

CITY OF PASADENA
City Council Minutes
April 29, 2019 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Tornek called the regular meeting to order at 5:34 p.m. (Absent: Councilmembers Gordo, Madison)

On the order of the Mayor, the regular meeting recessed at 5:34 p.m. to discuss the following closed session:

Councilmember Gordo arrived at 5:45 p.m.

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL regarding pending litigation pursuant to Government Code Section 54956.9(d)(1)

Name of Case: City of Pasadena v. Trimming Land Company, Inc.

LASC Case No.: BC614872 (consolidated with LASC Case Nos. BC619680, EC066586)

CITY CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) (one potential case)

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

On order of the Mayor, the regular meeting reconvened at 6:31 p.m. The pledge of allegiance was led by Councilmember Gordo.

ROLL CALL:

Councilmembers:

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

Staff:

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

CEREMONIAL MATTERS

Fred Alcantar, President of Pasadena Sister Cities Committee, introduced Student Exchange Program participants, Titta Maria Hurme, Juha Petteri Haapola, Oona Ilona Kuoppa, Santeri Iisakki Ropponen, Siiri Anni Inkeri Sihvonen, Erika Sofia Ktilainen, and

Juho Akseli Kangas from Sister-City Järvenpää, Finland, who thanked the City Council and staff for the opportunity to participate in the program.

They Mayor presented Keith Jones, Chair of the Fire and Police Retirement System Board (FPRS), with a commendation on their 100th Anniversary. Mr. Jones expressed gratitude to the Mayor and City Council for their recognition of FPRS's centennial celebration.

Vice Mayor Kennedy, Councilmembers Hampton and Gordo spoke on the passing of John Singleton, film director, screenwriter, producer and Blair High School Alum, expressed sympathies on his passing, and asked that the meeting be adjourned in his memory.

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

Councilmember Madison arrived at 6:43 p.m.

Jose Ruelasortiz, Rodi Andreescu, Dr. Amed Lopez, and Kristine Stanley, all representing Rojo's Better Life Center, provided information on veteran services and requested City funding to support the organizations efforts in this area of need for veterans in the Community.

Councilmember Hampton and Vice Mayor Kennedy suggested that representatives from Rojo's Better Life Center contact the City's Housing and Health Departments to determine if any grant funds are available for their services.

City Manager Mermell noted that William Huang, Housing Director, has met with Mr. Rogelio Ramirez on numerous occasions to explain the Community Development Block Grant application process.

Councilmember Gordo requested that staff provide information on the services provided by the Los Angeles County Department of Mental Health in the City, and if those services may be provided through Rojo's Better Life Center agency; and determine if the City's Housing Department provides U.S. Department of Housing and Urban Development-VA Supportive Housing (HUD-VASH) program certificates. He also stated his desire for City staff, representatives from the Los Angeles County Housing and Mental Health Departments, and the U.S. Department of Veterans Affairs to meet with Rojo's Better Life Center representatives to determine what programs and services may be available to better serve veterans in the community.

Pablo Alvarado, Pasadena Job Center, requested that the Mayor provide a proclamation to honor the contributions of immigrants and day labors to the community.

Councilmember Gordo spoke in support Mr. Alvarado's request; and asked staff to provide information on the administrative process to request a proclamation from the Mayor.

Vice Mayor Kennedy echoed support of Mr. Alvarado's request, and spoke on the history of immigrants in the City and the United States.

The Mayor spoke on the City Council's recent action to increase the City's minimum wage, as well as the ongoing support provided to the Pasadena Community Job Center; and spoke on the importance of the community participating in the 2020 census.

Brian Biery, Collaborate Pasadena, spoke on the Neighborhoods, USA, Opening Doors to the Future Conference to be held in Palm Springs, May 15-18, 2019, and invited the City Council, staff and community to attend.

Wayne, Encino resident, and Herman, residence not stated, spoke on various individuals who work in Los Angeles and live in Pasadena.

