

CITY OF PASADENA
City Council Minutes
October 13, 2003 - 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting of the City Council to order at 5:45 p.m. (Absent: Councilmembers Gordo, Holden, Streator)

On order of the Mayor, the regular meeting of the City Council recessed at 5:45 p.m., to discuss the following closed sessions:

Councilmember Holden
arrived at 6:00 p.m.

Councilmember Gordo
arrived at 6:10 p.m.

**CITY COUNCIL CONFERENCE REGARDING PUBLIC
EMPLOYEE PERFORMANCE EVALUATION pursuant to
Government Code Section 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 of the City Council reconvened at 6:38 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
Councilmember Chris Holden
Councilmember Paul Little
Councilmember Steve Madison
Councilmember Joyce Streator (Absent)

Staff:

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

CEREMONIAL MATTERS

Ms. Jennifer Quan, representing the League of California Cities, presented the City of Pasadena with the 2003 Helen Putnam Award for Excellence, noting the City was the Grand Prize winner in the category of public safety programs for its Youth Accountability Board.

Chief Melekian accepted the award and recognized various individuals involved in the program.

Fire Chief Mitchell introduced Ms. Lisa Derderian as the new Disaster Preparedness Coordinator for the City.

PUBLIC COMMENT

Ms. Pixie Boyden, Chair of the Northwest Commission, distributed material and described the Public Transit/Employment Awareness Expo and Job Fair event held on October 4, 2003 at Robinson Park.

Ms. Gwen McMullins and Ms. Marcia Secord, representing Women at Work, invited Council and the community to participate in the third annual Young African American Women's Conference to be held on November 15, 2003 at Pasadena City College.

Ms. Roberta Martinez, Latino Heritage Association, invited Council and the community to attend the Latino History Parade, October 18, 2003.

Mr. Gary Moody, with Pasadena Mental Health Center, spoke regarding the Youth Accountability Board program and the Metropolitan Transportation Authority Job Fair held at Robinson Park on October 4th.

CEREMONIAL MATTERS

PRESENTATION BY SENATOR JACK SCOTT REGARDING THE STATE OF THE STATE

Senator Jack Scott briefly discussed his contributions to Pasadena at the local level, briefed the Council on cuts to the State budget and the impact on local government, discussed various bills which he dealt with and discussed legislation which he had initiated. Senator Scott provided an update on the Workers Compensation Bill and pledged to continue to work on workers' compensation reform and the issue of rising cost.

Councilmember Tyler referred to a provision in the Workers Compensation Bill and the exclusion for those employees who have a predesignated physician. He questioned whether that is a loophole for getting around the provision and whether that is something that might be revisited as a possible amendment.

Following a brief discussion, Senator Scott suggested Councilmember Tyler draft an amendment that might be helpful in that area (to close the loophole).

Senator Scott responded to questions regarding the Vehicle License Fee, briefly discussed the transition in Sacramento, and provided a time frame for the FY 2004-2005 budget process.

CONSENT CALENDAR

APPROVAL AND ACCEPTANCE OF PROPOSED AMENDED AND RESTATED IRREVOCABLE OFFER TO DEDICATE AN EASEMENT FOR PUBLIC STREET PURPOSES ALONG THE NORTH SIDE OF DEL MAR BOULEVARD FROM RAYMOND AVENUE TO ARROYO PARKWAY AND THE WEST SIDE OF ARROYO PARKWAY FROM DEL MAR BOULEVARD TO 195

FEET NORTH OF DEL MAR BOULEVARD

Recommendation of City Manager: Adopt a resolution approving and accepting the proposed amended and restated irrevocable offer to dedicate an easement for public street purposes along the north side of Del Mar Boulevard and the west side of Arroyo Parkway between said limits. (Resolution No. 8298)

REJECTION OF ALL BIDS FOR THE PURCHASE OF FITNESS EQUIPMENT

Recommendation of City Manager: Reject all bids for the purchase of fitness equipment for the Pasadena Fire Department.

CONSTRUCTION CONTRACT AWARD TO SIALIC CONTRACTORS CORPORATION DBA SHAWNAN FOR IMPROVEMENT OF ALLEYS 2003 FOR AN AMOUNT NOT TO EXCEED \$450,000

Recommendation of City Manager:

(1) Accept the bid dated September 24, 2003, submitted by Sialic Contractors Corporation dba Shawnan in response to the specifications for the Improvement of Alleys 2003 project, 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 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 Resource 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. 18.378)

Item discussed separately at the request of Councilmember Gordo.

