

CITY OF PASADENA
City Council Minutes
September 8, 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 Gordo, Holden, Madison)

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

Councilmember Holden arrived at 5:52 p.m.

Councilmember Gordo arrived at 6:07 p.m.

CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code Section 54957.6

**Agency Negotiators: Karyn Ezell, Steve Lem
Employee Organizations: Pasadena Fire Fighters Association, Local 809; Pasadena Firefighters Management Association; Pasadena Police Officers Association; and Pasadena Police Sergeants Association**

CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS regarding medical benefits, pursuant to Government Code Section 54957.6

**Agency Representatives: Karyn Ezell, Steve Lem
Employee Organizations: All Employee Unions and All Unrepresented Employees**

Councilmember Madison arrived at 6:20 p.m.

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

**Name of Case: Kneisel v. City of Pasadena, et al.
Case No.: BS 079863**

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 four closed session items were discussed, with no reportable action at this time.

On order of the Mayor, the regular meeting reconvened at 6:57 p.m. The Pledge of Allegiance was led by Councilmember Holden.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Sidney F. Tyler, Jr.
Councilmember Victor Gordo
Councilmember Steve Haderlein (Returned at 7:05 p.m.)
Councilmember Chris Holden
Councilmember Paul Little
Councilmember Steve Madison
Councilmember Joyce Streater

Staff:

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

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

Mr. Bob Kneisel, Pasadena Neighborhood Coalition Chair, discussed the status of a complaint about Altrio Communications that had been presented to the Public Utilities Commission (PUC), the PUC's recent order regarding this complaint, and the environmental assessment that had been presented by Altrio to the PUC. Mr. Kneisel requested the City stop the installation of the Altrio generator boxes, and re-examine the City's franchise agreement for possible termination of the agreement.

Councilmember Haderlein
returned at 7:05 p.m.

Ms. Mary Dee Romney, Pasadena Neighborhood Coalition representative, spoke regarding the legal permissible requirements for the Altrio generator boxes, and urged Council to stop the issuance of permits to Altrio for additional boxes.

Mr. Timothy Wendler, Pasadena Neighborhood Coalition representative, urged Council to halt the issuance of permits for Altrio generator boxes, and expressed support for Council's approval of the Washington Square Landmark District.

The City Attorney briefly outlined the PUC's preliminary ruling and ongoing process regarding the complaint against Altrio Communications. She indicated the City was investigating an approach that would pursue any remedies due the City, protect the residents' interests, and comply with the franchise agreement.

The Mayor affirmed the Council's concern that all steps be taken to search creatively and aggressively for remedies that were consistent with the City's compliance with the franchise agreement and would mitigate and address the issues being raised by residents.

Mr. Gary Yuman, Pasadena resident representing day laborers, expressed concerns regarding the management and location of the Pasadena Community Job Center, outlined problems with the enforcement of the ordinance for street activities involving day laborers, suggested changes for the operation of the Job

Center, and requested a series of meetings with a City representative to address these concerns and suggestions.

The City Manager noted that initial meetings had been held with the Job Center and day laborers, the City's representative for the day labor issues was the Assistant City Manager, and the City would arrange a meeting with Mr. Yuman regarding his concerns and suggestions.

Councilmember Gordo requested that he or his field representative be included in these meetings.

Ms. Ladonna Woodley, Pasadena resident, described ongoing problems related to her evacuation from the Washington Theater/Cinema 21 Apartments, and requested assistance in obtaining a hotel voucher and temporary housing.

The City Manger indicated that issues involving the use of hotel vouchers had arisen in this particular situation, hotels could not be forced to accept vouchers, and staff was continuing to pursue temporary housing for Ms. Woodley through non-profit channels.

Dr. Sandra Thomas, Pasadena/Altadena Community Coalition representative, submitted and reviewed a handout of the Coalition's membership, statement of purpose, and primary objectives.

