

CITY OF PASADENA
City Council Minutes
April 7, 2003 - 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 6:00 p.m. (Absent: Councilmembers Gordo, Haderlein, Madison)

On order of the Mayor, the regular meeting of the City Council recessed at 6:00 p.m. to discuss the following closed sessions:

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

Name of Cases: San Diego Gas & Electric Company v. Sellers of Energy and Ancillary Service into Markets Operated by the California Independent System Operator and the California Power Exchange (FERC Docket No. EL00-95-075) and Investigation of Practices of the California Independent System Operator and the California Power Exchange (FERC Docket No. EL00-98-063)

The above closed session was discussed, with no reportable action at this time.

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

The above closed session was not discussed.

On order of the Mayor, the regular meeting of the City Council reconvened at 6:54 p.m. The Pledge of Allegiance was led by Mr. Christian DeReinzo, graduate management intern in the City Manager's Office.

ROLL CALL:

Councilmembers:

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

Staff:

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

PUBLIC COMMENT

Mr. Robert D. Bailey and Mr. Tim McHugh, Pasadena residents and owners of a small visual effects company, spoke regarding support for a proposal by the Film and Television Action Committee (FTAC) to curb runaway film production. They noted the FTAC's proposal is to file a 301(a) petition with the United States trade representative. They noted this is a political solution and requested Council assistance.

In response, the Mayor urged the speakers to provide the City with a copy of the petition for referral to the Legislative Policy Committee and further study by City staff.

It was suggested that there also be contact with Congressman David Dreier and Congressman Adam Schiff to see how they are approaching this matter. It was noted that Carolyn Chaney, Pasadena's Federal Legislative Advocate, is doing follow up on runaway film legislation, and a copy of the text of the petition should be forwarded to her upon receipt.

CONSENT CALENDAR

Approval of Minutes - November 25, 2002
December 4, 2002 (Special)

Receive and file claims against the City of Pasadena

Claim No. 9250	James Kenneth Jones, Jr.	\$ 36.51
Claim No. 9251	Walter A. Wyatt	Unknown
Claim No. 9252	Tina Raymond Derbish	7,376.74
Claim No. 9253	Maritza Medina	Unknown
Claim No. 9254	Arroyo Car Wash Corporation	2,863.20

Public Hearing Set

May 12, 2003, 8:00 p.m. - East Colorado Specific Plan

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

**REPORTS AND
COMMENTS FROM
COUNCIL COMMITTEES**

LEGISLATIVE POLICY
COMMITTEE

**SUPPORT FOR SB 465 (SOTO): TRANSIT VILLAGE PLAN:
DESIGN**

Recommendation of City Manager: It is recommended that the City Council support SB 465 (Transit Village Plan: Design) as introduced, and authorize the Mayor to send letters to the appropriate authorities conveying Pasadena's position.

Mayor Bogaard, Chair of the Legislative Policy Committee, introduced the item.

Mr. Kirk Pelsler, Development Administrator, responded to questions.

Councilmember Holden voiced support for the item, but noted there may be impacts on surrounding neighborhoods, and stated the City will need to be cautious in how this is used.

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

Vice Mayor Little was excused at 7:18 p.m.

OPPOSITION TO SB 100 (DUNN): REGARDING PROPOSED INCREASED CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM (CALPERS) SERVICE RETIREMENT BENEFITS FOR PUBLIC SAFETY EMPLOYEES

Recommendation of City Manager: It is recommended that the City Council take a position in opposition to SB 100 (Dunn), which as introduced, would impose a mandatory increase in CalPERS service retirement benefits for public safety employees to 100% of final compensation, and authorize the Mayor to send letters to the appropriate authorities conveying Pasadena's position.

Mayor Bogaard introduced the item.

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

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

SUPPORT FOR AB 1652 (NAKANO): LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

Recommendation of City Manager: It is recommended that the City Council support AB 1652 (Los Angeles County Metropolitan Transportation Authority) as introduced, and authorize the Mayor to send letters to the appropriate authorities conveying Pasadena's position.

Mayor Bogaard introduced the item.

The City Manager responded to questions.

Following discussion, it was moved by Councilmember Streater, seconded by Vice Mayor Little, that the City Council support the bill. (Motion unanimously carried) (Absent: Councilmember Madison)

Further discussion ensued regarding the need for greater representation of the San Gabriel Valley on the MTA Board, or possibly a split in the transportation governance structure through new legislation to create another entity representing the San Gabriel Valley.

