

CITY OF PASADENA
City Council Minutes
May 19, 2003 – 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, Madison, Streater)

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

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 item was discussed, with no reportable action.

On order of the Mayor, the regular meeting reconvened at 6:33 p.m. The Pledge of Allegiance was led by Councilmember Little.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Sidney F. Tyler, Jr.
Councilmember Victor Gordo
Councilmember Steve Haderlein (Arrived at 7:04 p.m.)
Councilmember Chris Holden
Councilmember Paul Little
Councilmember Steve Madison (Arrived at 7:10 p.m.)
Councilmember Joyce Streater (Absent)

Staff:

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

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Mr. Michael Morales, representing the Esquivel family, outlined the circumstances of Manuel Esquivel's death on December 1, 2002; requested the City contact Mr. Esquivel's employer, the Jet Propulsion Laboratory (JPL), regarding its policy of allowing employees to travel to Communist countries and its treatment of the Esquivel family; and distributed a handout with information related to Mr. Esquivel's death. Mr. Morales responded to questions, and confirmed that the family would like the City's assistance in arranging a dialogue

between JPL and the family regarding the circumstances of Manuel Esquivel's death.

The Mayor conveyed the City's condolences to Mrs. Esquivel and her family.

Mrs. Esquivel asked for the City's support and assistance in obtaining information from JPL regarding her son's death.

Mr. Patrick Stewart, Special Representative for the Southwest Regional Council of Carpenters, United Brotherhood of Carpenters & Joiners of America, described a labor dispute with Covi Concrete, a subcontractor for the Trio mixed-use project at 621 E. Colorado Boulevard; responded to questions; and requested the City discuss various safety and personnel issues with the developers and contractor for the project.

The City Manager responded to Council's questions on the City's role in the project and the issues described by Mr. Stewart; outlined the City's inspection practices; and indicated the City had sent a letter to the developers regarding the concerns that had been raised by Mr. Stewart.

Councilmember Little noted his observation of what might have been an inappropriate practice on the job site in question, and suggested the City's inspection process be brought to bear on the subcontractor's job practices.

Councilmember Gordo requested an inspector be sent to the job site to ensure that safety and quality issues are being addressed, and that the City follow a practice of handling complaints on commercial projects in the same manner as followed with residential projects.

In response to Councilmember Holden's questions, the City Attorney advised that Council could refer these issues to City staff to be handled through a complaint process in which inspections could be conducted and findings brought into compliance with City regulations or referred to Cal/OSHA.

The Mayor suggested the City allow the developers to respond to the problems that had been described, if they chose to do so.

Mr. Ray Leier, Pasadena resident, announced the Old Pasadena Summer Fest event scheduled for May 24-26, 2003, and listed the distribution of a portion of the funds raised by the event to various community groups and charities.

CONSENT CALENDAR

Councilmember Haderlein arrived at 7:04 p.m.

CONTRACT AWARD TO GENTRY BROTHERS, INC. FOR THE PREVENTIVE MAINTENANCE OF STREETS - 2003 FOR AN AMOUNT NOT TO EXCEED \$1,175,000

Recommendation of City Manager:

(1) Accept the bid dated April 16, 2003 submitted by Gentry Brothers, Inc. in response to the Specifications for the Preventive Maintenance of Streets - 2003, reject all other bids

received, and authorize the City Manager to enter into such contract as is required.

(2) Acknowledge the project to be categorically exempt under Section 21084 of the California Environmental Quality Act (CEQA) in accordance with Article 19, Section 15301 (Class 1), subsection (c) of the Resources Agency of California Guidelines (repair of existing public streets), pursuant to the findings of the Secretary of the Resources Agency and authorize the City Manager to execute and the City Clerk to file a Notice of Exemption for the project with the Los Angeles County Clerk. (Contract No. 18,246)

Item discussed separately at the request of Councilmember Gordo.

