

CITY OF PASADENA
City Council Minutes
January 12, 2004 - 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 Holden, Madison, 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:

CITY COUNCIL CONFERENCE WITH REAL PROPERTY NEGOTIATORS

pursuant to Government Code Section 54956.8

Councilmember Madison
arrived at 6:15 p.m.

**Property Address: 44 S. Madison Avenue, Pasadena, California
(Parcel No. 5734-037-902) and 615 E. Green Street, Pasadena,
California (Parcel No. 5734-037-900)**

Agency Negotiators: Cynthia Kurtz and Richard Bruckner

Negotiating Parties: Standard Pacific Homes

Under Negotiation: Sale Price and Terms

On order of the Mayor, the regular meeting of the City Council reconvened at 6:34 p.m. The Pledge of Allegiance was led by Alexis Jeffries, student at John Muir High School.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Sidney F. Tyler, Jr.
Councilmember Victor Gordo
Councilmember Steve Haderlein
Councilmember Chris Holden (Absent)
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. Carol Curran, Chairperson of the Tournament of Roses Student Ambassador Program, spoke regarding the program and introduced various students involved in the program this year. Students described their experience and involvement in the program, and presented the City Council with gifts.

The Council commended the students for their participation in the program.

OLD BUSINESS

CONSIDERATION OF CITY OF PASADENA'S WITHDRAWAL FROM PROJECT D.A.Y. (DIVERSION ALTERNATIVES FOR YOUTH) JOINT POWERS AUTHORITY (Councilmember Madison)
(Pending motion by Councilmember Little that the City of Pasadena withdraw from the Joint Powers Authority and after December 31, 2003, stop the City's financial involvement.)

Councilmember Madison, Project D.A.Y. Joint Powers Authority Board member, reported the Project D.A.Y. Board meet last week and voted to cease operations as of the end of January. He also reported on funding received and anticipated in the near future. He noted there will be a small shortfall of funds which will need to be addressed, and offered to report back to the Council after the next Board meeting.

Councilmember Madison, the City Manager, and the Director of Finance responded to questions from Council.

Vice Mayor Tyler suggested the Finance Committee periodically receive the Finance Department's loans receivable report, as well as be provided with information on inter-fund borrowing. The Director of Finance responded that staff will provide the requested information to the Finance Committee on a periodic basis.

Councilmember Madison requested Councilmember Little's pending motion from a prior meeting continue to be tabled, as that motion would terminate the Authority, and the entity needs to remain through January to transition services and collect funds due from the County and the School District.

Councilmember Little expressed concern that the City not continue to advance funds to the entity.

Following discussion, the pending motion by Councilmember Little continued to be tabled pending the next report by Councilmember Madison. By general consensus, staff was directed to pay expenses within the parameters of the Balance Sheet dated December 31, 2003, and to pay January 2004 salaries for the full-time Executive Director and a part-time Administrative Assistant.

Councilmember Madison relayed the Board's gratitude to Council for allowing an orderly and dignified way to wind down the entity.

CONSENT CALENDAR

APPROVAL OF FINAL TRACT MAP NO. 53486, BEING AN 11-UNIT CONDOMINIUM PROJECT AT 2439 OSWEGO STREET
Recommendation of City Manager: Adopt a resolution to approve final Tract Map No. 53486 and authorize the City Clerk to execute the certificate on the map showing the City's approval of said map. (Resolution No. 8329)

AUTHORIZATION TO ENTER INTO A CONTRACT EXTENSION WITH ARTIST WAYNE HEALY IN AN AMOUNT NOT TO EXCEED

\$94,000 TO FABRICATE AND INSTALL 24 ARTWORKS IN THE PLAYHOUSE DISTRICT

Recommendation of City Manager:

(1) Appropriate \$42,000 from the Capital Public Art Fund, thereby leaving a fund balance of \$8,700, to the Playhouse District Public Art Project No. 72800;

(2) Recognize and appropriate \$42,000 from the Playhouse Management District to the Playhouse District Public Art Project No. 72800; and

(3) Authorize an amendment to Purchase Order Contract No. 20,089 with artist Wayne Healy to create a total of 24 public art works for the Playhouse District and increasing the not-to-exceed amount from \$10,000 to \$94,000. (Journal Voucher No. 2004-23)

Recommendation of Arts Commission: On September 10, 2003, the Arts Commission approved the Final Art Plan and recommended entering into a contract extension with artist Wayne Healy in an amount not to exceed \$85,000 to fabricate and install 24 artworks in the Playhouse District. Mr. Healy's original \$10,000 public art contract resulted from a competitive selection process.

