CITY OF PASADENA City Council Minutes June 16, 2003 – 5:30 P.M. City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 5:40 p.m. (Absent: Councilmember Madison)

On order of the Mayor, the regular meeting recessed at 5:40 p.m., to discuss the following closed session:

CITY COUNCIL CONFERENCE REGARDING PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code 54957 Title: City Attorney

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

On order of the Mayor, the regular meeting reconvened at 6:37 p.m. The Pledge of Allegiance was led by Councilmember Streator.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard

Vice Mayor Sidney F. Tyler, Jr. Councilmember Victor Gordo Councilmember Steve Haderlein Councilmember Chris Holden Councilmember Paul Little

Councilmember Steve Madison (Absent)

Councilmember Joyce Streator

Staff:

City Manager Cynthia Kurtz

City Attorney Michele Beal Bagneris

City Clerk Jáne L. Rodriguez

CEREMONIAL MATTERS

The City Clerk administered the oath of office to Del Hausmann as Utility Advisory Commissioner.

The Mayor presented a proclamation declaring September 19, 2003 as "Car Free Pasadena Day." The proclamation was received by Roger Gray, Transportation Advisory Commissioner.

Mr. Gray described the cooperative work between the Commission and Pasadena Walks in promoting "Car Free Pasadena Day," and Mr. Gray's son, Spencer Gray, presented Pasadena Walks t-shirts to the Mayor and Council, representing their honorary membership in the Pasadena Walks organization.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

The Mayor highlighted various actions undertaken by the City in the promotion of alternative forms of transportation to the automobile.

Ms. Ladonna Woodley, Pasadena resident, described problems related to her displacement from an apartment in the Cinema 21 Apartment Complex located at 851 E. Washington Boulevard, and requested assistance in relocating to alternative Section 8 housing and in retrieving personal items from storage.

The City Manager indicated staff would contact Ms. Woodley tomorrow regarding the problems that need to be addressed.

The Mayor commented on the City's role and the tenants' roles in addressing the remedies that are available regarding the events connected with the apartment complex.

Councilmember Gordo suggested the City Manager and City Attorney schedule a meeting with tenant groups at the various hotels being used to voucher the affected tenants in order to provide an update on the situation and process involved in addressing the apartment complex problems, alternative housing arrangements, and related issues. Councilmember Gordo requested to be informed of the schedule so that he might attend.

The City Manager agreed to provide an update of the housing issues involved in the Cinema 21 situation at the next Council meeting, and to follow up with information on the legal issues as this is developed.

Ms. Maureen McDonald, Pasadena resident, expressed concerns regarding the overrun amount of City Hall seismic retrofit project estimated costs, and possible cuts in funding for after-school recreational programs.

The City Manager noted that the City Hall seismic project was within budget at this time, and that there were no planned budget cuts to the City's recreation programs for youth.

Ms. Deirdre Hawkins, Pasadena resident, expressed concerns regarding the possible elimination of after-school programs from the City's budget.

Councilmember Little, Chair of the Finance Committee, stated that there were no recommendations for reductions in the City's after-school programs.

Mr. Reggie Young, Pasadena Running Roses Track Team representative, encouraged the City to continue its annual funding for the track team.

Councilmember Little reiterated that the City's budget currently includes funding for this after-school program.

The City Manager clarified that there were no proposed reductions for any City after-school programs in the Fiscal Year 2003-2004 budget.

