

CITY OF PASADENA
City Council Minutes
July 27, 2020 – 1:00 P.M.
City Hall Council Chamber

SPECIAL MEETING

The virtual meeting was convened pursuant to Executive Order N-29-20 issued by Governor Gavin Newsom on March 17, 2020, and was held solely by videoconference/teleconference.

OPENING: Mayor Tornek called the special meeting to order at 1:07 p.m. The (Absent: Wilson)

CLOSED SESSION: On the order of the Mayor, the special meeting recessed at 1:07 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: Eve Komesar v. City of Pasadena

LASC Case No.: BC677632

Councilmember Wilson connected to the meeting at 1:36 p.m.

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

Name of Case: Alfred Robateau v. City of Pasadena

USDC Case No. 19-CV-10173; LASC Case No. 20STCV18657

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

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

Property Location: 1142 North Allen Avenue, #102, Pasadena, CA 91104

Agency Negotiator: Steve Mermell

Negotiating Party: Gwendolyn A. Ingram

Under Negotiation: Price and terms of Payment

The above closed session items was not discussed.

On order of the Mayor, the regular meeting reconvened at 2:10 p.m. The pledge of allegiance was led by Masuda.

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

Mayor Tornek requested that the meeting be adjourned in memory of those that have suffered due to death and illness caused by COVID-19.

Mayor Tornek announced a proclamation declaring August 2-8, 2020 as "National Farmers Week," in the City of Pasadena.

CONSENT CALENDAR

CONTRACT AWARD TO PARDESS AIR, INC., FOR HEATING VENTILATION AND AIR CONDITIONING REPLACEMENT AT JACKIE ROBINSON COMMUNITY CENTER FOR AN AMOUNT NOT-TO-EXCEED \$952,600

Recommendation: It is recommended that the City Council:

(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 July 1, 2020, submitted by Pardess Air, Inc., in response to the Project Plan and Specifications for the Heating Ventilation and Air Conditioning (HVAC) Replacement at Jackie Robinson Community Center (JRCC), reject all other bids received, reject all bids for HVAC and Roofing Replacement at Jackie Robinson Community Center received on May 20, 2020, and authorize the City Manager to enter into such contract for an amount not-to-exceed \$952,600, which includes the base contract amount of \$866,000, and a contingency of \$86,600 to provide for any necessary change orders. (Contract No. 31805)

PURCHASE ORDER WITH ISEC INC., FOR PURCHASE OF FORENSIC LABORATORY CASEWORK AND LABORATORY EQUIPMENT FOR THE POLICE DEPARTMENT FOR AN AMOUNT NOT-TO-EXCEED \$117,857

Recommendation: It is recommended that the City Council:

(1) Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) 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; and

(2) Authorize the City Manager to enter into a purchase order, as the result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with

Intermountain School Equipment Company ("ISEC, Inc.") for purchase of forensic laboratory casework and laboratory equipment in an amount not-to-exceed \$117,857, which includes the base contract of \$114,424 and a contingency of \$3,433 to provide for any necessary change orders.

AUTHORIZE A PURCHASE ORDER AWARD WITH J&M TOWING, LLC FOR ON CALL LIGHT AND MEDIUM DUTY VEHICLE TOWING AND RECOVERY SERVICES FOR A NOT-TO-EXCEED AMOUNT OF \$200,000 FOR FIVE YEARS

Recommendation: It is recommended that the City Council:

- (1) Find that this action is exempt from the California Environmental Quality Act (CEQA) in accordance with Section 15061(b)(3), the General Rule that CEQA only applies to projects that may have an effect on the environment; and
- (2) Accept the bid from J&M Towing, LLC (J&M) dated June 4, 2020, submitted in response to specifications for On Call Light and Medium Duty Vehicle Towing and Recovery Services, reject all other bids received, and authorize the issuance of a purchase order with J&M in an amount not-to-exceed \$120,000 over a three-year period with the option for two additional one-year terms in the annual amount of \$40,000, subject to the approval of the City Manager, for a maximum total contract length of five years and a total contract amount of \$200,000.

Item discussed separately

AUTHORIZATION TO AWARD PROJECT-BASED VOUCHERS FOR PERMANENT SUPPORTIVE HOUSING TO BRIDGE HOUSING CORPORATION AND TO THE SALVATION ARMY, AND TO ENTER INTO ASSOCIATED AGREEMENTS TO ENTER INTO A HOUSING ASSISTANCE PAYMENT CONTRACT TO PROVIDE PROJECT-BASED ASSISTANCE

APPROVAL OF PASADENA ASSISTANCE FUND GRANT AWARDS FOR 2020 & 2021

Recommendation: It is recommended that the City Council take the following actions:

- (1) Find that the recommended action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines per Section 15061(b)(3), the General Rule that CEQA only applies to projects that may have an effect on the environment; and
- (2) Approve Pasadena Assistance Fund (PAF) allocation for grant award in the amount of \$100,000 for program years 2020 and 2021.