Mayor Bogaard suggested that Councilmember Tyler, Pasadena's representative on the San Gabriel Valley Council of Governments (SGVCOG), be asked to explore with the SGVCOG the feasibility of moving forward in a way that would allow the San Gabriel Valley to be a more independent and effective manager of transit services. The Mayor also noted there should be communication with Senator Jack Scott and Assemblymember Carol Liu regarding the issue of greater representation for the San Gabriel Valley.

Vice Mayor Little added that the federal government in Washington needs to be aware that what is being proposed and advocated by the MTA and Los Angeles downtown interests for the expenditure of funds does not reflect the interests of Pasadena and the San Gabriel Valley. He stressed the need to communicate that message as strongly as possible to the federal government.

In conclusion of this item, the Mayor noted that Council's action and policy direction would be carried back to the Los Angeles County Division of the League of California Cities and to the San Gabriel Valley Council of Governments, and staff is aware that we need to be aggressive in pursuing the transportation issues.

PUBLIC SAFETY
COMMITTEE

**ORDINANCE TO IMPLEMENT INSPECTION RESULTS POSTING
PROGRAM FOR RETAIL FOOD INSPECTION SERVICES**

Councilmember Haderlein, Chair of the Public Safety Committee, reported the item will remain at the Committee level for further review and analysis.

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

**APPOINTMENT OF LYNNE HESS TO THE COMMUNITY
DEVELOPMENT COMMITTEE (District 4 Nomination)**

It was moved by Councilmember Gordo, seconded by Councilmember Haderlein, to approve the above appointment. (Motion unanimously carried) (Absent: Councilmember Madison)

Councilmember Gordo
recused himself at 7:59 p.m.
due to a conflict of interest.

**COMMUNICATION FROM NORTHWEST COMMISSION
REGARDING FAIR OAKS/ORANGE GROVE SPECIFIC PLAN
PROVISION FOR THE SALE OF ALCOHOL FOR OFF-SITE
CONSUMPTION**

Mayor Bogaard introduced the item and summarized Council action of December 9, 2003.

Ms. Denise Jones, Chair of the Northwest Commission, read the Commission's communication to Council recommending that the City Council retain the Fair Oaks/Orange Grove Specific Plan provision on the sale of alcohol for off-site consumption as it now stands. She reported on issues raised during public forums to receive community input on this provision of the Specific Plan, and noted the issues (detailed in the Commission's communication) merit further consideration and discussion in future community

meetings. Ms. Jones responded to questions from Council, and noted the Commission would need staff assistance to further address outstanding issues.

The City Manager responded to questions and noted there will be on-going review of the Specific Plan by assigned staff, and she offered to have staff provide the Northwest Commission with continual updates of plans and projects under review and how these projects fit into the Specific Plan. She also offered to have staff provide additional information regarding questions that were raised by the public regarding a certain application that was denied.

The following people spoke in support of the Commission's recommendation to not change the current provisions regarding the sale of alcohol for off-site consumption:

Mr. Jesse Rudolph Wardlaw, member of New Life Holiness Church
Ms. Patricia D. Roach, member of Jubilee Christian Faith Center
Ms. Theresa Patterson, member of Jubilee Christian Faith Center
Ms. Julia Usher, Altadena resident
Mr. John Woodley, member of New Life Holiness Church
Ms. Barbara Carter, member of New Life Holiness Church
Mr. Richard Pallay, member of New Life Holiness Church
Ms. Margurite Johnson, member of New Life Holiness Church
Ms. Dorothy Milton, member of New Life Holiness Church
Ms. Barbara Tillman, member of New Life Holiness Church
Ms. Mary Sams, member of New Life Holiness Church
Mr. Richard Sams, member of New Life Holiness Church
Ms. Reneé Rubalcava, Pasadena resident
Ms. Dianne Pallay, member of New Life Holiness Church
Mr. Richard Pallay, III, member of New Life Holiness Church
Ms. Lisa Pallay, member of New Life Holiness Church

It was noted that there is no recommendation to change the current provisions of the Specific Plan, and that the staff will work with the Northwest Commission and the community during the five-year review period to continue to review, monitor, update, and address questions and issues raised during this Specific Plan process.