CONSENT CALENDAR

AUTHORIZATION TO INCREASE PURCHASE ORDER NO. 16695 WITH COMMUNITY RECYCLING AND RESOURCE RECOVERY BY \$50,000 TO AN AMOUNT NOT-TO-EXCEED \$400,000 TO RECYCLE STREET SWEEPINGS AND BULKY ITEMS FOR THE REMAINDER OF FISCAL YEAR 2003 WITH AN OPTION TO RENEW IT FOR FISCAL YEAR 2004, PENDING APPROVAL OF THE BUDGET

Recommendation of City Manager:

(1) Authorize an increase of \$50,000 to Purchase Order No. 16695 with Community Recycling and Resource Recovery, changing the not-to-exceed amount from \$350,000 to \$400,000

for the remainder of Fiscal Year 2003; and

(2) Authorize the issuance of a purchase order contract in the amount of \$200,000 to Community Recycling and Resource Recovery for Fiscal Year 2004. Competitive bidding is not required pursuant to City Charter Section 1002(H), contracts with other government entities or their contractors. It is further recommended that the City Council grant the proposed purchase order contract an exemption from the competitive selection process of the Competitive Bidding and Purchasing Ordinance pursuant to Pasadena Municipal Code 4.08.049(B), contracts for which the City's best interests are served.

AWARD CONTRACT TO AMERICEC, INCORPORATED FOR PROJECT MANAGEMENT SERVICES FOR PHASE II OF THE GEOGRAPHIC INFORMATION SYSTEM (GIS) PROJECT

Recommendation of City Manager:

(1) Authorize the City Manager to enter into a contract with Americec, Incorporated for an amount not to exceed \$90,000; for project management services for Phase II of the Citywide Geographic Information System project. Competitive bidding was not required pursuant to Section 1002(F) of the Pasadena Municipal Code, professional or unique services.

(2) If is further recommended that the City Council grant the proposed contract an exemption from the competitive selection process of the Competitive Bidding and Purchasing Ordinance pursuant to Pasadena Municipal Code Section 4.08.049(B),

contract for which the City's best interests are served.

(3) Authorize the City Manager to renew the contract without further Council consideration for up to two additional one-year periods if the prices, terms and conditions are acceptable to both parties. (Contract No. 18,274)

MINUTES APPROVED

February 24, 2003

CLAIMS RECEIVED AND FILED

Claim No. 9304	Gerardo Marquez \$	1,038.85
		300.00
Claim No. 9306	Mark Rojas	Unknown
Claim No. 9307	Auto Club of Southern California	1,323.42
	for subrogee Maria Fernandez	
Claim No. 9308	Alicia Danielle Thomas	950.00

Claim No. 9309 Emmanuel Allen Claim No. 9310 May Helen Fuller 2,320.42 4,000,000.00

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

INFORMATION ITEM

ORAL UPDATE REGARDING THE BURBANK-GLENDALE-PASADENA AIRPORT

Burbank-Glendale-Pasadena Mr. Dios Marrero, Authority Executive Director, provided an update of the airport's activities involving the imminent completion of a security project, opening of a new passenger screening area, and submission of a grant reallocation for funding received by the Federal Aviation Administration (FAA) for a proposed terminal. Mr. Marrero discussed airport revenues connected to reduced parking rates, the economy, and marketing strategies; litigation regarding parking lot/easement property rights; the status of the Part 161 study required by the FAA, including an economic analysis regarding the impact of local restrictions originating from the City of Burbank; and recent rulings regarding local restrictions placed by municipalities on airports. He responded to questions regarding the status of ongoing safety issues regarding the terminal, the FAA's actions and decisions concerning the standards to be met by the airport, and the City of Burbank's role in these terminal issues.

Councilmember Holden commented on the voluntary steps that had been taken to address the concerns of the City of Burbank regarding the airport, and the attempts to work with the FAA, the City of Burbank, and the Airport Authority to bring the airport into compliance with FAA standards.

Mr. Marrero responded to questions; indicated he would keep the Council apprised of the FAA's decisions on various issues, as they became available, and the options being studied by the Airport, which would result from the decisions made by the FAA; and agreed to provide Council with a copy of the analysis of a recent Naples, Florida ruling regarding the placement of local restrictions on airports.

Councilmember Holden noted that tours of the airport are offered to residents and school groups for educational purposes.