The following persons expressed concerns regarding public policy issues involving affirmative action in employment, contracting, and job training and affordable housing for African Americans in the Pasadena and Altadena areas; and urged the City to meet with community representatives to pursue solutions to these ongoing problems:

Mr. Danny Bakewell, Pasadena/Altadena Community Coalition representative and Brotherhood Crusade President

Mr. Velton Paggett, Pasadena National Association for the Advancement of Colored People (NAACP) representative, read and submitted a sample letter sent by the Pasadena NAACP to developers that requested information regarding workforce information and source of funding for their local projects

Pastor William Turner, Jr., Pasadena/Altadena Community Coalition and New Revelation Baptist Church, noted the need for parking for churches

Mr. Jim Morris, Pasadena resident, read and submitted a handout posing questions regarding employment issues in Pasadena and listing recommendations to improve employment opportunities in the City

Ms. Georgia Holloway, Pasadena resident, expressed concerns regarding the reduction in the number of community representatives in the proposed merger of Project Area Committees (PAC) in Northwest Pasadena.

The City Manager suggested discussion be scheduled with interested community leaders and representatives to discuss the various issues identified by the public speakers. She also suggested the agenda item regarding the proposed merger of the PACs in Northwest Pasadena be postponed until additional discussion could be held with interested community members.

At the request of Councilmember Streator, the City Manager indicated a written report would be provided to Council in two to three weeks that would confirm any meeting that had been held with community representatives and a timeline for action in addressing the issues that had been identified and discussed. She indicated staff would also research and report on the affirmative action programs of the cities of San Francisco and Beverly Hills.

Councilmember Holden requested the report also contain answers to the questions posed in Mr. Morris's handout, and suggested staff also meet with the City's developers to discuss their concerns and suggestions for creating jobs for a diverse representation of Pasadena residents in the hiring process. He also suggested staff facilitate a dialogue between developers and community representatives to discuss the questions raised by Mr. Morris and the Pasadena NAACP.

Councilmember Little encouraged aggressive monitoring by the City in projects requiring developers to meet employment targets, and encouraged staff to explore ways for integrating job training and placement programs in development projects.

The City Manager noted the Maguire/Thomas project had not met its employment agreement with the City, and staff was working with the contractor to rectify the problem.

Councilmember Streator suggested the internal process for monitoring agreements with developers be examined to prevent problems with compliance from occurring in the future.

The Mayor noted these discussions would be used to lay the groundwork for a response to the questions that had been raised, a dialogue that will explore the facts regarding these issues, and an exploration of the options to address these problems.

The City Manager summarized the following actions to be undertaken by staff:

- schedule a meeting with community leaders through

Councilmember Madison was excused at 8:05 p.m.

Danny Bakewell to discuss the issues raised in public comment, the questions posed in the handouts from Mr. Morris and the Pasadena NAACP, and the proposed merger of the PACs in Northwest Pasadena

- schedule a meeting with developers to discuss the NAACP letter, the lack of response, and the problems in responding to the letter
- facilitate a joint meeting of community leaders and developers to discuss the issues and questions raised
- research the affirmative action programs of the cities of San Francisco and Beverly Hills
- review the monitoring process for employment provisions in development agreements to determine if internal procedures need revision
- report to Council in two weeks regarding the meetings that have been held, an action plan with a schedule for moving forward to address the problems that have been identified and discussed, and information regarding the affirmative action programs of San Francisco and Beverly Hills

RECESS TO JOINT MEETING On order of the Mayor, the regular meeting of the City Council recessed at 8:17 p.m. to a joint meeting with the Community Development Commission. (Absent: Councilmember Madison)

OLD BUSINESS

JOINT ACTION: PROPOSED MERGER OF NORTHWEST REDEVELOPMENT PROJECT AREAS

On order of the Mayor and by request of the City Manager, the above item was removed from the agenda to allow the City Manager to initiate discussions with members of the community.