CONSENT CALENDAR

RECLASSIFY A CLASSIFICATION IN THE DEPARTMENT OF PUBLIC HEALTH AND SET SALARY CONTROL RATES

Recommendation:

- (1) Find that the action proposed in the agenda report is not a "project" as defined in the California Environmental Quality Act (CEQA), Public Resources Code Section 21065 and Section 15378(b)(2) of the State CEQA Guidelines, and as such, is not subject to environmental review; and
- (2) Adopt a resolution to reclassify the classification of Director of Public Health to Director of Public Health/Health Officer and set salary control rates (Resolution No. 9711)

Item discussed separately

AUTHORIZATION TO AMEND CONTRACT NO. 31379 WITH HINDERLITER, DE LLAMAS AND ASSOCIATES TO PERFORM THIRD PARTY REVIEW AND SCORING OF COMMERCIAL CANNABIS APPLICATIONS

AUTHORIZATION TO AMEND CONTRACT NO. 30761 WITH HINDERLITER, DE LLAMAS AND ASSOCIATES TO INCLUDE TRANSACTIONS TAX AUDIT SERVICES

Recommendation:

- (1) Find that the actions proposed are exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3) as they will not have a

potentially significant environmental effect and, therefore, fall under the General Rule exemption; and

(2) Authorize the City Manager to amend Contract No. 30761 with Hinderliter, de Llamas and Associates for transactions tax revenue consulting services to include audit fees in the amount of 25% of the initial amount of new transactions and use tax revenue recovered by the vendor. (Contract No. 30761-2)

AUTHORIZATION TO ENTER INTO CONTRACTS WITH SIERRA CYBERNETICS, INC., SUPERB TECH, INC., TRINUS CORPORATION, 22ND CENTURY TECHNOLOGIES, INC., HOWROYD-WRIGHT EMPLOYMENT AGENCY, INC., DBA APPLEONE EMPLOYMENT SERVICES, JADA SYSTEMS, INC., AND JBA INTERNATIONAL LLC FOR IT TEMPORARY STAFFING SERVICES

Recommendation:

(1) Find that the proposed contracts 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 contracts, based on a competitive selection process pursuant to Pasadena Municipal Code Section 4.08.047, with: Sierra Cybernetics, Inc., Superb Tech, Inc., Trinus Corporation, 22nd Century Technologies, Inc., Howroyd-Wright Employment Agency, Inc. DBA AppleOne Employment Services, Jada Systems, Inc., and JBA International LLC for IT temporary staffing services for a period of three years or until \$400,000 is expended per vendor, whichever comes first. (Contract Nos. 31456, 31457, 31463, 31460, 31461, 31458, 31462)

FINANCE COMMITTEE: CONTRACT AWARD TO INTERNATIONAL LINE BUILDER'S INC., FOR TRAFFIC SIGNAL IMPROVEMENTS AT INTERSECTIONS OF LAKE AVENUE AND ORANGE GROVE BOULEVARD, LINCOLN AVENUE AND MOUNTAIN/SECO STREET, AND LINCOLN AVENUE AND FOREST AVENUE, FEDERAL-AID PROJECT HSIPL-5064(084), FOR AN AMOUNT NOT-TO-EXCEED \$700,000 AND AMENDMENT TO FISCAL YEAR 2019 CAPITAL IMPROVEMENT PROGRAM BUDGET

Recommendation:

(1) Find that on September 18, 2017, the City Council found the project to be exempt under the California Environmental Quality Act (CEQA) State 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 find that there are no features that distinguish

this project from others in the exempt class, and therefore, there are no unusual circumstances;

(2) Amend the Fiscal Year (FY) 2019 Capital Improvement Program (CIP) Budget by appropriating \$120,000 in Traffic Reduction Fees to the Transportation System Safety Enhancements Project (75089); and

(3) Accept the bid dated April 17, 2019, submitted by International Line Builder's Inc., in response to the project plans and specifications for the Traffic Signal Improvements at the Intersections of Lake Avenue and Orange Grove Boulevard, Lincoln Avenue and Mountain/Seco Street, and Lincoln Avenue and Forest Avenue project, reject all other bids received, and authorize the City Manager to enter into a contract not-to-exceed \$700,000, which includes the base contract amount of \$599,239 and a contingency of \$100,761 to provide for any necessary change orders. (Contract No. 31451, Budget Amendment No. 2019-21)

RESIGNATION OF D. JASON LYON FROM THE HISTORIC PRESERVATION COMMISSION EFFECTIVE JUNE 30, 2019
(Mayor Nomination)

