

CITY OF PASADENA  
City Council Minutes  
December 16, 2002 – 5:30 P.M.  
City Hall Council Chamber

REGULAR MEETING

**OPENING:**

Mayor Bogaard called the regular meeting to order at 5:58 p.m.  
(Absent: None)

On order of the Mayor, the regular meeting recessed at 5:58 p.m., to discuss the following closed sessions:

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

**Property:** 270 East Orange Grove Boulevard  
**Negotiating Party:** Los Angeles Community Design Center  
**Agency Negotiators:** Richard Bruckner, Brian League  
**Under Negotiation:** Price and terms

The above closed session item was discussed, with no reportable action.

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION pursuant to Government Code Section 54956.9(a)**

**Name of Case:** Kneisel v. City of Pasadena,  
**L. A. Superior Court Case No. BS079863**

The above closed session item was not discussed.

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION pursuant to Government Code Section 54956.9(a)**

**Claim Nos.: 9132, 9152, 9153, 9154, 9163, 9170**

The above closed session item was discussed, with no reportable action.

**CITY COUNCIL CONFERENCE REGARDING PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code 54957**

**Title:** City Manager

The above closed session item was not discussed.

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION pursuant to Government Code Section 54956.9(b): One potential case**

The above closed session item was discussed, with no reportable action.

On order of the Mayor, the regular meeting reconvened at 6:51 p.m. The Pledge of Allegiance was led by Councilmember Streator.

**ROLL CALL:**

Councilmembers:

Mayor Bill Bogaard  
Vice Mayor Paul Little  
Councilmember Victor Gordo  
Councilmember Steve Haderlein (Returned at 7:01 p.m.)  
Councilmember Chris Holden  
Councilmember Steve Madison  
Councilmember Joyce Streator  
Councilmember Sidney F. Tyler, Jr.

Staff:

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

**CEREMONIAL MATTERS**

Councilmember Haderlein  
returned at 7:01 p.m.

Mr. Dave Davis, Tournament of Roses Association Executive Committee member, provided a brief history of the Association's Student Ambassador Program, and introduced Mr. Gene Gregg, Committee Chair for the Program.

Mr. Gregg described the Student Ambassador Program, and recognized students from various local Pasadena schools who were currently participating in the Program.

The Mayor thanked the Tournament of Roses for providing students with this opportunity in volunteerism.

The Mayor recognized members of the Pasadena Panthers Football and Flag Teams.

Ms. Rhonda Graves, parent volunteer for the Panthers, presented Patsy Lane, Director of Human Services and Recreation Department, with a first place trophy won in competition by the Peewee Cheerleading Squad, and commented on the sportsmanship and academic achievement of the Panthers team members.

Councilmember Streator commended Ms. Graves for her work on behalf of the Panthers and in the organization and coordination of the National Invitational Cheerleading Competition that had been held at Occidental College.

The Mayor recognized the relinquishment of Arroyo Parkway by the California Department of Transportation (Caltrans) to the City of Pasadena.

Mr. Doug Failing, Caltrans District 7 Director, presented Julie Gutierrez, Director of Public Works Department, with a check in the amount of \$6,440,000, and acknowledged the work of Dan Rix and Gil Weiss with the Public Works Department for their work on the transfer negotiations.

Councilmembers Holden and Streater commended the Water and Power Department for the City-sponsored exchange program held at Robinson Park for the distribution of energy-saving lamps to low-income residents.

The City Manager commented on energy conservation efforts in the City.

**PUBLIC COMMENT ON  
MATTERS NOT ON THE  
AGENDA**

Mr. Robert Wittry, Pasadena resident, requested Council revisit various City specific plans, and expressed concerns regarding issues involved with the specific plan process, density, open space, and public safety.

Councilmember Holden clarified that the Fair Oaks/Orange Grove Specific Plan had downsized the number of units allowed in that area.

Ms. Denise Jones, Northwest Commission Chair, announced the 2nd Annual Northwest Renaissance: *Great Art-Great Music-Great People*; described the free, one-day community event to be held on December 28, 2002 at Robinson Park and the Jackie Robinson Center; and provided a handout about the event.

**REPORTS AND COMMENTS  
FROM COUNCIL  
COMMITTEES**

**PUBLIC SAFETY COMMITTEE**

**DIRECT THE CITY ATTORNEY TO PREPARE AN ORDINANCE THAT WILL REQUIRE BUSINESS AND HOMEOWNERS WITH ALARM (BURGLAR) SYSTEMS TO VERIFY THAT A CRIME HAS BEEN COMMITTED, PRIOR TO A POLICE RESPONSE**

The Mayor noted the above item was held by the Public Safety Committee for additional review, and would be rescheduled for the Council meeting of January 6, 2003.