RECEIPT OF GRANT AWARD FROM CHILD CARE INFORMATION SERVICES IN THE AMOUNT OF \$37,601

Recommendation of City Manager:

(1) Recognize and appropriate grant money in the amount of \$37,601 from Child Care Information Services (CCIS) to the Department of Information Services (Library Services Fund), Budget Account No. 605005, for the purpose of providing education, services and programs for families and day care providers that will enhance early literacy for children under five years of age; and

(2) Create a new fund called "First 5 Early Literacy Project," in order to separately account for these grant monies. (Journal Voucher No. 2004-24)

AUTHORIZATION TO INCREASE THE NOT-TO-EXCEED AMOUNT OF PURCHASE ORDER CONTRACT NO. 21,118 WITH AMCO WATER METERING SYSTEMS, INC. FOR FURNISHING AND DELIVERING WATER METERS FOR THE WATER AND POWER DEPARTMENT, SPECIFICATION WD-00-02

Recommendation of City Manager: Authorize an increase of \$300,000 to the not-to-exceed annual amount of Purchase Order Contract No. 21,118 with AMCO Water Metering Systems, Inc. for the Water and Power Department.

Item discussed separately at the request of Councilmember Little (for questions) and Councilmember Madison (due to a conflict of interest).

AUTHORIZATION TO ENTER INTO CONTRACTS WITH PARSONS TO PERFORM SEISMIC AND STRUCTURAL EVALUATION OF JONES RESERVOIR AND G&E ENGINEERING SYSTEMS, INC. TO PERFORM SEISMIC AND STRUCTURAL EVALUATIONS ON NINE EXISTING RESERVOIRS, A FEASIBILITY STUDY OF EXPANDING THREE EXISTING RESERVOIRS, AND A FEASIBILITY STUDY OF INSTALLING A NEW RESERVOIR

APPROVAL OF MINUTES

December 15, 2003 (See page 11 of these minutes for correction.)
December 22, 2003 (Cancelled)
December 29, 2003 (Cancelled)

CLAIMS RECEIVED AND FILED

Claim No. 9456	Marsha Collins	\$	Unknown
Claim No. 9457	Antonio Goodwin		50.00
Claim No. 9458	J. Carol Winn		8,848.00
Claim No. 9459	David R. Gooler		200.00
Claim No. 9460	William Green		Unknown

It was moved by Councilmember Little, seconded by Councilmember Madison, to approve the Consent Calendar, with the exception of Item 5 (Contracts with Parsons) which was removed for separate vote. (Motion unanimously carried) (Absent: Councilmembers Holden, Streater)

INFORMATION ITEM

PRESENTATION BY MARK PISANO, SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS, REGARDING 2004 REGIONAL TRANSPORTATION PLAN

Mr. Mark Pisano, representing Southern California Association of Governments (SCAG), provided a power point presentation describing the 2004 Regional Transportation Plan, distributed handout material of the presentation, and responded to questions.

There was no formal action on this information item, and the handout material was received and filed.

The Council thanked Mr. Pisano for his presentation.

REVIEW OF DRAFT 2004 REGIONAL TRANSPORTATION PLAN Recommendation of City Manager: This report is for information only.

The City Manager introduced the item, and noted the City would be submitting its comments in the near future.

Ms. Joyce Amerson, Director of the Transportation Department, summarized the five areas of staff concerns, detailed in the agenda report.

Regarding completion of the 710 Freeway, Councilmember Little requested staff include comments to express concerns for impacts to Pasadena surface streets. He noted there may be impacts to mobility on both the freeway corridor and surface streets due to spill-over traffic, and he stated this should be considered as part of the overall project.

Councilmember Haderlein expressed concern that when the 710 Freeway project is completed, more cars will be added to the 210 Freeway and there will be impacts to corridor cities. He requested staff include comments that mitigation measures be considered for

adjacent corridors as a result of completing the 710 Freeway. The City Manager responded that staff will also look at other impacts and ask for some assistance in reviewing and mitigating them as well.