Item discussed separately

RESIGNATION OF JOSEPH RUEDAFLORES FROM THE HUMAN RELATIONS COMMISSION

APPOINTMENT OF SIAMAK NASSIRPOUR TO THE PASADENA CENTER OPERATING COMPANY BOARD (Hotel Nomination)

APPROVAL OF MINUTES

April 8, 2019
April 15, 2019
April 22, 2019

CLAIMS RECEIVED

Claim No. 13,299	Everardo Vargas Valencia, Esq., representing Salvador Verduzco Nunez	\$ 25,000.00+
Claim No. 13,300	Everardo Vargas Valencia, Esq., representing Dominick Verduzco	25,000.00+
Claim No. 13,301	Everardo Vargas Valencia, Esq., representing Laura Ramos	25,000.00+

Claim No. 13,302	The Law Offices of John Burton, representing Alfred Robateau and Robert Holloway	Not stated
Claim No. 13,303	Calvin V. Lake	1,000,000.00
Claim No. 13,304	Arnold D. Silcock	2,550.00
Claim No. 13,305	Leslie C. Allen	7,787.67
Claim No. 13,306	Liwei Zhang	180.00
Claim No. 13,307	Sean Shahangian	1,012.46
Claim No. 13,308	Joseph Del Priore	415.00
Claim No. 13,309	Brock & Gonzales, representing Manuel Gilberto Avila	25,000.00+
Claim No. 13,310	Nisha Ganatra	3,050.00
Claim No. 13,311	Ellis Law Corporation, representing Carol Jean Loock	25,000.00+
Claim No. 13,312	David Girgis	Not stated
Claim No. 13,313	Reggie A. Lopez	2,248.00

It was moved by Vice Mayor Kennedy, seconded by Councilmember Wilson, to approve the items on the Consent Calendar, with the exception of Item 2 (Authorization to Amend Contract No. 30761) and Item 7 (Resignation of Joseph Ruedaflores from the Human Relations Commission), which were discussed separately. (Motion unanimously carried) (Absent: None)

CONSENT ITEM
DISCUSSED SEPARATELY

AUTHORIZATION TO AMEND CONTRACT NO. 31379 WITH HINDERLITER, DE LLAMAS AND ASSOCIATES TO PERFORM THIRD PARTY REVIEW AND SCORING OF COMMERCIAL CANNABIS APPLICATIONS

Recommendation:

- (1) Find that the actions proposed are exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3) as they will not have a potentially significant environmental effect and, therefore, fall under the General Rule exemption;
- (2) Authorize the City Manager to amend Contract No. 31379 with Hinderliter, de Llamas and Associates for third party review and scoring of commercial cannabis applications to increase the not-to-exceed amount from \$250,000 to \$450,000;
- (3) To the extent this could be considered a separate procurement subject to the Competitive Selection Process, it is recommended that the City Council grant the contract an exemption pursuant to Pasadena Municipal Code (PMC) Section 4.08.049(B), contracts for which the City's best interests are served; and

(4) Amend the Fiscal Year 2019 Operating Budget to recognize revenues of \$1,747,712 and appropriate funds in the amount of \$450,000 (Contract No. 31379-1, Budget Amendment No. 2019-20)

The following individuals provided comment on the item:
Mike Branom, Agate Biosciences
Wayne, Encino resident
Herman, residence not stated

Councilmember Gordo, expressed concerns with an initiative that is being circulated in the community that will render the City's regulations useless by granting illegal cannabis operators the ability to operate in the City; and requested that the matter be agendized at a future City Council meeting for discussion.

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

Councilmember McAustin left the dais at 7:42 pm

RESIGNATION OF JOSEPH RUEDAFLORES FROM THE HUMAN RELATIONS COMMISSION (District 7 Nomination)

The following individuals provided comment:

Wayne, Encino resident
Herman, residence not stated

Following public comment, it was moved by Councilmember Masuda, seconded by Councilmember Gordo, to accept the resignation of Mr. Ruedaflores with regrets. (Motion unanimously carried) (Absent: Councilmember McAustin)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

Councilmember McAustin returned to the dais at 7:47 pm

PLANNED DEVELOPMENT 36 – PASADENA GATEWAY 3200 E. FOOTHILL MIXED-USE PROJECT ("SPACE BANK")
Recommendation: The following report is for information only, no City Council action is required. The purpose of this report is to provide information regarding the status of the subject project and advise the Council and community as to steps staff have initiated in regard to concerns raised regarding remediation of toxic substances located at the project site.