RECONVENED

On order of the Mayor, the joint meeting with the Community Development Commission adjourned at 8:18 p.m., and the regular meeting of the City Council reconvened at this time. (Absent: Councilmember Madison)

CONSENT CALENDAR

LICENSE AGREEMENT BETWEEN THE CITY OF PASADENA AND LOFTS AT LAKE AVENUE, LP, FOR THE INSTALLATION OF TIE-BACKS AND SOLDIER BEAMS UNDER THE PUBLIC RIGHT-OF-WAY FOR SUBTERRANEAN PARKING ALONG HUDSON AVENUE, GREEN STREET AND LAKE AVENUE

Recommendation of City Manager: Adopt a resolution approving a License Agreement with Lofts At Lake Avenue, LP, for property located at 820 East Green Street, with the terms and conditions as set forth in the background section of the agenda report, and authorize the City Manager to execute said License Agreement on behalf of the City of Pasadena. (Resolution No. 8280; Agreement No. 18,350)

APPROVAL OF FINAL PARCEL MAP NO. 26170, BEING A CONSOLIDATION OF FIVE PARCELS INTO ONE PARCEL FOR A 98-UNIT SENIOR APARTMENT PROJECT AT 775 EAST UNION STREET

Recommendation of City Manager: Adopt a resolution to:

- (1) Approve the final map for Parcel Map No. 26170.
- (2) Accept the offer of a dedication for street purposes as shown on Parcel Map No. 26170.
- (3) Authorize the City Clerk to execute the certificate on the map showing the City's approval of said map and acceptance of said dedication. (Resolution No. 8281)

CONTRACT AWARD TO FS CONSTRUCTION FOR CONSTRUCTION OF WHEELCHAIR RAMPS - 2003 FOR AN AMOUNT NOT TO EXCEED \$103, 000.00

Recommendation of City Manager:

- (1) Accept the bid dated August 20, 2003, submitted by FS Construction in response to the Specifications for Construction of Wheelchair Ramps - 2003, reject all other bids received and authorize the City Manager to enter into such contract as required.
- (2) Acknowledge the project to be categorically exempt under Section 21084 of the California Environmental Quality Act of 1984 in accordance with Article 19, Section 15301 (Class 1), subsection (c), of the Resources Agency of California Guidelines (maintenance 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. 18,351)

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER CONTRACT WITH McAVOY & MARKHAM FOR THE PURCHASE OF ELECTRIC METERS FOR THE WATER AND POWER DEPARTMENT

Recommendation of City Manager: Authorize the City Manager to enter into a Purchase Order Contract with McAvoy & Markham for a period of four years or an amount not to exceed \$3,000,000 for the purchase of electric meters. The proposed contract is exempt from competitive bidding pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, material, supplies or services.

CONTRACT AWARD TO STEINY AND COMPANY, INC., FOR THE FAIR OAKS AVENUE CORRIDOR TRANSPORTATION IMPROVEMENTS, FEDERAL-AID PROJECT LA9918770, FOR AN AMOUNT NOT TO EXCEED \$1,996,000.00

Recommendation of City Manager:

- (1) Accept the bid dated August 13, 2003, submitted by Steiny

and Company, Inc. in response to Specifications for Fair Oaks Avenue Corridor Transportation Improvements, Federal-Aid Project LA9918770, reject all 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 of 1984 in accordance with Article 19, Section 15301 (Class 1), subsection (c) of the Resources Agency of California Guidelines (minor alterations involving negligible expansion of use beyond that previously existing) 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. 18,352)

AUTHORIZATION TO ENTER INTO A CONTRACT WITH PERRY C. THOMAS CONSTRUCTION, INC. FOR THE CONSTRUCTION OF UNDERGROUND ELECTRICAL CONDUIT SYSTEMS, VAULTS, AND OTHER MISCELLANEOUS WORK FOR THE WATER AND POWER DEPARTMENT - SPECIFICATIONS LD-03-3

Recommendation of City Manager:

(1) Accept the bid dated August 26, 2003 submitted by Perry C. Thomas Construction, Inc., in response to Specifications LD-03-3;

(2) Reject all other bids; and

(3) Authorize the City Manager to enter into a contract for a period of one year or an amount not to exceed \$950,000, whichever occurs first. (Contract No. 18,353)

MINUTES APPROVED

May 13, 2003 (Special)
 June 2, 2003
 June 9, 2003
 June 16, 2003
 June 30, 2003
 July 7, 2003 (Cancelled)