APPROVAL AND ACCEPTANCE OF A PROPOSED EASEMENT DEDICATION FOR PUBLIC STREET PURPOSES AT THE WESTRIDGE SCHOOL FOR GIRLS ON MADELINE DRIVE

Item discussed separately at the request of Councilmember Haderlein

AWARD OF CONTRACT TO T K ENGINEERING CO., FOR INSTALLATION OF BLEACHERS AND PAVING AT JEFFERSON AND ALLENDALE PARKS IN THE AMOUNT OF \$114,000

APPROVAL OF GRANT APPLICATIONS AND RESOLUTIONS IN SUPPORT OF THE STATE OF CALIFORNIA RESOURCES AGENCY DEPARTMENT OF PARKS AND RECREATION FOR THE HABITAT CONSERVATION FUND PROGRAM AND THE RECREATIONAL TRAILS PROGRAM; AND TO THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION FOR THE CALIFORNIA CLEAN WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS, AND COASTAL PROTECTION ACT OF 2002 GRANT PROGRAM (PROPOSITION 40) FOR THE PER CAPITA AND ROBERTI-Z'BERG HARRIS (RZH) BLOCK GRANT PROGRAMS

Recommendation of City Manager:

(1) Adopt a resolution authorizing the City to apply for a grant from the State of California Resources Agency Department of Parks and Recreation for the Habitat Conservation Fund Program in the amount of \$230,000 to implement the Habitat Restoration of the Flood Management and Water Conservation Pool in Hahamongna Watershed Park;

(2) Adopt a resolution authorizing the City to apply for a grant from the State of California Resources Agency Department of Parks and Recreation for the Recreational Trails Program in the amount of \$275,000 to implement the Bird Sanctuary project in the Lower Arroyo Park;

(3) Adopt a resolution authorizing the City to apply for a grant from the California Department of Parks and Recreation for the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 (Proposition 40) Per Capita grant program; and

(4) Adopt a resolution authorizing the City to apply for a grant from the California Department of Parks and Recreation for the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 (Proposition 40) Roberti-Z'Berg Harris Block grant program. (Resolution Nos. 8299 - 8302)

Recommendation of the Recreation and Parks Commission:

The Recreation and Parks Commission recommended that the City Council adopt the resolutions applying for these grants.

APPROVAL OF INCREASED COMPENSATION FOR CHANEY AND ASSOCIATES FOR LEGISLATIVE ADVOCACY SERVICES

Recommendation of City Manager: It is recommended that City Council increase compensation for Chaney and Associates, Inc., for legislative advocacy services for FY 2004 from \$80,772 to \$85,677.

CLAIMS RECEIVED AND FILED

Claim No. 9391	Carolyn Petrilli	\$	157.00
Claim No. 9392	Mercury Insurance Group for Paula Moggio/Delia Moggio		1,946.67+
Claim No. 9393	Patricia Winters		Unknown

PUBLIC HEARINGS SET

November 3, 2003, 8:00 p.m. - Orange Grove Gardens Affordable Housing Project

It was moved by Councilmember Little, seconded by Councilmember Madison, to approve the Consent Calendar with the exception of Item 4 (Westridge School for Girls) and Item 5 (TK Engineering Contract) which were discussed separately. (Motion unanimously carried) (Absent: Councilmember Streater)

CONSENT ITEMS DISCUSSED SEPARATELY

Councilmember Gordo was excused at 7:51 p.m. due to a conflict of interest.

APPROVAL AND ACCEPTANCE OF A PROPOSED EASEMENT DEDICATION FOR PUBLIC STREET PURPOSES AT THE WESTRIDGE SCHOOL FOR GIRLS ON MADELINE DRIVE

Recommendation of City Manager: Adopt a resolution approving and accepting a proposed easement dedication for public street

purposes at the Westridge School for Girls on Madeline Drive. (Resolution No. 8303)

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

Councilmember Gordo
returned at 7:52 p.m.

AWARD OF CONTRACT TO T K ENGINEERING CO., FOR INSTALLATION OF BLEACHERS AND PAVING AT JEFFERSON AND ALLENDALE PARKS IN THE AMOUNT OF \$114,000

Recommendation of City Manager:

(1) Acknowledge that the project is categorically exempt from the California Environmental Quality Act (CEQA) under CEQA guidelines Section 15302(b) Replacement and Reconstruction, and acknowledge the filing of a Notice of Exemption with the Los Angeles County Clerk;

(2) Accept the bid, dated August 27, 2003, submitted by T K Engineering Co. in response to the specifications for Bleachers Replacement and Paving Installation and reject all other bids received;

(3) Authorize the City Manager to enter into such contract as required in the amount of \$114,000. (Contract No. 18,379)

The City Manager briefly responded to questions.