The Council expressed appreciation to the Northwest Commission for conducting the public forums and for its comprehensive report.

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

ORDINANCE ADOPTED

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING VARIOUS SECTIONS OF CHAPTER 14.50 OF THE PASADENA MUNICIPAL CODE CONCERNING PROHIBITED ACTIVITIES AND CONDITIONS IN THE PROPERTY MAINTENANCE ORDINANCE AND THE NOTIFICATION PROCESS FOR CODE ENFORCEMENT COMMISSION

HEARINGS” (Introduced by Councilmember Streator) (Ordinance No. 6936)

The above ordinance was adopted by the following vote:

AYES: Councilmember Haderlein, Holden, Streator, Tyler, Vice Mayor Little, Mayor Bogaard

NOES: None

ABSENT: Councilmembers Gordo, Madison

PUBLIC HEARING

Councilmember Gordo returned at 8:28 p.m.

PUBLIC HEARING: PROPOSED SAN PASQUAL/MENTOR NEIGHBORHOOD TRAFFIC PLAN THAT CONTAINS THE PARTIAL ROAD CLOSURE AT SAN PASQUAL STREET AND MENTOR AVENUE AND THE REMOVAL OF THE SOUTH-SIDE MARKED CROSSWALK AT THE INTERSECTION OF SAN PASQUAL STREET AND LAKE AVENUE

Recommendation of City Manager:

(1) Approve the proposed San Pasqual/Mentor Neighborhood Traffic Plan.

(2) Adopt a resolution to partially close San Pasqual Street at Mentor Avenue to eastbound through-movement by installing a raised median island in accordance with the California Vehicle Code Section 21101(f); and to remove the south-side marked crosswalk and associated pedestrian signal at the intersection of San Pasqual Street and Lake Avenue in accordance with the California Vehicle Code Section 21949(b).

(3) Amend the project description and scheduling for the “Neighborhood Traffic Protection Plan for San Pasqual Street/Mentor Avenue Area (75071)” in the FY 2003 Capital Improvement Program as shown on Attachment 1 of the agenda report. (Resolution No. 8225)

Recommendation of Transportation Advisory Commission: The Transportation Advisory Commission reviewed the proposed Traffic Plan on December 6, 2002, and unanimously concurred with the recommended improvements.

Recommendation of South Lake Parking Commission: The South Lake Parking Commission reviewed and concurred with the proposed Traffic Plan on October 23, 2003.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on March 28 and April 2, 2003, in the Pasadena Star News, and on April 3, 2003 in the Pasadena Journal; 36 copies of the notice were posted on March 25, 2003; and no letters were received.

Ms. Joyce Amerson, Director of Transportation, introduced the item.

Mr. Eric Shen, Transportation Planning and Development Manager, summarized the staff report and responded to questions.

The following people spoke in support:

Ms. Eileen Ritchie, Pasadena resident
Ms. Martha Crissman, representing San Pasqual Corridor
Neighborhood Association
Ms. Diane Stockl, Pasadena resident
Ms. Amanda Elioff, Neighborhood Advisory Committee member
Ms. Corrine R. Lopez, Pasadena resident
Ms. Rita Sahlein, Neighborhood Advisory Committee member
Mr. Larry Minasian, Pasadena resident
Ms. Christine Langenfeld, Pasadena resident

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

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

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

APPROVE THE DRAFT GENERAL PLAN MOBILITY ELEMENT
Recommendation of City Manager: Approve in concept the Draft Mobility Element of the General Plan Update.

Recommendation of Joint Subcommittee of the Planning Commission, Transportation Advisory Commission (TAC), and Community Development Committee (CDC): The Joint Subcommittee reviewed the Draft Mobility Element on February 25, 2003. Members of the Subcommittee were supportive of the document. They also suggested the following editorial revisions: specify the need for directional signage to deter intrusion of automobile traffic into neighborhoods; add text to the extent feasible, noise mitigation control in the Pasadena/St. John's corridor will be implemented; clarify that the growth of traffic volumes on de-emphasized streets will be "limited" rather than "controlled"; add reference to parks in the list of examples of areas where special attention will be taken to manage traffic and protect neighborhoods; add reference to protection of parklands; and indicate that the traffic impacts on adjacent neighborhoods will be taken into account in addressing the transportation needs of special events. Staff concurs with these recommendations and reported them to the Transportation Advisory Committee and to the Planning Commission. The recommended modifications to the Draft Mobility Element by the Subcommittee are included in Attachment 1 of the agenda report.

