

CITY OF PASADENA
City Council Minutes
November 19, 2001 - 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 5:30 p.m.
(Absent: Councilmembers Gordo, Holden)

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

Councilmembers Holden and
Gordo were absent due to
conflicts of interest.

**CITY COUNCIL CLOSED SESSION WITH LABOR
NEGOTIATORS pursuant to Government Code Section 54957.6**
**Agency designated representatives: Karyn Ezell and
Steve Lem**
**Employee organization: Pasadena Association of Clerical and
Technical Employees (PACTE)/Laborers International Union of
North America (LIUNA)**

The above closed session item was discussed; no action was
reported.

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL
REGARDING CONSIDERATION OF INITIATION OF LITIGATION
pursuant to Government Code Section 54956.9(c): One
potential case**

It was moved by Councilmember Streator, seconded by
Councilmember Tyler, to join as intervener in a lawsuit. (Motion
unanimously carried) (Absent: None)

The particulars of the above lawsuit will be disclosed to any person
upon inquiry.

On order of the Mayor, the regular meeting reconvened at 6:30 p.m.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Paul Little
Councilmember Victor Gordo
Councilmember Steve Haderlein
Councilmember Chris Holden
Councilmember Steve Madison
Councilmember Joyce Streator
Councilmember Sidney F. Tyler, Jr.

Staff:

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

The Pledge of Allegiance was led by Councilmember Haderlein.

The Mayor expressed his regrets for the passing of Mr. Rufus Hightower, former General Manager of the Water and Power Department, and noted tonight's meeting would adjourn in memory of Mr. Hightower.

Councilmember Madison announced Councilmember Gordo's recent achievement in passing the California State Bar examination and expressed congratulations for his success.

CEREMONIAL MATTERS

The City Clerk administered oaths of office to Terrie Ann Allen and Geraldine Lewis as Accessibility and Disability Commissioners, and Judith Zitter as Pasadena Center Operating Company Board member.

PUBLIC COMMENT

Vice Mayor Little was excused at 6:45 p.m.

MR. KURT THORGERSON, PASADENA RESIDENT, REGARDING RESULTS OF HIS CAMPAIGN FOR ENERGY CONSERVATION

Mr. Kurt Thorgerson, Pasadena resident, expressed his appreciation to staff and various public members for its support and contributions in the energy conservation effort.

MR. INMAN MOORE, ACT, TO REQUEST AN EXTENSION OF THE CLOSING DATE FOR THE RECYCLING CENTER AT NORTH LOS ROBLES AVENUE AND VILLA STREET

Mr. Inman Moore, representing ACT, requested consideration for an extension of the closing date for the recycling center at North Los Robles Avenue and Villa Street.

The Mayor noted that the matter had received a great deal of study by Council and staff, it was out of the Council's jurisdiction to change the December closing date, and he requested staff rapidly process a new application, if one was filed.

Mr. Ray Dashner, Pasadena resident, commented regarding the stranded investment debt.

Mr. Robert Hernandez, President of the Madison Oakland Neighborhood Association, inquired concerning the extension process for the recycling center.

Vice Mayor Little returned at 6:55 p.m.

The Mayor indicated that no application had been submitted to staff for an extension.

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Ms. Daphne Hernandez, Madison Oakland Neighborhood Association, spoke in support of the closure of the recycling center.

Ms. Mildred Hawkins, representing Pilgrim Tower East and North, spoke in support of closure of the recycling center.

Ms. Terrie A. Allen, Villa Parke Neighborhood Association, spoke in opposition to extending the closing date for the recycling center.

Ms. Pricilla Flynn, Pasadena resident, commented regarding limiting the length of the City Council meetings.

Ms. Leslie Ann Crockett, Pasadena resident, expressed support for the prompt removal of the recycling center.

Mr. Roy Begley, Pasadena resident, commented regarding the stranded debt.

CONSENT CALENDAR

AUTHORIZATION TO AMEND CONTRACT NO. 16,688-2 WITH TAKATA ASSOCIATES FOR THE COMPLETION OF THE HAHAMONGNA WATERSHED PARK MASTER PLAN, A COMPONENT OF THE ARROYO SECO MASTER PLAN

Recommendation of City Manager: Increase Contract No. 16,688-2 with Takata Associates by \$40,000 to finalize the Hahamongna Watershed Park Master Plan, a component of the Arroyo Seco Master Plan, for a total amount not to exceed \$451,179. The proposed amendment is exempt from competitive bidding pursuant to City Charter Section 1002(F), contracts for professional or unique services.