City Manager Mermell provided introductory comments, and David Reyes, Director of Planning and Community Development, presented a PowerPoint presentation on the item; and responded to questions.

Councilmember Masuda and Gordo expressed concerns with the item agendized as in "Information Item"; procedural and credibility concerns with the State of California Department of Toxic Substances (DTSC) (as noted in their e-mail to the Mayor, dated April 22, 2019); and requested that the item be agendize for a full discussion at a future City Council meeting.

In response, the Mayor stated that he believes the process the City has embarked on will respond to all of the stated concerns noted in the email, however after discussion on the item, the matter may be re-agendized by the City Council with a specific action.

Councilmember Gordo expressed concerns with the developers remarks related to the DTSC's Draft of the Removal Action Workplan (DRAW) and the proposed standard levels of cleanup on the site, and requested that the City's environmental consultant (Alta Environmental) provide information on the following:

- Documentation regarding the land control agreement between DTSC and the project developers;
- The various standard levels that may be required by DTSC for an environmental site cleanup;
- Review of the project developers comments to determine if a Remedial Action Plan (RAP) is appropriate instead of a Removal Action Workplan (RAW);
- An analysis on the Transportation Priority Project (TPP) qualifications, including the requirement that all potential and significant impacts are identified, and mitigation by the developer is required for those impacts;
- An analysis on the closed water wells in close proximity to the site, including feedback from the water master; and
- An explanation of the Settlement Agreement distributed by Mr. Gordo related to the item, including a response from the City Attorney on how the scope of the agreement, the extent of protections from liability ensured by the agreement, and any potential impacts the settlement agreement may have on the City.

Jennifer Paige, Deputy Director of Planning, responded to questions related to the project qualifications under a TPP.

The following individuals spoke in favor and/or provided comments in support of the proposed new development:

Tim Wendler, Pasadena resident
Neal Holdriage, Trammel Crow, Co.
Godfrey Wochira, residence not stated
Brad Cox, Trammel Crow Company
Albert Duarte, Iron Workers Local 16
Dale Goldsmith, Armbruster Goldsmith & Delvac LLP
Leonora Camner, Abundant Housing LA
Jason Schadewald, residence not stated

The following individuals spoke in opposition and/or provided comments in opposition to the proposed new development:

Frank Duerr, Pasadena resident
Dr. Kristen Shrader-Frechette, Center for EJ & Children's Health
Carl Selkin, Pasadena resident
Gary E. Smith, Pasadena resident
Maro Kakoussian, residence not stated
Wayne, Encino resident
Herman, residence not stated
Tina Fredericks, Pasadena resident
Jeanette Mann, Pasadena resident
Cynthia Liu, Pasadena resident
Ken Perry, Pasadena resident
Ed Washatka, Pasadenans Organizing for Progress (POP!)
Seth Gerdine, residence not stated
Linda Simmons, Pasadena resident

Dale Goldsmith, Armbruster Goldsmith & Delvac LLP, and Brad Cox, Trammel Crow Company, responded to questions related to cleanup efforts at the site, including agreed upon mitigation between the developer and DTSC, as well as project site testing.

In response to Vice Mayor Kennedy's questions, Michele Beal Bagneris, City Attorney/City Prosecutor, responded that staff will review the referenced documents and report back to the City Council, however as a general rule staff would assert any immunities that are available to the City as the approver of the project.

Councilmember Gordo requested that City staff engage with Dr. Kristen Shrader-Frechette to share information. He also requested that the City Attorney provide information on the City's ability to demand complete testing/full remediation of the project site, and the ability to bring legal action against DTSC in the event their standards do not align with the City's standards. In addition, he asked staff to send DTSC a strongly worded letter objecting to

their dismissive response to the City's concerns and comments requesting additional time to review the DRAW report, and correspondence to their oversight authority.

Councilmember McAustin expressed concerns with DTSC not providing additional time for staff to review the DRAW and voiced support for Councilmember Gordo's request for the strongly worded letter.

Councilmember Masuda expressed concerns with the City being liable for an unsafe project site; and spoke on the need for deep water ground testing and full remediation at the project site.

Councilmember Wilson spoke on the need for the City Council to agree on a project by deferring to experts that the City trusts to determine a pathway forward.