**RECOMMENDATIONS FROM  
OFFICERS AND  
DEPARTMENTS**

**DIRECT THE CITY ATTORNEY TO PREPARE AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 2.80 OF THE PASADENA MUNICIPAL CODE (PMC) ENTITLED DESIGN COMMISSION REGARDING THE ROLES AND RESPONSIBILITIES OF THE URBAN FORESTRY ADVISORY COMMITTEE**

On order of the Mayor, the above item was removed from the agenda at staff's request and will be rescheduled for a meeting in January.

**CONSENT CALENDAR**

Item discussed separately at the request of Councilmember Streater.

**AUTHORIZE THE CITY OF PASADENA TO APPROVE THE CONCEPTUAL DRAFT AGREEMENT TO FORM THE JOINT POWERS AUTHORITY TO OPERATE AND CONTROL THE CONSTRUCTION OF THE GOLD LINE PHASE II EXTENSION**

**APPROVAL OF THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PASADENA AND THE PASADENA POLICE OFFICERS ASSOCIATION AND ADOPTION OF A RESOLUTION PROVIDING FOR REPORTING THE VALUE OF EMPLOYER PAID MEMBER CONTRIBUTIONS AS**

**COMPENSATION TO CALIFORNIA PUBLIC EMPLOYEES  
RETIREMENT SYSTEM (CALPERS)**

**Recommendation of City Manager:**

(1) Approve a successor Memorandum of Understanding between the City of Pasadena and the Pasadena Police Officers Association (PPOA) for the term April 25, 2002 through April 25, 2004;

(2) Adopt a resolution providing for reporting the value of Employer Paid Member Contributions as compensation to the California Public Employees Retirement System; and

(3) Approve a journal voucher allocating funds from the Personnel Reserves to the Police Department as appropriate. (Contract No. 18,138; Resolution No. 8196; Journal Voucher No. 2003-26)

Item discussed separately at  
the request of  
Councilmember Madison.

**APPROVAL OF A MEMORANDUM OF UNDERSTANDING  
BETWEEN THE LOS ANGELES COUNTY METROPOLITAN  
TRANSPORTATION AUTHORITY AND THE CITY OF  
PASADENA FOR THE SR 710 MITIGATION PROJECT**

Item discussed separately at  
the request of  
Councilmember Madison.

**AUTHORIZATION TO INCREASE THE AMOUNT OF  
CONTRACT NO. 17,962 WITH EIP ASSOCIATES TO  
PROVIDE ADDITIONAL ENVIRONMENTAL CONSULTANT  
SERVICES FOR THE ANNANDALE CANYON ESTATES**

Item discussed separately at  
the request of  
Councilmember Haderlein.

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH  
THE HUNTINGTON MEMORIAL HOSPITAL TO PROVIDE  
MEDICAL SERVICES TO CITY EMPLOYEES AND  
PROSPECTIVE CITY EMPLOYEES**

MINUTES APPROVED

September 23, 2002  
September 30, 2002

CLAIMS RECEIVED AND  
FILED

Claim No. 9168	Sergio Gutierrez	\$ 470.00
Claim No. 9169	Judy Deal	545.00
Claim No. 9170	Mario & Janice Duenas	Unknown
Claim No. 9171	Claudia Turrentine	1,348.00
Claim No. 9172	Cuauhtli E. Navarrete and Aurora Reyes Harris	450.00
Claim No. 9173	Gregory Knode	Unknown

It was moved by Councilmember Streater, seconded by Councilmember Gordo, to approve the Consent Calendar, with the exceptions of Item 1 (Draft Agreement for Joint Powers Authority for the Gold Line), Item 3 (Memorandum of Understanding with LACMTA), Item 4 (Contract with EIP Associates), and Item 5 (Contract with Huntington Memorial Hospital). (Motion unanimously carried) (Absent: None)

**CONSENT ITEMS  
DISCUSSED SEPARATELY**

**AUTHORIZE THE CITY OF PASADENA TO APPROVE THE  
CONCEPTUAL DRAFT AGREEMENT TO FORM THE JOINT  
POWERS AUTHORITY TO OPERATE AND CONTROL THE  
CONSTRUCTION OF THE GOLD LINE PHASE II  
EXTENSION**

**Recommendation of City Manager:** Approve the conceptual draft Joint Powers Authority Agreement for purposes of

negotiating the Agreement with the Blue Line Construction Authority.

Vice Mayor Little noted the staff report did not accurately represent the Los Angeles City Council position regarding the formation of the Joint Powers Authority (JPA) and agreement, and that the Los Angeles City Council was in support of the formation of the JPA. He expressed concern that a copy of the draft agreement had not been presented for Council review prior to this action being taken, and responded to questions.

The City Manager suggested this item be brought back to Council with additional information and the draft JPA agreement.