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

FINANCE COMMITTEE

AMENDMENT TO THE FISCAL YEAR 2003 CAPITAL IMPROVEMENT PROGRAM BUDGET

Recommendation of City Manager: It is recommended that the City Council amend the Fiscal Year 2003 Capital Improvement Program budget to include one new project - "Integrated Library System Replacement" and recognize and appropriate \$750,000 from the Joint Pasadena/Glendale Library Equipment Replacement Fund to the project. (Journal Voucher No. 2003-49)

Recommendation of Planning Commission: This project was reviewed by the Planning Commission at their meeting on May 14, 2003, and they have recommended that the City Council find that the "Integrated Library System Replacement Project" proposed for inclusion in the Capital Improvement Program for FY 2003-2008 is consistent with the City of Pasadena's General Plan.

Councilmember Little, Chair of the Finance Committee, introduced the agenda item.

It was moved by Councilmember Little, seconded by Vice Mayor Tyler, to approve the City Manager's recommendation.

Vice Mayor Tyler was excused at 7:34 p.m.

Mr. Luis Herrera, Director of Information Services Department, summarized the agenda report.

(Motion unanimously carried) (Absent: Councilmember Madison, Vice Mayor Tyler)

APPROPRIATION OF FUNDS FOR THE PURCHASE OF A MAPPING SYSTEM FOR THE FOOTHILL AIR SUPPORT TEAM

Recommendation of City Manager: Approve a journal voucher appropriating \$34,000 from the unappropriated fund balance of the Foothill Air Support Team (FAST) Fund No. 108, to the FY 03 FAST operating budget, Account No. 8114 108 402420, for the purchase of a GPS/GIS mapping system. (Journal Voucher No. 2003-50)

Vice Mayor Tyler returned at 7:36 p.m.

Councilmember Little summarized the agenda report.

Acting Police Chief Wayne Hiltz clarified the funding source for the mapping system.

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

REPORTS FROM REPRESENTATIVES

Los Angeles to Pasadena Blue Line Construction Authority

Councilmember Little reported that the Governor's office had announced the Gold Line project would open on July 25, 2003, this date had the concurrence of all interested parties, and the date would be confirmed by the Metropolitan Transportation Authority.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

REAPPOINTMENT OF JILL SWITZER TO THE LIBRARY COMMISSION (At-Large Nomination)

REAPPOINTMENT OF KELLYE WALLETT TO THE ARTS COMMISSION (Mayor Nomination)

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

REAPPOINTMENT OF WENDELIN DONAHUE TO THE HUMAN RELATIONS COMMISSION (District 4 Nomination)

It was moved by Councilmember Haderlein, seconded by Vice Mayor Tyler, to approve the above reappointments. (Motion unanimously carried) (Absent: Councilmember Madison)

AMENDMENT TO THE PREFERENTIAL PERMIT PARKING PROCEDURES AND ESTABLISHMENT OF PREFERENTIAL PERMIT PARKING DISTRICTS AROUND THE GOLD LINE STATION NEIGHBORHOODS

Recommendation of City Manager:

(1) Approve an amendment to the Procedures for Establishing Preferential Permit Parking Program ("Procedure") that permits the waiver of the requirements for a resident petition under certain defined circumstances.

(2) Adopt a resolution establishing two Preferential Permit Parking Districts in the Gold Line Allen Station and Lake Station Neighborhoods (as defined in Attachment A of the agenda report) based on the amended Procedures as shown in the report.

(3) Acknowledge this project to be categorically exempt under the California Environmental Quality Act (CEQA) Guidelines, pursuant to Section 15301, Existing Facilities, and authorize the City Manager to execute and the City Clerk to file a Notice of Exemption with the Los Angeles County Clerk. (Resolution No. 8254)

Recommendation of the Transportation Advisory Commission: On April 11, 2003, the Transportation Advisory Commission reviewed the proposed amendment to the Procedures and recommended that the Council approve the provision of waiver for residential petition specific for the Gold Line Neighborhood.