AGREEMENT WITH THE CITY OF SOUTH PASADENA FOR TRANSIT SERVICES

AUTHORIZATION TO ENTER INTO AGREEMENTS FOR TRANSFERS BETWEEN THE AREA RAPID TRANSIT SYSTEM ("ARTS") AND OTHER PUBLIC TRANSIT SYSTEMS

Recommendation of City Manager: Authorize the City Manager to enter into agreements with duly recognized public transit operators to provide transfers between the ARTS system and other public transit systems resulting in greater convenience and mobility for the public. These agencies include but will not be limited to the following: Metropolitan Transportation Authority (MTA), Foothill Transit, Montebello Bus Lines, and Access Service Inc. (Agreement Nos. 18,247-18,250)

Recommendation of Transportation Advisory Commission: The Transportation Advisory Commission reviewed the matter of inter-agency transfer agreements at the May 9, 2003, meeting and recommends that the City Council authorize the City Manager to enter into agreements.

AMENDMENT OF THE MASTER PLANS FOR CENTRAL AND MEMORIAL PARKS AND APPROVAL OF THE DEDICATION OF A GRANT OF EASEMENT TO THE LOS ANGELES TO PASADENA METRO BLUE LINE CONSTRUCTION AUTHORITY FOR SUBSURFACE PERMANENT SOIL NAILS IN MEMORIAL PARK

Recommendation of City Manager:

(1) Amend the Central and Memorial Park Master Plans to allow the use of tinted concrete in lieu of decomposed granite for new and replacement walkways.

(2) Adopt a resolution approving the dedication of a Grant of Easement to the Los Angeles to Pasadena Metro Blue Line Construction Authority ("Construction Authority") for subsurface permanent soil nails at Memorial Park.

(3) Accept improvements to Memorial Park (valued at \$134,000) as shown on the exhibits to the agenda report, in lieu of compensation for granting the easement. (Resolution No. 8245; Easement No. 7838)

Recommendation of the Recreation and Parks

Commission: On January 7, 2003, the Recreation and Parks Commission voted unanimously to recommend that Central and Memorial Park Master Plans allow the use of tinted

concrete in lieu of decomposed granite for new and replacement walkways.

Recommendation of the Design Commission: On January 13, 2003, the Design Commission voted unanimously to recommend that the Central and Memorial Park Master Plans allow the use of tinted concrete in lieu of decomposed granite for new and replacement walkways, with the condition that tinted concrete be used on primary walkways and decomposed granite on secondary walkways.

MINUTES APPROVED

February 3, 2003

CLAIMS RECEIVED AND FILED

Claim No. 9285	Rosa Lopez	\$ 39,000.00+
Claim No. 9286	Abelina Banuelos	67,000.00+
Claim No. 9287	Marzella M. McGee	Unknown
Claim No. 9288	Marjorie A. Royalty	25,000.00+
Claim No. 9289	Carl Wachter	674.25
Claim No. 9290	Rose Batman	7,500.00+

It was moved by Vice Mayor Tyler, seconded by Councilmember Haderlein, to approve the Consent Calendar with the exception of Item 2 (Agreement with South Pasadena), which was discussed separately. (Motion unanimously carried) (Absent: Councilmembers Madison, Streator)

CONSENT ITEM DISCUSSED SEPARATELY

Councilmember Madison arrived at 7:10 p.m.

AGREEMENT WITH THE CITY OF SOUTH PASADENA FOR TRANSIT SERVICES

Recommendation of City Manager:

- (1) Authorize the City Manager to enter into a joint Agreement with the City of South Pasadena to provide fixed public transit service within the City of South Pasadena.
- (2) Recognize revenue received from the City of South Pasadena into Fund 209 to offset expenses. (Agreement No. 18,251)

Recommendation of Transportation Advisory Commission:

The Transportation Advisory Commission reviewed the matter of an agreement with the City of South Pasadena for transit services at the May 9, 2003 meeting, and recommends that the City Council authorize the City Manager to enter into an agreement with the City of South Pasadena.

The City Manager responded to questions regarding the joint agreement with South Pasadena and ongoing negotiations regarding shuttle/transit use with the cities of Sierra Madre and San Marino.

Ms. Cathi Cole, Transit Manager, responded to questions regarding the coordination of transit arrangements with the City of South Pasadena.

Councilmember Little suggested that each city's liability responsibilities be clearly defined in the proposed agreement.

Discussion followed on the use of bus transit and the connectivity provided by light rail among neighboring cities.

Councilmember Haderlein request that discussion of the coordination of light rail shuttle/transit with Altadena be scheduled for the Council's special meeting with Supervisor Antonovich on July 9, 2003; and requested an update on the arrangements for light rail shuttle with the City of Sierra Madre within the next 30 days.