Councilmember Streater requested additional information be included about the relationship between the JPA and the Blue Line Construction Authority, membership on the JPA Board, and staff hiring by the JPA.

On order of the Mayor, this item was held for the Council meeting of January 6, 2003, for additional information and further discussion.

**APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY AND THE CITY OF PASADENA FOR THE SR 710 MITIGATION PROJECT**

**Recommendation of City Manager:** Adopt a resolution authorizing the City Manager to execute a Memorandum of Understanding with the Los Angeles County Transportation Authority (LACMTA) for the SR 710 Mitigation Project funded by Transportation Bill H.R. 5394. (Resolution No. 8197; Contract No. 18,139)

Mr. Steve Wright, Assistant Engineer, outlined the process for approving, scheduling, and implementing the various mitigation projects; and responded to questions.

The City Manager briefly discussed staffing for this process; indicated the schedule for the various SR 710 Mitigation Projects could be presented to Council in January 2003; outlined the process for LACMTA's Call for Projects; and responded to questions.

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

**AUTHORIZATION TO INCREASE THE AMOUNT OF CONTRACT NO. 17,962 WITH EIP ASSOCIATES TO PROVIDE ADDITIONAL ENVIRONMENTAL CONSULTANT SERVICES FOR THE ANNANDALE CANYON ESTATES**

**Recommendation of City Manager:** Authorize the City Manager to amend Contract No. 17,962 with EIP Associates to

provide additional consultant services for the preparation of the Annandale Canyon Estates Environmental Impact Report in the amount of \$25,550. (Contract Amendment No. 17,962-1)

Ms. Carol Hunt Hernandez, Planner, responded to questions.

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

Councilmember Haderlein recused himself at 7:35 p.m., due to a conflict of interest.

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH THE HUNTINGTON MEMORIAL HOSPITAL TO PROVIDE MEDICAL SERVICES TO CITY EMPLOYEES AND PROSPECTIVE CITY EMPLOYEES**

**Recommendation of City Manager:**

(1) Authorize the City Manager to enter into a contract with the Huntington Memorial Hospital in an amount not to exceed \$105,000 to provide medical services (pre-employment/post-offer physicals to prospective employees as well as other employment physicals required by law to City employees). The proposed contract is exempt from competitive bidding pursuant to City Charter Subsection 1002(F), professional or unique services.

(2) Grant the proposed contract an exemption from the competitive selection process, pursuant to Pasadena Municipal Code Section 4.08.049(B), contracts for which the City's best interests are served.

(3) Authorize the City Manager to extend the contract for up to three additional years. (Contract No. 18,140)

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

**REPORTS AND COMMENTS  
FROM COUNCIL  
COMMITTEES**

**ECONOMIC DEVELOPMENT  
AND TECHNOLOGY  
COMMITTEE**

Councilmember Haderlein returned at 7:36 p.m.

**PROPOSED "WANGO TANGO" CONCERT AT THE ROSE BOWL ON MAY 17<sup>TH</sup> 2003**

**Recommendation of Rose Bowl Operating Company:** It is recommended that the City Council:

(1) Authorize an amendment to an Agreement with Clear Channel Communications for the hosting of the 2003 "Wango Tango" concert on May 17<sup>th</sup> 2003.

(2) Make the required finding, pursuant to Arroyo Seco Ordinance Section 3.32.270, to authorize the presentation of concerts to be held at the Rose Bowl as displacement events.

(3) Direct the City Attorney to prepare an ordinance to suspend Sections 9.36.220 (Amplified Sound - Regulations), and 9.36.230 (General Noise Sources) of the Pasadena Municipal Code (PMC) from 12:00 p.m. to 10:00 p.m. on Friday, May 16, 2003 for a sound check and 12:00 p.m. to 11:00 p.m. on Saturday, May 17, 2003 for the presentation of the concert. (Agreement Amendment No. 17,871-1)

Councilmember Madison, Economic Development and Technology Committee Chair, introduced the agenda item.

Mr. Darryl Dunn, Rose Bowl General Manager, reported that the final artist venue had not been finalized, and confirmed that 1,000 tickets would be donated to local Pasadena youth.

It was moved by Councilmember Madison, seconded by Councilmember Haderlein, to approve the Rose Bowl Operating Company's recommendation. (Motion unanimously carried) (Absent: None)

#### **BROOKSIDE GOLF COURSE MASTER PLAN**

##### **Recommendation of Rose Bowl Operating Company:**

Approve the Brookside Golf Course Master Plan concept. The Master Plan concept includes the scope of work, timeline, cost and funding source. Sufficient golf course revenues will be available to fund the \$8,065,000 Master Plan over the next eleven years.