The City Manager introduced the agenda item.

Mr. Eric Shen, Transportation Planning and Development Manager, summarized the agenda report, displayed a sample sign that would be posted in these parking districts, and responded to questions.

Ms. Joyce Amerson, Director of Transportation Department, described the outreach conducted and the options available to residents in the Gold Line station areas regarding the imposition of parking restrictions, and responded to questions.

Discussion followed on the development of additional parking structures/arrangements and the enhancement of business in station areas, and concerns regarding traffic flow in the Lake Avenue Congregational Church area on Lake Avenue from Orange Grove Boulevard to Colorado Boulevard.

Councilmember Gordo suggested staff also keep in mind consideration of the Lake Avenue station neighborhood area for development of a park.

It was moved by Councilmember Little, seconded by Councilmember Haderlein, to approve the City Manager's recommendation. (<u>Motion unanimously carried</u>) (Absent: Councilmember Madison)

PUBLIC HEARINGS

CONTINUED PUBLIC HEARING: FISCAL YEAR 2004 RECOMMENDED OPERATING BUDGET

Recommendation of City Manager: Receive public comment and continue the 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.

Councilmember Little, Chair of the Finance Committee, briefly reported on the Committee's review of the various proposed departmental budgets.

There was no public comment.

On order of the Mayor, the public hearing was continued to June 23, 2003 at 8:00 p.m.

PUBLIC HEARING: PROPOSED ZONE CHANGE FOR PROPERTIES ROUGHLY BOUNDED BY EAST WASHINGTON BOULEVARD, EAST MOUNTAIN STREET, NORTH EL MOLINO AVENUE, AND NORTH LAKE AVENUE, TO ESTABLISH WASHINGTON SQUARE LANDMARK DISTRICT OVERLAY ZONE (LD-4)

Recommendation of City Manager: It is recommended that,

following a public hearing, the City Council:

(1) Find that the application for a zone change is categorically exempt from environmental review under the California Environmental Quality Act, (Class 8, Actions by Regulatory Agencies for Protection of the Environment).

(2) Find that the proposed zone change is consistent with the

General Plan and the purposes of the zoning ordinance.
(3) Acknowledge the decision of the Historic Preservation Commission on March 3, 2003 that the proposed Washington Square Landmark District (Attachment 1 of the agenda report) meets the criteria for designation as a landmark district (Section 17.52.40 Pasadena Municipal Code).
(4) Acknowledge that the petition with signatures in support of

(4) Acknowledge that the petition with signatures in support of the landmark overlay district petition exceeds the 51 percent requirement in Pasadena Municipal Code Section 17.52.050.

(5) Based on these findings, approve the application for a zone change to add the LD (Landmark District) overlay district to the existing RS-6 (Single-family Residential), RM-16 and RM-32 (Multi-family Residential) and OS (Open Space), with the understanding that the reviews of alterations, demolitions, and new construction in the OS zone (Washington Park, a city-owned facility) shall be advisory to the City Council.

(6) Modify the north-eastern boundary of the landmark district to remove the three northernmost parcels on the west side of N. Hudson Avenue because two of the three properties are non-contributing and out of scale with the historic character of the landmark district and because inclusion of these properties does not appear to comply with the National Park Service standards for evaluating the boundaries of historic districts.

(7) Adopt a resolution (Attachment 3 of the agenda report) to adopt the supplemental chapter for the Washington Square Landmark District in the City's Design Guidelines for Historic Districts (Attachment 2 of the agenda report).

(8) Direct the City Attorney to prepare an ordinance amending the official zoning map of the City of Pasadena established by Section 17.08.040 of the Pasadena Municipal Code by adding the Washington Square Landmark District Overlay (LD-4).

