

CITY OF PASADENA
City Council Minutes
August 4, 2003 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 5:33 p.m.
(Absent: Councilmember Streator)

On order of the Mayor, the regular meeting recessed at 5:33 p.m., to discuss the following closed sessions:

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: Nina Scotti v. City of Pasadena Fire Department; City of Pasadena and Does 1 through 100, inclusive, Los Angeles Superior Court Case No. BC 269081

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

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

Name of Case: Nelson v. City of Pasadena, et al., Case No. BC 273319

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

The above two closed session items were not discussed.

On order of the Mayor, the regular meeting reconvened at 6:34 p.m. The Pledge of Allegiance was led by David Salinas, grandson of Ann Erdman, Public Information Officer, visiting from Clovis, California.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Sidney F. Tyler, Jr.
Councilmember Victor Gordo
Councilmember Steve Haderlein (Returned at 6:41 p.m.)
Councilmember Chris Holden
Councilmember Paul Little
Councilmember Steve Madison
Councilmember Joyce Streator (Absent)

Staff:

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

CEREMONIAL MATTERS

The City Clerk administered the oath of office to Rosanna Esparza as Human Services Commissioner.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Ms. Serena-Marie Sanfilipo, Pasadena resident, outlined problems with her Section 8 housing arrangements, and asked the City's Housing Division to take care of an unpaid portion of her rent.

Councilmember Haderlein returned at 6:41 p.m.

The Mayor indicated that staff would continue to work with Ms. Sanfilipo regarding this matter.

CONSENT CALENDAR
Item discussed separately at the request of Councilmembers Little and Madison.

RESOLUTION AMENDING THE SALARY RESOLUTION CREATING THE TITLES AND SALARY CONTROL RATES FOR THE NEW CLASSIFICATIONS OF CITY HALL SEISMIC RETROFIT PROJECT MANAGER, FORENSIC SERVICES SUPERVISOR AND POWER PLANT SHIFT SUPERVISOR

RESOLUTION AMENDING THE SALARY RESOLUTION RELATING TO SALARIES AND BENEFITS FOR THE VARIOUS UNREPRESENTED MANAGEMENT CLASSIFICATIONS

Recommendation of City Manager: Adopt a resolution amending the Salary Resolution to accomplish the following:

- (1) Provide an adjustment of 4% to the salary control rates effective April 7, 2003, for various non-represented classifications in the Management Top, Middle, and Professional groups as noted in the agenda report; and
- (2) Increase Employee Option Benefit Fund (EOBF) contributions to \$673.95 per employee per month, effective January 1, 2003; and
- (3) Provide for holiday pay on a pro-rata basis for part-time employees working 20 or more hours a week (e.g., employees working 20 hours per week shall receive 50% of full-time leave accruals). (Resolution No. 8275)

APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PASADENA AND THE INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 501 (IUOE)

Recommendation of City Manager: Approve a successor Memorandum of Understanding between the City of Pasadena and IUOE for the period March 24, 2003 through March 20, 2006, and authorize a journal voucher appropriating \$94,237 from the unappropriated Light and Power Fund balance to cover the cost of the FY 2003 salary and benefit increases. (Contract No. 18,321; Journal Voucher No. 2004-2)

MINUTES APPROVED

April 28, 2003

CLAIMS RECEIVED AND FILED

Claim No. 9340	Stephen and Susie Kim	\$	Unknown
Claim No. 9341	Patsy Lile by Automobile Club of Southern California		521.20
Claim No. 9342	Perla Dinsey		50,000.00+
Claim No. 9343	Colleen Thea Mikulka		2,013.30

Claim No. 9344 Donald K. McWilliams 2,940.00
Claim No. 9345 Philip S. Nielsen 811.00

PUBLIC HEARING SET

October 6, 2003, 8:00 p.m. - Nomination of Landmark Tree (Podocarpus gracilior, Fern Pine) at 1180 North Arroyo Boulevard

It was moved by Councilmember Little, seconded by Vice Mayor Tyler, to approve the Consent Calendar, with the exception of Item 1 (Amendment of Salary Resolution), which was discussed separately. (Motion unanimously carried) (Absent: Councilmember Streator)

CONSENT ITEM DISCUSSED SEPARATELY

RESOLUTION AMENDING THE SALARY RESOLUTION CREATING THE TITLES AND SALARY CONTROL RATES FOR THE NEW CLASSIFICATIONS OF CITY HALL SEISMIC RETROFIT PROJECT MANAGER, FORENSIC SERVICES SUPERVISOR AND POWER PLANT SHIFT SUPERVISOR