#### **BROOKSIDE GOLF COURSE CAPITAL IMPROVEMENTS**

##### **Recommendation of Rose Bowl Operating Company:**

Amend the Brookside Golf Course FY 2002-03 Capital Improvement Program and appropriate \$1,855,000 for the following projects:

	<u>FY 2003 Appropriation</u>	<u>Estimated Completion Date</u>
<i>Previously Approved Projects</i>		
Safety Netting	\$ 180,000	Completed
Bunker Replacement	\$ 263,000	Delete
Irrigation Mainline Replacement	\$ 230,000	June 2003
Irrigation Controls and Central	\$ 227,000	June 2003
<i>New Project</i>		
Replacement of Laterals North of Washington, Weather Stations, Wiring, Heads & Design Services	\$1,218,000	June 2003
Total	\$1,855,000	

The above two items were discussed concurrently.

Mr. Darryl Dunn, Rose Bowl General Manager, reviewed the agenda reports.

Mr. Dave Sams, Director of Golf Operations, provided an overview of the Brookside Golf Course Master Plan.

Discussion followed on possible reimbursement by the City for the Rose Bowl Operating Company's (RBOC) funds spent on main line replacement/irrigation projects.

The City Manager agreed to follow up on possible reimbursement for work being done on the main line and for irrigation projects related to City water conservation programs.

Councilmember Holden questioned a situation involving AGC employees who had recently lost their jobs, and requested a report be presented to Council with additional information on this situation.

Mr. Dunn indicated that AGC had eliminated the Ambassador Program, which might have affected these employees and that the RBOC had expressed concern regarding the situation.

Mr. Sams indicated he would also be working with the three golf course concessionaires regarding recruitment and employment policies.

Councilmember Madison stated the Economic Development and Technology Committee would gather information on this situation and report to Council at a future date.

It was moved by Councilmember Madison, seconded by Vice Mayor Little, to approve the Rose Bowl Operating Company's recommendations for the above two items. (Motion unanimously carried) (Absent: None)

## **PUBLIC HEARING**

### **CONTINUED PUBLIC HEARING: ADJUSTMENT OF THE RESIDENTIAL IMPACT FEE**

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

- (1) Following the public hearing, adopt a resolution and amend the Fiscal Year 2003 General Fee Schedule to increase the Residential Impact Fee from \$756 to \$1,604 per unit; and
- (2) Incorporate the Residential Impact Fee into the General Fee Schedule to be reviewed on an annual basis.
- (3) Direct staff to begin a review of the Residential Impact Fee calculation methodology. (Resolution No. 8198)

#### **Recommendation of Recreation and Parks Commission:**

At its special meeting on November 19, 2002, the Recreation and Parks Commission voted to recommend the Residential Impact Fee be increased from \$756 to \$1,604 per unit based on the full increase in land value of the Civil Defense Center property in Eaton Canyon. The Commission further recommends that the formulas used to increase this fee in Ordinance No. 6252 be revised within a one-year period. The Commission also believes that a different interpretation of the Quimby standard would result in a substantially higher fee based on current land evaluation and a higher standard for the amount of parkland per person in Pasadena. The Commission indicated that a fee of \$1,604 is insufficient to support the goal of a park standard that meets the State's standards.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on November 25, 2002 and December 2, 2002 in the Pasadena Star-News and on December 5, 2002 in the Pasadena Journal; and six e-mails were received in support of raising the Residential Impact Fee, with five of these e-mails in favor of increasing the fees higher than recommended by staff.

Vice Mayor Little, Finance Committee Chair, briefly reviewed the agenda report, and presented the following recommendation derived from discussion at the Finance Committee meeting held December 16, 2002:



**Recommendation of the Finance Committee:** It is recommended that the City Council:

1. Approve the staff recommendation as a temporary measure and exempt affordable housing from any increase in fees;
2. Direct staff to return with a sliding scale of fees to keep the affordable housing fees either as they are or decrease the affordable housing rates to zero for very low income and have a sliding scale up from that; and to increase the market rate fees beyond the \$1,604 that is recommended to a rate which would have to be determined and use the differential to backfill the need in those areas and neighborhoods where affordable housing is built;
3. Re-examine the methodology as to how residential fees are allocated; direct staff to look at aggregate fees that are charged for housing development in the City; and direct staff to look at how inclusionary housing would be addressed in the fees in terms of exempting the fees or keeping them at market rate;
4. Direct the City attorney to look at whether the City can use the Quimby standard and be exempt from the nexus requirements for fees on park use as regards housing; and
5. Provide a recommendation for a formula for an annual rate adjustment of fees.

Vice Mayor Little clarified that the key is the ability to exempt affordable housing from the fees increase from this time and going forward; and explained that the maximum fee that could be approved in this Council action was the \$1,604 stated in the report because of the methodology used in calculating that amount.

The City Attorney discussed the legal issues involved in a fee increase.

The City Manager discussed the methodology used for calculating the fee increase.