Recommendation of the Human Services Commission:

On July 8, 2020, the Human Services Commission recommended that City Council approve the staff recommendation to award the 2020 & 2021 PAF grants.

AUTHORIZATION TO ENTER INTO CONTRACTS WITH MICHAEL BAKER INTERNATIONAL AND ADVANCED APPLIED ENGINEERING (dba INFRASTRUCTURE ENGINEERS) TO PROVIDE ENVIRONMENTAL COORDINATOR AND PLANNING SERVICES FOR THE PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT

Recommendation: It is recommended that the City Council:

- (1) Find that the action proposed in the agenda report are exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3);
- (2) Authorize the City Manager to enter into a contract for Environmental Coordination and Planning Services following a competitive selection process, pursuant to Pasadena Municipal Code Section 4.08.047, for an amount not-to-exceed \$400,000 or three years, whichever occurs first, with Michael Baker International; (Contract No. 31806)
- (3) Authorize the City Manager to enter into a contract for Environmental Coordination and Planning Services following a competitive selection process, pursuant to Pasadena Municipal Code Section 4.08.047, for an amount not-to-exceed \$200,000 or three years, whichever occurs first, with Infrastructure Engineers; and (Contract No. 31813)
- (4) Authorize the City Manager to extend each contract for up to two additional one-year periods not-to-exceed \$200,000 per contract, per year.

Item discussed separately

ECONOMIC DEVELOPMENT AND TECHNOLOGY COMMITTEE: APPROVAL OF AMENDMENTS TO THE BUSINESS TERMS OF THE AFFORDABLE HOUSING LOAN AGREEMENT WITH THE SALVATION ARMY INCLUDING ADDITIONAL CITY FUNDING IN AN AMOUNT NOT-TO-EXCEED \$1,000,000 FOR THE DEVELOPMENT OF THE SALVATION ARMY HOPE CENTER PROJECT AT 1000 E. WALNUT STREET

FINANCE COMMITTEE: ACCEPTANCE OF CALIFORNIA OFFICE OF TRAFFIC SAFETY GRANT FOR THE SAFER STREETS PASADENA - BICYCLE SAFETY OUTREACH PROGRAM

Recommendation: It is recommended that the City Council:

- (1) Find that acceptance of this grant is exempt from the California Environmental Quality Act (CEQA), Section 15061(b)(3) of the State CEQA Guidelines;
- (2) Authorize the City Manager to enter into an agreement with the California Office of Traffic Safety (OTS) to receive Fiscal Year 2021 grant funding for the Pedestrian and Bicycle Safety Outreach Program in the amount of \$150,000 and any subsequent agreements regarding this grant award; and

(3) Amend the Department of Transportation's FY 2021 Operating Budget to recognize and appropriate \$150,000 in grant funds awarded by OTS for the Safer Streets Pasadena – Bicycle Safety Outreach Program as detailed in the Fiscal Impact section of the agenda report. (Contract No. 23,403, Budget Amendment No. 2021-04)

RESIGNATIONS,
APPOINTMENTS, &
REAPPOINTMENTS

**RESIGNATION OF TERRY TORNEK FROM THE BURBANK-
GLENDALE-PASADENA AIRPORT JOINT POWERS
AUTHORITY** (City of Pasadena Nomination)

APPROVAL OF MINUTES

June 1, 2020
June 8, 2020

CLAIMS RECEIVED

| | | | |
|------------------|-----------------------------------------------------------------------|----|------------|
| Claim No. 13,566 | Paul Van Ast | \$ | 500.00 |
| Claim No. 13,567 | Joseph Shaw | | Not stated |
| Claim No. 13,568 | Alva Mayo | | 6,100.00 |
| Claim No. 13,569 | Desolina Avila | | Not stated |
| Claim No. 13,570 | Steven Means | | 225.00 |
| Claim No. 13,571 | Elester Jackson | | 2,000.00 |
| Claim No. 13,572 | Thon Beck Vanni Callahan & Powell, representing Frank L. Duncan | | 25,000.00+ |
| Claim No. 13,573 | Christina Ratto | | Not stated |
| Claim No. 13,574 | Garrett Myklak | | 10,000.00+ |
| Claim No. 13,575 | Orange Grove Townhomes Owners Association | | 3,622.82 |
| Claim No. 13,576 | Patricia McKinney Bare | | 350.00 |
| Claim No. 13,577 | LaKisha Hill | | Not stated |
| Claim No. 13,578 | David Young | | 350.00 |
| Claim No. 13,579 | Law Offices of Vargas & Vargas, representing David Van Zile | | 25,000.00+ |
| Claim No. 13,580 | Pacific Bell Telephone Company dba AT&T California | | 3,145.53 |