Councilmember Little noted that Councilmember Streator had expressed concerns regarding the projection numbers for passenger miles at Bob Hope Airport, and he requested staff include comments to reflect concerns regarding the numbers.

On order of the Mayor, the agenda report was received, with staff to modify its comments on the Draft 2004 RTP as requested above.

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

DIRECT THE CITY ATTORNEY TO DRAFT AN ORDINANCE AMENDING CHAPTER 2.100 OF THE PASADENA MUNICIPAL CODE TO CLARIFY THE ROLE OF THE PARKS & RECREATION COMMISSION IN RELATION TO THE ROSE BOWL AND BROOKSIDE GOLF COURSE TO BE CONSISTENT WITH CHAPTER 2.175 (ROSE BOWL OPERATING COMPANY) AND THE ROSE BOWL OPERATING COMPANY OPERATING AGREEMENT (Councilmember Streator)

Mayor Bogaard announced the above item would not be discussed tonight.

LETTER OF INTENT WITH PASADENA UNIFIED SCHOOL DISTRICT (PUSD) AND NEW SCHOOLS - BETTER NEIGHBORHOODS TO EXPLORE SITES FOR THE DEVELOPMENT OF "PRIMARY CENTERS" IN NORTHWEST PASADENA

Recommendation of City Manager: It is recommended that the City Council authorize the City Manager to enter into a letter of intent between the City of Pasadena, PUSD, and Community Partners, Inc. to explore sites for the development of "primary centers" in northwest Pasadena.

The City Manager summarized the report and responded to questions.

Ms. Tsilah Burman, Executive Director, New Schools - Better Neighborhoods (NSBN), spoke in support and responded to questions regarding funding and provider services. She clarified there will be no commitment to use First 5 LA School Residences as a service provider.

Mr. Fred Register stated he was providing assistance to Mr. David Abel of NSBN, and spoke in support and responded to questions. He clarified the Letter of Intent does not commit any of the three parties to a project, or Memorandum of Understanding, or any obligations.

The Mayor stressed the importance of an aggressive and successful community outreach plan and involvement of constituents early in the process. He noted the City's technical rules about land use need to be fully aired during this work, and the community affected by the outcome needs to be fully informed and have an opportunity to provide input on the needs of the community.

In response to questions regarding Paragraph F in the Letter of Intent, it was clarified the City intends to consider an Agreement, with no obligation to enter into an Agreement.

Mr. Register further clarified that the language in Paragraph F is somewhat misleading as the language regarding matching funds would be set forth in a Memorandum of Understanding (MOU) if it were to be executed. He explained the language regarding matching funds does not refer to the project itself, but to the funding of the planning and architectural services. If the end result of a MOU is the completion of a successful project, then NSBN's goal is to have a provision that both satisfied entities replenish the planning funds that were used to get the project off the ground. He noted this would allow NSBN to have seed money for other projects. Mr. Register stressed to the Council there is no commitment in the Letter of Intent that would require that future course of action of the City, nor is there a commitment to it now.

In response to questions from Council, the City Manager stated the City is going to be facing major budget shortfalls, and the City may not be in a position to expand City services in the community, and noted the need to bring resources from other parties and non-profits to the table.

Vice Mayor Tyler cautioned that once the City gets to the point of negotiating a MOU, if City funds were to be used, the Council and staff would need to step back and evaluate priorities.

Mr. Mike Babcock, President of the Board of Education, spoke in support and responded to questions.

Ms. Mary Dee Romney, Pasadena resident, expressed concern regarding having a reliance on non-profits and concern there is not sustainable funding.

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

RESIGNATION OF DESIREE L. ROLLINS FROM THE LIBRARY COMMISSION (District 1 Nomination)

It was moved by Councilmember Madison, seconded by Councilmember Little, to accept the above resignation with regrets. (Motion unanimously carried) (Absent: Councilmembers Holden, Streater)

INFORMATION ITEM

LEASE AGREEMENT BETWEEN UNIVERSITY OF CALIFORNIA AT LOS ANGELES (UCLA) AND THE ROSE BOWL OPERATING COMPANY (RBOC)

Recommendation of Rose Bowl Operating Company: It is recommended that the City Council:

- (1) Adopt the Negative Declaration and de minimis findings for no impact on fish and game or their habitat related to the lease and prospective capital improvements at the Rose Bowl;
- (2) Approve a 20-year lease agreement between UCLA and the RBOC to play intercollegiate football games at the Rose Bowl stadium;
- (3) Approve a commitment on the part of the RBOC to construct new stadium locker rooms and media center with an approximate cost of \$12.5 million;
- (4) Approve an amendment to the FY 2004 Capital Improvement Program (CIP) adding the locker room and media center project with an initial appropriation of \$250,000 from retained earnings;
- (5) Approve an amendment to the FY 2004 CIP adding a seismic strengthening project for the stadium with an appropriation of \$386,400 from retained earnings to complete the required work in all but the south end of the stadium; and
- (6) Direct the City Clerk to file a Notice of Determination and Certificate of Exemption from State Fish and Game Fees with the Los Angeles County Registrar-Recorder/County Clerk. (Contract No. 18,414)

Mayor Bogaard provided brief introductory comments.

Mr. Edward Garlock, Rose Bowl Operating Company Board member, summarized the agenda report.

Mr. Darryl Dunn, General Manager of the Rose Bowl, reviewed the eight major deal points and responded to questions.

Mr. Jay Goldstone, Director of Finance, reviewed the financial projections and responded to questions.

Mr. James Stivers, Rose Bowl Operating Company Board member, responded to additional questions.

It was noted a letter from the Tournament of Roses expressing support of the long-term lease was received and distributed.

Mr. Michael Hurley, Recreation and Parks Commissioner, spoke in support.

It was moved by Councilmember Little, seconded by Councilmember Haderlein, to approve the Rose Bowl Operating Company's recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Streator)

**CONSENT CALENDAR
ITEM DISCUSSED
SEPARATELY**

Councilmember Madison was excused at 10:01 p.m. due to a conflict of interest.

AUTHORIZATION TO ENTER INTO CONTRACTS WITH PARSONS TO PERFORM SEISMIC AND STRUCTURAL EVALUATION OF JONES RESERVOIR AND G&E ENGINEERING SYSTEMS, INC. TO PERFORM SEISMIC AND STRUCTURAL EVALUATIONS ON NINE EXISTING RESERVOIRS, A FEASIBILITY STUDY OF EXPANDING THREE EXISTING RESERVOIRS, AND A FEASIBILITY STUDY OF INSTALLING A NEW RESERVOIR

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

- (1) Enter into a contract with Parsons for an amount not to exceed \$107,000 to provide consulting services to perform a seismic and structural evaluation of Jones Reservoir for the Water and Power Department; and
- (2) Enter into a contract with G&E Engineering Systems, Inc. (G&E) for an amount not to exceed \$425,000 to provide consulting services to perform a seismic and structural evaluation of nine existing water storage reservoirs, a feasibility study of the expansion of three existing reservoirs, and a feasibility study for the construction of a new reservoir.

The two proposed contracts are exempt from competitive bidding pursuant to City Charter Section 1002(F), contracts for professional or unique services. (Contract Nos. 18,415 & 18,416)

Councilmember Little referred to the evaluation matrix for the bids, and expressed concern the matrix does not fully explain the scoring of the proposals and the criteria used.

Mr. Shan Kwan, Business Unit Director, Water and Power Department, briefly explained the scoring process.

The City Manager offered to provide to Council in her weekly informational letter a copy of the scoring criteria used to rate the proposals, and noted staff will be reminded in the future to include all the rating criteria on similar types of reports.

Councilmember Haderlein noted that Project 1, Seismic Evaluation of Jones Reservoir, is the underside of Hamilton Park. The City Manager stated for the record that this project will be evaluated to support a park on top of the reservoir, and it is the intent to have a park there at the end of the study.

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

INFORMATION ITEM

Councilmember Madison returned at 10:16 p.m.

PREDEVELOPMENT PLAN REVIEW FOR THE PROPOSED MIXED-USE PROJECT AT 220 NORTH LAKE AVENUE

Recommendation of City Manager: This report is being provided for information only.

Ms. Laura Dahl, Senior Planner, summarized the agenda report.

Councilmember Gordo requested that ingress and egress traffic on Mentor Avenue be studied.