CLAIMS RECEIVED AND FILED

Claim No. 9360	Rafael Gonzalez	\$	Unknown
Claim No. 9361	Mary Harris		1,081.57
Claim No. 9362	Permanent General Claims Service for insured Gabriela Beltran		2,849.53
Claim No. 9363	Pricilla Jacobs		834.36
Claim No. 9364	La Shawn Yvette Clovin		240.00
Claim No. 9365	Gabriela Beltran		10,000.00+
Claim No. 9366	SBC/Pacific Bell		487.79
Claim No. 9367	Juan Ayala		630.00
Claim No. 9368	Ivy Beverly		4,238.93
Claim No. 9369	Dolores E. Dennis/Anita J. Dennis		75.00
Claim No. 9370	Manuel Moreno/ State Farm Insurance Co.		2,436.07
Claim No. 9371	Bettie Boberick		586.13

Claim No. 9372 Judy Greene 25,000.00+
Claim No. 9373 Marla Lynn Fernandez 500.00

PUBLIC HEARINGS SET

October 13, 2003, 8:00 p.m. - Ross Grove Landmark District

October 20, 2003, 8:00 p.m. - Consolidated Annual Performance and Evaluation Report (CAPER 2002/2003) for the Community Development Block Grant (CDBG); Home Investment Partnership Act (HOME) and Emergency Shelter Grant (ESG) Programs; Human Services Endowment Fund (HSEF); and Approval of the Needs Assessments and Program Priorities for Public/Human Service Projects and Non-public Service Projects under the CDBG/ESG/HSEF Program Year 2004-2005

It was moved by Councilmember Little, seconded by Councilmember Haderlein, to approve all items on the Consent Calendar. (Motion unanimously carried) (Absent: Councilmember Madison)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

AGREEMENT WITH THE NATIONAL FOOTBALL LEAGUE FOR COMPENSATION TO PROCEED WITH ENVIRONMENTAL REVIEW FOR POTENTIAL USE OF THE ROSE BOWL STADIUM

Recommendation of City Manager: It is recommended that the City Council approve an agreement with the National Football League for compensation to proceed with an environmental impact review for potential renovation of the Rose Bowl Stadium for NFL use. (Agreement No. 18,354)

Councilmember Madison returned at 8:20 p.m.

The City Manager reviewed the agenda report and responded to questions.

In response to Councilmember Madison's question, Mr. Darryl Dunn, General Manager of the Rose Bowl, confirmed that John Moag, the consultant for the NFL project, had performed his responsibilities under his contract with the City and Rose Bowl Operating Company and was not responsible for the cost of the Environmental Impact Report (EIR).

The City Manager clarified the roles of the City, Rose Bowl Operating Company, and consultant in the EIR process.

Ms. Nina Chomsky, Pasadena resident, expressed concerns regarding the scope of the EIR and the collection of input from the community through various commissions.

The City Manager indicated this would be a full project EIR that would be processed through the usual commissions.

Mr. Chris Sutton, Pasadena resident, spoke in opposition to the agreement because of the risk to City funds and the apparent

subsidizing of a process that should be financed by the NFL regarding the NFL project.

The City Manager introduced Larry Braun, with Sheppard, Mullin, Richter & Hampton LLP.

Vice Mayor Tyler suggested Council receive a report of the cumulative expenses for the NFL project.

In response to Vice Mayor Tyler's questions, the City Manager agreed to provide a report of EIR expenditures every other month during this process, and noted the Rose Bowl Operating Company would be bringing a report to Council in the future regarding expenses for the NFL project.

Mayor Bogaard stated he would support the approval of the agreement, but also discussed his reservations about the inclusion of a couple of technical provisions in the agreement, the use and risk of public funds on the EIR, the delay involved in the NFL's commitment to a decision, the lack of assurance that the City is being treated equitably and what the extent of the costs to the City for the NFL project will be, and the responsibilities being assumed by the City which might be attributed to the NFL or Mr. Moag.

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

PUBLIC HEARINGS

Vice Mayor Tyler recused himself at 8:49 p.m., due to a conflict of interest.