It was moved by Councilmember Kennedy, seconded by Councilmember Masuda, to approve all items on the Consent Calendar, with the exception of Item 4 (Authorization to Award Project-Based Vouchers for Permanent Supportive Housing), and Item 7 (Approval of Amendments to the Business Terms of the Affordable Housing Loan Agreement with the Salvation Army), which were discussed separately:

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

ABSTAIN: None

CONSENT ITEM
DISCUSSED SEPARATELY

AUTHORIZATION TO AWARD PROJECT-BASED VOUCHERS FOR PERMANENT SUPPORTIVE HOUSING TO BRIDGE HOUSING CORPORATION AND TO THE SALVATION ARMY, AND TO ENTER INTO ASSOCIATED AGREEMENTS TO ENTER INTO A HOUSING ASSISTANCE PAYMENT CONTRACT TO PROVIDE PROJECT-BASED ASSISTANCE

Recommendation: It is recommended that the City Council:

(1) Find that the proposed development of the mixed-use Heritage Square South permanent supportive housing and commercial project at 710-738 N. Fair Oaks Ave. and 19-35 E. Orange Grove Blvd. (the "Heritage Square South" project) is categorically exempt from environmental review pursuant to the California Environmental Quality Act (CEQA) Public Resources Code Section 21080(b)(9); and California Code of Regulation, Title 14, Division 6, Chapter 3, State CEQA Guidelines Section 15332, Class 32, In-Fill Development Projects, and that there are no features that distinguish this project from others in the exempt class and, therefore, there are no unusual circumstances;

(2) Find that the proposed development of The Salvation Army Hope Center project consisting of a Charitable Institution land use and permanent supportive housing at 1000 East Walnut Street (the "Pasadena Hope Center" project) has been determined to be statutorily exempt from environmental review pursuant to the guidelines of the California Environmental Quality Act (Public Resources Code Section 21080(b)(9); Administrative Code, Title 14, Chapter 3, Article 12.5, Section 15194 (Affordable Housing Exemption). Section 15194 specifically applies to residential housing projects consisting of 100 or fewer units that are affordable to low-income households. One hundred percent of the total units, exclusive of the managers' units, are for lower income households;

(3) Approve the allocation of sixty-nine (69) Project-Based Vouchers to BRIDGE Housing Corporation for the Heritage Square South project, and sixty-five (65) Project-Based Vouchers to the Salvation Army for the Pasadena Hope Center project;

(4) Authorize the City Manager to enter into an Agreement to Enter into a Housing Assistance Payments Contract, as the result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Bridge Housing to provide sixty-nine (69) Project-Based Vouchers in the estimated amount of \$1,193,148 annually, for permanent supportive housing for homeless seniors, for a contract period of 20 years with the option to extend for an additional 20 years; and (Contract No. 23.414)

(5) Authorize the City Manager to enter into an Agreement to Enter into a Housing Assistance Payments Contract, as the result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with The Salvation

Army to provide sixty-five (65) Project-Based Vouchers in the estimated amount of \$948,480 annually, for permanent supportive housing for homeless individuals for a contract period of 20 years with the option to extend for an additional 20 years. (Contract No. 23,415)

ECONOMIC DEVELOPMENT AND TECHNOLOGY COMMITTEE: APPROVAL OF AMENDMENTS TO THE BUSINESS TERMS OF THE AFFORDABLE HOUSING LOAN AGREEMENT WITH THE SALVATION ARMY INCLUDING ADDITIONAL CITY FUNDING IN AN AMOUNT NOT-TO-EXCEED \$1,000,000 FOR THE DEVELOPMENT OF THE SALVATION ARMY HOPE CENTER PROJECT AT 1000 E. WALNUT STREET

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed development of The Salvation Army Hope Center project consisting of a Charitable Institution land use and permanent supportive housing at 1000 East Walnut Street (the "Pasadena Hope Center" project), and related actions/approvals, are statutorily exempt from environmental review pursuant to the guidelines of the California Environmental Quality Act (Public Resources Code Section 21080(b)(9); Administrative Code, Title 14, Chapter 3, Article 12.5, Section 15194 (Affordable Housing Exemption). Section 15194 specifically applies to residential housing projects consisting of 100 or fewer units that are affordable to low-income households. One hundred percent (100%) of the total units, exclusive of the managers' units, are for lower income households;
- (2) Approve the proposed amendments to the business terms of an Affordable Housing loan Agreement with The Salvation Army for the potential development of The Salvation Army Hope Center project at 1000 E. Walnut Street, as described in the agenda report; and
- (3) Authorize the City Manager to execute, and the City Clerk to attest, any and all documents necessary to effectuate the staff recommendation. (Contract No. 23,289-1)

The two above agenda items were discussed concurrently

Councilmember Kennedy asked Captain Terry Masango to provide information on the number of African-Americans who are on the Salvation Army's National Advisory Board, including names and backgrounds.

