

CITY OF PASADENA  
City Council Minutes  
May 6, 2019 – 5:30 P.M.  
City Hall Council Chamber

REGULAR MEETING

**OPENING:** Mayor Tornek called the regular meeting of the City Council to order at 6:31 p.m.

**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

**ORGANIZATIONAL MEETING** The Mayor announced it was time for the Organizational Meeting of the City Council.

**INVOCATION/PLEDGE OF ALLEGIANCE** Pastor Albert Tate of Fellowship Monrovia Church led the invocation. The Pledge of Allegiance was led by Councilmember Hampton.

**ADJOURN OUTGOING COUNCIL - SINE DIE** The Mayor stated that on December 10, 2018, the City Council held its organizational meeting following the November statewide general election; and at that meeting the City Council elected Councilmember Tyron Hampton to serve as Vice Mayor for a term covering the period of May 6, 2019 to December 7, 2020.

It was moved by Councilmember Gordo, seconded by Councilmember McAustin, to adjourn this City Council sine die. (Motion unanimously carried) (Absent: None)

**STATEMENTS/CONCLUDING REMARKS** The Mayor presented Vice Mayor Kennedy with a token in appreciation for his service as the City's Vice Mayor. Dominick Correy, Field Representative for Senator Anthony J. Portantino, presented Mr. Kennedy with a certificate of recognition for his contributions to the City as Vice Mayor.

John J. Kennedy expressed appreciation to his colleagues and the community for allowing him to serve as Pasadena's Vice Mayor.

The Mayor recognized Tyron Hampton as the new Vice Mayor.

RECONVENED

It was moved by Councilmember Gordo, seconded by Councilmember Masuda, to reconvene the City Council as newly constituted. (Motion unanimously carried) (Absent: None)

Vice Mayor Hampton acknowledged and thanked his family, recognized Cushon Bell, City Council District Liaison, City staff, and expressed appreciation to community partners, constituents, and colleagues for their support and assistance.

Vice Mayor Hampton was excused and left the dais at 6:58 p.m.

Following concluding remarks, the City Council recessed at 6:58 p.m. and reconvened at 7:04 p.m.

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

The following individuals provided comments in support of the cleanup efforts and City oversight as part of the development project at 3200 East Foothill Boulevard:

Dr. Kristin Shrader-Frechette, Pasadena resident  
Gary Smith, Pasadena resident  
Ken Perry, Pasadena resident  
Cynthia lui, Pasadena resident  
Ed Washatka, Pasadenans Organizing for Progress (POP!)  
Tina Fredricks, Pasadena resident  
Seth Gerdine, residence not stated  
Aida Morales, Pasadena resident

Following public comment, Councilmember McAustin clarified that the City Pasadena did not fast-track the development project at 3200 East Foothill Boulevard, and that the permit application was processed according to normal and regular development timelines.

Herman, residence not stated, made various comments related to free speech and homelessness.

Nancy Youngblut, Cheryl Auger, Ellen Finkelppearl, and Chris Peck, Pasadena residents, advocated for the City to ban single-use plastic (SUP) water bottles in the City, and spoke on the need for a new assessment of the City's waste stream.

City Manager Mermell responded to questions related to the percentage rate of items that are sorted and recycled in the City's recycle bins, and stated that a more thorough response will be provided in the weekly newsletter.

Councilmember McAustin, Chair of the Municipal Services Committee (MSC), informed the City Council that that staff will provide an update to MSC on the City's Zero Waste Plan, which will be forwarded to the City Council.

Councilmember Gordo requested that staff provide an update on recycling related apartment building dumpsters; and reiterated his request that all comments provided by the public speakers related the Space Bank project be included in to the City's comment letter to the State of California Department of Toxic Substances (DTSC) and to the City's consultants (Alta Environmental).

Boualem Bouseloub, Pasadena Sister Cities Ad Hoc Chair, expressed gratitude to Councilmember Kennedy for his assistance with the inclusion of the City's newest sister city, Dakar-Plateau, Africa; and spoke on the future visit of Mayor Ndoye and his delegation.

**CONSENT CALENDAR**

**APPOINTMENT OF WESLEE SINCLAIR GLENN, PH.D. TO THE ENVIRONMENTAL ADVISORY COMMISSION (District 1 Nomination)**

**CLAIMS RECEIVED**

Claim No. 13,314	Law Offices of Michael T. Martin, representing June Vayo	\$ 25,000.00+
Claim No. 13,315	John Jay Alvaro	1,200.00
Claim No. 13,316	Delilah Romero	Not stated
Claim No. 13,317	Gwendolyn Hall	7,000.00

Herman, residence not stated, provided comment on the consent calendar.