Vice Mayor Little noted staff was to report to the Finance Committee and Council in 90 days with a supportable increase in the fee, which would include a comparison with other cities regarding this fee and an aggregate of fees charged for a development/housing.

Mr. Michael Hurley, Recreation and Parks Commission Chair, spoke in support of an increase in the fee as presented by staff, questioned if the City could be exempt from a nexus study under the City Charter, distributed informational materials about the Residential Impact Fee and calculation formulas for increasing the fee, and responded to questions.

Vice Mayor Little commended Mr. Hurley for his work on this matter.

Mr. Robert Wittry, Pasadena resident, suggested that the fee be proportional to the cost of the land acquisition and development costs.

Ms. Betty Sword, representing Friends of Washington Park, spoke in support of increasing fees to maintain City parks.

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

The City Attorney pointed out that if the Finance Committee recommendation was approved, the resolution included in the report should be amended to reference the exception for increased fees for affordable housing units that would qualify under the definitions set forth in the City's Inclusionary Housing Ordinance.

It was moved by Vice Mayor Little, seconded by Councilmember Tyler, to approve the Finance Committee's recommendation, as stated above; and to include an amendment to the resolution, that would provide an exception for affordable housing units as regards the fee increase, as stated by the City Attorney above. (Motion unanimously carried) (Absent: None)

The City Manager indicated a report regarding the Open Space Element of the General Plan was scheduled to be presented to Council in mid-January, and the report would discuss unfunded park needs, ideas for new funding sources for parks, and a schedule for the Parks Master Plan.

**REPORTS AND COMMENTS  
FROM COUNCIL  
COMMITTEES**

**FINANCE COMMITTEE**

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH ENGLEKIRK AND SABOL CONSULTING STRUCTURAL ENGINEERS INC., IN AN AMOUNT NOT TO EXCEED \$142,700, FOR DESIGN OF THE SEISMIC RETROFIT OF THE GLENARM POWER PLANT**

**Recommendation of City Manager:**

- (1) Amend the FY 2003 Capital Improvement Program to include a new project, Seismic Retrofit of the Glenarm Power Plant (Budget Account No. 71138);
- (2) Recognize \$142,700 in unanticipated income from FEMA and appropriate \$142,700 to Account No. 71138 to cover the cost of the services provided;
- (3) Authorize the City Manager to enter into a contract in an amount not to exceed \$142,700 with the firm of Englekirk and Sabol Consulting Structural Engineers, Inc. to provide design services, construction and bidding documents, and construction phase services for the seismic retrofit of the Glenarm Power Plant Building. Competitive bidding is not required pursuant to City Charter Section 1002(F), contracts for professional or unique services. (Journal Voucher No. 2003-28; Contract No. 18,141)

Vice Mayor Little introduced the agenda item.

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

**RESOLUTION APPROVING THE EXECUTION AND DELIVERY OF 2003 VARIABLE RATE DEMAND CERTIFICATES OF PARTICIPATION (CAPITAL IMPROVEMENT PROJECT), APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF AN ASSIGNMENT, ASSUMPTION AND CONSENT AGREEMENT, AN AMENDED AND RESTATED TRUST AGREEMENT, AN AMENDED AND RESTATED LEASE, AN AMENDED AND RESTATED SUBLEASE, A PURCHASE AGREEMENT, A STANDBY PURCHASE AGREEMENT, A REMARKETING AGREEMENT, A LIQUIDITY ASSURANCE AGREEMENT, A SWAP AGREEMENT AND OTHER RELATED DOCUMENTS, AUTHORIZING THE DISTRIBUTION OF AN OFFICIAL STATEMENT AND APPROVING OTHER RELATED ACTIONS IN CONNECTION THEREWITH**

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

- (1) Adopt a resolution approving the execution and delivery of 2003 Variable Rate Demand Certificates of Participation (Capital Improvement Project), approving the form of and authorizing the execution and delivery of an assignment, assumption and consent agreement, an amended and restated trust agreement, an amended and restated lease, an amended and restated sublease, a purchase agreement, a standby purchase agreement, a remarketing agreement, a liquidity assurance agreement, a SWAP agreement, and other related documents, authorizing the distribution of an official statement and approving other related actions in connection therewith;
- (2) Approve the appropriation of an additional \$53 million to Capital Improvement Project 71904 - City Hall Seismic Upgrade and Exterior Restoration;
- (3) Approve the appropriation of an additional \$3 million Capital Improvement Project 78034 - Robinson Park - Implement Master Plan;
- (4) Approve the appropriation of an additional \$1.2 million to Capital Improvement Project 78289 - Eaton Wash Park - Improvements; and
- (5) Approve the transfer of \$4 million from the General Fund Reserve for City Hall to the Charter Capital Fund. (Resolution No. 8199; Journal Voucher No. 2003-27)

Vice Mayor Little briefly reviewed the agenda report.