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

**REPORTS AND
COMMENTS FROM
COUNCIL COMMITTEES**

FINANCE COMMITTEE

USE OF SINGER PARK TRUST FUNDS FOR NEW ARBORS AND AN IRRIGATION PUMP AT SINGER PARK

Recommendation of City Manager: Approve a journal voucher transferring \$22,580 from the unappropriated Singer Park Trust Fund balance to the Parks and Natural Resources Park Maintenance budget as follows: \$6,500 to Budget Account No. 8101-101-765100 and \$16,080 to Budget Account No. 8602-101-765100 for refurbishment of arbors and irrigation pump in Singer Park.

Recommendation of the Recreation and Parks Commission:

The Recreation and Parks Commission recommended that the City Council approve a journal voucher transferring \$22,580 from the unappropriated Singer Park Trust Fund balance to the Parks and Natural Resources Park Maintenance budget. (Journal Voucher No. 2004-12)

Councilmember Little, Chair of the Finance Committee, summarized the report.

Councilmember Madison commended staff for the work they have done at Singer Park. He also noted the need for a new restroom at Singer Park and suggested a site visit by staff.

The Mayor noted the Finance Committee had requested information about what the potential is for other special funding opportunities with respect to trust funds.

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

**MUNICIPAL SERVICES
COMMITTEE**

Councilmembers Haderlein and Little were excused at 8:02 p.m.

ADOPT A RESOLUTION ADDING REGULATION 23, DISTRIBUTION GENERATION INTERCONNECTION REQUIREMENTS, TO THE WATER AND POWER DEPARTMENT'S ELECTRIC SERVICE REQUIREMENTS; AND AUTHORIZE THE CITY MANAGER OR DESIGNEE TO ENTER INTO ELECTRIC SERVICE INTERCONNECTION AGREEMENTS
Recommendation of City Manager:

(1) Adopt a resolution adding Regulation 23, which sets forth the service requirements and conditions for Distributed Generation (DG) Interconnection and Metering, where such generation may be interconnected for parallel operation with the electric system, to the Water and Power Department's Electric Service Requirements; and
(2) Authorize the City Manager or Designee to enter into electric service interconnection agreements as called for under Section 13.04.178 of the Pasadena Municipal Code, and under Public Utilities Code Section 2827. (Resolution No. 8304)

Vice Mayor Tyler, Chair of the Municipal Services Committee, summarized the report.

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

Councilmembers Haderlein and Little returned at 8:05 p.m.

ADOPT A RENEWABLE PORTFOLIO STANDARD FOR PASADENA WATER AND POWER

Recommendation of City Manager: It is recommended that the City Council approve the Renewable Portfolio Standard (RPS) (attachment to the agenda report).

Recommendation of the Utility Advisory Commission: The Utility Advisory Commission recommends that the Municipal Services Committee and the City Council approve the RPS.

Councilmember Holden was excused at 8:10 p.m.

Vice Mayor Tyler summarized the report.

Ms. Phyllis Currie, General Manager of Water and Power, responded to questions.

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

PUBLIC HEARINGS

PROPOSED ZONE CHANGE FOR 250, 252, 260, 268, AND 280 S. ORANGE GROVE BOULEVARD TO ESTABLISH ROSS GROVE LANDMARK DISTRICT OVERLAY ZONE (LD-6)

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 September 15, 2003 that the proposed Ross Grove Landmark District (Attachment 1 of the agenda report) meets the criteria for designation as a landmark district (Pasadena Municipal Code Section 17.52.040).

(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) Approve the zone change to add the LD (Landmark District) overlay district to the existing WGSP-1 zoning (West Gateway Specific Plan).

(6) Approve a resolution (Attachment 3 of the agenda report) to adopt the supplemental chapter for the Ross Grove Landmark District (Attachment 2 of the agenda report) in the City's *Design Guidelines for Historic Districts*.

(7) Direct the City Attorney to prepare an ordinance amending the official zoning map of the City of Pasadena established in Pasadena Municipal Code Section 17.08.040 by adding the Ross Grove Landmark District Overlay (LD-6). (Resolution No. 8305)

Recommendation of Historic Preservation Commission: At a public meeting on September 15, 2003, the Historic Preservation Commission determined that the proposed district meets the criteria in Pasadena Municipal Code Section 17.52.040 for establishment of a landmark district.

