

CITY OF PASADENA
City Council Minutes
December 18, 2000 - 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

On order of the Mayor, the regular meeting of the City Council was called to order at 5:30 p.m. (Absent: None)

On order of the Mayor, the regular meeting of the City Council recessed at 5:30 p.m., to discuss the following closed session:

**CITY COUNCIL CONFERENCE REGARDING PUBLIC
EMPLOYEE PERFORMANCE EVALUATION pursuant to
Government Code Section 54957:
Title: City Manager**

On order of the Mayor, the regular meeting of the City Council reconvened at 6:49 p.m. The Pledge of Allegiance was led by Vice Mayor Crowfoot.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Bill Crowfoot
Councilmember Steve Haderlein
Councilmember Chris Holden
Councilmember Paul Little
Councilmember Steve Madison (Returned at 6:51 p.m.)
Councilmember Joyce Streater
Councilmember Sidney F. Tyler, Jr.

Staff:

City Manager Cynthia J. Kurtz
City Attorney Michele Beal Bagneris
City Clerk Jane Rodriguez

CEREMONIAL MATTERS

Mayor Bogaard presented a certificate and gift to Ms. Elisa Crystal, Executive Director for the Armory Center for the Arts, in recognition of her contributions to the community, and extended congratulations as she accepts a new position as Program Officer for the Ahmanson Foundation.

The City Clerk administered the Oath of Office to Diana Peterson-More, as Planning Commissioner.

The Mayor announced the meeting would adjourn in memory of James Brown, Jr., Pasadena firefighter, who passed away in a motorcycle accident.

PUBLIC COMMENT

Mr. David Eggers, Pasadena resident, expressed concern regarding trash pickup at his apartment building, noting the waste management company was not in compliance with the City's recently adopted ordinance.

Mr. Don Justin Jones, Pasadena resident, spoke regarding Caltrans rehabilitation of historic homes, and requested Council assign a staff person to work with the tenants.

The City Manager stated she would follow up directly with Mr. Jones on this matter, as she was not clear on what the City's involvement should be; Councilmember Madison offered his office as assistance.

Mr. Begley, Pasadena resident, spoke regarding electrical power shortages, stating he favors the use of nuclear power.

Mr. Raymond Dashner, Pasadena resident, commented on the Christmas tree in the City Hall Rotunda, and complained about the lack of lighting and the deplorable condition of the Batra property.

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

**REAPPOINTMENT OF TIM BRICK TO THE METROPOLITAN
WATER DISTRICT BOARD**

Councilmember Streater asked if the Council's mandatory term limits requirement was being waived to allow Mr. Brick's reappointment.

The City Manager stated she would need to check on this and report back to Council.

**RESIGNATION OF MARK LEON FROM THE TRANSPORTATION
ADVISORY COMMISSION (District 1 Appointment)**

**APPOINTMENT OF MARK LEON TO THE PLANNING
COMMISSION (District 1 Appointment)**

**RESIGNATION OF CHARLES McKENNEY FROM THE SANTA
MONICA MOUNTAINS CONSERVANCY ADVISORY COMMITTEE
(City Appointment)**

It was moved by Councilmember Tyler, seconded by Vice Mayor Crowfoot, to approve the above reappointment, appointment and to accept the two resignations, with the understanding that Council needs to make sure it is waiving the term limit requirement with respect to the above reappointment of Mr. Brick. (Motion unanimously carried) (Absent: None)

**PRESENTATION BY MR. JULIAN MUNOZ OF CB COMMERCIAL
ON CURRENT MARKET DEMANDS FOR OFFICE SPACE IN
PASADENA (Requested by Councilmember Holden)**

Mr. Munoz reviewed a handout entitled "Office Market Overview" and responded to questions.

Various Councilmembers noted this report is a valuable tool which can be used by the Business Enterprise Committee, and others, in looking at ways to promote Pasadena and attract new businesses.