Councilmember Madison expressed concern with the addition of funding for two parks into the City Hall retrofit bond process, and suggested the funding for the City Hall retrofit be separated from the funding for the parks improvements. He also suggested that the parks improvements funding issue return to Council in January with the report on the Parks Master Plan.

Vice Mayor Little noted that the Robinson Park and Eaton Wash Park projects had been previously approved by Council, but were left unfunded; and the Certificates of Participation had been obtained at a rate that could support these park projects.

The City Manager explained the rationale for inclusion of these two parks in the staff recommendation, and responded to questions.

Ms. Julie Gutierrez, Director of Public Works Department, briefly responded to questions regarding parks funding, and distributed a copy of the January 2002 agenda report regarding "Approval of the Park Bonds and Grants Plan" which approved the parks' capital improvements.

Mr. Jay Goldstone, Finance Director, responded to questions regarding the proposed financial actions.

Ms. Sharon Girdner, Pasadena resident, expressed opposition to the addition of the parks improvement funding to the City Hall Retrofit project, and suggested the development of a Parks Master Plan.

The following persons spoke in support:

Mr. Michael Hurley, Recreation and Parks Commission Chair

Mr. Vincent De Stefano, Pasadenans Organizing Off-Leash Canine Habitats (POOCH), also expressed support for funding the off-leash dog park.

Mr. Gregory Mosley, W.D. Edson Neighborhood Association, also noted their organization was exploring additional, alternative funding for parks.

Vice Mayor Little noted a status report from the City Hall Oversight Committee would be placed on the Finance Committee agenda as a standing item for the second meeting of each month beginning in January 2003.

In response to Councilmember Tyler's questions, the City Manager and Ms. Gutierrez provided a brief overview of the status of staffing for the retrofit project; and noted the City Hall Oversight Committee was a part of the interview process for the Owner's Representative position, and a tentative budget would be presented when the schematics were completed.

Councilmember Madison reiterated his support of the retrofit project and his support for parks, and outlined his objection to adding the park funding to this bond process.

It was moved by Vice Mayor Little, seconded by Councilmember Streater, to approve the City Manager's recommendation. (Motion carried, with Councilmember Madison objecting) (Absent: None)

RECESS

On order of the Mayor, the regular meeting of the City Council recessed to the regular meeting of the Pasadena Public Financing Authority at 10:18 p.m.

RECONVENE

On order of the Mayor, the regular meeting of the City Council reconvened at 10:20 p.m. (Absent: None)

**RECOMMENDATIONS FROM  
OFFICERS AND  
DEPARTMENTS**

Councilmembers Haderlein and Madison were excused at 10:21 p.m.

**APPOINTMENT OF JAMES I. CLARK TO THE CITY HALL RESTORATION OVERSIGHT COMMITTEE** (City Nomination)

**APPOINTMENT OF DONNA POMERANTZ TO THE ACCESSIBILITY AND DISABILITY COMMISSION** (At-Large/District 7 Nomination)

**APPOINTMENT OF SAM A. THOMAS TO THE SENIOR COMMISSION** (District 3 Nomination)

**REAPPOINTMENT OF VICE MAYOR PAUL LITTLE TO THE PASADENA METRO BLUE LINE CONSTRUCTION AUTHORITY** (Council Nomination)

It was moved by Councilmember Streater, seconded by Councilmember Holden, to approve the above appointments and reappointment. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Madison)

Councilmember Haderlein returned at 10:22 p.m.

**SELECTION CRITERIA FOR TIER 2 ANALYSIS OF SENSITIVE LANDS SURVEY/POCKET PARKS INVENTORY**  
**Recommendation of City Manager:** Approve the proposed selection criteria (Attachments 1 and 2 of the agenda report) to identify properties for an in-depth analysis (Tier 2) as part of the Sensitive Lands Survey and Pocket Park Inventory.

**Recommendation of Recreation and Parks Commission:** Staff met with the Recreation and Parks Commission on October 1 and November 5 and with its Master Plan ad-hoc subcommittee on October 10 to discuss the Tier 2 Selection criteria. The selection criteria presented in Attachments 1 and 2 of the agenda report are the result of these discussions. The Commission voted to recommend approval of the Tier 2 selection criteria. The Commission further recommended that if the proposed selection criteria does not yield the desired number of properties, minor modifications will be made to the selection criteria and further iterations be conducted.

Councilmember Madison returned at 10:25 p.m.

**Recommendation of Planning Commission:** Staff presented the Sensitive Lands Survey/Pocket Parks Inventory and the Tier 2 selection criteria to the Planning Commission on November 13 as an information item. The Commission briefly addressed the types of amenities (park benches, swing-sets, etc.) that might be in a pocket park and generally supported the intent of the studies.

Mr. David Sinclair, Assistant Planner, reviewed the agenda report, and responded to questions.

