

CITY OF PASADENA
City Council Minutes
December 10, 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 Haderlein, Holden, Madison, Streator)

Due to lack of a quorum, the regular meeting recessed and the following closed session was not discussed:

**CITY COUNCIL CONSULTATION REGARDING POTENTIAL THREATS TO PUBLIC SERVICES OR FACILITIES pursuant to Government Code Section 54957
Consultation with Pasadena Police Department and Chief of Police**

On order of the Mayor, the regular meeting reconvened at 6:40 p.m.
The Pledge of Allegiance was led by Pasadena Weekly reporter Elizabeth Goold.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Paul Little
Councilmember Victor Gordo
Councilmember Steve Haderlein
Councilmember Chris Holden (Absent)
Councilmember Steve Madison (Arrived at 7:06 p.m.)
Councilmember Joyce Streator (Absent)
Councilmember Sidney F. Tyler, Jr.

Staff:

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

CEREMONIAL MATTERS

The City Clerk administered the oath of office to Cheryl L. Hubbard as member of the Commission on the Status on Women.

PUBLIC COMMENT

MR. ROBERT BOLLINGER, PASADENA RESIDENT, REGARDING THE CLOSURE OF BEADLE'S CAFETERIA ON LAKE AND COLORADO

Mr. Bollinger was not in attendance.

Mr. Roy Begley, Pasadena resident, spoke in opposition to Measure P on the March 5, 2002 ballot pertaining to a bond measure for Pasadena City College improvements.

Mr. Robert Wittry, Pasadena resident, spoke regarding the need to have practical public art projects.

CONSENT CALENDAR

ADDENDUM TO AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (AFSCME) MEMORANDUM OF UNDERSTANDING (MOU) TO IMPLEMENT SALARY INCREASES FOR VARIOUS CLASSIFICATIONS

Recommendation of City Manager: Adopt an Addendum to the 2000-03 Memorandum of Understanding (MOU) between the City of Pasadena and the American Federation of State, County and Municipal Employees, (AFSCME) Local 858. The Addendum provides for salary adjustments for the following classifications: Building Inspector, Senior Building Inspector, Senior Code Compliance Officer, Security Ranger, and Library Building and Security Aide. Authorize a journal voucher allocating funds set aside in the personnel reserves from the following funds: Sewer, Refuse, Water & Power and General. (Contract No. 17,490-1; Journal Voucher No. 2002-44)

AWARD OF A PURCHASE ORDER CONTRACT TO CALSENSE IN THE AMOUNT OF \$150,000 FOR THE PURCHASE AND IMPLEMENTATION OF A CENTRAL IRRIGATION SYSTEM

Recommendation of City Manager:

(a) Authorize the issuance of a purchase order contract to CALSENSE in the amount of \$150,000 for the purchase of a central irrigation control system. The proposed purchase is exempt from competitive bidding, pursuant to City Charter Section 1002(C), contracts for labor, material, supplies or services available from only one vendor.

(b) Grant this contract a partial exemption (vendor outreach only) from 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.

CLAIMS RECEIVED AND FILED

Claim No. 8897	William Featherly	\$ 476.68
Claim No. 8898	Norma Jean Beck	Unknown
Claim No. 8899	Karen Buchanan	10,000.00+
Claim No. 8900	Madelene Barnes	10,000.00+
Claim No. 8901	Connor Barnes	10,000.00+
Claim No. 8902	Michael L. Leyva	379.24
Claim No. 8903	Kara Hailele-Griffin	79.95
Claim No. 8904	Luis Rosales	2,485.22
Claim No. 8905	Tim Okamoto	1,442.63
Claim No. 8906	Reliant Energy Services, Inc. and Reliant Energy Power Generation, Inc.	Unknown

It was moved by Vice Mayor Little, seconded by Councilmember Haderlein, to approve the Consent Calendar. (Motion unanimously carried) (Absent: Councilmembers Madison, Streator, Holden)

**REPORTS AND
COMMENTS FROM
COUNCIL COMMITTEES**
FINANCE/AUDIT
COMMITTEE

**FOURTH QUARTER FY 2001 AND FIRST QUARTER FY 2002
INTERNAL AUDIT REPORTS**

Recommendation of City Manager: It is recommended that the following implemented reports for the fourth quarter of fiscal year ending June 30, 2001 and the first quarter of fiscal year ending June 30, 2002 be received by the City Council:

- Human Services/Recreation Cash Training
- Petty Cash Policy Review
- Citywide Petty Cash Audits

Vice Mayor Little, Chair of the Audit/Finance Committee, introduced the item.