CONSENT CALENDAR

PURCHASE OF ONE RESCUE AMBULANCE

Recommendation of City Manager: Authorize the Purchasing Administrator to issue purchase order to Road Rescue, Inc. in an amount not to exceed \$109,434 for the purchase of one rescue ambulance. The proposed purchase is exempt from competitive bidding pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, material, supplies or services.

It is also recommended that the City Council grant this purchase an exemption from the competitive selection process of the Affirmative Action in Contracting Ordinance pursuant to Pasadena Municipal Code, Section 4.09.060(C), contracts for which the City's best interests are served.

APPROVAL AND ACCEPTANCE OF PROPOSED EASEMENT FOR SANITARY SEWER PURPOSES THROUGH 150 SOUTH LOS ROBLES AVENUE

Recommendation of City Manager: Adopt a resolution approving and accepting the proposed easement for sanitary sewer purposes through 150 South Los Robles Avenue. (Resolution No. 7956, Easement No. 7797)

AUTHORIZATION TO NEGOTIATE AND EXECUTE TWO SEPARATE CONTRACTS WITH COTTON/BELAND ASSOCIATES FOR AN AMOUNT NOT TO EXCEED \$110,000 EACH TO PREPARE ENVIRONMENTAL DOCUMENTS INCLUDING ENVIRONMENTAL IMPACT REPORTS FOR THE DEL MAR STATION JOINT DEVELOPMENT PROJECT AND THE STATS ON THE GREEN PROJECT

Recommendation of City Manager:

(a) Authorize the City Manager to negotiate and execute a contract not to exceed \$110,000 with Cotton/Beland Associates to prepare an Environmental Impact Report, Initial Study and related documents to the City's satisfaction and in conformance with the California Environmental Quality Act (CEQA) and the State CEQA Guidelines for the Del Mar Station Joint Development Project; and
(b) Authorize the City Manager to negotiate and execute a contract not to exceed \$110,000 with Cotton/Beland Associates to prepare an Environmental Impact Report, Initial Study and related documents to the City's satisfaction and in conformance with the California Environmental Quality Act (CEQA) and the State CEQA Guidelines for the Stats on the Green Project. (Contract Nos. 17,512 & 17,513)

CLAIMS RECEIVED AND FILED

Claim No. 8664	Kathryn A. Karetzki	\$ 500.00
Claim No. 8665	Elsa C. Montano	Unknown
Claim No. 8666	Lilia M. Perera	2,419.00
Claim No. 8667	Elizabeth Gelfard	675.90
Claim No. 8668	Imelda Guillen Salgado	1,000.00

It was moved by Councilmember Streater, seconded by Vice Mayor Crowfoot, to approve the Consent Calendar. (Motion unanimously carried) (Absent: None)

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 8:29 p.m., to a joint meeting with the Community Development Commission.

OLD BUSINESS

JOINT ACTION: APPROVAL OF AMENDMENT TO LOAN ADVANCE AND REPAYMENT AGREEMENT NO. CDC-83 WITH THE OLD PASADENA BUSINESS & PROFESSIONAL ASSOCIATION (To be heard at 8:00 p.m. or thereafter)

Recommendation of City Manager/Chief Executive Officer:
Approve the Loan Amendment (Attachment No. 1 of the agenda report) to Loan Advance and Repayment Agreement No. CDC-83 (as shown in Attachment No. 2 of the agenda report) with the Old Pasadena Business and Professional Association ("OPBPA"), to allow for loan repayment from the Old Pasadena Business Improvement District ("BID") residual funds and from past due assessments. (Agreement No. CDC 83-2)

It was moved by Councilmember Holden, seconded by Councilmember Little, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: None)

RECONVENE

On order of the Mayor, the regular meeting of the City Council reconvened at 8:30 p.m. (Absent: None)

PUBLIC HEARINGS

CONTINUED PUBLIC HEARING: DISESTABLISHMENT OF THE OLD PASADENA BUSINESS IMPROVEMENT DISTRICT (BID) AND INTRODUCTION OF AN ORDINANCE TO DISESTABLISH THE BID

Recommendation of City Manager:

(1) Hold a public hearing to consider the disestablishment of the Old Pasadena Business Improvement District ("BID").

