

CITY OF PASADENA  
City Council Minutes  
January 14, 2002 - 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 5:45 p.m. (Absent: Councilmember Holden, Vice Mayor Little)

On order of the Mayor, the regular meeting of the City Council recessed at 5:45 p.m., to discuss the following closed sessions:

Vice Mayor Little arrived at 5:52 p.m.

Councilmember Holden arrived at 5:57 p.m.

**CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6**  
**Agency Negotiators: Karyn Ezell, Steve Lem**  
**Employee organizations: Pasadena Police Officers Association and Pasadena Police Sergeants Association**

**CITY COUNCIL CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code Section 54956.8**  
**Property: 300 West Green Street**  
**Agency Negotiator: Richard Bruckner**  
**Negotiating parties: Legacy Partners**

The above closed sessions were discussed, with no action reported.

On order of the Mayor, the regular meeting of the City Council reconvened at 6:55 p.m. The Pledge of Allegiance was led by Vice Mayor Little.

**ROLL CALL:**

Councilmembers:

Mayor Bill Bogaard  
Vice Mayor Paul Little  
Councilmember Victor Gordo  
Councilmember Steve Haderlein  
Councilmember Chris Holden  
Councilmember Steve Madison  
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**

The City Clerk administered the oath of office to Mr. Michael Warner II as Accessibility and Disability Commissioner; Steve

Wesson as Recreation and Parks Commissioner; and Peter J. Wong as Code Enforcement Commissioner.

Alhambra Police Chief Larry Lewis gave recognition and presented an award to Pasadena Police Chief Bernard Melekian for his outstanding service as President of the Los Angeles County Police Chief's Association.

**PUBLIC COMMENT**

**MR. ROBERT HERNANDEZ, REPRESENTING MADISON OAKLAND NEIGHBORHOOD ASSOCIATION, REGARDING CEASE OPERATIONS OF THE RECYCLING CENTER AT LOS ROBLES AVENUE AND VILLA STREET**

Mr. Hernandez noted the applicants for the Recycling Center have withdrawn their Conditional Use Permit application. He questioned what is the City doing to cease operations.

The City Attorney provided a brief update on this issue, noting no written communication has been received from the Recycling Center with regards to a date to cease operations.

The City Manager noted if a written communication is received, she would make it available to the Association and to the City Council.

Councilmember Madison was excused at 7:23 p.m.

Mr. Roy Begley, Pasadena resident, spoke on the subject of rapid rail trains.

Mr. Daniel Sanchez, Pasadena resident, submitted and read a prepared statement regarding the persecution of Falun Gong practitioners. He urged Council to issue a proclamation condemning these actions. Mr. Sanchez noted this issue was presented to the Human Relations Commission and the Commission will make a decision at its February 5 meeting.

Following a brief discussion, it was the consensus of Council to defer further discussion on this issue until after February 5.

Mr. Tim Wendler, Pasadena resident, discussed the accomplishments of Councilmember Holden and spoke in opposition to a recall effort against the Councilmember.

Mr. Robert Wittry, Pasadena resident, spoke on the topic of ugly structures and design review requirements.

**CONSENT CALENDAR**

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH THE HERITAGE CLINIC (FORMERLY KNOWN AS THE CENTER FOR AGING RESOURCES), A CALIFORNIA NON-PROFIT CORPORATION TO OPERATE THE ELDER ABUSE OUTREACH AND ADVOCACY PROGRAM**

**Recommendation of City Manager:**

(a) Authorize the City Manager to enter into a contract with the

Heritage Clinic in an amount not to exceed \$85,000 without competitive bidding pursuant to City Charter 1002(F), contracts for professional or unique services, to operate the Elder Abuse Outreach and Advocacy Program; and

(b) Grant the proposed contract an exemption from the competitive selection process of the Affirmative Action in Contracting Ordinance, pursuant to Section 4.09.060(C), contracts for which the City's best interests are served. (Contract No. 17,876)

**TRANSFER OF SURPLUS PROPERTY (COMPUTERS) TO ABILITYFIRST**

**Recommendation of City Manager:** It is recommended that the City Council authorize the transfer of ten surplus personal computers to AbilityFirst. It is further recommended that the City Council, based upon the information contained herein, find that a public purpose is served by exempting the proposed transfer from the provisions of the Surplus Equipment and Goods Ordinance, Pasadena Municipal Code Chapter 4.04, pursuant to Section 4.04.080.