The Mayor spoke on the various reports referenced by Dr. Kristen Shrader-Frechette related to the project site and stated he did not reach the same conclusions and does not agree with her statement to leave the site at its current state.

Councilmember Madison stated the need for the City Council to consider a standard to apply to the City Council for taking action, as salutary axioms were made during the discussion, however there is a legal frame work that needs to be considered. He asked staff to recommend qualified standards the City Council should apply in future discussions.

Following discussion, by consensus of the City Council, and on order of the Mayor, the information was received and filed, with direction given to staff as detailed above.

OLD BUSINESS

CONSIDERATION OF A CALL FOR REVIEW OF A BOARD OF ZONING APPEALS DECISION TO THE CITY COUNCIL REGARDING AFFORDABLE HOUSING CONCESSION PERMIT NO. 11869 TO FACILITATE THE CONSTRUCTION OF A NEW 94,165 SQUARE-FOOT, SIX-STORY, 92-UNIT, MULTI-FAMILY RESIDENTIAL BUILDING (INCLUDING EIGHT "VERY LOW INCOME UNITS"), WITH 131 PARKING SPACES IN A THREE-LEVEL SUBTERRANEAN PARKING GARAGE FOR THE PROPERTY LOCATED AT 253 SOUTH LOS ROBLES AVENUE (Mayor Tornek)

David Reyes, Director of Planning and Community Development, provided introductory comments, and Jennifer Paige, Deputy

Director of Planning, provided a PowerPoint presentation on the item, and jointly, responded to questions.

The Mayor stated his reasons and concerns for the project supporting his decision to submit the Call for Review (CFR) request to the City Council and to ensure the City Council understands the affordable housing concession permit process. He stated he will not recuse himself from discussion on the matter as he has not formed an opinion on the proposed project.

In response to Vice Mayor Kennedy's inquiry related to the projects representatives requesting recusals of members of the City Council, the City Attorney responded that staff does not issue rulings on allegations of bias, but suggested that those referenced in the correspondence could make statements to establish whether there is a basis for an allegation of bias or not.

Councilmember Wilson stated that he is familiar with the project, which is in Council District 6, and that the Madison Heights Neighborhood Association is an important constituency for him and Throop Unitarian Universalist Church has also approached him requesting residents in Council District 7 also review the project. He expressed concerns with the density bonuses in the proposed project and how the project fits into the neighborhood context, and would like to objectively review the information on the proposed project.

Councilmember Madison voiced support for the CFR, taking into consideration the City's policies and the unique circumstances of the project.

Erika Foy, Madison Heights Neighborhood Association, distributed correspondence and spoke in favor to call for review the Board of Zoning Appeals to the City Council.

The following individuals provided comments:

Herman, residence not stated
Wayne, Encino resident

Richard McDonald, representing the developer, spoke in opposition to the call for review request.

Vice Mayor Kennedy recommended that the City Council participate in a workshop that would provide information and possibly amend the City's legislation related to density, rather than discussing the issue in the context of this specific project; and

voiced his opposition to the CFR. He requested that staff provide information in writing on the number of affordable housing units per City Council districts.

Following discussion, it was moved by Mayor Tornek, seconded by Councilmember Madison, to approve the call for review of the Board of Zoning Appeals regarding Affordable Housing Concession Permit No. 11869 to the City Council:

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

PUBLIC HEARINGS

PUBLIC HEARING: FISCAL YEAR 2020 RECOMMENDED SCHEDULE OF TAXES, FEES, AND CHARGES

Recommendation:

- (1) Open the public hearing for the Fiscal Year 2020 Recommended Schedule of Taxes, Fees, and Charges; and
- (2) Continue the public hearing to May 13, 2019 at 7:00 p.m., or other such 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 2020 Schedule of Taxes, Fees, and Charges.

The City Clerk opened the public hearing; and reported that the public hearing notice was published in the Pasadena Journal on March 14, 2019, March 21, 2019, and March 28, 2019; no correspondence was received by the City Clerk's office regarding this item. City Manager Mermell summarized the staff report and responded to questions.