Vice Mayor Little suggested the selection criteria be modified to include giving priority to consideration of where the need is for

pocket parks by using factors such as density and easy, safe, convenient access by residents.

Discussion followed on the availability of useable land for pocket parks, coordination of use and scheduling with the Pasadena Unified School District (PUSD) regarding playing fields, and the status of land already designated for pocket parks.

Councilmember Holden was excused at 10:34 p.m.

The City Manager responded to questions regarding the availability of dedicated park land vs. vacant space and/or school playgrounds, and discussed a draft joint use agreement currently being negotiated with PUSD regarding school playing fields. The City Manager also indicated an update regarding bus funding would be presented to the Finance Committee at the beginning of 2003.

Councilmember Gordo suggested staff explore the joint use of PUSD lands as pocket parks contingent on the removal of blacktop and replacement with grass in school areas.

Mr. Bruckner clarified that a list of 250 possible pocket park sites would be provided to Council, a smaller number of sites would then be determined using the criteria, and an in-depth analysis would be conducted and reported to Council with attributes, costs, and priorities for the sites.

Following discussion, the City Manager agreed that the inventory and analysis would be altered to also include unused/unimproved areas that had already been identified for pocket park usage.

Mr. Michael Hurley, Recreation and Parks Commission Chair, expressed concern that the definition of "need" used in the criteria must be matched to the definition being used by those granting funds for proposed projects, and responded to questions.

The City Manager noted that land being used as a pocket park was intended to be within walking distance of park users.

It was moved by Vice Mayor Little, seconded by Councilmember Tyler, to approve the City Manager's recommendation, with modification to the selection criteria to include giving priority to consideration of where the need is for pocket parks by using factors such as density and easy, safe, convenient access by residents. (Motion unanimously carried) (Absent: Councilmember Holden)

#### **INFORMATION ITEM**

Councilmember Holden returned at 10:49 p.m.

#### **PREDEVELOPMENT PLAN REVIEW FOR THE PROPOSED RESIDENTIAL DEVELOPMENT AT THE FORMER STUART PHARMACEUTICAL SITE - 3360 EAST FOOTHILL BOULEVARD**

**Recommendation of City Manager:** The agenda report is for information only.

Ms. Carol Hunt Hernandez, Planner, summarized the agenda report and responded to questions.

Mr. Richard Bruckner, Director of Planning and Development Department, noted that landscaping concerns are continuing to be addressed as the project evolves.

The Mayor indicated a letter expressing various concerns about the project had been submitted by Pasadena Heritage.

Mr. Ken France, representing BRE Properties, reported that the derelict buildings located on the property would be demolished by the beginning of June 2003 and associated environmental issues were being addressed, provided an overview of the site plan and changes that had been or would be incorporated into the site design, and responded to questions. He briefly discussed the preservation of historical structures and landscaping on the site.

Mr. Bruckner discussed factors considered in the project analysis at this point, clarified the application of the Inclusionary housing ratio to the project, and noted the level of study and analysis would be determined as the project took final shape.

The City Attorney reminded Council that questions regarding Inclusionary housing and other negotiation points should be reserved for a time when the project is presented for approval.

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

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 11:11 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 11:12 p.m. (Absent: None)

**RECOMMENDATIONS FROM  
OFFICERS AND  
DEPARTMENTS**

**DIRECT THE CITY ATTORNEY TO PREPARE AN AMENDMENT TO THE LIVING WAGE ORDINANCE, PASADENA MUNICIPAL CODE CHAPTER 4.11, INCREASING THE LIVING WAGE RATE TO \$8.20 PER HOUR WITH \$1.41 PER HOUR FOR MEDICAL BENEFITS OR \$9.61 PER HOUR WITHOUT MEDICAL BENEFITS AND TO ESTABLISH ANNUAL INCREASES IN RATES BASED ON CHANGES IN THE CONSUMER PRICE INDEX**

**Recommendation of City Manager:** Direct the City Attorney to prepare an amendment to the Living Wage Ordinance, Pasadena Municipal Code Chapter 4.11, increasing the living wage rate to \$8.20 per hour with \$1.41 per hour for medical benefits or \$9.61 per hour without medical benefits and to establish annual increases in the living wage rate based on changes in the Consumer Price Index.

The City Manager clarified that this action pertained to City contractors, and indicated that wages for MASH and other

nonrepresented employees would be addressed in a separate report to be presented to Council in February 2003.

At Councilmember Gordo's request, the City Manager agreed to communicate Council's action regarding the living wage to partners/members of the community who were also using this wage rate as a guideline.