It is further recommended that the City Council grant the proposed amendment an exemption from the competitive selection process of the Affirmative Action in Contracting Ordinance, pursuant to Section 4.09.060(C)(1), contracts for which the City's best interests are served. (Contract No. 16,688-3)

AUTHORIZATION TO ISSUE A PURCHASE ORDER TO ROTOR-TECH INTERNATIONAL, NOT TO EXCEED THE AMOUNT OF \$49,000, TO REPLACE THE MAIN ROTOR BLADES ON THE POLICE DEPARTMENT BELL JETRANGER HELICOPTER

Recommendation of City Manager:

(a) Authorize the issuance of a purchase order contract not to exceed \$49,000 to Rotor-Tech International for the purchase of two main rotor blades for the Police Department Bell 206BIII Jetranger Helicopter. The proposed purchase order 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.

(b) It is further recommended that the proposed purchase order be granted an exemption from the competitive selection process of the Affirmative Action in Contracting Ordinance pursuant to Pasadena Municipal Code Section 4.09.060 (contracts for which the

City's best interests are served).

Item discussed separately at the request of Councilmember Tyler

AUTHORIZATION TO ENTER INTO A CONTRACT WITH CDM ENGINEERS & CONSTRUCTORS INC. FOR A "SUPERVISORY CONTROL AND DATA ACQUISITION" (SCADA) SYSTEM PROJECT TO EXPAND THE WATER & POWER DEPARTMENT'S POWER SCADA SYSTEM CAPABILITIES

APPROVAL OF MINUTES

September 24, 2001
September 26, 2001 (Special Meeting)

CLAIMS RECEIVED AND FILED

Claim No. 8888	Auto Action Recovery	\$ 77.00
Claim No. 8889	George Dragicevich	Unknown
Claim No. 8890	Michael Peyton	272.00
Claim No. 8891	Luvenia Quilling	Unknown
Claim No. 8892	Theresa Brooks	25,000.00
Claim No. 8893	Vicent Leland Gessel, Jr.	2,069.43

PUBLIC HEARING SET

December 3, 2001, 8:00 p.m. - Local Law Enforcement Block Grant Funding

It was moved by Councilmember Gordo, seconded by Councilmember Haderlein, to approve the Consent Calendar, with the exception of Item 3 (Contract with CDM Engineers & Constructors) which was discussed separately. (Motion unanimously carried) (Absent: None)

CONSENT ITEM DISCUSSED SEPARATELY

AUTHORIZATION TO ENTER INTO A CONTRACT WITH CDM ENGINEERS & CONSTRUCTORS INC. FOR A "SUPERVISORY CONTROL AND DATA ACQUISITION" (SCADA) SYSTEM PROJECT TO EXPAND THE WATER & POWER DEPARTMENT'S POWER SCADA SYSTEM CAPABILITIES

Councilmember Haderlein was excused at 7:05 p.m.

Recommendation of City Manager: Authorize the General Manager to enter into a contract without competitive bidding pursuant to City Charter Subsection 1002(F), professional or unique services, with CDM Engineers & Constructors Inc. ("CDM") for an amount not to exceed \$1,855,588. (Contract No. 17,849)

Mr. Eric Klinkner, Director of Power Supply, responded to questions from Councilmember Tyler regarding the firm's experience.

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

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

PROPOSED PROGRAM FOR REVITALIZING PUBLIC RIGHTS OF WAY IN PASADENA, INCLUDING INCREASED STREET SWEEPING, REMOVAL OF ILLEGAL SIGNS AND PICK-UP OF ABANDONED BULKY ITEMS AND SHOPPING CARTS

MUNICIPAL SERVICES

Councilmember Haderlein
returned at 7:08 p.m.

Recommendation of City Manager:

- (a) Approve a journal voucher recognizing \$70,561 from the unappropriated Sewer Fund balance and appropriating it to the Street Sweeping program (Account No. 101-764340) to implement enhanced street cleaning services and amend the Fiscal Year 2002 Operating Budget to increase 1.0 Full Time Employee (FTE) Public Works Maintenance Worker III (Street Sweeper Operator); and
- (b) Amend the Fiscal Year 2002 Operating Budget to increase 5.0 FTEs (2.0 Public Works Maintenance Worker III; 2.0 Public Works Maintenance Worker II; and 1.0 Staff Assistant III) as part of the enhanced abandoned item collection program approved by City Council on September 24.
- (c) From the \$100,000 previously set aside for citywide clean-up programs, transfer \$15,000 to Public Affairs, Account No. 14,2000 for community outreach, and \$85,000 to the Street Sweeping program (Account No. 101-764340) for expanded bulky item pick-up programs. (Journal Voucher No. 2002-37)

Councilmember Tyler, Chair of the Municipal Services Committee, briefly summarized the agenda report and recommendation.