**INCREASE CONTRACT NO. 16,769-1 FOR CROSSING GUARD SERVICES WITH PASADENA UNIFIED SCHOOL DISTRICT FOR FISCAL YEAR 2001**

**Recommendation of City Manager:**

(a) Authorize the City Manager to reimburse the Pasadena Unified School District \$13,092 for crossing guard services rendered during the 2000-2001 school year increasing the total contract award to \$125,786; and

(b) Appropriate \$13,092 from the General Fund unappropriated fund balance to Account No. 8114-101-952100. (Journal Voucher No. 2002-47)

**APPROVAL OF MINUTES**

November 19, 2001  
November 26, 2001 (Cancelled)

**CLAIMS RECEIVED AND FILED**

Claim No. 8923	Yin Pun Wong	\$	Unknown
Claim No. 8924	Yin Yung Wong		Unknown
Claim No. 8925	Marion Ruth Pattenson		3,000.00
Claim No. 8926	Mei-Ya Lin		Unknown
Claim No. 8927	Laidlaw Transit		2,292.81
Claim No. 8928	Viannie V. Liban		552.00
Claim No. 8929	Patricia A. Harris		340.00

**PUBLIC HEARING SET**

March 4, 2002, 8:00 p.m. - Revenue Rate Increases - Grandstand Permit Application, Rose Bowl Admission Tax, New Year's Day Related Business

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

**OLD BUSINESS**

**REVIEW OF FY 2000-01 ADVISORY BODY ANNUAL REPORTS  
AND FY 2001-2002 WORKPLANS**

- (a) Accessibility and Disability Commission
- (b) Affirmative Action Commission
- (c) Arts Commission
- (d) Code Enforcement Commission
- (e) Commission on the Status of Women
- (f) Community Development Committee
- (g) Cultural Heritage Commission
- (h) Design Commission
- (i) Fair Oaks Avenue Project Area Committee
- (j) Human Relations Commission
- (k) Human Services Commission
- (l) Library Commission
- (m) Northwest Commission
- (n) Old Pasadena Parking Meter Zone Advisory Commission
- (o) Pasadena Center Operating Company
- (p) Pasadena Community Access Corporation Board
- (q) Pasadena Sister Cities Committee
- (r) Planning Commission
- (s) Recreation and Parks Commission
- (t) Rose Bowl Operating Company (report not submitted as of 1/8/02)
- (u) Senior Commission
- (v) South Lake Parking Place Commission
- (w) Transportation Advisory Commission
- (x) Utility Advisory Commission

Mayor Bogaard noted this item was agendaized in the event there are Commissions which members of Council would like to schedule for a more detailed discussion.

In response to questions, the City Manager clarified the following Commissions are scheduled to come back to Council in February for further review: Community Development Committee, the Fair Oaks Avenue Project Area Committee, the Northwest Commission, the Human Relations Commission, the Affirmative Action Commission, Utility Advisory Commission, and Code Enforcement Commission.

Mr. Robert Wittry, Pasadena resident, expressed concern that some of the commissions don't show attendance records for the last quarter; concern with commission vacancies; and concern with absences and the lack of quorum at commission meetings. He stressed the need for a parking commission for the civic center area, the need to give higher weight to what commissions recommend; and the need for funding for priorities in workplans.

Councilmember Haderlein requested the Recreation and Parks Commission and the Transportation Advisory Commission workplans be pulled out for further review.

There was no objection to Councilmember Haderlein's request.

Councilmember Tyler requested the Utility Advisory Commission be referred to the Municipal Services Committee.

There was no objection to Councilmember Tyler's request.

MOTION

Following a brief discussion, it was moved by Councilmember Gordo, seconded by Councilmember Haderlein, to refer the Northwest Commission and the Fair Oaks Avenue Project Area Committee to the Economic Development Committee.

Councilmember Holden noted this has been going on for some time now, that a lot of issues have been raised at the Committee level, and stressed the need to discuss this at the Council level.

Councilmember Haderlein noted he had seconded the motion, and will vote against it, indicating he prefers having the Chairs make one appearance.

VOTE ON MOTION

Vote on the motion:

- AYES: Councilmember Gordo, Streater, Tyler
  - NOES: Councilmembers Haderlein, Holden, Vice Mayor Little
  - ABSENT: Councilmember Madison
  - ABSTAIN: Mayor Bogaard
- (Motion failed)

Councilmember Holden requested the Chairs receive notification when these issues come back before Council.

It was the consensus of Council that the Mayor is to send a letter to the Chairs commending them for their work.

On order of the Mayor, the reports were received and filed with the exception of those reports to be furthered reviewed.

**RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

**STATUS UPDATE ON TRANSIT FUNDING PROJECT FOR FULL EXPANSION OF THE AREA RAPID TRANSIT SYSTEM (ARTS) (Oral Report from Transportation Advisory Commission)**

Mr. Richard McDonald, Commissioner, Transportation Advisory Commission (TAC), reviewed and distributed a handout of the project schedule, and responded to questions from Council.

Mr. Robert Wittry, Pasadena resident, suggested full funding of Route 40 (to serve Orange Grove Boulevard and Villa Street). He expressed opposition to having coin boxes on the buses.

Mr. Mac Donald responded that TAC is looking at charging a fare, as that would be a revenue source.

Councilmember Gordo suggested if a fee is charged, that TAC look at the bus passes the City subsidizes for the School District, and look at not subsidizing for the MTA buses, and using those revenues to help subsidize the ARTS bus system instead.

There was no formal action taken on this item.

## PUBLIC HEARINGS

### **CONTINUED PUBLIC HEARING: PROPOSED GENERAL PLAN AMENDMENT AND ZONE CHANGE FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF LINCOLN AVENUE AND MONTANA STREET**

#### **Recommendation of City Manager:**

- (1) Approve the Initial Environmental Study and Negative Declaration (Attachment 1 of the agenda report);
- (2) Approve the De Minimis Impact Finding on the State Fish and Wildlife Habitat (Attachment 2 of the agenda report);
- (3) Adopt the findings that the zone change from RS-6 (Single-family Residential, 6 dwelling units/net acre) to CG-1 (General Commercial, Lincoln Corridor) and General Plan amendment from Low Density Residential (0-6 dwelling units/net acre) to General Commercial are consistent with the goals and objectives of the General Plan and the purposes of Title 17 as outlined in the body of the report;
- (4) Approve the General Plan amendment from Low Density Residential (0-6 dwelling units/net acre) to General Commercial;
- (5) Approve the Zone Change from RS-6 (Single-family Residential, 6 dwelling units/net acre) to CG-1 (General Commercial, Lincoln Corridor) zoning district (Attachment 5 of the agenda report);
- (6) Adopt a resolution (Attachment 7 of the agenda report) approving a General Plan amendment from Low Density Residential (0-6 dwelling units/net acre) to General Commercial as shown on the map (Exhibit A of the agenda report);
- (7) Direct the City Clerk to file a Notice of Determination and a Certificate of Fee Exemption for the California Department of Fish and Game, with the Los Angeles County Recorder (Attachment 3 of the agenda report); and
- (8) 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 from RS-6 (Single-family Residential, 6 dwelling units/net acre) to CG-1 (General Commercial, Lincoln Corridor).

**Recommendation of the Planning Commission:** The Planning Commission reviewed the proposal at the November 14, 2001 meeting. Following the public hearing, the Commission unanimously recommended approval of the General Plan amendment and zone change. (Resolution No. 8072)

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on December 3 and 14, 2001 in the Pasadena Star News and on

December 6, 2001 in the Pasadena Journal; 45 copies of the notice were posted and 63 copies of the notice were mailed on November 26, 2001; no letters were received.

Mr. Lanny Woo, Associate Planner, summarized the report.

Ms. Jaylene Mosley, owner of the subject property, distributed and reviewed a handout of Goals, Criteria and Considerations for the project, and submitted a petition with 102 signatures in support. She responded to questions.

The following individuals spoke in support:

Ms. Celestine McFearke Walker, President of Neighborhoods Acting Together Helping All

Ms. Gregory Mosley, President of W.D. Edson Neighborhood Association

Ms. Emina Darakjy, President of East Arroyo Residents Association, distributed a handout.

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

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

**PUBLIC HEARING: TRANSFER OF JURISDICTION OF PROPERTIES BETWEEN PASADENA WATER AND POWER AND CITY OF PASADENA FOR PROPERTY AT 1415 N. RAYMOND AVENUE AND 172 E. VILLA STREET AND APPROVE A 50-YEAR LEASE AMENDMENT FOR PASADENA AREA YOUTH COUNCIL DOING BUSINESS AS OMOWALE UJAMAA SCHOOL, ALSO KNOWN AS NORTHWEST COMMUNITY EDUCATIONAL CENTER, AT 1415 N. RAYMOND AVENUE**

**Recommendation of City Manager:** It is recommended that the City Council:

(1) Adopt a resolution that transfers jurisdiction of the City-owned property at 172 E. Villa Street to Pasadena Water and Power (PWP) to become a part of the Villa Substation and that transfers to the City the former La Pintoresca Substation at 1415 N. Raymond Avenue currently occupied by Omowale Ujamaa School/Northwest Community Educational Center (OUS) and under PWP jurisdiction.