William Huang, Director of Housing and Career Services, provided information on the City's aggregate financial commitment for the project referenced above; and responded to questions. Anne Lansing, Housing Assistant Officer, provided information on the funds to be allocated to the proposed project from the U.S.

Department of Housing and Urban Development (HUD), and responded to questions.

Councilmember Madison spoke on the importance of diversity on the governing boards for organizations that receive this type of support from the City, and asked staff to collect data on demographics for the Salvation Army.

In response to questions from Mayor Tornek, Steve Mermell, City Manager, stated that he would provide information on the fund balance of the Redevelopment Successor Fund and the Housing Fund related to redevelopment in the "City Managers Newsletter."

Mark Jomsky, City Clerk, read aloud, comments in support of the staff recommendations for the two items, from the following individuals:

Wendy Wang, representing Hathaway-Sycamores
Paul Little, representing Pasadena Chamber of Commerce
Teresa Eilers, representing United Way's Everyone In
Anthony Manousos, Pasadena resident
Bert Newton, Pasadena resident
Areta Crowell, Pasadena resident
Ferne Hayes, Pasadena resident
Jill Shook, Pasadena resident

City Clerk Jomsky reported that 1 letter in support of housing assistance and the above detailed proposed project, was received, distributed to the City Council, posted on-line, and made part of the public record.

Following discussion, it was moved by Councilmember Wilson, seconded by Councilmember McAustin, to approve the staff recommendations related to items 4 (Authorization to Award Project-Based Vouchers for Permanent Supportive Housing), and Item 7 (Approval of Amendments to the Business Terms of the Affordable Housing Loan Agreement with the Salvation Army):

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

NOES: None

ABSENT: None

ABSTAIN: None

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

**CREATION OF A COMMUNITY POLICE OVERSIGHT
COMMISSION**

Recommendation: It is recommended that the City Council consider whether to direct the City Attorney to prepare an amendment to the Pasadena Municipal Code, within 30 days,

establishing a Community Police Oversight Commission as described in the background section of the agenda report.

CONSIDERATION OF A CHARTER AMENDMENT MEASURE ESTABLISHING A SYSTEM OF POLICE OVERSIGHT *(For the November 2020 General Election ballot, the last scheduled City Council meeting prior to the August 7, 2020 deadline to approve submittal of a Charter Amendment Measure occurs on August 3, 2020)*

The two above agenda items were discussed concurrently

Councilmember Kennedy, Chair of the Public Safety Committee (PSC), provided introductory comments, spoke on the correspondence received expressing various strong views on the creation of a Community Police Oversight Commission (CPOC) and an Independent Police Auditor; and responded to questions. Mayor Tornek presented a PowerPoint on a proposal for the creation of a CPOC; and responded to questions.

Councilmember Madison expressed concerns that the creation of a CPOC may dilute the authority of elected representatives on the City Council and who also serve on the Public Safety Committee; and the CPOC may become a political body, with individuals serving on the appointed commission for political interests without direct accountability to voters and the community as a whole.

City Manager Mermell provided information on the appointment of a proposed auditor, and staff's use of external auditors; and responded to questions.

Vice Mayor Hampton stated that he believes a model where the City Manager is responsible for hiring an independent auditor and as well as the Chief of Police is problematic in terms of independence. He noted the apparent conflict with one individual serving as both the City Attorney and City Prosecutor, and recommended that the City Council re-establish the Office of the City Prosecutor as a separate position.

Councilmember Wilson thanked the Public Safety Committee (PSC) for their work on this item, and spoke on the need to continue to support Police Chief John Perez. He suggested that members of the PSC can serve on the CPOC in order to have elected individuals serve on the commission and also have direct accountability to the community.

Javan Rad, Chief Assistant City Attorney, provided information on the "Pursuant to the Public Safety Officers Bill of Rights Act" (POBAR), which provides procedural rights to Police Officers; and responded to questions.

Councilmember Gordo expressed concerns with the process and lack of transparency used to develop the proposed CPOC, which he believes was not drafted in concert with the public or the full Public Safety Committee. He also expressed concerns with all the information received related to policing, planning, development, response to COVID-19, and cannabis coming through the Office of the City Manager. He spoke in favor of an Inspector General to review the integrity of the City's processes and provide information to the City Council and public that is truly independent. He also spoke on his request to agendaize a discussion on concerns related to "behested contributions" made to members of the Council, which was not agendaized as requested. Councilmember Gordo spoke in favor of a police oversight model that includes the creation of an Office of Inspector General, hired through the City Prosecutor's Office or City Attorney's Office, including investigators, attorneys, and individuals that would report directly to the City Council, with a charge to review best practices and procedures in policing, development, and health. Councilmember Gordo asked the City Attorney to provide a clear understanding of the City Charter in this regard, and the rights and authority that currently exist for the City Council to exercise under the Charter, including subpoena power and ability to compel testimony for policing. He also requested a report on the City's subpoena authority and right to compel testimony through a proposed Inspector General position related to policing.