Mr. Jay Goldstone, Director of Finance, summarized the agenda report and noted staff will be incorporating various suggestions by the Audit/Finance Committee for improved procedures.

The City Manager stated there were not horrendous findings with the audit, and noted there were a few places where procedures can be firmed up and improved.

Following brief discussion, it was moved by Vice Mayor Little, seconded by Councilmember Tyler, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Madison, Streater)

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

**SUMMARY OF REVIEW OF COMMISSIONS: PLANNING,
NORTHWEST, COMMUNITY DEVELOPMENT, CULTURAL
HERITAGE, DESIGN**

The City Manager summarized the agenda report.

Vice Mayor Little suggested the roles of the Project Area Committees (PACs) and the Northwest Commission be further reviewed with consideration as to how to make them more effective and meaningful to the people serving, or how to better accomplish the mission of these bodies.

Councilmember Gordo concurred with the Vice Mayor, and expressed concern that some of the redevelopment areas may be sunseting and there would be a loss of redevelopment dollars. He suggested merging the PACs with a reconfigured Northwest Commission to do two things: (1) keep some of the redevelopment funds in the city, and (2) to streamline the development process in Northwest Pasadena.

Councilmember Tyler concurred with Councilmember Gordo, and stressed the need to look at the value added of the advisory bodies during the commission review process. He suggested the focus of the Community Development Committee should be on two things: (1) economic development, particularly in the redevelopment areas, and (2) housing. He questioned the value added of the Northwest

Commission, and stressed the need for a coherent, understandable plan to implement for the Northwest area.

Councilmember Haderlein questioned whether additional costs are imposed by projects going through so many advisory bodies, whether it is significantly harder for a project to work through the process, and whether significant time is added to the process by the advisory body reviews.

In response to the questions raised by Councilmember Haderlein, the City Manager responded that she would review some projects that have gone through the process, and provide such information to Council in a subsequent report.

Councilmember Gordo discussed the value of the Northwest Commission and the forum it provides for residents, but noted there needs to be a focus for the Commission and it needs to be thought through so it is a stronger voice for the people and streamlines the development process for the Northwest. He noted by law there needs to be some type of a body that focuses on redevelopment areas.

Vice Mayor Little noted that in the commission survey responses, there was some frustration expressed by survey respondents regarding the roles of the advisory bodies. He noted some attention needs to be paid to ensure the advisory bodies are doing the work that Council needs them to do and also work required by law.

The Mayor noted that his understanding of new legislation this year is that cities and redevelopment agencies would have the option of extending the effective period of redevelopment projects for up to 10 years as a way of maintaining and continuing the potential benefits of the redevelopment process. He suggested Council may want to consider taking action on this in the future.

Following discussion, the City Manager summarized that the Project Area Committees and the Northwest Commission will be pulled for further review regarding streamlining their roles; information will be provided regarding the time and costs involved with these bodies under the current process; and the Committee Development Committee will be pulled for further review of its essential purpose and role, and whether there are overlaps in its responsibilities.

The Mayor opened the floor for public comment.

Mr. Robert Wittry, Pasadena resident, expressed concern that there are community issues which are not being addressed by the commissions; expressed the opinion that the Design Commission has expertise the Planning Commission does not have and the Design Commission is more qualified to deal with design issues; and noted that cultural heritage is a speciality. Regarding the

Councilmember Madison
arrived at 7:06 p.m.

suggestion the PACs and the Northwest Commission be combined, he noted the memberships on these bodies are substantially different as to representation. He stated that if the PACs and Northwest Commission are combined, there needs to be assurance that the various voices on these bodies are not watered down.

Vice Mayor Little was excused at 7:15 p.m.

In conclusion of this item, in addition to the follow-up referenced by the City Manager above, Councilmember Gordo requested staff provide background information on the sunseting of redevelopment areas; the importance of retaining redevelopment funding; and different options available for extending our redevelopment areas another 10 years. He stressed the need to have some type of advisory body focused on the Northwest area of the city.

APPOINTMENT OF MICHAEL R. BROWN

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

ORDINANCE ADOPTED

Vice Mayor Little returned at 7:20 p.m.