(2) Adopt a resolution:

(a) Affirming that the real property at 1415 N. Raymond Avenue is serving a public purpose through its lease to the OUS, which provides human, social, and educational services to the community.

(b) Finding and determining that the property at 1415 N.

Raymond Avenue with regard to the lease extension and improvements proposed by the OUS is categorically exempt (Class 1) from environmental review pursuant to the guidelines of the California Environmental Quality Act, CEQA guidelines (Section 15301, Existing Facilities).

(c) Finding and determining that the lease amendment, conditionally extending the term to 50 years without competitive bidding, will achieve an extraordinary and overriding public benefit.

(d) Approving the terms and provisions of the lease amendment, which includes conditions that the new 50-year term is subject to OUS obtaining all necessary entitlements for the proposed construction, and that OUS: (1) continue significant public benefits to the Pasadena community; (2) provide proper maintenance of the property for the term of the lease, and (3) provide proof that the remaining Community Development Block Grant (CDBG) grant funds totaling \$211,000 are sufficient to cover the cost of the proposed improvements prior to commencement of construction, and that if additional funds are required, sufficient funds shall be raised within two years from the date of Council authorization, or the lease will revert to the current terms.

(e) Authorizing the City Manager to execute the Lease Amendment and all other documents pertaining thereto and to perform such other and further acts as required under the Lease Amendment. (Resolution No. 8073; Resolution No. 8074; Contract No. 13,836-1)

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on January 3, 2002 in the Pasadena Journal. No posting or mailing was required; no letters were received.

Mr. Richard Bruckner, Director of Planning and Development, summarized the report.

There was no public comment.

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

Councilmember Tyler pointed out the address on the resolution approving the transfer of jurisdiction of the property should read 172 and not 712 E. Villa Street.

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

**RECOMMENDATIONS  
FROM OFFICERS AND  
DEPARTMENTS**

**DISCUSSION REGARDING AFFORDABLE HOUSING  
(Councilmember Holden)**



Councilmember Holden introduced this item, stating he wanted an opportunity for the Council to reflect on some long-range planning relative to this particular item. He indicated a need to entrust this issue to stakeholders in the community, and the need to structure a blue ribbon committee, task force, or ad hoc committee to address this issue and come back to Council with recommendations.

Councilmember Streater informed Council a group of individuals representing ten organizations have held a series of meetings on this issue. She briefly discussed what has evolved from these meetings, and discussed the group's recommendation for a community forum.

Various Councilmembers spoke in support of holding a community forum, and in support of creating a task force to study this issue further and bring recommendations to Council.

Councilmember Holden requested staff provide Council with a report on the types of issues being discussed by the group.

Councilmember Haderlein stressed the need to set a number goal for affordable housing.

Vice Mayor Little indicated he would like to see an end date for the task force, with some kind of plan expected.

Councilmember Gordo requested the group add to their work a review of how they think the Inclusionary Housing Ordinance has been used and what the benefit has been.

Mayor Bogaard distributed and discussed a handout regarding the Santa Fe Affordable Housing Roundtable, and spoke in support of a long term and ongoing approach.

The following individuals spoke on this item:

Mr. Robert Wittry, Pasadena resident, spoke in support of having a group of people that addresses all parts of this issue. He spoke in support of affordable housing and against concentration of low income housing in small areas of the City.

Ms. Jennifer Nichols, Pasadena resident, called for smart affordable housing, suggested seeking out developers willing to pursue lower density mixed income housing, and stressed the need to distribute affordable housing throughout the City.

Councilmember Holden stated, for the record, his focus on this isn't just for his district, or for the Northwest in trying to figure out a policy for the area he lives in. He noted this discussion is one Council believes in, and whatever comes out of this discussion will be a citywide policy. He referred to the forum, the need to work

together, and encouraged making accommodations for State and County elected officials to be part of this discussion.

Following discussion, the City Manager suggested the following process: proceed with the group that is now meeting and with the forum; staff to provide Council with a written update regarding the membership of the group and what they are doing; make sure there is community outreach; look at the forum for framing the issues that need to be addressed, and use the forum for a brainstorming session; that a report come back to Council after the forum with more specifics as to the responsibilities and issues that need to be addressed by the task force; constitute the group that Councilmember Holden suggested, after the forum, setting a specific time line for the task force to address the Council. She further noted staff will provide Council with a written report with information on the forum.

There was Council consensus to proceed with the process as outlined by the City Manager.

Councilmember Holden suggested Mr. Stephanos Polyzoides be involved in the process.