Councilmember McAustin thanked the Public Safety Committee for their work on the proposed CPOC and spoke in favor of creating a community-based oversight body of the Police Department. She believes civilian oversight could provide input on how to demilitarize the police and that the Department should reflect the community; and is strongly opposed to a Councilmember or an elected official, being part of such a civilian police oversight board, nor should a Councilmember have authority to appoint a board member. She spoke in favor of requiring board members to complete 30 hours of training. She suggested that all interested community members that wish to serve on such a body should submit to 30 hours of training and then staff can conduct a lottery system for the final board members. In addition, she believes that the board members should be made up of 50% women.

Councilmember Masuda asked staff to provide comparative demographics data and information on the Pasadena Police Department's leadership and those of the nation. He stated that he believes the Public Safety Committee and the City Council are elected by residents to provide oversight to the City Manager and the Police Department, and expressed concerns with a proposed CPOC made up of residents and others who may have their own agendas and could undermine a fair process.

Vice Mayor Hampton stated that he believes this item should return to the Public Safety Committee to discuss the history of police oversight and for staff to provide an analysis on the City of Los Angeles, County of Los Angeles, and other local agency police oversight models.

City Clerk Jomsky reported that letters in support of establishing a community police oversight commission, including suggestions and comments, were received, distributed to the City Council, posted on-line, and made part of the public record from the following individuals:

Dr. Anthony McFarland, Pasadena resident
Creighton & Susan Turner, Pasadena residents
Elizabeth Ellis, Pasadena resident
Beverly Bogar, Pasadena resident
Lena L. Kenendy, Pasadena resident
Danny Parker, Pasadena resident
Geraldine S. Kennedy, Pasadena resident
Deborah Campbell, Pasadena resident
Gina Tervalon, Pasadena resident
Drs. Emmell & Phyllis Beech, Pasadena residents
Deidre Mumford, Pasadena resident
Charles Pulliam, Altadena resident
Rosalinda Spratling, Pasadena resident
Julian Spratling, Pasadena resident
Tara L. Newman, Pasadena resident
Sharon Calkin, Pasadena resident
Alese Pedro, Pasadena resident
Rhonda, Pasadena resident
Tami Mims, Pasadena resident
Mattie Betts, Pasadena resident
Letitia M. Uko, Pasadena resident
Serge R. Nelson, Pasadena resident
Beverly Nelson, Pasadena resident
Gloria Leufroy, residence not stated
Ray & Eddie Newman, Pasadena resident
Elisia Farmer, Pasadena resident
Damita Smith, Pasadena resident
Mya C. Taylor, Pasadena resident
Victoria Jenkins, Pasadena resident
Darryl Jenkins, Pasadena resident
Kevin & Shanica Robertson, Altadena residents
Jessica Vance, Pasadena resident
Greg Snowden, Pasadena resident
Aaron Miller, Pasadena resident
Dana Garrett Leufroy, residence not stated
Rudy Leufroy, Pasadena resident
Michael F. Duran, Pasadena resident
Chalaun Sailer, Pasadena resident
Karen Stokes, Pasadena resident

Alma M. Stokes, Pasadena resident
Stella Pulliam, Pasadena resident
Ana Whilchez, Pasadena resident
Elsa DeSantiago, Pasadena resident
Myanna Dellinger, Los Angeles resident
David Dellinger, Eagle Rock resident
Carla Boykin, Pasadena resident
Samella Yarbrough, Pasadena resident
Daniel and Tina Rios Rowe, Pasadena residents
Shahidah Carter, Pasadena resident
Tawana Carter, Altadena resident
Helen Carter, Pasadena resident
Sheldon Epps, Pasadena resident
Lesley Brander, Pasadena resident
Donald R. Matthews, Pasadena resident
Camille Dudley, Pasadena resident
Dr. Edna Miller, representing Health Care Integrated School
Based Health
Sheila Grether-Marion, Sierra Madre resident
Judy Matthews, Altadena resident
Elder Dwayne L. Thompson, representing Dance for Jesus
Mime Ministries
Ann Hassett, Pasadena resident
Bishop Milton White, Pasadena resident
Patricia White, Pasadena resident
Dr. Pamela Short Powell, Altadena resident
Bob Niemack, Pasadena resident
Jacintha Knapp, Rancho Palos Verdes resident
Susan Lambert, Pasadena resident
Melanie Rothschild, Pasadena resident
Jana West, Pasadena resident
Cameron Clayton, Pasadena resident
Tanya Brown Holmes, Pasadena resident
Reggie Holmes, Pasadena resident
Terry Turrentine, Altadena resident
Donna Baker, Monrovia resident
George Korzen, Pasadena resident
George Son Corpuz, residence not stated
Tarek Shawky, Pasadena resident
Anne Marie Molina, Pasadena resident
Nancy Davis, Pasadena resident
Ivie Lewis, Pasadena resident
Katy Townsend, Pasadena resident
Elois Moore, Pasadena resident
Annie Williams, Pasadena resident
Annice Jackson, Pasadena resident
Albert H. West, Jr., Pasadena resident
Carolyn West, Pasadena resident
Sandi Mitchell, Pasadena resident
Ann Marie Hickambottom, Pasadena resident
Andrea Goodman, Pasadena resident