PUBLIC HEARING: PROPOSED ZONE CHANGE FOR PROPERTIES ON SOUTH OAKLAND AVENUE BETWEEN ALPINE AND GLENARM STREETS TO ESTABLISH THE SOUTH OAKLAND LANDMARK DISTRICT OVERLAY ZONE (LD-5)

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 June 16, 2003, that the proposed South Oakland Landmark District (Attachment 1 of the agenda report) meets the criteria for designation as a landmark district (Section 17.52.040 Pasadena Municipal Code).
- (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) and the classification of "contributing properties" shown in the Property Inventory (Attachment 2 of the agenda report).

(6) Adopt a resolution (Attachment 3 of the agenda report) to approve the supplemental chapter for the South Oakland Landmark District in the City's *Design Guidelines for Historic Districts* (Attachment 4 of the agenda report). (Resolution No. 8294)

(7) Conduct first reading of "**AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF PASADENA ESTABLISHED BY SECTION 17.08.040 OF THE PASADENA MUNICIPAL CODE (SOUTH OAKLAND LANDMARK OVERLAY DISTRICT)**"

Recommendation of Historic Preservation Commission: At a public hearing on June 16, 2003, the Historic Preservation Commission determined that the proposed district meets the criteria in Section 17.52.040 Pasadena Municipal Code for establishment of a landmark district and unanimously recommended approval. At a public meeting on July 7, 2003, the Commission also recommended approval of the draft chapter for the South Oakland district for the City's *Design Guidelines for Historic Districts*.

Recommendation of Planning Commission: Following a public hearing on August 13, 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 South Oakland Landmark District and the supplemental chapter of the Design Guidelines.

The Mayor opened the public hearing.

Councilmembers Holden and Streater were excused at 8:52 p.m.

The City Clerk reported that 99 copies of the notice of public hearing were mailed on August 21, 2003, 38 copies of the notice were posted on August 22, 2003, and no letters were received.

Mr. Darrell Cozen, Planner, reviewed the agenda report and responded to questions.

Mr. Richard Bruckner, Director of Planning and Development Department, responded to questions.

There was no public comment.

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

Discussion followed regarding the process followed in establishing the landmark district.

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

Mr. Steven Sunshine, Pasadena resident, spoke in support of the establishment of the landmark district.

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

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

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

NOES: None

ABSENT: Councilmembers Holden, Streater, Vice Mayor Tyler

PUBLIC HEARING: APPROVAL OF AMENDED INCLUSIONARY HOUSING IN-LIEU FEES AND TRANSITION RULES

Recommendation of City Manager: It is recommended that following the public hearing, the City Council take the following actions:

(1) Adopt a resolution approving the proposed amendment to the In-Lieu Fee Schedule (Attachment A of the agenda report), and

(2) Authorize the payment of the current In-Lieu Fees for those projects that have met all of the following:

- Submission of a completed Master Application,
- Approved Inclusionary Housing Plan, and
- Payment of 100% of the current In-Lieu Fee by October 14, 2003 in advance of the required discretionary approvals and building permit.

Recommendation of Planning Commission: On July 9, 2003, the Planning Commission did not take action on the proposed increase to In-Lieu Fees, but did express support.

Recommendation of Community Development Committee: On July 10, 2003, the Community Development Committee recommended approval of the proposed In-Lieu Fees (Attachment A) and the Inclusionary Housing Trust Fund - Project Funding Criteria for the future allocation fees collected by the City. The Committee also recommended that a more detailed Project Funding Criteria be developed to facilitate

detailed Project Funding Criteria be developed to facilitate review of proposed projects proposed for funding.

The Mayor opened the public hearing.

Vice Mayor Tyler returned at 9:06 p.m.

The City Clerk reported the notice of public hearing was published on August 14, 2003 in the Pasadena Journal and on August 15, 2003 in the Pasadena Star-News; and two letters in opposition, one letter requesting a grandfathering plan, and one letter requesting a continuance of the public hearing were received.

The City Manager introduced the agenda item.

Councilmembers Holden and Streater returned at 9:10 p.m.

Mr. Kermit Mahan, Project Manager, reviewed the agenda report and responded to questions.