Regarding the issue of abandoned shopping carts, Vice Mayor Little stated he was supportive of the proposal, but noted at some point in the future the Council may want to revisit our efforts when it comes to shopping carts. He expressed concern that supermarkets may not take any ownership of the problem unless there are disincentives to the stores.

Mr. Enrique Martinez, Assistant City Manager, responded to questions and noted staff anticipates returning to Council in approximately 30 days regarding the shopping cart issue. He noted staff is looking at innovative ways to address the problem.

Mr. George Chapjian, Neighborhood Services Administrator, responded to questions regarding the issuance of citations for illegal posting of signs. Councilmember Gordo stressed the need to cite for the posting of illegal political signs.

Mr. Martinez further responded to questions regarding publicizing information regarding bulky item pickup services.

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

Regarding publicizing the program, Councilmember Holden suggested staff include the field representatives for their thoughts and ideas on outreach materials and contact information for constituents that may have expressed concerns about illegal signs or abandoned items.

PUBLIC COMMENT
(Continued)

The Mayor recognized Ms. Stella Murga at this time, due to the number of youths in the audience.

Ms. Stella Murga, Pasadena Youth Center, expressed her appreciation to City Council for its support; requested consideration for the Area Rapid Transit System (ARTS) busses to travel to the Center to provide transportation for the youth; and provided an update on activities at the Center.

INFORMATION ITEM

Councilmember Holden was excused at 7:27 p.m.

SANTA MONICA MOUNTAINS CONSERVANCY UPDATE

Mr. Tom Seifert, member of the Santa Monica Mountains Conservancy Advisory Committee, provided an update on the City relationship with the Conservancy. He noted there are currently 18 Conservancy Board members and 28 Advisory Committee members, and they meet monthly in a joint session. He noted Pasadena has had representation on the Advisory Committee since 1999.

Mr. Seifert reviewed the boundaries of the Conservancy area, and informed Council that the City of Pasadena was in a unique position because it falls into two concurrent jurisdictions – part of the San Gabriel Mountains Conservancy as well as the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, which is now called the “Rivers and Mountains Conservancy” or “RMC”. In addition, he noted the first recently held joint meeting on October 17, 2001 of the two Conservancies where a Memorandum of Understanding was adopted recommending that the City, through staff, stay actively involved with the RMC and at some point seek formal representation on that Board. Mr. Seifert responded to questions and noted that Pasadena is not a voting member on the RMC or the Santa Monica Mountains Conservancy.

Mr. Seifert further informed the Council of the process for reviewing projects and funding sources and responded to questions concerning funds available for the creation of parks. He noted a significant factor in reviewing and ranking projects is whether a local financial commitment is part of the equation. He stated knowing what parcels are available for land purchase or gifting is also an essential factor. Mr. Seifert recommended that the City undertake a strategy to inventory the vacant parcels that currently exist and develop a plan or strategy for possible acquisition of the parcels.

Discussion ensued concerning doing an inventory of parcels that could possibly be used as pocket parks. The City Manager noted she is recommending doing an inventory of sensitive lands in the hillside areas, which is another item on this agenda.

Further discussion ensued regarding possibly utilizing aerial photographs which were taken of the city earlier to assist with doing an inventory. The City Manager noted such an inventory would entail including ownership, but aerial photographs could assist with

such inventory. She noted the first step would be doing an inventory of sensitive areas because of the development pressure in these areas, and stated staff could also look at pocket parks.

Mr. Seifert noted the Conservancy has been communicating with the Trust for Public Lands, which is developing a state-wide inventory of the more highly dense areas of California. He noted that within the Conservancy, there has been a shift in emphasis of priority projects, from open green space to pocket parks in urban areas, and those pocket parks that have been identified get the highest priority.

It was suggested the City Manager hold off doing the sensitive land survey (next item listed below) and first determine the priorities of the two groups.

The City Manager concurred that it would be best to hold off on appropriating the grant to conduct the sensitive land survey in order to further review the possibility of doing two types of inventories (sensitive land survey and pocket park inventory), and report back to Council on December 3, 2001.

It was requested that staff provide a listing of the parks that need ADA (American Disabilities Act) improvements, as well as what parks are in line for sports court resurfacing.

It was requested that a member from the Trust for Public Lands be invited when the matter returns to Council. Regarding the agenda report (listed below), it was noted that a map of the area would have helped when reviewing the report.

The issue of having a voting member on the Conservancy Board was referred to the Legislative Policy Committee, with staff to study the issue and provide a recommendation to the Committee.