Diane Mitchell Henry, Pasadena resident
Len Tang, Lead Pastor with Mission Community
Dianne Magee, residence not stated
Lugenia Anderson, Pasadena resident
Paula Kelly, Pasadena resident

He also reported that letters expressing concerns with the proposed police oversight commission as presented, and/or provide comments on the Pasadena Police Department, were received, distributed to the City Council, posted on-line, and made part of the public record, from the following individuals:

Reo Glancey, Pasadena resident
Anthony Manousos, Pasadena resident
Peter C. Hartgens, residence not stated
Sherri H. Wright, Pasadena resident
Blair Miller, residence not stated
B.R.E.A.T.H.E. Justice 365
Susan Dembowski, Pasadena resident
Mayra Macedo-Nolan, Pasadena resident
Martin Gordo, Chair of Pasadena Community Coalition

Mark Jomsky, City Clerk, read aloud, comments in support of police oversight, with various comments and recommendations for the City Council to consider including an independent auditor, the proposed oversight recommendation, impose the Community Bill of Rights, subpoena power, and amend the City's Charter, from the following individuals:

Nickella Schlanger, Pasadena resident
Sonja K. Berndt, Pasadena resident
Maria Ahverdyan, Pasadena resident
Reo Glancey, Pasadena resident
Brianna Mireku, Pasadena resident
Jessica Reynoso, Pasadena resident
Bradley Boleman, Pasadena resident
Vienna Natividad, Pasadena resident
Vincent Apostol, Pasadena resident
Gennia Cui, Pasadena resident
Catherine O'Neal-Petterson, Pasadena resident
Michael Tulsy, Pasadena resident
Janneke Briggs, Pasadena resident
Sarah Cole, Pasadena resident
Akina Cox, Pasadena resident
Jennifer Collins, Pasadena resident
Claire Marco, Pasadena resident
Kathleen Torres, Pasadena resident
Amy Ifurung-Cook, Pasadena resident
Jeffrey Fenstermaker, Pasadena resident
Michelle Woo, Cerritos resident

Margaret Starbuck, Pasadena resident
Chiahwa Lu, Pasadena resident
Thomas Hughes, Pasadena resident
Anthony Manousos, Pasadena resident
Elizabeth Elder, Pasadena resident
Breathe Justice
Joanne Long, Pasadena resident
Will Dickson, Pasadena resident
Katie Young, Pasadena resident
Mary Molnar, Pasadena resident
Faith Romasco, Pasadena resident
Topher Mathers, Pasadena resident
Adjoa Annang, Pasadena resident
John Dailey, Pasadena resident
Banaf Rahimi, Pasadena resident
Mohammad Tajsar, Pasadena resident
Patrice Marshall McKenzie, Pasadena resident
Julie McKune and Mr. Romero, Pasadena resident
Colin Bogart, Pasadena resident
May Lee, Pasadena resident
Lydia Breen, Pasadena resident
Dan, Pasadena resident
Erica Gutierrez, Pasadena resident
Ralph A. Frammolino, Pasadena resident
Susan Dembowski, Pasadena resident
Ferne E. Hayes, Pasadena resident
Kris Ockerhauser, Pasadena resident
Donna Sider, Pasadena resident
Maya Lee-Morales, Pasadena resident
David Chavez, Pasadena resident
Roger Quintanilla, Pasadena resident
Gina Dance, Pasadena resident
Ryan Bell, Pasadena resident
Allison Henry, Pasadena resident
Wesley Reutimann, Pasadena resident
Coalition for Increased Civilian Oversight of Pasadena Police
Kristen Reutimann, Pasadena resident
Jill Shook, Pasadena resident
Martin Gordon, Char of the Pasadena Community Coalition
Kristen W. Terry, Pasadena resident
Paula Kelly, Pasadena resident
Mayra Macedo-Nolan, Pasadena resident

Vice Mayor Hampton presented information to the City Council to direct the City Attorney to prepare a Charter Amendment ballot measure to be voted on by Pasadena voters to establish and empower a Community Police Oversight Commission; and responded to questions. He spoke on the need for the City Council to receive an independent legal opinion on the issues related to the creation of an auditor position that reports to the City Council.