Following public comment, it was moved by Councilmember Gordo, seconded by Councilmember Wilson, to approve the items on the Consent Calendar. (Motion unanimously carried) (Absent: Vice Mayor Hampton)

**REPORTS AND COMMENTS FROM COUNCIL COMMITTEES**

**SET A DATE OF JUNE 10, 2019 FOR A PUBLIC HEARING FOR 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) Establish a date of June 10, 2019 to conduct a public hearing on the recommended adjustments to the electric rates and amendments to the Electric Utility Assistance Program effective July 1, 2019, or as practicable thereafter to:

- a. Adopt and implement new fixed "Grid Access Charge" for all customers to generate annual revenue of approximately \$10.3 million; and

- b. Amend the Electric Utility Assistance Program ("EUAP") to: (i) increase the basic benefit from \$7.50 per month to \$10.00 per month; and, (ii) change the low income program eligibility requirements as described in the agenda report.

**Recommendation of the Municipal Service Committee:** On April 23, 2019, the Municipal Services Committee approved staff's recommendation to the City Council. The Committee requested that additional electric bill comparison information (Attachment 1 to the agenda report) be included in the report to City Council. In response to discussion and questions that arose during the Committee meeting, additional cost and rate information has been included in the agenda report and attachments 2 and 3.

Herman, residence not stated, provided comment on the item.

Following discussion, it was moved by Councilmember Gordo, seconded by Councilmember McAustin, to set a public hearing date of June 10, 2019 on the item. (Motion unanimously carried) (Absent: Vice Mayor Hampton)

## **PUBLIC HEARING**

### **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.

The Mayor reported out on the discussion that took place at the special joint Finance Committee meeting earlier in the day, May 6, 2019 at 2:30 p.m., and noted the need to continue the review of the Pasadena Police Department as part of this evening's meeting deliberations.

Police Chief John Perez responded to questions related to personnel recruitment, police motor groups, training, license plate readers, civilianization plans for the Department, and training. City Manager Mermell responded to questions related to the City's general fund and tax dollar fund allocations. He stated that he will provide additional information on the Pasadena Police

Department's (PPD) FY 2020 proposed budget, including the five Full Time Equivalents (FTE) in administration, which includes reallocations; and internal service charges for field operation to the City Council.

Councilmember Kennedy requested a detailed organizational chart of the Pasadena Police Department. He spoke on the safety concerns he has received from his constituents related to Washington Park, and spoke in support of Councilmember Gordo's request for additional resources to be assigned to park safety and security. Councilmember Kennedy asked staff to seriously consider and push for a civilianization program for the Department.

Councilmember Madison stated the need for the PPD to prioritize safety concerns including homelessness, gangs, and violence. He spoke on the importance of having a fully staff Police Department that will include additional motor officers; and suggested dedicating the same percentage of new tax dollars generated from sales tax increase to the PPD as the general fund.

Councilmember Gordo suggested that staff to research the City of Los Angeles' carve-out (a labor-management alternative workers' compensation program) module as a possible program to emulate in the City, which is a cost saving measure.

The following individuals provided comment:

Herman, residence not stated

Wayne, residence not stated

Denise Mourges, South Pasadena resident, spoke on the need for staff to increase park security and provide safe parks in the City

Following discussion, It was moved by Councilmember Kennedy, seconded by Councilmember Gordo, to continue the public hearing to May 6, 2019, at 7:00 p.m. (Motion unanimously carried) (Absent: Vice Mayor Hampton)

### ORDINANCES – ADOPTED

**Adopt "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"** (Introduced by Vice Mayor Hampton) (Ordinance No. 7344)

The following individuals provided comment:

Herman, residence not stated  
Wayne, residence not stated

In response to Councilmember Gordo's inquiry, Michele Beal Bagneris, City Attorney/City Prosecutor, confirmed that the ordinance noted above does not apply to the Rose Bowl or the Pasadena Convention Center

Following public comment, the above ordinance was adopted by the following vote:

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

#### COUNCIL COMMENTS

Councilmembers Gordo and Madison asked the City Attorney to provide information on what can be done to protect employees from individuals who are using offensive and inciting language when making public comment, including directing offensive comments to specific employees who are at their workplace. Added to this information is the role and duties of the City Council to protect employees from a hostile or abusive work environment. Councilmember Kennedy asked staff to provide information to the City Council on the Supreme Court's rulings related to hate speech, including the definition and protection of offensive language under the 1<sup>st</sup> Amendment. He expressed serious concerns that the reprehensible behavior of such public speakers may result in violence by other public members.

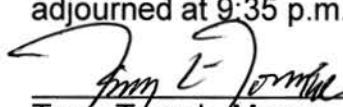
The Mayor spoke on the Pasadena Alliance of African American School Educators (PAAASE) held their 16<sup>th</sup> annual Rites of Passage Scholarship Awards event held on Sunday May 5, 2019. He reminded the community that the City is recognizing May 2019 as "Mental Health Month", with Mental Health Day to occur on Saturday, May 18, 2019 at the Pasadena Central Library including a series of educational programs.

#### ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 9:35 p.m.

ATTEST

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

  
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Terry Tornek, Mayor  
City of Pasadena