The City Manager noted that the transit pass program would be presented to Council in early June 2003.

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

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

RESOLUTION APPROVING PROGRAM SUPPLEMENT AGREEMENT FOR THE LA LOMA ROAD BRIDGE OVER THE ARROYO SECO; AND CONTRACT AWARD TO MYRA L. FRANK & ASSOCIATES, INC. FOR THE PREPARATION OF ENVIRONMENTAL DOCUMENT AND REGULATORY PERMIT SUPPORT SERVICES FOR THE LA LOMA ROAD BRIDGE OVER THE ARROYO SECO

Recommendation of City Manager:

- (1) Adopt a resolution approving Program Supplement No. M053 to Administering Agency - State Agreement No. 07-5064 between the City of Pasadena and the State of California, for state reimbursement covering preliminary engineering for the La Loma Road Bridge over the Arroyo Seco, and authorize the City Manager to execute the same on behalf of the City.
- (2) Authorize the City Manager to enter into a contract with Myra L. Frank & Associates, Inc., Los Angeles, for the Preparation of the Environmental Document and Regulatory Permit Support Services for the La Loma Road Bridge Project in an amount not to exceed \$240,000. Competitive bidding is not required pursuant to City Charter Section 1002(F), professional or unique services. (Resolution No. 8246; Agreement Amendment No. 16,298-14; Contract No. 18,252)

The Mayor expressed concerns regarding the sufficiency of the seismic information and cost estimates for the project.

Mr. Dan Rix, City Engineer, and Mr. Bob Gardner, Principal Engineer, discussed the information that had been gathered to this point and responded to questions.

The City Manager indicated that funding sources would be explored as the environmental work was performed, and options would be presented to Council at a future date.

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

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 7:28 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 7:29 p.m. (Absent: Councilmember Streator)

On order of the Mayor, the regular meeting of the City Council recessed at 7:29 p.m., to discuss the following closed session:

JOINT CLOSED SESSION CONFERENCE OF THE CITY COUNCIL AND THE ROSE BOWL OPERATING COMPANY TENANT RECRUITMENT COMMITTEE CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code Section 54956.8
Property: Rose Bowl Stadium and surrounding parking areas
Agency Negotiators: Cynthia Kurtz, Darryl Dunn, John Moag, Larry Braun, Jack Rubens, Nicholas Rodriguez
Negotiating Parties: National Football League (NFL)
Under Negotiation: Price and Terms

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

On order of the Mayor, the regular meeting of the City Council reconvened at 8:19 p.m. to a joint meeting with the Community Development Commission. (Absent: Commissioner Streator)

PUBLIC HEARINGS

JOINT PUBLIC HEARING: APPROVAL OF ANNUAL ACTION PLAN (2003 - 2004) FOR THE CITY'S PARTICIPATION IN THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG); EMERGENCY SHELTER GRANT (ESG); HOME INVESTMENT PARTNERSHIP ACT (HOME); HOUSING OPPORTUNITIES OR PERSONS WITH AIDS (HOPWA) PROGRAMS; AND RELATED HUMAN SERVICES ENDOWMENT FUND (HSEF) ALLOCATIONS

Recommendation of City Manager/Chief Executive Officer:

It is recommended that upon close of the public hearing, the City Council and the Community Development Commission adopt a resolution:

(1) Approving the Annual Action Plan (2003-2004) which includes the following funding allocations: CDBG \$2,836,312; HOME \$1,385,049; ESG \$119,000; Housing Trust Funds \$91,000; and the related annual Human Services Endowment Fund \$120,000;

(2) Authorizing the City Manager/Chief Executive Officer to execute, and the City Clerk/Secretary to attest, the Annual Action Plan (2003-2004) and any and all other documents deemed necessary by HUD to obtain the allocation of the aforementioned federal CDBG, ESG, HOME, and HOPWA funds in accordance with the plan; and

(3) Authorizing upon approval by HUD of the City of Pasadena's application, the City Manager/Chief Executive

Officer on behalf of the City of Pasadena and the Pasadena Community Development Commission to execute, and the City Clerk/Secretary to attest, the recipient, sub-recipient, agreements and/or amendments thereto, in a form acceptable to the City Attorney/General Counsel, for all recipients and/or sub-recipients recommended for a funding allocation as contained in the agenda report. (Resolution No. 8247; Resolution No. CDR-220)

Recommendations of Advisory Bodies: The subject recommendation was approved by the Northwest Commission on April 22, 2003; and approved by the Human Services Commission on May 5, 2003.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on May 1, 2003 in the Pasadena Journal; and no letters were received.