Michele Beal Bagneris, City Attorney/City Prosecutor, stated that in addition to the fact that the creation of a potential auditor position is currently on the agenda, there are other legal and conflict interest issues that apply with respect to access to personnel records of Police Officers, which may have legal ramifications; and responded to questions.

Councilmember Wilson stated that he shares the community concerns related to the independency of an auditor position in the City in terms of the hierarchy reporting relationship. He spoke on the work of the City's Internal Audit Manager, which he believes has merit, and is a viable strategy for police oversight in the City.

Councilmember Kennedy stated that he believes that both the proposal for the creation of a Community Police Oversight Commission (CPOC) and an Independent Police Auditor may be an avenue to move forward, and modifications can be made at any time during the process and in the future as needed.

Councilmember Gordo asked staff to provide information on how the City Council was able to authorize subpoena authority for the Code Enforcement Commission, and to determine such authority may be similarly applied to a proposed CPOC, with the understanding that any subpoena authority will be measured by the constitutional rights of individuals.

Following discussion, the Mayor stated that staff needs to work with Vice Mayor Hampton to prepare City Charter language so that the City Council can consider the option of a Charter Amendment.

Councilmember Wilson stated that he is not in favor amending the City Charter for this purpose at this point, and would rather staff focus their work on evaluating a City Prosecutor model auditor, address other questions detailed above, and that the Public Safety Committee continue to discuss the proposed CPOC.

Councilmember Madison expressed concerns with the notion that the City Council is working under a deadline, and does not believe the November 2020 ballot deadline is achievable. He noted that such a discussion, which he believes is a major policy initiative, should include additional outreach, thorough deliberation, and a Charter study taskforce on charter reform.

Following discussion, on the order of the Mayor, and by consensus of the City Council, the item was continued to the next City Council meeting scheduled for Monday, August 3, 2020 for further discussion, with staff directed to return with the information as requested and detailed above.

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

COVID-19 UPDATE FROM CITY MANAGER:

ORAL REPORT ON THE CITY'S EMERGENCY RENTAL ASSISTANCE PROGRAM

William Huang, Director of Housing, provided introductory comments, and Randy Mabson, Program Coordinator II, provided information on staff's outreach, applications process, and number of applications related to the City's Emergency Rental Assistance Program, and jointly responded to questions.

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

UPDATE ON THE BUSINESS ASSISTANCE PROGRAM

Eric Duyshart, Business Development Administrator, provided introductory comments, and David Klug, Senior Project Manager, provided information on the implementation of the City's Business Grant Program in partnership with Pasadena Community Foundation, including outreach, number of applications submitted, evaluators serving on the Selection Committee, and future reporting; and jointly responded to questions.

Councilmember Wilson requested that staff provide analytical information on the types and demographics of businesses receiving grant awards when this item returns for an update on August 17, 2020.

Councilmember Kennedy requested that in the future, he or his District Liaison, be contacted to assist staff with Northwest Pasadena community outreach efforts.

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

FINANCE COMMITTEE: RECOMMENDATION TO APPROPRIATE FUNDS FOR ON-STREET DINING AND PARKLETS PROGRAM

Recommendation: It is recommended that the City Council:

- (1) Find that the actions proposed are exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Sections 15301, 15304, and 15311, there are no features that distinguish this project from others in the exempt classes, and therefore there are no unusual circumstances; and
- (2) Appropriate \$275,000 from the Off-Street Parking Fund (\$100,000), Old Pasadena Parking Meter Fund (\$100,000) and General Fund (\$75,000) unappropriated fund balances for the On-Street Dining Program to the Department of Transportation Fiscal

Year 2021 Operating Budget as detailed in the agenda report.
(Budget Amendment No. 2021-05)

City Manager Mermell provided introductory comments, and Laura Cornejo, Director of Transportation, provided a PowerPoint presentation on the item and responded to questions.

Mayor Tornek spoke on the need for staff to consider sustaining the on-street dining and parklets programs for the foreseeable future.

Councilmember Gordo, Chair of the Economic Development and Technology Committee, asked staff to look at how the sidewalk may be used differently by local businesses, and provide a report to the Committee at a future meeting.

Councilmember Wilson asked staff to provide feedback from the Pasadena Business Districts on business occupancy rates, and data on those businesses able to utilize the benefits of the program.