Recommendation of Planning Commission: Following a public hearing on September 24, 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 recommended that the City Council approve the establishment of the Ross Grove 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 Mayor opened the public hearing.

The City Clerk reported 23 copies of the notice were mailed and 90 copies of the notice were posted on September 25, 2003; no letters were received.

Ms. Emily Stadnicki, Planner, summarized the report.

There was no public comment.

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

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

Mayor Bogaard questioned whether the church, in proposing to sell these properties independently from the big project, intends to retain any legal right against the owners to participate in any community facilities district should one be proposed on the part of the church and approved by the Council.

It was moved by Councilmember Madison, seconded by Councilmember Gordo, to re-open the public hearing. (Motion unanimously carried) (Absent: Councilmembers Holden, Streator)

Councilmember Holden returned at 8:14 p.m.

Mr. Miller, applicant, stated it was not the church's intent to do so. He expressed support for the Ross Grove Landmark District.

In response to a question, Mr. Bruckner noted staff will look back at the appointment process for historic districts to the Historic Preservation Commission.

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

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

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

RESIGNATION OF ERIN VARGAS FROM THE COMMISSION ON THE STATUS OF WOMEN (District 2 Nomination)

VACATION OF SEAT (DUE TO RETIREMENT) HELD BY ERNESTINE MOORE ON THE PASADENA COMMUNITY ACCESS CORPORATION BOARD (PCAC) (Pasadena City College Nomination)

APPOINTMENT OF DR. LISA SUGIMOTO TO THE PASADENA COMMUNITY ACCESS CORPORATION (PCAC) BOARD (Pasadena City College Nomination)

It was moved by Councilmember Little, seconded by Councilmember Haderlein, to accept the resignation with regrets, and approve the vacation and appointment. (Motion unanimously carried) (Absent: Councilmember Streator)

INFORMATION ITEM

Councilmember Holden was excused at 8:32 p.m.

AMENDMENTS TO THE MASTER STREET TREE PLAN

Recommendation of City Manager: It is recommended that the City Council approve the following amendments to the Master Street Tree Plan:

- (1) Add the *Prunus serrulata* 'Pink Cloud' as an alternate street tree for Highland Street between Garfield and El Molino Avenues; and
- (2) Add the *Cedrus deodara* Deodar Cedar as an alternate street tree on Rio Grande Street from Los Robles to Michigan Avenue; and
- (3) Add the *Tabebuia avellanedae*, Pink Trumpet Tree, to allow for planting in the new traffic circles on Glenarm Street; and
- (4) Add the *Quercus agrifolia*, Coast Live Oak, on New York Drive between Altadena Drive and Sierra Madre Villa; and
- (5) Add the *Tabebuia avellanedae*, Pink Trumpet Tree, as an alternate street tree on East Colorado from Catalina Avenue to Holliston Avenue; and
- (6) Add the *Koelreuteria bipinnata*, Chinese Flame Tree, and *Pistacia chinensis*, Chinese Pistache, as alternate street tree species on East Colorado from Sunnyslope Boulevard to Sycamore Avenue.

Recommendation of Urban Forestry Advisory Committee: The Urban Forestry Advisory Committee recommended that the City Council approve the staff recommendation.

Recommendation of Design Commission: The Design Commission recommended that the City Council approve the staff recommendations with the following exception: The Design Commission recommended that the City Council not approve an amendment to the Master Street Tree Plan with regard to East Colorado, voting to retain the existing plan.

Ms. Kathleen Woods, Parks and Natural Resources Administrator, summarized the report and responded to questions.

In response to concerns that the Master Street Tree Plan may be aged, the City Manager noted an update on the Master Street Tree Plan would be scheduled on a future agenda.

Councilmember Gordo suggested the Master Street Tree Plan update be scheduled before the appropriate commissions, and maybe have a recommendation from them.

Following a brief discussion on the recommendation of the Design Commission, Vice Mayor Tyler stated, for the record, that he heard the Design Commission and respects its recommendation.

Councilmember Haderlein acknowledged and recognized the efforts of Mr. Mc Canell, for helping to beautify New York Drive between Altadena Drive and Sierra Madre Villa.

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

On order of the Mayor, the regular meeting of the City Council recessed at 8:42, to the discuss the following closed session:

CLOSED SESSION

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

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

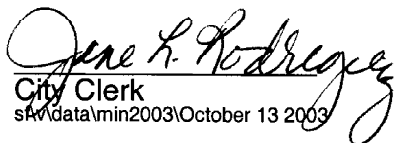
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 9:20 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk
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