(Resolution No. 8255)

Recommendation of the Historic Preservation Commission: At a public meeting on March 3, 2003, the Historic Preservation Commission determined that the proposed district meets the criteria in Section 17.52.040 of the Pasadena Municipal Code for establishment of a landmark district. In addition, at the request of a property owner, the Historic Preservation Commission recommended approval of the application as submitted; the staff had recommended excluding three properties on the west side of N. Hudson Avenue.

Recommendation of the Planning Commission: Following a public hearing on April 23, 2003, the Planning Commission found that the proposed zone change to create a landmark district is consistent with the General Plan and the purposes of the zoning ordinance and voted unanimously to recommend that the City Council approve the establishment of the Washington Square Landmark District and adopt the supplemental chapter (conservation plan). All of the public comments at the hearing were in favor of the landmark district. The Planning Commission agreed with the Historic Preservation Commission and also recommended approval of the application as submitted.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on June 6 and 9, 2003 in the <u>Pasadena Star-News</u> and on June 12, 2003 in the <u>Pasadena Journal</u>; 139 copies of the notice were posted on May 29, 2003; 252 copies of the notice were mailed on May 29, 2003; and no letters were received.

Ms. Emily Stadnicki, Planner, summarized the agenda report and responded to questions.

Mr. Richard Bruckner, Director of Planning and Development Department, responded to questions regarding the options for inclusion and/or exclusion of properties from the landmark district.

The following persons spoke in support of the establishment of the landmark district:

Mr. Bob Kneisel, Pasadena resident

Mr. John Small, Pasadena resident, submitted a handout regarding the parcel he owns, which is one of the properties excluded under the staff recommendation, and requested inclusion of the parcel in the landmark district

Mr. Joe Feinblatt, Pasadena resident, submitted a handout regarding the petition and responded to questions

Ms. Reva Kussmaul, Pasadena resident

Mr. Edward Zix, Washington Square Neighborhood Association representative, also voiced support for inclusion of Mr. Small's property in the landmark district

Mr. Tim Wendler, Pasadena resident, also voiced support for inclusion of the three properties that were excluded in

the staff recommendation

Ms. Kim Gundlach, Pasadena resident, submitted a handout and read into the record two letters in support of the landmark district from Pasadena residents Patty Watson-Wood and Judith Kirchhoff

Ms. Renée Morgan-Hampton, Historic Preservation Commissioner, also voiced support for inclusion of Mr. Small's property in the landmark district

Ms. Joanne Wendler, Pasadena resident

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

Councilmember Gordo expressed appreciation to Betty Sword, Sona Markarian, Lois Barth, Kim Gundlach, the Wendlers, the Feinblatts, and many others who helped in the efforts to establish the landmark district.

Following discussion, the City Attorney confirmed that Councilmember Holden did not appear to have a conflict of interest caused by the proximity of his residence to the proposed landmark district.

It was moved by Councilmember Gordo, seconded by Councilmember Little, to approve the City Manager's recommendation, as amended to include the three northernmost parcels on the west side of North Hudson Avenue into the landmark district. (Motion unanimously carried) (Absent: Councilmember Madison)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS/ ORDINANCE - FIRST READING RESOLUTION OF INTENT TO AMEND THE CALPERS CONTRACT TO IMPLEMENT THE 3%@55 RETIREMENT PROGRAM, PRE-RETIREMENT OPTIONAL SETTLEMENT 2 DEATH BENEFIT PROVISION, AND FOURTH LEVEL OF 1959 SURVIVOR BENEFITS FOR LOCAL FIRE EMPLOYEES, AND INTRODUCTION OF AN ORDINANCE TO IMPLEMENT SUCH AMENDMENT Recommendation of City Manager: Adopt a Resolution of Intention and conduct first reading of "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PASADENA AMENDING THE CONTRACT BETWEEN THE CITY OF PASADENA AND THE BOARD OF ADMINISTRATION OF

Councilmembers Gordo and Holden were excused at 8:53 p.m.