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

APPROPRIATION OF URBAN PARK AND RECREATION RECOVERY (UPARR) GRANT IN THE AMOUNT OF \$130,357 AND THE TRANSFER OF FUNDS TO PLANNING AND DEVELOPMENT DEPARTMENT TO CONDUCT A SENSITIVE LAND SURVEY AND TO THE RESURFACE SPORTS COURT - WEST DISTRICT CAPITAL IMPROVEMENT PROGRAM (CIP) PROJECT

Based on the presentation from Mr. Seifert (prior item discussed), the City Manager held this item, to further review the possibility of doing two types of inventories (sensitive land survey and pocket park inventory), and report back to Council on December 3, 2001.

**REPORTS AND
COMMENTS FROM
COUNCIL COMMITTEES**

AMENDMENTS TO THE FY 2002 CAPITAL IMPROVEMENT PROGRAM BUDGET TO INCLUDE TWO NEW PROJECTS IN "TRAFFIC CONTROL AND FACILITIES" SECTION

FINANCE COMMITTEE

Recommendation of City Manager: Amend the FY 2002 Capital Improvement Program (CIP) to include two new projects in the

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"Traffic Control and Facilities" section as detailed in Attachment A of the agenda report. (Journal Voucher No. 2002-35)

Councilmembers Haderlein and Madison were excused at 8:00 p.m.

ANNUAL PROGRESS REPORT ON CITY'S FUNDING OF THE FIRE AND POLICE RETIREMENT SYSTEM

Recommendation of City Manager: Receive and file the agenda report.

AMEND THE CAPITAL IMPROVEMENT PROGRAM TO ADD A NEW PROJECT FOR CANOPY EXTENSIONS AT THE DEL MAR STATION FOR THE LOS ANGELES TO PASADENA METRO BLUE LINE AND APPROPRIATE \$75,000 FROM THE PROP. A RESERVE FOR FUTURE LIGHT RAIL PROJECTS

Recommendation of City Manager:

(a) Amend the Recommended FY 2002-2006 Capital Improvement Program (CIP) to include a new project, Extension of Canopies at the Del Mar Station;

(b) Authorize the City Manager to execute a Betterment Agreement with the Los Angeles to Pasadena Metro Blue Line Construction Authority to design and construct extended canopies at the Del Mar Station. Competitive bidding is not required pursuant to City Charter Section 1002(H), contracts with other governmental entities; and

(c) Approve a journal voucher appropriating \$75,000 from the Prop. A Reserve for Future Light Rail Projects to install the extended canopies at the Del Mar Station (Account No. 75072). (Contract No. 17,850; Journal Voucher No. 2002-36)

Recommendation of Light Rail Station Design Review Committee: The Light Rail Station Design Review Committee recommended Council approve the extension of canopies at the Del Mar Station in July 2001.

Vice Mayor Little, Chair of the Finance Committee, briefly summarized the above three agenda reports.

It was moved by Vice Mayor Little, seconded by Councilmember Tyler, to approve the City Manager's recommendations for the above three items. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Holden, Madison)

Councilmember Haderlein returned at 8:07 p.m.

QUARTERLY INVESTMENT REPORT - QUARTER ENDING 09/03/01

Recommendation of City Manager: This item is for information purposes only.

Councilmember Streator was excused at 8:07 p.m.

Mr. Vic Erganian, City Treasurer, summarized the quarterly investment report, distributed a handout entitled "Total Return Performance", and responded to questions.

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Following discussion, it was moved by Vice Mayor Little, seconded by Councilmember Gordo, to accept and file the agenda report, and thank Mr. Erganian for a good report. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison, Streator)

LEGISLATIVE POLICY
COMMITTEE

Councilmember Madison
returned at 8:09 p.m.

SECOND STEP APPLICATION FOR PROPOSITION 13 WATER BOND, LOCAL ASSISTANCE GRANT, TO THE STATE OF CALIFORNIA RESOURCES AGENCY FOR THE RESTORATION OF THE NORTHERN AND SOUTHERN ARROYO SECO CHANNEL AREAS

Recommendation of City Manager: Adopt a resolution approving the grant application request for \$999,670 for the Restoration of the Northern and Southern Arroyo Seco Channel Areas in the Central Arroyo Seco to the State of California Resources Agency. (Resolution No. 8064)

Recommendation of Recreation and Parks Commission: At their regular meeting on September 4, 2001, the Recreation and Parks Commission unanimously endorsed the City of Pasadena's 2nd step application to the State of California Resources Agency for the Restoration of the Northern and Southern Arroyo Seco Channel Areas and recommended the City Council take similar action.

Mayor Bogaard, Chair of the Legislative Policy Committee, summarized the agenda report.

It was moved by Vice Mayor Little, seconded by Councilmember Madison, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Streator)

PUBLIC SAFETY
COMMITTEE

ACCEPTANCE OF STATE OF CALIFORNIA LAW ENFORCEMENT EQUIPMENT PROGRAM GRANT FUNDS FOR TECHNOLOGY

Recommendation of City Manager: Approve a journal voucher recognizing \$72,314 in revenue from the State of California Law Enforcement Program and appropriate it to the Police Department, Account No. 8506-228-407110. (Journal Voucher No. 2002-39)

Councilmember Haderlein, Chair of the Public Safety Committee, summarized the agenda report.

