded by Councilmember Kennedy, to approve the staff recommendation. (Motion unanimously carried) (Absent: None)

ORDINANCES – FIRST READING

Conduct first reading of "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"

Councilmember Gordo recused himself and left the dais at 9:52 p.m.

Councilmember Gordo stated the following for the record; "Because I own rental properties in Pasadena and this potentially has an impact on my properties as well as others, I don't think there is a conflict of interest, but of out an abundance of caution I am going to recuse myself."

In response to Councilmember Kennedy's inquiry, Michele Beal Bagneris, City Attorney/City Prosecutor, responded that the single-family home, on a single lot is not subject to the Tenant Protection Ordinance (TPO). She responded to questions related to the ordinance's effective date.

Councilmember McAustin stated the following for the record: "I do own two units of apartments in the City of Pasadena, but I don't think this ordinance will affect me in any way than it would any other property owner in Pasadena. I intend to participate in the vote."

Allison Henry, The Pasadena Tenant Justice Coalition, spoke in opposition to the ordinance, stating that the need for additional tenant protections.

Leon Kuachooni, Foothill Apartment Association, spoke in favor of the ordinance as written.

Brad Fuller, Assistant City Attorney, responded to questions related to effective date of the enhanced TPO.

Jim Wong, Senior Project Manager, responded to questions related to the process of providing relocation benefits to evicted tenants, and income eligibility.

Councilmember McAustin asked staff to contact the public speakers who requested assistance with their eviction, to determine if they qualify for relocation benefits under the enhanced TPO.

Following discussion, the above ordinance was offered for first reading by Vice Mayor Hampton:

AYES:

Councilmembers Kennedy, Madison, Masuda,

McAustin, Wilson, Vice Mayor Hampton, Mayor

Tornek

NOES:

None

ABSENT:

Councilmember Gordo

ABSTAIN:

None

to the dais at 10:07 p.m.

Councilmember Gordo returned Conduct first reading of "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"

> Mike Greenspan, Los Angeles resident, expressed concerns with street vendors on sidewalks in the city of Los Angeles.

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

AYES:

Councilmembers Gordo, Kennedy, Madison,

Masuda, McAustin, Wilson, Vice Mayor Hampton,

Mayor Tornek

NOES:

None

ABSENT:

None

ABSTAIN:

None

PUBLIC HEARING Continued

PUBLIC CONTINUED **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.

Phillip Tong, Management Analyst, and Joaquin Siques, Principal Traffic Engineer, provided a PowerPoint presentation on the Transportation Department's Operating and CIP budgets, and jointly, responded to questions. John Hamblen, Parking Manager, provided information on the management system and operations at the Paseo Garage. Mike Bagheri, Transportation Development Manager, provided information on staff's evaluation of "last mile travel" solutions. Valerie Gibson, Transit Manager, responded to question related to the City's goals for alternatives for shared mobility, and stated that staff is scheduled to provide an update to the Municipal Services Committee in the near future.

City Manager Mermell provided information on the City's interest in the 710 alignment, which includes engaging a consultant to assist the City in dealing with Caltrans. He spoke on the need for a comprehensive review of the City-owned garages, including the management system to determine a proper strategy.

The Mayor expressed concerns with the inability to understand how profitable or costly the City's garages are due to how the accounts are maintained (tracking expenses and revenues). He asked staff to provide information on the revenue and expenses for the Paseo Parking Garage.

Councilmember Gordo asked staff to provide information on staff's goals to address pedestrian bicycle safety.

Councilmember Wilson asked that staff update their Fiscal Year 2020 (FY20) goals to include alternative shared mobility options and "last mile travel" solutions; and to distribute information on the FY 2020 Pedestrian Flashing Beacon Program implementation schedule.

Vice Mayor Hampton asked staff to provide detailed information on how data collection on traffic collisions has changed or stayed the same over the years to potentially affect the lower trend in accidents in the City. He commended the Transportation Department on their successful Safe Routes to School Program.

Councilmember Kennedy asked staff to expedite the implementation of the Pedestrian Flashing Beacon Program, particularly at the Orange Grove Boulevard location adjacent to Roosevelt Elementary School.

Councilmember Madison spoke on the need for staff to consider alternative modes of transportation; and additional motor officers. He asked staff to pursue a left turn signal on Orange Grove Boulevard and Holly Street.

Armando Herman, residence not stated, provided comment.

Following public comment, it was moved by Councilmember Gordo, seconded by Councilmember Kennedy, to continue the public hearing to June 10, 2019 at 7:00 p.m. (Motion unanimously carried) (Absent: None)

COUNCIL COMMENTS

Councilmember Kennedy spoke on the life and the passing of Thomas D. Scott, local black entrepreneur and active community developer. He also spoke on the passing of Geneva Harmon-Brown, Pasadena resident. He reported that the Public Safety Committee meetings were cancelled to due to the many joint Finance and City Council special meetings needed to review the City's Operating and CIP budgets

<u>ADJOURNMENT</u>

On order of the Mayor, the regular meeting of the City Council adjourned at 11:21 p.m., in memory of Jaylene Moseley

ATTEST:

Terry Tornek, Mayor City of Pasadena

City Clerk