THE CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM TO PROVIDE RETIREMENT BENEFIT ENHANCEMENTS TO LOCAL FIRE EMPLOYEES", provided for in the negotiated agreements between the City of Pasadena and the Pasadena Fire Fighters Association (PFFA) and Pasadena Firefighters Management Association (PFMA). The effective date of the contract amendment is anticipated to be July 30, 2003. (Resolution No. 8256)

The City Manager and Ms. Karyn Ezell, Director of the Human Resources Department, responded to questions.

It was moved by Councilmember Little, seconded by Vice Mayor Tyler, to approve the City Manager's recommendation and to offer the ordinance for first reading:

AYES: Councilmembers Haderlein, Little, Streator,

Vice Mayor Tyler, Mayor Bogaard

NOES: None

ABSENT: Councilmembers Gordo, Holden, Madison

ORDINANCE - FIRST READING

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 10.48.010 OF THE PASADENA MUNICIPAL CODE REGARDING THE RECLASSIFICATION OF A PORTION OF LAGUNA ROAD FROM COLLECTOR STREET TO LOCAL STREET"

Councilmember Gordo returned at 8:54 p.m.

The above ordinance was offered for first reading by Councilmember Gordo:

AYES: Councilmembers Gordo, Haderlein, Little, Streator,

Vice Mayor Tyler, Mayor Bogaard

NOES: None

ABSENT: Councilmembers Holden, Madison

ORDINANCE - ADOPTED

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 10 TO ADD A NEW CHAPTER 10.39 TO THE PASADENA MUNICIPAL CODE PROHIBITING VEHICLE SOLICITATION WITHIN THE PUBLIC RIGHT-OF-WAY IN POSTED 'NO VEHICLE SOLICITATION' ZONES" (Introduced by Councilmember Gordo) (Ordinance No. 6937)

Councilmember Holden returned at 8:56 p.m.

The following persons spoke in opposition to the ordinance:

Mr. Raúl Añorve, Institute of Popular Education of Southern California representative

Ms. Veronica Federovsky, National Day Labor Organizing Network representative

Assistant City Manager Enrique Martinez responded to questions regarding the City's Community Job Center, which assists day laborers.

Councilmember Gordo commented on the problems regarding the day labor situation and the need to continue to work with the Job Center to make it more effective. The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Haderlein, Holden, Little,

Streator, Vice Mayor Tyler, Mayor Bogaard

NOES: None

ABSENT: Councilmember Madison

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 9:07 p.m., to the regular meeting of the Community Development Commission.

RECONVENED

On order of the Mayor, the regular meeting of the City Council reconvened at 9:08 p.m. (Absent: Councilmember Madison)

INFORMATION ITEM

ORAL UPDATE ON NATIONAL FOOTBALL LEAGUE (NFL) MEETING OF JUNE 11, 2003 REGARDING ROSE BOWL STADIUM

The City Manager provided an update of the City's meeting of June 11, 2003 regarding the National Football League (NFL) and use of the Rose Bowl, and distributed a handout entitled "Adoption of Vision Statement and Objectives Related to a Prospective Lease with the National Football League for Use of the Rose Bowl Stadium."

The Mayor expressed appreciation to the General Manager of the Rose Bowl and members of the Rose Bowl Operating Company for their work during this process to bring a long-term tenant to the Rose Bowl.

COUNCIL COMMENTS

Councilmember Streator requested AB 1866 (regarding second units in residential areas) that was signed and will become effective July 1, 2003, be agendized for discussion.

Councilmember Tyler noted that the Legislative Policy Committee had taken a position to oppose this bill.

Councilmember Holden requested a discussion concerning the ordinance regulating shopping carts be agendized, and commented on the need to take a more aggressive approach in enforcing or strengthening the ordinance.

The City Manager agreed to report back to Council regarding the above items.

On order of the Mayor, the regular meeting of the City Council adjourned at 9:23 p.m.

ATTEST:

Bill Bogaard, Mayor City of Pasadena

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