It was moved by Councilmember Haderlein, seconded by Councilmember Gordo, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Streator)

PUBLIC HEARINGS

Councilmember Madison
recused himself at 8:00 p.m.
due to a conflict of interest,

PUBLIC HEARING: PROPOSED ZONE CHANGES FOR PROPERTIES LOCATED AT 295 SOUTH WILSON AVENUE, 1060 EAST DEL MAR BOULEVARD, AND 275 SOUTH HILL AVENUE (CALIFORNIA INSTITUTE OF TECHNOLOGY)

Recommendation of City Manager:

(1) Reaffirm the Environmental Administrator's determination that

as Caltech and Jet Propulsion Laboratory are clients.

the Environmental Impact Report prepared for the Caltech Master Development Plan assessed the impact of these zone changes and no additional environmental document or review is required;

(2) Approve the De Minimis Impact Finding on the State Fish and Wildlife Habitat (Attachment 1 of the agenda report);

(3) Adopt the findings that the zone changes from RS-6 (Single-Family Residential, 6 units/acre) and RM-48 (Multi-Family Residential, 48 dwelling units/acre) to PS (Public and Semi-Public) are consistent with the goals and objectives of the General Plan, the purposes of Title 17, and the approved Master Development Plan;

(4) Approve the zone changes from RS-6 (Single-Family Residential, 6 units/acre) and RM-48 (Multi-Family Residential, 48 dwelling units/acre) to PS (Public and Semi-Public);

(5) Direct the City Clerk to file a Notice of Determination (Attachment 3 of the agenda report) and the Certificate of Fee Exemption for the California Department of Fish and Game, with the Los Angeles County Recorder; and

(6) Direct the City Attorney to prepare an ordinance amending the official zoning map of the City of Pasadena established by Section 17.08.040 of the Pasadena Municipal Code for the zone changes from RM-48 (Multi-Family Residential, 48 dwelling units/acre) and RS-6 (Single-Family Residential, 6 dwelling units/acre) to PS (Public and Semi-Public).

Recommendation of the Planning Commission: The Planning Commission reviewed the proposal at a public hearing on September 12, 2001. The Commission asked about the gateway feature that the Master Development Plan calls for at the intersection of E. Del Mar Boulevard and S. Wilson Avenue. Staff responded that Caltech has no immediate plans for the construction of that feature, but when the school wishes to do so plans will be submitted for review, including Design Review. After a short discussion, the Commission voted to recommend approval of the zone changes with one abstention. One speaker, in addition to the applicant, spoke in favor of the zone changes.

The Mayor opened the public hearing.

The City Clerk reported the notice of the public hearing was published in the Pasadena Star News on November 5 and 12, 2001, and on November 15, 2001 in the Pasadena Journal; 329 copies of the notice were mailed and 73 notices posted on November 1, 2001; and no letters had been received.

Mr. David Sinclair, Assistant Planner, summarized the proposed zone changes and responded to questions.

There was no public comment.

It was moved by Councilmember Tyler, seconded by Vice Mayor Little, to close the public hearing. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison, Streator)

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Mr. Sinclair responded to questions concerning the procedures for the historic structures, should Caltech decide to do something other than maintain or use the structures on the property.

Councilmember Gordo inquired if Caltech had modified any plans to remove any of the structures since the drafting of the agenda report.

Mr. Hall Daly, Facilities Manager at Caltech, responded that the plans remain the same and there was no intention of moving or converting the structures until future uses are determined.

It was moved by Vice Mayor Little, seconded by Councilmember Tyler, to approve City Manager's recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison, Streator)

Councilmember Streator
returned at 8:17 p.m.

Councilmember Madison
returned at 8:18 p.m.

PUBLIC HEARING: MUNICIPAL CODE AMENDMENTS AS INCENTIVES FOR THE RESEARCH AND DEVELOPMENT LAND USE AND AN AMENDMENT TO ORDINANCE 6131 (AS AMENDED) FOR THE ENTERPRISE ZONE

Recommendation of City Manager: It is recommended that the City Council hold a public hearing and after the public hearing, take the following actions:

- (1) Approve the Initial Study (Attachment A of the agenda report) and adopt the Negative Declaration prepared for the code amendments;
- (2) Adopt the De Minimis finding of no impact to fish and wildlife;
- (3) Adopt a finding of consistency with the General Plan as contained in the agenda report;
- (4) Approve an amendment to the Zoning Code that would:
 - (a) Add the "Research and Development - Office" and "Research and Development Non-office" land use classifications into the CO, CL, CG, IG and portions of the CD zoning districts; and
 - (b) Modify Development Standards for the CO, CL, CG, IG, East Pasadena Specific Plan, and commercial portions of the CD zoning districts that relate to the new Research and Development land use, to utilize a Minor Conditional Use Permit process to allow a ten foot maximum increase in building height and an increase of the maximum allowable appurtenance coverage to 50 percent of roof area.
- (5) Modify Chapter 4 of the Municipal Code to expand the Construction Tax waiver currently applied to the South Fair Oaks area for technology improvements and apply it citywide to improvements classified by the Research and Development land use;
- (6) Amend Ordinance 6131 (as amended by Ordinance 6588) to apply current city enterprise zone incentives to Research and Development improvements throughout the expanded state enterprise zone; and
- (7) Direct the City Attorney to draft an ordinance to incorporate the above amendments to the Municipal Code.

Recommendation of Planning Commission: On October 10, 2001, the Planning Commission considered the staff recommendations related to the zoning code. The Commission concurred with staff's recommendations related to the environmental findings, General Plan consistency, and the land use definitions. However, the Planning Commission recommends to Council that the development standard incentives be focused only to the East Pasadena and South Fair Oaks Specific Plan areas and future specific plan areas that may also encourage the R & D land use.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published in the Pasadena Journal on November 8, and on November 12 & 14, 2001 in the Pasadena Star News; no letters were received.

The City Manager presented the agenda report and she noted that the recommendation was the first to come before the Council in a series of incentives for keeping technology research in the City.

Councilmember Madison reported that the Economic Development Committee had conducted a meeting on the subject and the Committee supports staff's recommendation.

There was no public comment.

Mr. Eric Duyshart, Economic Development Administrator, responded to questions.

It was moved by Councilmember Madison, seconded by Vice Mayor Little, to close the public hearing. (Motion unanimously carried) (Absent: Councilmember Holden)

The Mayor referenced the legal noticing requirement of 150 feet, expressed concern that 150 feet may not provide meaningful notice to property owners, and requested that consideration be given for more expanded noticing.

Mr. Denver Miller, Senior Planner, discussed the noticing process, stated that staff was revising the Zoning Code and noticing was an issue that was being discussed and reviewed by the City's consultant, and noted staff would be coming before the City Council with a recommendation in the future.

The Mayor indicated that he would be more comfortable with a 300-foot notice mandated at this time for the Minor Conditional Use Permit process and having it only apply in the two Specific Plan areas with the thought of going more broader in a year from now.

Councilmember Madison suggested expanding the noticing required to possibly 500 feet.

Vice Mayor Little was excused at 8:35 p.m.

Vice Mayor Little returned at 8:44 p.m.

Discussion ensued and support was expressed for expanding the noticing requirement and not limiting it to the Specific Plan areas.

Following discussion, it was moved by Councilmember Madison, seconded by Vice Mayor Little, to approve the City Manager's recommendation with the addition that the noticing requirement be expanded to 300 feet rather than 150 feet. (Motion unanimously carried) (Absent: Councilmember Holden)

It was requested that if staff believes the noticing requirement should go beyond the 300-foot requirement, staff should provide the City Council with a recommendation when returning for adoption of the ordinance in January 2002.

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 8:58 p.m. to the regular meeting of the Community Development Commission.

RECONVENED

On order of the Mayor, the regular meeting of the City Council reconvened at 9:00 p.m. (Absent: Councilmember Holden)

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

**APPOINTMENT OF GLORIA BRODERICK TO THE
ACCESSIBILITY AND DISABILITY COMMISSION** (District 2
Nomination)

**VACATION OF SEAT ON THE CODE ENFORCEMENT
COMMISSION HELD BY PATRICK McKIEMAN** (District 5
Nomination)

It was moved by Vice Mayor Little, seconded by Councilmember Gordo, to approve the above appointment and vacation. (Motion unanimously carried) (Absent: Councilmember Holden)

Councilmember Gordo was
excused at 9:05 p.m.

Vice Mayor Little inquired concerning a newspaper article related to applications of the Commissioners being privileged and not subject to public records and suggested modifying the form to show that the information provided is public record.

Councilmember Gordo
returned at 9:08 p.m.

The City Attorney responded that it recently came to her attention that Commission applications are distributed to Council in their agenda packets, and based upon this new information, it would be appropriate to disclose the information upon a public records request. She noted her office would correct prior advice given concerning the matter, and the form could be modified.

STATUS REPORT ON REDISTRICTING TASK FORCE ACTIVITIES
Recommendation of Redistricting Task Force: This item is for information and Council feedback on the redistricting process.