Mr. Marvin Schachter, Senior Advisory Council representative, spoke in support of the approval of the amended In-Lieu Fees and transition rules and responded to questions

The following persons spoke in opposition to the approval of the amended In-Lieu Fees and transition rules:

Mr. Omel Nieves, Chamber of Commerce representative
Ms. Rita Sahlein, Pasadena Foothills Association of Realtors
President
Mr. Sid Paul, Pasadena resident
Mr. Chris Sutton, Pasadena resident

Mr. Joe Wang, Intracorp Los Angeles, LLC representative, submitted a letter requesting a continuance of the agenda item and grandfathering of projects currently in process, and responded to questions.

Mr. Greg Robinson, Housing Community Development Administrator, clarified the provisions of the inclusionary housing ordinance in regards to changes in the In-Lieu Fees.

Councilmember Streater noted that staff had not returned with the development standards for the City of Gardens report that Council had requested.

The City Manager indicated the City of Gardens report and recommendations would be presented in November, 2003.

Councilmember Holden suggested a Council subcommittee be established to review this agenda item, examine this issue in terms of getting affordable housing built in the City, and report to Council with a recommendation.

Following brief discussion and by consensus of Council, this item was referred to a Council subcommittee to be established by the Mayor, with membership to be determined at a later date, to further review the report and issue with staff and offer a recommendation to the full Council.

It was noted the public hearing would be re-scheduled in the fall and re-noticed when the date was determined.

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 10:01 p.m. to the regular meeting of the Community Development Commission.

RECONVENED

On order of the Mayor, the regular meeting of the City Council reconvened at 11:05 p.m. (Absent: None)

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

**QUARTERLY INVESTMENT REPORT, QUARTER ENDING
JUNE 30, 2003**

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

FINANCE COMMITTEE

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

Mr. Vic Erganian, Treasurer, summarized the agenda report.

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

**RECOMMENDATIONS FROM
OFFICERS AND
DEPARTMENTS**

**APPOINTMENT OF KATHLEEN RODARTE TO THE HUMAN
SERVICES COMMISSION** (Pasadena City College
Nomination)

**REAPPOINTMENT OF AIDA MORALES TO THE
NORTHWEST COMMISSION** (District 2 Nomination)

**REAPPOINTMENT OF WAYNE MILLER TO THE PASADENA
COMMUNITY ACCESS CORPORATION** (District 2
Nomination)

**REAPPOINTMENT OF MIKE BRADY TO THE
TRANSPORTATION ADVISORY COMMISSION** (District 2
Nomination)

**RESIGNATION OF JOHN L. RUSSELL FROM THE
TRANSPORTATION ADVISORY COMMISSION** (District 1
Nomination)

**APPOINTMENT OF JACQUELYNNE J. CORBY TO THE
PASADENA CENTER OPERATING COMPANY BOARD** (At-
large/District 6 Nomination)

It was moved by Vice Mayor Tyler, seconded by Councilmember Little, to approve the above appointments and reappointments and to accept the above resignation with regret. (Motion unanimously carried) (Absent: None)

**CONSIDERATION OF A LETTER TO THE BURBANK-
GLENDALE-PASADENA AIRPORT AUTHORITY
REQUESTING THE RENAMING OF THE AIRPORT TO THE
"BOB HOPE AIRPORT"**

Recommendation of City Manager:

- (1) Support of the renaming of the Burbank-Glendale-Pasadena Airport to the "Bob Hope Airport".
- (2) Authorize the Mayor to send a letter to the Burbank-Glendale-Pasadena Airport Authority requesting the airport be renamed "Bob Hope Airport".

Councilmember Streator noted the Airport Authority is considering the name change. She questioned Council taking action at this time rather than waiting for the Airport Authority to first take action.

The City Manager explained the information had been presented to the Council as it was received by the City.

Councilmember Holden noted this action would also require amendment of the Joint Powers Authority agreement.

By consensus of Council, no action was taken on this item.

**PROPOSED LEASE AT 117 E. COLORADO BOULEVARD
FOR THE TEMPORARY RELOCATION OF CITY HALL
EMPLOYEES DURING THE CITY HALL SEISMIC RETROFIT**

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

- (1) Authorize the City Manager to execute a lease for office space at 117 E. Colorado Boulevard and any other documents necessary to carry out this transaction; and
- (2) Approve the terms and conditions, as generally described below. (Agreement No. 18,355)

The City Manager summarized the agenda report and responded to questions.