Ms. Eunice Gray, Project Planner, summarized the agenda report and responded to questions.

Ms. Natalie Profant Komuro, Pasadena resident, expressed concerns regarding the use of various funding sources for sheltering the homeless; and suggested the City work with landlords, the real estate community, and other organizations in providing housing opportunities and options for this segment of the community.

The City Manager indicated that the Community Development Committee had been charged with examining housing issues and could be asked for recommendations regarding sheltering the homeless that could be presented to Council for discussion and consideration.

Mr. Greg Robinson, Housing and Community Development Administrator, responded to questions, and outlined the steps the City is currently taking to maximize the funds received for its various housing programs and to address the concerns expressed by Ms. Komuro.

Discussion followed on the comparison of funds allocated by the Department of Housing and Urban Development (HUD) with funds that have actually been spent on the grants, the reporting of this information to Council, and the methods for assuring that funding received by the City is spent and not lost in future years.

The City Manager agreed to include data in the year-end reports presented to Council on the HUD funds received and on the actual funds spent on the projects/programs.

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

Discussion continued on the implications of possible litigation between the City and a grant recipient, and the reporting process and guidelines for the grant projects.

Councilmember Little requested the grant year-end reports contain a level of detailed information on the funds spent on the project purpose vs. administrative costs of the project.

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

On order of the Mayor, the joint meeting of the City Council and the Community Development Commission adjourned at 8:44 p.m., and the regular meeting of the City Council reconvened at this time. (Absent: Councilmember Streator)

PUBLIC HEARING: SCHEDULE OF TAXES, FEES AND CHARGES

Recommendation of City Manager: Approve the scheduled rate increases per the Schedule of Taxes, Fees and Charges.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on April 4, 11, and 18, 2003 in the Pasadena Star-News; and no letters were received.

Councilmember Little, Chair of the Finance Committee, reviewed the agenda report.

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

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

PUBLIC HEARING: FISCAL YEAR 2004 RECOMMENDED OPERATING BUDGET

Recommendation of City Manager:

- (1) Open the public hearing on the City Manager's Fiscal Year 2004 Recommended Operating Budget; and
- (2) Continue this public hearing to each subsequent regular meeting of the City Council at 8:00 p.m. until June 23, 2003, or such other later date as the City Council may determine, and at which time the City Council will be asked to close the public hearing and formally adopt the Operating Budget.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on April 24, 2003 in the Pasadena Journal; and no letters were received.

The City Manager briefly reviewed the budget process; and indicated the budget options would be presented at the first of the scheduled City Council and Finance Committee joint meetings on June 2, 2003 at 3:00 p.m. in the Council Chamber, and would be posted on the City's web page at that time.

It was moved by Councilmember Little, seconded by Councilmember Gordo, to continue the public hearing to the Council meeting of June 2, 2003 at 8:00 p.m. (Motion unanimously carried) (Absent: Councilmembers Madison, Streater)

The Mayor encouraged members of the community to participate in the budget discussions at the various scheduled City Council and Finance Committee joint meetings and the City Council regular meetings.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

ADOPTION OF VISION STATEMENT AND OBJECTIVES RELATED TO A PROSPECTIVE LEASE WITH THE NATIONAL FOOTBALL LEAGUE (NFL) FOR USE OF THE ROSE BOWL STADIUM

Recommendation of City Manager:

It is recommended that the City Council:

(A) Adopt the following vision statement related to a prospective lease with the National Football League (NFL):

To structure a lease with the NFL that both meets the financial and operating needs of the City of Pasadena (City)/Rose Bowl Operating Company (RBOC) as well as the NFL. The lease will (a) preserve day-to-day control of the stadium with the RBOC consistent with its mission statement, (b) provide for the rehabilitation of the historic Rose Bowl and create a state-of-the-art stadium, (c) free up RBOC cash flow that currently is committed to pay operation and maintenance as well as debt service, and (d) preserve the rights of current tenants and hold them financially harmless as the result of a smaller-capacity stadium.