Discussion ensued concerning communities of interest and the

possibility of a neighborhood association or a community of interest being split among two Council districts. Councilmember Little urged that the Task Force pay close attention to the issue of communities of interest and not splitting neighborhood associations. Councilmember Gordo expressed the view that there may be a benefit to a neighborhood association having two Council representatives and advocates on this body. Councilmember Little questioned if the Task Force considered communities of interest in the three conceptual proposals.

The City Clerk stated the proposals are the first three proposals presented to the Task Force by its consultant and she anticipated there would be additional proposals. She noted the Task Force has raised the issue as to whether there is a benefit to having a neighborhood association represented by two Councilmembers, and that's an issue the Task Force most likely will be taking to the public for input.

On order of the Mayor, the report was received and filed.

AUTHORIZATION TO AMEND CONTRACT WITH LAIDLAW TRANSIT SERVICES AND COACH USA TRANSIT SERVICES TO IMPROVE UPTOWN ARTS SERVICE

Recommendation of City Manager:

(a) Amend the contract with Laidlaw Transit Services (Contract No. 15,375 as amended) to allow for an increase of \$13,300 to provide an additional bus for the Uptown route from November 7, 2001 until November 30, 2001. (Contract No. 15,375-10)

(b) Amend the contract with Coach USA Transit Services to allow for an increase of \$48,700 to provide an additional bus for the Uptown route from December 1, 2001 to March 1, 2002. (Contract No. 17,789-2)

(c) Approve a journal voucher amending the Fiscal Year 2002 Operating Budget and appropriate \$62,000 from the unappropriated General Fund to the ARTS program (Fund No. 209). (Journal Voucher No. 2002-40)

Councilmember Haderlein inquired concerning the availability of the Uptown bus schedule.

The City Manager responded that the schedules will be distributed on December 3, 2001 and also in March 2002 when the new contractor begins.

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

Councilmember Gordo requested a report on the affect of the headways. The City Manager responded on December 3, 2001, the distribution will also display the headways.

INFORMATION ITEM

UPDATE ON POWER ISSUES AND THE IMPACT ON PASADENA CUSTOMERS (Oral report)

An update was provided during discussion of the item below.

**REPORTS AND
COMMENTS FROM
COUNCIL COMMITTEES**

**MUNICIPAL SERVICES
COMMITTEE**

PASADENA WATER AND POWER'S STRATEGIC RESOURCE PLAN; BUDGET AMENDMENT FOR ADDITIONAL CAPITAL EXPENDITURES AND ONE NEW FULL TIME EMPLOYEE (FTE); AND AMENDMENTS TO PROFESSIONAL SERVICES CONTRACT TO ACCELERATE LOCAL REPOWERING PROJECTS

Recommendation of City Manager:

(1) Adopt the Pasadena Water and Power ("PWP") Strategic Resource Plan for power resources ("Plan"), described in Attachment I of the agenda report, which includes recommendations for energy portfolio management and repowering PWP's local electric generators;

(2) Amend the Light and Power Fund Fiscal Year 2002 Capital Improvement Project (CIP) budget to include a new project entitled "Local Generation Repowering" with an estimated cost of \$85,781,324 over the next 5 years;

(3) Appropriate \$781,324 to the new CIP project from the unappropriated Light and Power Fund fund balance for anticipated FY 2002 expenditures;

(4) Amend the Fiscal Year 2002 Operating Budget to include the addition of one new Full Time Employee (Engineering Manager) in the Power Supply Business Unit to manage the construction and repowering projects in the Plan;

(5) Increase the not to exceed amount of the following contracts: Contract No. 17,494 with R. W. Beck in the amount of \$50,000 for a new not to exceed amount of \$195,000; Contract No. 14,166 with Parsons Engineering in the amount of \$70,000 for a new not to exceed amount of \$144,900; Contract No. 14,116 with CH2Mhill in the amount of \$75,000 for a new not to exceed amount of \$99,350, and Contract No. 14,063 with Air Kinetics Inc., in the amount of \$25,000 for a new not to exceed amount of \$49,750; and

(6) Grant exemptions from the competitive selection process of the Affirmative Action in Contracting Ordinance, pursuant to Pasadena Municipal Code Section 4.09.060, contracts for which the City's best interests are served, for Contract No. 14,116 with CH2Mhill and Contract No. 14,063 with Air Kinetics Inc. (Contract No. 17,494-1, Journal Voucher 2002-38)

Staff distributed an addendum (memorandum from the City Manager) detailing the recommendations of the Municipal Services Committee.