(2) At the conclusion of the public hearing:

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA TO DISESTABLISH THE OLD PASADENA BUSINESS IMPROVEMENT DISTRICT"

The Mayor noted this was the time for the continued public hearing.

Mr. Harry Stille, President of the Old Pasadena Business & Professional Association, spoke in support of this item.

It was moved by Councilmember Holden, seconded by Councilmember Little, to close the public hearing. (Motion unanimously carried) (Absent: None)

It was moved by Councilmember Little, seconded by Councilmember Holden, to approve the City Manager's recommendation, and offer first reading of the ordinance:

AYES: Councilmembers Haderlein, Holden, Little, Madison, Streater, Tyler, Vice Mayor Crowfoot, Mayor Bogaard

NOES: None

ABSENT: None

PUBLIC HEARING: ADOPTION OF THE CITY OF PASADENA'S 2000 URBAN WATER MANAGEMENT PLAN

Recommendation of City Manager:

- (1) Hold a public hearing to receive comments on the City of Pasadena's draft 2000 Urban Water Management Plan (Plan);
- (2) Adopt the City's Plan immediately following the public hearing and incorporating any changes the Council deems necessary; and
- (3) Declare the Plan to be categorically exempt from the California Environmental Quality Act (CEQA) and the "Environmental Guidelines and Procedures for the City of Pasadena" pursuant to Section 15308 of the State CEQA Guidelines (actions by regulatory agencies for protection of the environment).

The Mayor opened the public hearing.

Councilmember Little was excused at 8:36 p.m.

The City Clerk reported the Notice of Public Hearing was published on December 4 and 11, 2000 in the Pasadena Star News. No posting or mailing was required.

No persons appeared for public comment.

It was moved by Councilmember Tyler, seconded by Councilmember Streater, to close the public hearing. (Motion unanimously carried) (Absent: Councilmember Little)

It was moved by Councilmember Tyler, seconded by Councilmember Streater, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: Councilmember Little)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

Councilmember Madison and Vice Mayor Crowfoot were excused at 8:40 p.m.

COUNCIL WORKSHOP DISCUSSION ON TRANSPORTATION

LEGACY PROJECT REVIEW OF TRANSPORTATION ALTERNATIVES

Several Councilmembers expressed concern why this matter was scheduled for discussion and what the Council's role is as it relates to this project.

Councilmember Madison
returned at 8:48 p.m.

Mayor Bogaard stated he placed the item on the agenda as an information item to allow for a full and complete briefing of the traffic studies associated with this proposed project. He added there has been discussion of a community forum on transportation, and noted he just wants the best airing of the issues to the community and Council with a goal of seeking integrated and broad-based solutions.

Staff noted the Draft Environmental Impact Report has been released and the 45 day review period has begun. It was noted the Planning Commission will hold a public hearing on this matter on January 10, 2001, and staff expects to bring the Draft EIR to Council at the end of April.

Vice Mayor Crowfoot
returned at 9:07 p.m.

Mr. Bill Shubin, representing Legacy Partners, noted they would be happy to hold a community meeting.

Following discussion, it was the consensus of Council not to have a workshop discussion on this matter, and to request an updated Predevelopment Project Review (PPR) be scheduled before City Council, and that a community forum on transportation issues be held.

A RESOLUTION ADOPTING THE GENERAL FILMING GUIDELINES, ADOPTING THE SPECIAL FILMING DISTRICT GUIDELINES, AND REVISING THE GUIDELINES FOR FREQUENTLY FILMED AREAS AND A RESOLUTION AMENDING THE GENERAL FEE SCHEDULE TO ALLOW FOR A \$650 FILMING VIOLATIONS PENALTY (See related Item 9.A.2)

Recommendation of City Manager:

- (1) Adopt a Resolution approving the General Filming Guidelines, approving the Special Filming District Guidelines, and revising the Guidelines for Frequently Filmed Areas; (Resolution No. 7957)
- (2) Adopt a Resolution amending the General Fee Schedule to allow for a \$650 penalty for filming violations. (Resolution No. 7958)

Mr. James Fitzpatrick, representing the Motion Picture Association, spoke in support.