Recommendation of Transportation Advisory Commission: The Transportation Advisory Commission (TAC) reviewed the Draft Mobility Element on March 14, 2003. TAC members approved the Draft Mobility Element in concept, agreed with the recommendations of the Subcommittee, and suggested editorial comment to provide clarification in some areas. The recommendations approved by the TAC during its meeting are

summarized in Attachment 1 of the agenda report. TAC members also understood that technical corrections to Appendix A, the City's street classification system, would be made prior to Planning Commission review in order to eliminate inconsistencies that appeared in Appendix A of the agenda report and to provide a complete listing of City streets. A revised Appendix A is provided at Attachment 2 of the agenda report.

Recommendation of Planning Commission: The Planning Commission reviewed the Draft Mobility Element on April 1, 2003. Planning Commission members approved the Draft Mobility Element in concept, agreed with the recommendations of the Subcommittee and TAC, and suggested that further information on the share car program and background on the designation of de-emphasized streets and mobility corridors be added to the document.

The City Manager and Joyce Amerson, Director of Transportation, introduced the item.

Ms. Frances Banerjee, City transportation consultant, reviewed the objectives of the Mobility Element and responded to questions.

Mr. Dan Rix, City Engineer, responded to questions regarding truck routes.

It was noted that the ARTS bus expansion, freeway soundwalls, and extension of the Gold Line light rail are all high cost projects. The need for County cooperation in transportation planning was stressed, and the City Manager offered to have this issue agendaized for an upcoming meeting with Los Angeles County Supervisor Michael Antonovich.

Councilmember Tyler distributed and reviewed a handout of his written comments regarding the Draft Mobility Element.

The following suggestions were made by individual Councilmembers:

- The City needs to pursue grants for linkages from transit centers to the community.
- It is important to have up front in the document a concise list of our major priorities and plans, to the extent they involve resources and intent over the next few years, so they are readily available.
- Regarding de-emphasized streets (referenced on pages 31 and 76 of the Draft Mobility Plan), that there be no efforts to increase the physical traffic capacity nor to take any action that would increase traffic. Regarding limiting traffic, it was noted that the intent is to limit total traffic to current use. The City

Manager offered to have staff further review the language regarding de-emphasized streets and limiting traffic.

- The Neighborhood Traffic Management Program is underfunded and under-staffed and this is a budget issue.
- There should be new signage for the expanded ARTS bus system with an emphasis on the Gold Line light rail connections. Staff was also encouraged to publicize clear and simple information regarding how to use MTA bus transfers on the Gold Line.
- In Appendix A, there are inconsistencies in the street classifications, in particular Lake Avenue, Los Robles Avenue, and Sierra Bonita Avenue. The City Manager concurred and noted staff will further review these inconsistencies.
- A policy statement should be added in the front of the document that the City will pursue completion of the 710 Freeway consistent with voter approval (of an initiative in March 2001).

Ms. Carolyn Naber, representing the Transportation Advisory Commission, spoke in support of the City Manager's recommendation, with the clarifications and suggestions of the Planning Commission, the Transportation Advisory Commission, and the Joint Subcommittee.

It was moved by Vice Mayor Little, seconded by Councilmember Haderlein, to approve the City Manager's recommendation and incorporate a policy statement that the City will pursue completion of the 710 Freeway. (Motion unanimously carried) (Absent: Councilmember Madison)

PUBLIC COMMENT (Cont.)

Mr. Mark Persco, Pasadena resident, spoke regarding the need for a better partnership between the City and the School District, and stressed the need for mutual trust and cooperation among the two entities.

Councilmember Holden noted tremendous resources are already being spent on various partnership efforts.

Councilmember Haderlein suggested the City Manager provide information to Council on the following areas where the City and School District are working together: after-school programs; field usage; policing; and transportation/ARTS bus funding.

COUNCIL COMMENTS

The Council extended congratulations to Councilmember Gordo on his upcoming marriage.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 10:35 p.m.

Bill Bogaard

Bill Bogaard, Mayor
City of Pasadena

ATTEST:

Joseph L. Rodriguez

City Clerk
JR\DATA\MINUTES-03\APRIL-7