Adopt "AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA SUSPENDING SECTIONS 9.36.220 AND 9.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO LIMITATIONS ON HOURS OF OPERATION OF AMPLIFIED SOUND AND NOISE SOURCES FOR SPECIFIED HOURS AT THE ROSE BOWL ON JANUARY 23 AND 30, 2002 (GOLD CUP SOCCER TOURNAMENTS)" (Ordinance No. 6881)

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, Streater

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

PRELIMINARY APPROVAL OF THE ROBINSON PARK MASTER PLAN

Recommendation of City Manager:

(a) Approve in concept, the Robinson Park Master Plan (Attachment A of the agenda report) pending completion of the Environmental Review of the project;

(b) Amend the Capital Improvement Program to include the Robinson Park Implement Master Plan Project (Budget Account No. 78034); and

(c) Approve a journal voucher appropriating \$30,000 from the General Fund unappropriated fund balance to the Robinson Park - Implement Master Plan Project for completion of the environmental requirements. (Journal Voucher No. 2002-45)

Recreation and Park Commission Recommendation: On October 2, 2001, the Recreation and Park Commission recommended that the City Council support the recommended Robinson Park Master Plan.

The City Manager provided an overview of the agenda report and responded to questions. She also referred to a letter dated December 7, 2001, from Pasadena Unified School District (PUSD) Superintendent Percy Clark, Jr. urging Council to not eliminate the south end (Highland Plastics property) of Jackie Robinson Park as a possible future school site.

Ms. Julie Gutierrez, Acting Director of Public Works and Transportation, and Todd Holmes, Park Planner, presented the conceptual plan and explained the proposed improvements to the park, and responded to questions.

Discussion ensued regarding the acknowledgment that conceptual approval and an estimate of costs is not a commitment of funds; and the need for the Board of Education to make a decision as to whether the Highland Plastics property will be a school site.

The City Manager urged Council to grant conceptual approval of the Master Plan, noted a grant application for rehabilitation and development of a new recreation facility at Robinson Park cannot be completed until the Environmental Impact Report (EIR) is completed. She stressed the need to move forward with the environmental work that is being recommended for funding.

Discussion ensued and concern was expressed that the City not hold the Highland Plastics property for an extended period of time waiting for the School District to decide whether it will be a site for a new Northwest school; the need to set a decision date for the School District as to whether it will use the Highland Plastics property; concern that the School District submitted a letter dated December 7, 2001, when the City has been considering this Master Plan for some time; and whether this site is a priority site for a new Northwest school.

In response to questions regarding field usage, the City Manager offered to provide Council with information on field usage.

The City Manager responded to questions regarding the process for amending the conceptual Master Plan and amending the Environmental Impact Report (EIR) if it is determined that the School District needs the Highland Plastics property for a new school, and responded to general questions regarding the master planning process for City parks. She stated Councilmember Haderlein had requested that information regarding all the Master Plans be pulled out of the Capital Improvement Program (CIP) budget, and noted this information will be provided in an informational letter to Council. In response to additional questions, the City Manager noted that when the EIR is brought to Council, she will provide information regarding estimated increased operating costs and capital expenses.

The following persons spoke in support of the Master Plan:

Mr. Gregory W. Mosley, Chair, Robinson Park Master Plan
Advisory Committee
Mr. Robert Wittry, Pasadena resident
Ms. Joan Chin, member of Sunset Oaks Neighborhood
Association
Ms. Henreen Nunley, Pasadena resident

Ms. D. J. Crawford, Pasadena resident, raised questions regarding who are the students returning to the School District, and from where do they come.

Ms. Crawford was directed to ask such questions to the Board of Education.

In response to a question, the City Manager noted that the EIR will come to Council in six months.

MOTION

Following discussion, it was moved by Councilmember Gordo, seconded by Vice Mayor Little, to approve the City Manager's recommendation, as amended to reflect the City is receptive to a proposal from Pasadena Unified School District to utilize the Highland Plastics property as a school site. The decision of the School District regarding the Highland Plastics property must be received within 6 months.

The City Manager noted that the EIR will not contemplate use of the park (on the southern end) as a school site. She noted that if the School District indicates they want the Highland Plastics property for a school, then the Master Plan and EIR will need to be amended, but will not need to start over again, and the associated cost in amending the EIR is between \$10,000 - \$15,000.