Recommendation of City Manager: Adopt a resolution amending the Salary Resolution to create titles and salary control rates for the new classifications of City Hall Seismic Retrofit Project Manager, Forensic Services Supervisor and Power Plant Shift Supervisor. (Resolution No. 8276)

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

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

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES
REPORTS FROM REPRESENTATIVES

Councilmember Holden reported that the Burbank-Glendale-Pasadena Airport Authority would be considering a proposal to change the airport's name to Bob Hope Airport, and briefly described the name change process that would necessitate an amendment to the Joint Powers Authority agreement.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

Councilmember Holden was excused at 6:58 p.m.

AUTHORIZATION TO APPLY FOR CAR SHARING PROGRAM

Recommendation of City Manager:

(1) Authorize the submittal of a grant for \$400,000 with the California Transportation Commission, Business Transportation and Housing Agency, and Department of Transportation for participation in the Statewide Car Sharing Deployment Project; and

(2) Upon notice of award of the grant, authorize the execution of an Agreement and/or Memorandum of Understanding between the City and Caltrans for oversight of the program.

Recommendation of Transportation Advisory Commission:

The Transportation Advisory Commission reviewed the proposed grant opportunity at its July 10, 2003, meeting. The Commission recommends that the City Council approve submittal of a grant for participation in the Statewide Car Sharing Deployment Project.

Ms. Cathi Cole, Transit Manager, reviewed the agenda report and responded to questions.

Councilmember Little suggested staff also explore the use of bicycle sharing kiosks as part of the local transit program.

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

Councilmember Holden returned at 7:05 p.m.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA CONFIRMING THE AWARD OF ITS WATER REVENUE AND REFUNDING BONDS, 2003 SERIES

Recommendation of City Manager: It is recommended that the City Council adopt a resolution confirming the award of its Water Revenue and Refunding Bonds, 2003 Series. (Resolution No. 8277)

Mr. Jay Goldstone, Director of Finance Department, reviewed the agenda report, noted a copy of the revised resolution showing the bid award information had been distributed, and responded to questions.

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

AUTHORIZATION TO ENTER INTO A CONTRACT WITH THE CULTURAL+PLANNING GROUP (CPG) IN AN AMOUNT NOT TO EXCEED \$97,500 TO CONDUCT A CULTURAL PLANNING PROCESS AND DRAFT A CITY-WIDE CULTURAL PLAN

Recommendation of City Manager: Authorize the City Manager to enter into a contract in an amount not to exceed \$97,500 with the firm The Cultural+Planning Group to provide consulting services in conjunction with preparation of a citywide cultural plan. Competitive bidding is not required pursuant to City Charter Section 1002(F), contracts for professional or unique services. (Contract No. 18,322)

Mr. Jonathon Glus, Executive Director for the Arts, reviewed the agenda report, clarified that the cultural plan would provide a citywide inventory of all programs and facilities and a strategic method for supporting arts in the community, and responded to questions.

Councilmember Haderlein was excused at 7:15 p.m.

Councilmember Gordo requested an update of the recommendations presented in the 1992 cultural plan, especially those involving art education; and emphasized the need to include an assessment of art education in the new cultural plan, with a recommendation regarding the expansion of art education programs.

Mr. Richard Bruckner, Director of Planning and Development Department, noted that the intensity of this project would require a combination of staff and consultant time to produce a comprehensive plan.

Councilmember Holden was excused at 7:21 p.m.

The City Manager commented on the relationship between the development of the cultural plan and its use in the distribution of funding for the arts produced by development (1% public art component) and other funding sources.

Ms. Joan Palmer, Chair of the Arts Commission, commented on the status of state funding for the arts, and several plans which were being developed by community organizations regarding the arts. She commended Jonathon Glus for coordinating community meetings that will support these organizations in producing their arts plans.

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

ORDINANCE – FIRST READING

Councilmember Haderlein returned at 7:28 p.m.