(B) Adopt the following objectives for discussion with the NFL concerning the potential of its use of the Rose Bowl Stadium. Final approval of any agreement will be dependent on compliance with the California Environmental Quality Act (CEQA):

1. The NFL would enter into a 30-plus year lease of the Rose Bowl, which the NFL would rehabilitate according to an approved design in order to maintain the building's designation as a National Historic Landmark. The rehabilitation would be paid for by the NFL and the Rose Bowl would be home stadium for an NFL team;
2. The City would continue to own the Rose Bowl and the RBOC would continue its oversight role related to activities at the Rose Bowl Area;
3. The NFL would provide the City/RBOC adequate revenues to pay outstanding Rose Bowl bonds without using golf course revenue;
4. The NFL would pay rent for use of the Rose Bowl

- Stadium;
5. The NFL would pay for all operations, maintenance, capital, repairs and improvements for the Rose Bowl during the lease term, subject to agreed upon standards;
 6. There would be no more than 25 events annually at the Rose Bowl with attendance of greater than 20,000 people. It is contemplated that seven of these events would be for the benefit of the University of California-Los Angeles (UCLA), one for the Tournament of Roses, and 13 for the NFL. The RBOC/City would establish limits and share revenue for the four other major events per year and for events with less than 20,000 attendees. Gathering of less than 2,000 people will not require RBOC approval;
 7. City reserves the right to impose a user fee, the proceeds to be utilized at the City's discretion to finance improvements related to the Rose Bowl area;
 8. The NFL would be required to protect the Tournament of Roses and UCLA from adverse financial impacts caused by alterations to the stadium;
 9. The NFL would consider locating a practice facility in Pasadena;
 10. The NFL would commit to bringing Super Bowl games to the Rose Bowl throughout the term of the lease. The City would seek to have four Super Bowls during each 15 years of the lease;
 11. The NFL would provide public benefits to Pasadena, including participation in local non-profits and youth programs, and local employment during construction and for stadium operations;
 12. The NFL would be offered the opportunity to name the Rose Bowl field (i.e. XYZ Field at the Rose Bowl);
 13. The City would pursue an exclusive negotiation agreement between the NFL and RBOC/City for a specific period of time.

The City Manager introduced the agenda item.

Mr. Bill Thompson, Rose Bowl Operating Company (RBOC) representative, presented an overview of the RBOC's business plan as outlined in the agenda report, and responded to questions.

Mr. Jay Goldstone, Director of the Finance Department, reviewed the financial aspects contained in the agenda report and staff handout that was distributed.

The following persons spoke in opposition to a prospective lease with the National Football League and/or expressed concerns:

Mr. Peter Poulson, Pasadena resident
Mr. Chris Sutton, Pasadena resident
Mr. Peter Martocchio, Pasadena resident
Mr. David Goldberg, Pasadena resident
Mr. Norman Parker, Linda Vista Annandale Association

representative, also expressed opposition to Objective 9 listed in the agenda report
Ms. Nina Chomsky, Pasadena resident
Mr. Charles McKenney, President of West Pasadena Residents Association, also suggested inclusion of a statement for preserving and protecting the Arroyo Seco as a natural resource in the Vision Statement and Objectives as stated in the handout that was distributed to Council
Mr. Dave McLane, Pasadena resident
Dr. John Mohler, Pasadena resident
Ms. Emina Darakjy, President of East Arroyo Residents Association, also submitted a letter of concerns regarding the use and events held at the Rose Bowl
Ms. Susan Mossman, Pasadena Heritage representative
Ms. Joan Aarestad, Pasadena resident
Mr. John Dean, Pasadena resident
Mr. Tony Alexakis, Pasadena resident
Mr. James Behm, Pasadena resident
Mr. Paul Ryan, Pasadena resident
Ms. Catherine Phelps, Pasadena Heritage representative
Mr. Jim Crawford, Pasadena Heritage representative
Mr. Tom Mullally, Pasadena resident

The following persons spoke in support of a prospective lease with the National Football League:

Mr. Kevin Jackson, Upland resident
Mr. Sylvester Ceasar, Pasadena resident
Mr. Marc Thomas, Pasadena resident
Mr. Bob Gomez, NFL in LA Committee representative
Mr. Bryan Ranger, Altadena resident, and suggested consideration of use of the Rose Bowl area for both football and baseball
Mr. Geoffrey Baum, Pasadena resident
Mr. Omel Nieves, Pasadena Chamber of Commerce representative
Mr. Gregory Mosley, Pasadena resident
Mr. Gene Buchanan, Pasadena Chamber of Commerce representative
Ms. Marilyn Buchanan, Pasadena Chamber of Commerce representative
Ms. Dolores Tricarico, Pasadena Chamber of Commerce representative
Ms. Beverly Sampson, Pasadena Chamber of Commerce representative
Mr. Ron Penner, Pasadena Chamber of Commerce representative
Mr. Tom Dreher, Pasadena Chamber of Commerce representative
Ms. Carrie Groover, Pasadena Chamber of Commerce representative
Ms. Cheri Lee, Pasadena Chamber of Commerce representative
Mr. Jim Granger, Contemporary Services Corporation representative

The City Manager clarified that the Federal Aviation Administration (FAA) had jurisdiction regarding the over flights of the Rose Bowl and had provided minimal relief for this problem.

Discussion followed on the financial challenges and economic benefits regarding various options for use of the Rose Bowl, mitigation measures for the Rose Bowl/Arroyo Seco area, protection of quality of life issues citywide, traffic and parking concerns, and the protection of neighborhoods.

Councilmember Little suggested the addition of a statement to ensure that the City/RBOC would not be financially impacted by a league strike or another event/circumstance and that the City's deal points would be protected in the final legal arrangements.

Councilmember Tyler suggested that a baseline, year-to-year financial and operating statement for the Rose Bowl be prepared based on the assumption of not having the NFL as a long-term tenant, to include data projections through the year 2016 and/or through the next 30 years.

Mr. Goldstone indicated this information could be gathered and presented to Council.

The Mayor expressed his assumption that the City would retain total entitlement and design control over the project as would occur with major projects in the City, and that the Council would consider the formation of an oversight committee to assure that both professional and citizen concerns will monitor the project.

The Mayor thanked the RBOC Tenant Recruitment Committee for its work, and the members/staff of the RBOC and City staff for their efforts.

Councilmember Holden also expressed gratitude to John Moag for his contributions during this process.

Following discussion and with the input of fellow Councilmembers, it was moved by Councilmember Madison, seconded by Councilmember Little, to approve the City Manager's recommendation with the following modifications:

(1) Revise the first sentence of the Vision Statement to read: *"To structure a lease with the NFL that both meets the financial and operating needs of the City of Pasadena (City)/Rose Bowl Operating Company (RBOC) as well as the NFL, while preserving and protecting the Arroyo Seco as a natural resource for future generations and enhancing the quality of life of Pasadena residents."*

(2) Objective 6: Amend the objective to clarify that there would be 13 NFL athletic events, excluding motor sports event.

(3) Objective 9: Amend the objective to clarify a practice facility would not be located anywhere in the Arroyo Seco

(4) Add a new Objective 14 to read: "An EIR would be prepared in compliance with California Environmental Quality

Act (CEQA) and mitigation measures, and a mitigation monitoring plan would be imposed to fully mitigate the impacts and ensure enhanced quality of life of Pasadena residents and the Arroyo for public recreation and a natural environment."

(5) Add a new Objective 15 to read: "Seek to materially reduce the number of cars parking in the Arroyo for major events." (Motion unanimously carried) (Absent: Councilmember Streator)

It was also agreed that the Economic Development and Technology Committee would further review the issue of property values, and the Public Safety Committee would further review the issues of alcohol consumption/sales and parking in and around the Arroyo Seco.

On order of the Mayor, the regular meeting of the City Council recessed at 11:40 p.m., to continue discussion of the following closed session, and thereafter adjourned:

JOINT CLOSED SESSION CONFERENCE OF THE CITY COUNCIL AND THE ROSE BOWL OPERATING COMPANY TENANT RECRUITMENT COMMITTEE CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code Section 54956.8

Property: Rose Bowl Stadium and surrounding parking areas

Agency Negotiators: Cynthia Kurtz, Darryl Dunn, John Moag, Larry Braun, Jack Rubens, Nicholas Rodriguez

Negotiating Parties: National Football League (NFL)

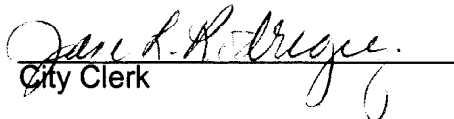
Under Negotiation: Price and Terms

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



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk

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