Councilmember Holden suggested staff explore options for generating income from the Highland Plastics building.

Councilmember Haderlein requested an update on the options for Council meeting sites.

Mr. Steve Davis, Arroyo Seco Building Ltd. (representative of the building lessor), thanked Council for approval of the lease

and indicated they looked forward to working with City staff during the lease period.

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

TOURNAMENT OF ROSES CONTRACT AMENDMENT RELATED TO POST PARADE

Recommendation of City Manager: It is recommended that the City Council authorize the City Manager to:

- (1) Amend the Master License Agreement with the Pasadena Tournament of Roses Association related to days for post parade activities; and
- (2) Give priority for the use of new revenues generated by this amendment to projects that serve the impacted areas. (Contract No. 18,313-1)

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

OPPOSITION TO PROPOSITION 53: CALIFORNIA TWENTY-FIRST CENTURY INFRASTRUCTURE INVESTMENT FUND RESOLUTION CHAPTER 185, STATUTES OF 2002 (ACA 11, RICHMAN)

Recommendation of City Manager:

- (1) Oppose Proposition 53, the California Twenty-First Century Infrastructure Investment Fund Resolution Chapter 185, Statutes of 2002 (ACA 11, Richman); and
- (2) Authorize the Mayor to send letters to the appropriate authorities conveying Pasadena's position on this matter.

The City Manager introduced John Bingham, Graduate Management Intern/Management Analyst, who researched the information for the reports on proposed legislative actions.

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

OPPOSITION TO PROPOSITION 54 "CLASSIFICATION BY RACE, ETHNICITY, COLOR OR NATIONAL ORIGIN CONSTITUTIONAL INITIATIVE"

Recommendation of City Manager: It is recommended that the City Council oppose Proposition 54 because impacts to local governments are unclear and authorize staff to communicate the City's position.

Councilmember Holden encouraged staff to provide a greater dissemination of information on this item to the public.

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

At the request of Councilmember Haderlein, the City Manager will provide an update on the status of AB 1690 (Leno) regarding the ability to impose a local income tax.

RECOMMENDED REVISIONS TO RECREATION AND PARKS COMMISSION RULES AND REGULATIONS

Recommendation of Recreation and Parks Commission: It is recommended that the City Council approve the revisions to the Recreation and Parks Commission Rules and Regulations, to update selected items to correspond with amendments to the Municipal Code adopted in 2000 (addressing the name of the Commission, number of members, definition of a quorum, and date of regular meetings).

The City Manager summarized the agenda report and responded to questions.

The City Attorney clarified the number of members on the Commission as stated in the Pasadena Municipal Code.

It was moved by Councilmember Little, seconded by Vice Mayor Tyler, to approve the Recreation and Parks Commission's recommendation. (Motion unanimously carried) (Absent: None)

ORDINANCE – FIRST READING

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF PASADENA ESTABLISHED BY SECTION 17.08.040 OF THE PASADENA MUNICIPAL CODE (WASHINGTON SQUARE LANDMARK OVERLAY DISTRICT)"

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

OLD BUSINESS

AGREEMENT AND MEMORANDUM OF UNDERSTANDING FOR GOLD LINE PHASE II JOINT POWERS AUTHORITY

Recommendation of City Manager:

(1) Approve the draft Joint Powers Authority Agreement with Arcadia, Azusa, Claremont, Duarte, Glendora, Irwindale, La Verne, Los Angeles County Metropolitan Transportation Authority, Los Angeles, Monrovia, Pomona, San Dimas, San

Gabriel Valley Council of Governments, and South Pasadena, and authorize the City Manager to enter into the final JPA if there are no substantive changes;

(2) Approve a journal voucher to recognize and appropriate \$31,455 in Proposition A funds to Operating Budget Account No. 8124-208-775100; and

(3) Authorize the Mayor and Vice Mayor to participate in negotiations with the Blue Line Construction Authority to develop a Memorandum of Understanding. (Agreement No. 18,356)

Councilmember Little, Chair of the Finance Committee and the City's representative on the Blue Line Construction Authority Board, reviewed the proposed changes in the revised draft agreement and responded to questions.