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

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

NOES: None

ABSENT: None

ABSTAIN: None

EXTENSION OF FUNDING FOR FEEDING AND MEAL PROGRAMS FOR PASADENA'S FOOD VULNERABLE RESIDENTS

Recommendation: It is recommended that the City Council:

- (1) Find that this action is exempt under the California Environmental Quality Act (CEQA) in accordance with Section 15061(b)(3) (Common Sense Exemption);
- (2) Appropriate \$646,250 plus from Unappropriated General Fund fund balance to the Parks, Recreation and Community Services Fiscal Year 2021 operating budget;
- (3) Authorize the City Manager to expend an amount not-to-exceed \$646,250, without Competitive Bidding pursuant to City Charter Section 1002(F), contracts for professional or unique services, with various Pasadena food pantries and meal programs as described in the body of the agenda report;
- (4) If Great Plates Delivered is extended beyond the current end date of August 9, 2020, reaffirm and approve Pasadena's

participation at a cost of approximately \$466,000 per month for meals for 235 older adults; and

(5) Grant the proposed expenditure an exemption from the Competitive Selection process pursuant to Pasadena Municipal Code (P.M.C.) Section 4.08.049(B), contracts for which the City's best interests are served. (Budget Amendment No. 2021-06)

Brenda Harvey-Williams, Director of Parks, Recreation and Community Services, provided a PowerPoint presentation on the item, and responded to questions.

Councilmember Wilson asked staff to provide information on the Great Plates Food Program, if the program extends past August 3, 2020 and if the City's subsidized contribution is amended; and asked staff to provide graphical data on the number of meals delivered and individuals served who have benefited from the program. He also reiterated his request to have an update on the Huntington Memorial Hospital's (HMH) COVID-19 ability to meet the COVID-19 pandemic; and staff to provide a report on the City's economic impacts.

City Manager Mermell reported that staff closed the Disc Golf Course at Hahamongna Park due to a large event that occurred, with individuals not following the appropriate safety protocols, and will not re-open until additional assessment and engagement with the disc golfers is achieved. He stated that Matt Hawkesworth, Dr. Ying Ying Goh, and representatives from HMH will present an update on the requested information at the next City Council meeting.

Vice Mayor Hampton expressed concerns with group sport activities being held at various City parks, as well as group cyclists in the Rose Bowl area.

Councilmember Wilson asked staff to publicize the closure of the Disc Golf Course at Hahamongna Park to illustrate the importance of abiding by the City's safety precautions.

Councilmember Madison spoke on complaints he has received from constituents and the need for measured responses and good decision-making in terms of community park usage, noting that outdoor recreation is essential for the health and well-being of the community.

Following discussion, it was moved by Councilmember Gordo, seconded by Vice Mayor Hampton, to approve the staff recommendation:

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

NOES: None

ABSENT: None

ABSTAIN: None

**ADOPTION OF RESOLUTIONS RELATED TO THE
SUBMITTING OF THE PASADENA CITY SERVICES
PROTECTION MEASURE TO VOTERS AT THE NOVEMBER 3,
2020 GENERAL MUNICIPAL ELECTION**

Recommendation: It is recommended that the City Council:

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

(2) Adopt a resolution of the City Council of the City of Pasadena calling a General Municipal Election of the City of Pasadena on Tuesday, November 3, 2020, for the submission of a Pasadena City Services Protection Measure; (Resolution No. 9797)

(3) Adopt a resolution of the City Council of the City of Pasadena setting priorities for the filing of written arguments pertaining to the Pasadena City Services Protection Measure; and directing the City Attorney to prepare an impartial analysis; and (Resolution No. 9798)

(4) Adopt a resolution of the City Council of the City of Pasadena providing for the filing of rebuttal arguments. (Resolution No. 9799)

Steve Mermell, City Manager, presented a PowerPoint presentation on the item, and responded to questions.

Councilmember McAustin, Chair of the Municipal Services Committee, spoke in favor of the staff recommendation.

Following discussion, it was moved by Councilmember McAustin, seconded by Councilmember Kennedy, to approve the staff recommendation:

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

NOES: None

ABSENT: None

ABSTAIN: None

ORDINANCE - ADOPTED

Adopt "AN ORDINANCE OF THE CITY OF PASADENA ADDING TITLE 5, CHAPTERS 5.80 AND 5.82, TO THE PASADENA MUNICIPAL CODE REGARDING RECALL PROVISIONS FOR CERTAIN WORKERS LAID OFF DURING THE COVID-19 PANDEMIC AND RECALL PROVISIONS FOR CERTAIN WORKERS WHEN A CHANGE OF OWNERSHIP OR CONTROL OCCURS RESULTING FROM THE COVID-19 PANDEMIC" (Introduced by Councilmember Madison) (Ordinance No. 7365)

The above ordinance was adopted by the following vote:

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


ADJOURNMENT

On order of the Mayor, the special meeting of the City Council adjourned at 7:49 p.m. in memory of all those that have lost their lives during the COVID-19 pandemic.

/s/ Terry Tornek

Terry Tornek, Mayor
City of Pasadena

ATTEST:



City Clerk