It was moved by Councilmember Little, seconded by Councilmember Tyler, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: None)

ORDINANCES - FIRST READING

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 OF THE PASADENA MUNICIPAL CODE, THE REVISED ZONING CODE, TO IMPLEMENT AMENDMENTS REGARDING FILMING"

The above ordinance was offered for first reading by Councilmember Little:

AYES: Councilmembers Haderlein, Holden, Little, Madison, Streater, Tyler, Vice Mayor Crowfoot, Mayor Bogaard

NOES: None

ABSTAIN: None

ABSENT: None

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

DEREGULATION COMMITTEE

Vice Mayor Crowfoot was excused at 9:30 p.m.

ORDINANCE - ADOPTED

Vice Mayor Crowfoot returned at 9:32 p.m.

Councilmember Tyler, Chair of the Deregulation Committee, announced the Committee is recommending an increase to the energy cost adjustment charge from 7 cents to 7 ½ cents per kilowatt hour, due to a 30% increase in the cost to purchase power.

Councilmember Holden stressed the need to continue to aggressively communicate with our utility customers. In response, Mr. McCarley, Interim General Manager of Water & Power, summarized the Department's public outreach programs.

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 14 OF THE PASADENA MUNICIPAL CODE ADDING PROVISIONS FOR ALTERNATIVE MATERIALS, ALTERNATE DESIGN AND METHODS OF CONSTRUCTION" (Introduced by Councilmember Little) (Ordinance No. 6847)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Haderlein, Holden, Little, Madison, Streater, Tyler, Vice Mayor Crowfoot, Mayor Bogaard

NOES: None

ABSENT: None

ABSTAIN: None

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

Vice Mayor Crowfoot was excused at 9:36 p.m.

CITY HALL COURTYARD AND ROTUNDA USAGE - AMENDMENTS TO THE NOISE ORDINANCE AND THE ZONING CODE

Recommendation of City Manager:

(a) Direct staff to prepare amendments and environmental documentation to clarify measurement standards in noise level definitions in the Noise Restrictions Ordinance.

(b) Direct staff to prepare amendments and environmental documentation to revise the Zoning Code to remove the requirement of a temporary conditional use permit for events in the City Hall Courtyard and Rotunda area that have "Live Entertainment".

The City Manager introduced the item and Ms. Bonnie L. Hopkins, Principal Engineer, reviewed the report and responded to questions.

Mr. Martin Truitt, Pasadena resident, distributed and summarized a hand-out, and stressed his objection to allowing disco dance parties in the Courtyard.

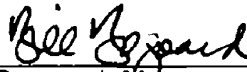
Mr. Scott Carlson, Pasadena attorney, noted his opposition to use of Temporary Conditional Use Permits to regulate events and noted Council should not exempt itself from its own ordinance.

Discussion ensued with respect to various types of restrictions which could be imposed to prevent dance party-type events and curtail the consumption of alcohol.

Following the discussion, the City Manager stated she would request Council approve the staff recommendations as presented and to let staff look at time restrictions for amplified sound, additionally, to see if there is anything else that could be recommended.

It was moved by Councilmember Little, seconded by Councilmember Streater, to approve the City Manager's recommendation, for staff to provide an update in six months, and to direct staff to look at whether limiting hours of amplified sound will have a beneficial effect. (Motion unanimously carried) (Absent: Vice Mayor Crowfoot)

On order of the Mayor, the regular meeting of the City Council adjourned at 10:09 p.m., with a moment of silence in memory of Pasadena Firefighter James Brown, Jr.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



Janet Rodriguez
City Clerk
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