The City Attorney also responded to questions regarding proposed changes.

Regarding the City Manager's Recommendation 2, it was clarified that action is not needed to recognize and appropriate funds since Pasadena will not be a dues-paying member.

Councilmember Little responded to questions regarding Phase I surplus funds, and he offered to provide an update to the Council on October 6, 2003, regarding these surplus funds.

Following discussion, it was moved by Councilmember Little, seconded by Councilmember Haderlein, to approve City Manager Recommendations 1 and 3, with the following changes to the proposed draft Agreement as reflected in green, orange and blue revisions, with the following exceptions:

- Page 2 – Section 1, Subparagraph f. – delete the phrase "... thus providing each planned Phase II City with at least one stop along the Gold Line Phase II."
- Page 2 – Section 3. – the name of the organization shall remain unchanged and read "Gold Line Phase II Construction Authority (the 'Authority')."
- Page 10 – Section 25, Subparagraph a. – delete the last sentence in blue print which reads: "In addition, Agencies, consultants and entities involved in creating the Authority will be precluded from contracting with, being employed by or otherwise benefiting financially from the Authority."
- Page 11 – Section 26, Subparagraph a. – delete the last sentence in blue print which reads: "Notwithstanding the generality of the foregoing, Pasadena may withdraw at any time."
- Page 11 – Section 29, Subparagraph a. – change the reference to "SGVCOG" to "SANBAG" (San Bernardino Association of Governments). Regarding the last

sentence in this paragraph, "Further, the SGVCOG shall provide in kind services equal in value to the Initial Dues and the Annual Dues," staff to replace this second reference to "SGVCOG" with whatever entity replaces the San Gabriel Valley Council of Governments. If such entity is a city, this last sentence should be removed as that city would be paying dues.

Revise Recommendation 3 to read: "Authorize the Mayor and the ~~Vice Mayor~~ Council Representative to the Gold Line Phase II Construction Authority to participate in negotiations with the Blue Line Construction Authority to develop a Memorandum of Understanding."

The City Manager and the City Attorney are granted the latitude to make other revisions as necessary without further review by the City Council, with the understanding the intent of the City Council is that Pasadena is not a dues-paying member and Pasadena does not have liability for future expenses. (Motion unanimously carried) (Absent: None)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

APPOINTMENT OF COUNCILMEMBER STEVE HADERLEIN TO THE GOLD LINE PHASE II CONSTRUCTION AUTHORITY (JOINT POWERS AUTHORITY) (Council Nomination)

It was moved by Councilmember Little, seconded by Councilmember Streater, to appoint Councilmember Steve Haderlein to the Gold Line Phase II Construction Authority (Joint Powers Authority). (Motion unanimously carried) (Absent: None)

PUBLIC COMMENT
(Continued)

Mr. Matthew Rolufs, Pasadena resident, described problems involving rent increases for tenants in his building and other buildings owned by LRA Management Incorporated, expressed concerns regarding the lack of rent control in the City, and asked the Council to consider rental control legislation.

The City Manager indicated that Mr. Rolufs would be provided with the contact information for the Fair Housing Council to assist him with any dispute with his landlord.

The Mayor briefly described the recommendations of the Housing Affordability Task Force regarding rent control.

Mr. Harden Carter, Pasadena resident, expressed concerns regarding employment and housing issues for African Americans.

COUNCIL COMMENTS

Councilmember Holden announced that Councilmember Streater would be sworn in as President of Independent Cities on September 11, 2003.

Councilmember Little requested staff provide a report regarding the availability of urgent care facilities in the City and recommendations to fill any gap that might be identified.

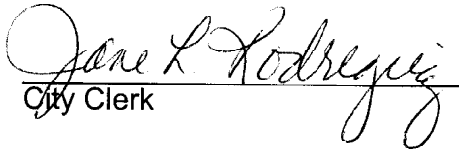
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned on Tuesday, September 9 at 12:15 a.m., in memory of those who lost their lives or were injured in the September 11, 2001 tragedy and their families.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



Jane L. Rodriguez
City Clerk

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