The following individuals provided comments on the item:

Wayne, Encino resident
Herman, residence stated

Following public comment, It was moved by Councilmember Gordo, seconded by Councilmember Wilson, to continue the public hearing to May 13, 2019, at 7:00 p.m. (Motion unanimously carried) (Absent: None)

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

Recommendation:

- (1) Open the public hearing on the City Manager's Recommended Fiscal Year (FY) 2020 Operating Budget and the FY 2020-2024 Capital Improvement Program (CIP) Budget; and
- (2) Continue the public hearing to May 6, 2019 at 7:00 p.m. and thereafter at each subsequent meeting of the City Council until the City Council determines that the public hearing may close and then formally adopt the FY 2020 Operating Budget and FY 2020-2024 CIP Budget.

The City Clerk opened the public hearing; and reported that the public hearing notice was published in the Pasadena Journal and Pasadena Weekly on April 11, 2019; The City Clerk's office received one letter providing comment; which was distributed to the City Council, posted on line, and made part of the public hearing record.

City Manager Mermell presented a PowerPoint presentation on the item and responded to questions. Matt Hawkesworth, Director of Finance, provided information on the City's various departments, Full Time Equivalents (FTE's), trainees and MASH personnel; and responded to questions related to California Public Employees' Retirement System (CalPERS) investment return rates.

Vice Mayor Kennedy spoke on the need to establish a true baseline for the City's budget and encouraged the City Manager to recommend options to maintain fiscal stability and avoid potential deficits as projected in the next 4 or 5 years. He asked staff to provide detailed information on General Fund Expenses, including increases to the number of FTE's that have occurred since the "Great Recession" over the last ten years, and the impacts this has had on the City's pension obligation; and expressed concerns with incurring additional bond indebtedness. Vice Mayor Kennedy stated the following for the record: "We made a representation to public safety that we would start dealing with fire houses, retrofitting, and for God's sake if we haven't had a schedule for painting the Police Department we need to do that; the building looks like it's not getting the tender care that it deserves."

Councilmember Wilson echoed Vice Mayor Kennedy's comments related to the City's long-term fiscal stability strategies.

Councilmember Gordo requested information on park safety, the role of Park Safety Specialist (PSS), the yearly hours worked by a PSS employees, and the patrolling hours for park sites.

Councilmember Wilson was excused and left the dais at 12:19 a.m.

Councilmember Madison asked staff to confirm CalPERS average rates of return over the past 5 years, and provide information on the City's amortization period, liabilities, funding ratio, and data on the numbers of active and retired employees.

Councilmember Hampton spoke on the need for the City to pay down its debt as much as possible prior to hiring new employees. He requested that staff complete an assessment of all City parks.

The following individuals provided comment:

Wayne, Encino resident
Herman, residence stated

Following discussion, It was moved by Councilmember McAustin, seconded by Councilmember Masuda, to continue the public hearing to May 6, 2019, at 7:00 p.m. (Motion unanimously carried) (Absent: Councilmember Wilson)

**ORDINANCE – FIRST
READING**

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 3, CHAPTER 3.24, SECTION 3.24.030 OF THE PASADENA MUNICIPAL CODE TO ALLOW FOR FACILITY USE FEE WAIVERS FOR CIVIC OR PATRIOTIC ORGANIZATIONS CHARGING ADMISSION OR COLLECTING DONATIONS"

City Attorney/City Prosecutor Michele Beal Bagneris responded to questions related the definition of the word "patriotic" within City government.

Vice Mayor Kennedy requested that staff determine whether the term "patriotic" has legislative support or has withstood judicial review, and explain how the definition of "patriotic" will be applied.

The following individuals provided comment:

Wayne, Encino resident
Herman, residence stated

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

AYES: Councilmembers Gordo, Hampton, Madison,
Masuda, McAustin, Mayor Tornek

NOES: Vice Mayor Kennedy

ABSENT: Councilmember Wilson

ABSTAIN: None

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

Salina Corral, Pasadena Mental Health Advisory Committee, distributed a flyer, spoke on the importance of educating the public on mental health illnesses and issues; and invited the City Council and community to the 2019 Pasadena Mental Health Day to be held on Saturday, May 18, 2019 at the Pasadena Public Library.

COUNCIL COMMENTS

The Mayor reported on the award-winning documentary, "Can We All Get Along? The Segregation of John Muir High School," that premiered at the high school on Friday, April 26, 2019.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 1:09 a.m., in memory of John Singleton.



Terry Tornek, Mayor
City of Pasadena

ATTEST:



City Clerk