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

**AUTHORIZATION TO AMEND CONTRACT NO. 18,052 WITH SOUTHWEST INDUSTRIES TO INCREASE THE MAXIMUM NOT-TO-EXCEED EXPENDITURE LIMIT FROM \$1,300,000 TO \$2,200,000**

**Recommendation of City Manager:** Authorize the City Manager to amend Contract No. 18,052 with Environmental Concerns, Inc. DBA Southwest Industries ("Southwest") to increase the maximum not-to-exceed expenditure limit by \$900,000 from \$1,300,000 to \$2,200,000 to provide additional demolition and soil remediation services at the Broadway and Glenarm Power Plants. (Contract No. 18,052-1)

Ms. Phyllis Currie, General Manager of the Water and Power Department, provided a brief status report on the project, and responded to questions.

Vice Mayor Little reminded staff of the City's commitment in hiring local employees for these projects.

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

**REVISION OF DESIGNATED CITY OFFICIALS AND EMPLOYEES REQUIRED TO FILE CONFLICT OF INTEREST STATEMENTS**

**Recommendation of City Attorney:** Adopt a resolution updating those who will be required to file conflict of interests statements. These revisions reflect changes in Departments, positions, titles and duties which have occurred since the last revision in January 2001. (Resolution No. 8200)

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

**ORDINANCES – FIRST READING**

**Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING SUBSECTION 2.140.110(b) OF THE PASADENA MUNICIPAL CODE RELATING TO THE PURPOSES AND FUNCTIONS OF THE UTILITY ADVISORY COMMISSION"**



The above ordinance was offered by Councilmember Tyler:  
AYES: Councilmembers Gordo, Haderlein, Holden,  
Madison, Streater, Tyler, Vice Mayor Little, Mayor  
Bogaard  
NOES: None  
ABSENT: None

**Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 OF THE PASADENA MUNICIPAL CODE TO PROHIBIT THE NEW CONSTRUCTION OF SELF-STORAGE FACILITIES IN THE CL, CG, IG AND CD ZONING DISTRICTS"**

The City Attorney confirmed that the ordinance allows for reconstruction if a facility is destroyed, and expansion is limited to the parcel on which the facility is located.

The above ordinance was offered by Councilmember Haderlein:  
AYES: Councilmembers Gordo, Haderlein, Holden,  
Madison, Streater, Tyler, Vice Mayor Little, Mayor  
Bogaard  
NOES: None  
ABSENT: None

**ORDINANCES - ADOPTED**

Councilmember Gordo  
recused himself at 11:21 p.m.,  
due to a conflict of interest.

**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 FOR THE PARCELS ALONG RAYMOND AND SUMMIT AVENUES, BETWEEN MAPLE AND VILLA STREETS" (Introduced by Vice Mayor Little) (Ordinance No. 6922)**

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

Councilmember Gordo  
returned at 11:22 p.m.

**Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 (THE ZONING CODE) TO ALLOW FOR OVERSUBSCRIPTION OF PARKING CREDITS IN THE CD-15 (MEMORIAL PARK) SUBDISTRICT" (Introduced by Councilmember Madison) (Ordinance No. 6923)**

Ms. Joyce Amerson, Director of Transportation Department, clarified that the administrative process was continuing, but that permits could not be executed until the ordinance is in place.

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

**INFORMATION ITEMS**

**INTERIM REPORT FROM THE HOUSING AFFORDABILITY TASK FORCE ON THE DEVELOPMENT OF AFFORDABLE HOUSING RECOMMENDATIONS**

**Recommendation of City Manager:** It is recommended that the City Council review and receive the agenda report.

The Mayor provided a brief assessment of the status of the Task Force's study.

Mr. Richard Bruckner, Director of Planning and Development Department, reported the Task Force was compiling a matrix of best practices for the various components, and agreed to provide Council with the Task Force's meeting agendas.

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

**ASSESSMENT OF CITY PARKING ENFORCEMENT SERVICES AS PROVIDED BY INTER-CON SECURITY**

**Recommendation of City Manager:** The agenda report is for information only.

Mr. Vit Vittatoo, Interim Parking Manager, responded to questions regarding staffing, enforcement strategies, enforcement on private alleys and streets, and enforcement vehicles; and confirmed that streets identified on the map attached to the agenda report would be patrolled at least once per week.

The City Manager responded to questions regarding the process for vehicle replacement.

Mr. Robert Wittry, Pasadena resident, expressed concerns regarding the adequacy of the parking enforcement services and accuracy of the weekly patrol schedule.

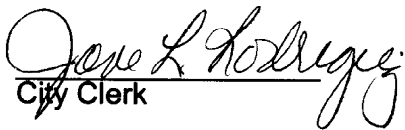
On order of the Mayor, the report was received and filed.

On order of the Mayor, the regular meeting of the City Council adjourned at 11:45 p.m.



\_\_\_\_\_  
Bill Bogaard  
Mayor

ATTEST:

  
\_\_\_\_\_  
Jose L. Rodriguez  
City Clerk

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