Further discussion ensued regarding possible instructions in the future in asking the School District to reimburse the City for such costs if the EIR needs to be amended, and possible reimbursement from the School District to the City's General Fund for the purchase of the Highland Plastics property. It was noted that the pending motion is not addressing financing/reimbursement issues this evening under the alternative use for the park land, and is a matter which may need to be further addressed in the future if the School District needs the site.

Vice Mayor Little stressed the need to address the short-term and long-term issue of funding this project to completion, and the need to be diligent in this commitment and seek all possible sources of revenue for this Master Plan.

VOTE ON THE MOTION

Vote on the motion:

AYES: Councilmembers Gordo, Haderlein, Madison, Tyler,
Vice Mayor Little, Mayor Bogaard

NOES: None

ABSENT: Councilmember Holden, Streator

PUBLIC HEARING

**PUBLIC HEARING: MODIFICATION OF VARIANCE NO. 11319,
THE RAYMOND THEATER, AT 121- 129 NORTH RAYMOND
AVENUE**

City Manager's recommendation: It is recommended that after a public hearing:

- (1) Recertify the Raymond Theater Final Environmental Impact Report (FEIR) and certify the Addendum to the Revised Final Environmental Impact Report (Attachment A of the agenda report);
- (2) Adopt Revised Findings of Fact and the Statement of Overriding Considerations (Attachment B of the agenda report).
- (3) Adopt the mitigation monitoring program and adopt a de minimus finding as required by California Fish and Game Code 711.4 (d)(1) and Title 14, California Fish and Game Code 711.4(d)(1) and Title 14, California Code of Regulations, Section 735.5(a)(3) as contained in the March 26, 2001 agenda report; and
- (4) Adopt the variance findings and conditions of approval contained in the March 26, 2001 agenda report to the City Council and approve the proposed variances.

Mayor Bogaard opened the public hearing.

The City Clerk reported the notice of public hearing was published on November 30 and December 7, 2001, in the Pasadena Star News, and published on December 6, 2001 in the Pasadena Journal; on November 26, 2001, 46 notices were posted and 115 notices were mailed; one letter in support of the City Manager's recommendation was received; seventeen letters in opposition to the City Manager's recommendation and in support of the Raymond Theater were received.

The City Manager introduced the item.

Mr. Denver Miller, Zoning Administrator, summarized the agenda report and provided an overview of the proposed project.

The City Manager briefed the Council on the issue of affordable housing. She noted it was staff's intent to bring to Council this evening the exact same recommendation that had been prepared for a March 26, 2001 report to Council, which said report was included in Council's agenda packet this evening. She noted this recommendation did not include an affordable housing requirement, as that ordinance was not in effect at that time. She stated the new agenda report prepared for this evening recommends four units, or six percent, affordable housing units because the ordinance is now in effect and it falls within the criteria of the ordinance of already having land use approvals made. The City Manager stated that in

reviewing this issue, it does not appear to be fair, and staff's intent is to recommend that the project be identical to what was recommended to Council in March, and that would not include the four units of affordable housing.

The City Attorney responded to questions from Council.

Ms. Laura Stetson, environmental consultant with Cotton/Bridges and Associates, discussed the Migration Monitoring Program and what it is intended to do.

The following people spoke in support of the City Manager's recommendation:

- Mr. Gene Buchanan, applicant/theater owner
- Mr. Steve Nakada, Nakada and Associates, architect for the proposed project
- Mr. Scott Jenkins, legal counsel for the applicant
- Mr. Scott Johnson, Pasadena resident and businessman
- Mr. James Plotkin, Pasadena resident
- Mr. Eric Kramer, representing Essex Property Trust, and partner with Mr. Buchanan for property at 155 N. Raymond Avenue
- Mr. Bob Hunt, Chairman of the Pasadena Chamber of Commerce
- Mr. Robert Twist, San Marino resident
- Mr. Nat Read, Pasadena resident
- Mr. William B. Christian, Pasadena resident and businessman
- Ms. Marsha Rood, Pasadena resident
- Ms. Hanna Wood, Old Pasadena property owner
- Mr. Donald Crumrine, San Marino resident

The following people spoke in opposition to the City Manager's recommendation, and in favor of preservation of the Theater:

- Mr. Robert Wittry, Pasadena resident
- Ms. Nancy Parry, Montrose resident
- Mr. Philip Salvatti, Pasadena resident
- Ms. Roxane Frampton, Pasadena resident, read and submitted a letter from Annette Blain, Associate Director of University of Southern California Special Event Services
- Ms. Gina Zamparelli, former manager and concert promoter and former City financial feasibility consultant for the project, and representing Friends of the Raymond Theater
- Ms. Rosie Pieters, Duarte resident, read and submitted a letter from Alex Hodges, Vice President, House of Blues
- Mr. Larry Herbst, Pasadena resident, read and submitted a letter from Watt Commercial Properties
- Ms. Catherine O'Brien, Pasadena resident, read excerpts from letters of two corporate sponsorship brokers, I.E.G. and the Cavana Group
- Ms. Carolyn Dimmitt, Long Beach resident and graduate student in history

Mr. Jorge Mena, Jr., Pasadena resident and vice president of a Pasadena lending institution
Mr. Alvaro Sandoval, El Monte resident
Ms. Andrea Zamparelli, Pasadena resident and representing Friends of the Raymond Theater
Mr. John M. Woodburn, Pasadena resident and attorney
Mr. Thaddeus O'Shea, Pasadena resident
Ms. Patricia Ferber, Pasadena resident and sculptor, and representing musician David Lee Roth, read and submitted a letter from Mr. Roth
Mr. Jim Lockett, Temple City resident
Mr. Robert Frampton, Pasadena resident
Ms. Brandi Shawn, Rosemead resident
Ms. Sue Mossman, Pasadena resident, submitted letters from Pomona Heritage and the National Trust
Ms. Mitzi March Mogul, President, Art Deco Society of Los Angeles
Mr. Eric Chavkin, Los Angeles Historic Theater Foundation
Mr. Peyton Hall, Pasadena resident, submitted a letter from Ms. Susan Brandt-Hawley, attorney in environmental and preservation law
Mr. Theodore R. Gooding, Sr., Pasadena resident and Director of the Theatre Historical Society of America, submitted his written comments
Ms. Carmen Balas, Pasadena resident
Mr. Raymond Dashner, Pasadena resident
Mr. Richard Becker, Pasadena resident
Mr. John Subee, concert and festival promoter
Mr. Jonathan Vos Post, Pasadena resident and representing Forecast Foundation
Mr. Hector Aristizabal, Pasadena resident
Ms. Catherine Phelps, Pasadena Heritage
Ms. Renee Rubalcava, Pasadena resident, submitted petition with 616 signatures in favor of preserving the Raymond Theater
Ms. Vivian Bardot, Pasadena resident and professional recording artist
Ms. Trudi Sandmeier, Preservation Advocate with the Los Angeles Conservancy
Mr. Jon Olivan, West Coast Liaison for the League of Historic/American Theatres
Ms. Veronika Median, Pasadena resident and promoter
Ms. Tracy Wallace, North Hollywood resident and professional fundraiser
Mr. Bill Gifford, North Hollywood resident, representing guitarist Slash
Mr. Robert W. Nudelman, President, Hollywood Heritage
Mr. Dale Trader, Pasadena resident and past chair and former member of the Pasadena Cultural Heritage Commission
Ms. Renee Morgan-Hampton, Pasadena resident

Mr. Tom Paradiso, Los Angeles resident and member of the original blue ribbon panel to evaluate retention/reuse of the Raymond Theater

Mr. Dan McIntire, President, Pomona Heritage, read his letter of support

Mr. Scott Jenkins was provided an additional opportunity to make closing remarks in support of the project.

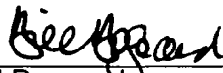
Following Council discussion, it was moved by Councilmember Tyler, seconded by Councilmember Haderlein, to close the public hearing. (Motion unanimously carried) (Absent: Councilmembers Holden, Streator)

In the absence of two Councilmembers, there was general consensus to continue Council discussion of this matter to the meeting of January 7, 2002.

The Mayor noted the absent Councilmembers will be provided with the video tape of this meeting to be reviewed in advance.

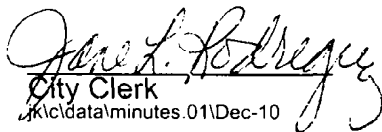
The City Attorney reminded Council the public hearing has been closed, and Council should not consider any additional information outside this meeting.

On order of the Mayor, the regular meeting of the City Council adjourned at 11:29 p.m.



Bill Bogaard
Mayor

ATTEST:



Jane L. Rodriguez
City Clerk
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