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 10:07 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 10:08 p.m. (Absent: Councilmember Madison)

ORDINANCES ADOPTED

**AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17, "THE ZONING CODE," OF THE PASADENA MUNICIPAL CODE, TO INCLUDE THE USE CLASSIFICATIONS "RESEARCH AND DEVELOPMENT - OFFICE AND RESEARCH AND DEVELOPMENT - NON-OFFICE" INTO THE LAND USE SCHEDULES FOR THE CO, CL, CG, IG, CD, DISTRICTS AND TO ALLOW THROUGH A MINOR CONDITIONAL USE PERMIT FOR THIS USE TO EXCEED THE HEIGHT LIMIT BY UP TO 10 FEET AND TO EXCEED THE MAXIMUM ALLOWABLE APPURTENANCE COVERAGE BY UP TO 50 PERCENT"** (Introduced by Councilmember Gordo) (Ordinance No. 6882)

The above ordinance was adopted by the following vote:

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

NOES: None

ABSENT: Councilmember Madison

**"AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA AMENDING ORDINANCE NO. 6588 TO PROVIDE LOCAL DEVELOPMENT INCENTIVES TO ENCOURAGE**

**DEVELOPMENT OF RESEARCH AND DEVELOPMENT USES IN THE EXPANDED AREA OF THE PASADENA ENTERPRISE ZONE BY WAIVING AND REDUCING CERTAIN FEES AND TAXES”** (Introduced by Councilmember Streator) (Ordinance No. 6883)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Haderlein, Holden, Streator, Tyler, Vice Mayor Little, Mayor Bogaard

NOES: None

ABSENT: Councilmember Madison

**Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 4 OF THE PASADENA MUNICIPAL CODE TO PROVIDE A FULL OR PARTIAL WAIVER OF THE CONSTRUCTION TAX FOR RESEARCH AND DEVELOPMENT PROJECTS”** (Introduced by Councilmember Haderlein) (Ordinance No. 6884)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Haderlein, Holden, Streator, Tyler, Vice Mayor Little, Mayor Bogaard

NOES: None

ABSENT: Councilmember Madison

**INFORMATION ITEMS**

**PREDEVELOPMENT PLAN REVIEW FOR THE PROPOSED RESIDENTIAL AND RETAIL PROJECT AT EAST COLORADO BOULEVARD AND NORTH MADISON AVENUE (621 E. COLORADO BOULEVARD) WITHIN THE PASADENA PLAYHOUSE DISTRICT IN THE CENTRAL DISTRICT**

**Recommendation of City Manager:** The report is provided for information purposes only at this time.

The City Manager introduced this item.

Mr. Brian League, Project Planner, summarized the report and responded to questions.

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

**PREDEVELOPMENT PLAN REVIEW FOR THE PROPOSED RESIDENTIAL PROJECTS LOCATED AT 775 E. UNION ST. AND 128 N. OAK KNOLL WITHIN THE UNION ST. URBAN HOUSING DISTRICT OF THE CENTRAL DISTRICT SPECIFIC PLAN**

**Recommendation of City Manager:** The report is for information only at this time.

The City Manager introduced this item.

Mr. Brian League, Project Planner, summarized the report and responded to questions.

Mr. Richard Bruckner, Director of Planning and Development, responded to questions regarding parking requirements.

Councilmember Streator suggested staff also look at the ratio of "compact" spaces to regular spaces when updating the Zoning Zode.

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

**UPDATE REPORT REGARDING TIME WARNER TELECOM  
FIBER OPTIC BACKBONE LEASE AGREEMENT (Oral Report)**

Ms. Lori Sandoval, Information Technology Planning & Program Manager, provided a brief update on the lease agreement. She noted the lease agreement between the City and Time Warner Telecom has a breach of contract provision if the fiber goes unused for six consecutive months. She discussed Time Warner's interest in renegotiating certain areas of the contract and indicated they are in the process of putting together a proposal. She noted staff hopes to have the proposal from Time Warner later this month or early February.

The City Manager and Ms. Sandoval responded to questions.

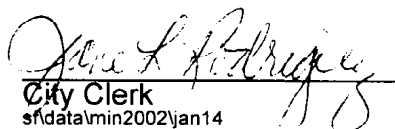
At the request of the Mayor, the City Manager was asked to provide an update report on a prior Telecommunications report and progress made on items detailed in that report. The update report is to go through the Economic Development and Technology Committee.

On order of the Mayor, the regular meeting of the City Council adjourned at 10:49 p.m.



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Bill Bogaard, Mayor  
City of Pasadena

ATTEST:



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City Clerk  
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