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA SUSPENDING SECTIONS 9.36.220 AND 9.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO AN EXEMPTION FROM THE NOISE ORDINANCE FOR PERMITTED EVENT AT AREA H AND THE ARROYO SECO FOR SPECIFIED HOURS ON SUNDAY, NOVEMBER 2, 2003 (RACE FOR THE CURE)"

The above ordinance was offered for first reading by Vice Mayor Tyler:

AYES: Councilmembers Gordo, Haderlein, Little, Madison, Vice Mayor Tyler, Mayor Bogaard

NOES: None

ABSENT: Councilmembers Holden, Streator

ORDINANCE – ADOPTED

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 5.24 OF THE PASADENA MUNICIPAL CODE RELATING TO THE ASSESSMENT OF FEE FOR FALSE ALARMS" (Introduced by Councilmember Streator) (Ordinance No. 6950)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Haderlein, Little, Madison, Vice Mayor Tyler, Mayor Bogaard

NOES: None

ABSENT: Councilmembers Holden, Streator

INFORMATION ITEMS

Councilmember Holden returned at 7:33 p.m.

SENSITIVE LANDS INVENTORY

Recommendation of City Manager: This item is for information only.

The City Manager introduced the agenda item.

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

In response to Vice Mayor Tyler's question, Mr. Sinclair noted that parcels had not been evaluated in terms of their buildability, and that information on the parcels with steep slopes could be provided.

In response to Councilmember Madison's request, Mr. Richard Bruckner, Director of Planning and Development Department, indicated a schedule for the presentation of the ridgeline ordinance would be provided to Council.

Discussion followed on options for use of inventoried lands, a process for setting priorities for use of the identified parcels, funding sources for sensitive lands and existing parks, the protection of open space, and the need for discussion of possible funding conflicts between sensitive lands, pocket parks, and existing parks.

The City Manager indicated that the inventory would be used to brief the local conservancies for comment and direction in protecting these parcels and to place priorities on what to do with the parcels, and that this information would be presented to Council at a future date for further discussion. She also indicated the Pocket Parks Inventory would be presented to the Recreation and Parks Commission in September 2003. The City Manager noted that the Open Space, Recreation and Conservation Element would include general policies, planning concepts, and possible projects; and that resource allocation would be a separate decision, usually made on an annual basis through the budget process.

Councilmember Haderlein suggested that neighboring jurisdictions be contacted regarding the inventory and similar parcels in neighboring communities to enlist their comments, support, and assistance.

Mr. Bruckner indicated that Council would be provided with a schedule for presentation of the Open Space, Recreation and Conservation Element.

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

UPDATE ON STATUS OF PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS) MEDICAL ALTERNATIVE

The City Manager distributed a memo dated August 4, 2003 discussing the status of the search for alternatives to PERS medical insurance and the schedule for possible withdrawal from the PERS program.

Ms. Karyn Ezell, Director of Human Resources Department, reviewed the memo that had been distributed, outlined the

Councilmember Madison was excused at 8:02 p.m.

process for withdrawing from the PERS medical program, and responded to questions.

Discussion followed on the comparison of benefits between PERS and the alternative plans, the calculation of use rates and cost savings, the estimation of future premiums, and possible benefits risks for employees.

Councilmember Gordo commended staff on a swift response to Council's request to explore options regarding medical coverage for employees.

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

PUBLIC HEARING

PUBLIC HEARING: ADOPT THE 2003 ANNUAL CITY OF PASADENA SELF-CERTIFICATION REPORT OF CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM FOR THE COUNTY OF LOS ANGELES AND THE 2003 LOCAL IMPLEMENTATION REPORT IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089

Recommendation of City Manager:

- (1) Adopt a resolution finding the City in conformance with the Congestion Management Program (CMP) for the County of Los Angeles;
- (2) Adopt the 2003 Local Implementation Report in accordance with California Government Code Section 65089; and
- (3) Direct staff to file the CMP Local Implementation Report with the Los Angeles Metropolitan Transportation Authority (MTA). (Resolution No. 8278)

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published in the Pasadena Star-News on July 21, 2003; no letters were received.

The City Manager introduced the agenda item and responded to questions.

Ms. Jennifer Jenkins, Management Analyst IV, reviewed the agenda report and responded to questions.

At Councilmember Haderlein's request, the City Manager indicated information on the number of units being developed/built in the area of the City's transportation corridors/transit stations would be provided.

No one appeared for public comment.

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

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

COUNCIL COMMENTS

Councilmember Little requested an update on the state budget's impact on the arts programs.

Councilmember Holden suggested the FY 2005 budget process include a presentation of the city budget in context with the state budget and allow the community the opportunity to provide input in the prioritization of budget items.

The City Manager indicated a state budget update would be presented as information is received, and staff may look at scheduling changes in next year's budget process that would begin an earlier presentation of budget information to the public.

On order of the Mayor, the regular meeting of the City Council adjourned at 8:33 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk

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