Councilmember Tyler, Chair of the Municipal Services Committee, introduced this item and reviewed the Committee's proposed modifications to the City Manager's recommendation, as follows:

For Recommendation 1, "Adopt the Pasadena Water and Power (PW) Strategic Resource Plan for power resources (Plan)":

- Elimination of the Broadway 2 emissions control retrofit project; and
- Acceleration of the local generation repowering projects to support a summer 2003 operations date for two new 45MW Combustion Turbines (CTs), rather than phasing in the second CT in FY 2006.

For Recommendation 2, "Amend the Light and Power Fund Fiscal Year 2002 Capital Improvement Project (CIP) budget . . .":

- The changes will reduce the estimated five-year CIP to \$81,781,324, but will increase capital expenditures in FY 2003 by approximately \$37 million.

Councilmember Madison was excused at 9:55 p.m.

Ms. Phyllis Currie, General Manager of Water and Power, reviewed the R.W. Beck study and provided a summary of the observations of the study, costs associated with the recommended project, and responded to questions.

Mr. Eric Klinkner, Business Unit Director, provided an overview of the Air Quality Management District permitting process for the proposed replacement equipment, and responded to questions.

The City Manager and Mr. Jay Goldstone, Director of Finance, responded to questions concerning funding and revenue sources for the project.

Councilmember Madison returned at 10:09 p.m.

It was requested that staff monitor the political and market climate and communicate to the Governor and State legislators that significant investments were made to the City's plant, should a decision be made to take the City's plant or system.

Mr. Kenneth Mellor, representing R.W. Beck, responded to questions concerning the study.

Following discussion, it was moved by Councilmember Streator, seconded by Councilmember Tyler, to approve the City Manager's recommendation. (Motion unanimously approved) (Absent: Councilmember Holden)

ORDINANCES ADOPTED

Councilmember Streator
was excused at 10:26 p.m.

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF PASADENA ESTABLISHED BY SECTION 17.08.040 OF THE PASADENA MUNICIPAL CODE TO CHANGE THE DESIGNATION FOR THE PROPERTY LOCATED AT 2685 EAST WASHINGTON BOULEVARD" (Ordinance No. 6878)

The above ordinance was adopted by the following vote:
AYES: Councilmembers Gordo, Haderlein, Madison, Tyler
Vice Mayor Little, Mayor Bogaard
NOES: None
ABSENT: Councilmembers Holden, Streator

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF PASADENA ESTABLISHED BY SECTION 17.08.040 OF THE PASADENA MUNICIPAL CODE TO CHANGE THE DESIGNATION OF THE PROPERTIES LOCATED AT 1703-1735 OUTPOST (Ordinance No. 6879)

The above ordinance was adopted by the following vote:
AYES: Councilmembers Gordo, Haderlein, Madison, Tyler
Vice Mayor Little, Mayor Bogaard
NOES: None
ABSENT: Councilmembers Holden, Streator

Councilmember Streator
returned at 10:27 p.m.

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17, THE ZONING CODE, TO ADD PD-25 VISTA DEL ARROYO BUNGALOWS AND TO RECLASSIFY CERTAIN PROPERTY KNOWN AS THE VISTA DEL ARROYO BUNGALOWS IN THE PS ZONING DISTRICT TO PD-25" (Ordinance No. 6880)

The above ordinance was adopted by the following vote:
AYES: Councilmembers Gordo, Haderlein, Madison, Streator,
Tyler, Vice Mayor Little, Mayor Bogaard
NOES: None
ABSENT: Councilmember Holden

INFORMATION ITEM

STATUS REPORT ON TREE REMOVAL (Oral Report)

The City Manager summarized the tree removal process and responded to questions.

It was requested staff review if the neighbor notification process for tree removal still applied.

The City Manager stated that she would follow up on that process.

PUBLIC COMMENTS
(Continued)

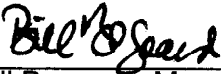
Ms. Serena-Marie Sanfilippo, Pasadena resident, congratulated Councilmember Gordo for passing the State Bar examination and requested assistance for finding an affordable apartment.

Mr. Peter Beam, Pasadena resident, spoke concerning public restrooms being locked during a recent public meeting, removal of shopping carts, and the need for removal of a tree stump across from his residence at 2129 Casa Grande.

The City Manager responded the restrooms should remain open during meetings, and indicated that if in the future the restrooms are locked during a public meeting, City staff or security should be contacted for access. The City Manager offered to provide follow up regarding the removal of the tree stump.

The Mayor stated that Mr. Michael Wojciechowski, Kids Klub Pasadena, was present earlier and wanted to inform the Council of a fatal accident that occurred on Raymond Avenue on November 15, 2001 and noted the letter submitted to Council.

On order of the Mayor, there was a moment of silence and the regular meeting of the City Council adjourned in memory of Mr. Rufus Hightower at 10:48 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk
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11/19/2001