Vice Mayor Tyler requested that information be provided to Council regarding areas where this project is not consistent with the proposed Central District Specific Plan. He also requested that the Council be kept informed as to the status of decisions being made on the project as it goes forward through the various reviews. The City Manager affirmed that staff would provide Council with the requested information, and she will work with the City Attorney to find a way to keep the Council informed as the project moves forward.

The City Manager and City Attorney responded to additional questions.

Mr. Steve Ross, representing the applicant Standard Pacific Homes, spoke in support of the project.

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

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

FEDERAL LEGISLATIVE PLATFORM

Recommendation of City Manager: It is recommended that the City Council approve the legislative platform for 2004.

Mayor Bogaard, Chair of the Legislative Policy Committee, introduced the item.

Ms. Stephanie DeWolfe, Assistant to the City Manager, summarized the report and responded to questions.

Regarding Item 3 in the agenda report, Robinson Park Rehabilitation and Renovation, Councilmember Madison raised the issue of funding for other park master plans, and pushing to the forefront funding for those parks that benefit the whole city, questioned how decisions are made to fund the park master plans when there are limited dollars, and the criteria used in making such decisions at a policy level.

Councilmember Little stressed the need to balance the needs of all the different communities and look at all the various funding sources and what has been funded at each of the City parks.

Councilmember Gordo stressed the importance of Robinson Park to the community north of the freeway, and Council's policy to increase recreational opportunities where they are most needed.

Councilmember Madison requested staff report back to Council with an informational item to address the following: (1) How much available park funding over the last 20 years has gone to Robinson Park, and include in that the Highland Plastics site purchase; (2) identify the criteria when the City is seeking funding from another level of government; and (3) this underscores the need for a park master plan for the whole City so we know what the priorities are across the City.

In response to Councilmember Madison's first request above, the City Manager responded that staff may not be able to compile information from as far back as 20 years, but staff would go back as far as possible. Regarding the third point above, the City Manager responded that the Recreation and Parks Commission has already done some work on priorities, and she offered to provide Council with a copy of the Commission's Park Funding Plan. Councilmember Madison responded that receiving a copy of the Park Funding Plan would be helpful, but he stressed that is not a substitute for a Citywide Park Master Plan. The City Manager concurred on that point.

Ms. Lisa Fowler, Special Assistant to the City Manager, responded to questions regarding the Pasadena LEARNs After School Program and the availability of the updated evaluation of the program. Councilmember Little and Vice Mayor Tyler requested copies of the updated evaluation be provided when it is available.

Regarding the Public Power item, Vice Mayor Tyler requested this item be removed from the platform, as the Municipal Services Committee has not had a policy discussion of the issue and the Committee needs a more in-depth understanding of the issues of Standard Market Design and Regional Transmission Organizations.

Councilmember Little suggested support for the Alameda Corridor East Project be added to the federal legislative platform.

Following discussion, it was moved by Councilmember Little, seconded by Vice Mayor Tyler, to approve the City Manager's recommendation, as modified to delete "Public Power" from the platform and add "Support the Alameda Corridor East Project." (Motion unanimously carried) (Absent: Councilmembers Holden, Streater)

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 10:45 p.m. to the regular meeting of the Community Development Commission.

MEETING RECONVENED

On order of the Mayor, the regular meeting of the City Council reconvened at 10:48 p.m. (Absent: Councilmembers Holden, Streator)

**CORRECTION TO
DECEMBER 15, 2003
MINUTES**

Councilmember Little noted the December 15, 2003 minutes approved earlier on the Consent Calendar should be corrected to reflect the vote on the item "Approve the Design Development Plans for the Pasadena Civic Center/Mid-Town District Design Project."

The City Clerk responded that these minutes would be brought back to Council to reflect the vote on the item.

**ORDINANCE - FIRST
READING**

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA GRANTING NON-EXCLUSIVE FRANCHISES FOR SOLID WASTE COLLECTION TO FOUR (4) APPLICANTS"

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

INFORMATION ITEM

STATUS REPORT ON ROSE BOWL/NATIONAL FOOTBALL LEAGUE (NFL) ENVIRONMENTAL IMPACT REPORT EXPENSES

Recommendation of City Manager: This report is for information only. No City Council action is requested.

The City Manager briefly summarized the agenda report.

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

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

INTERIM COUNCIL CHAMBERS DURING RETROFIT

Recommendation of City Manager: Approve Pasadena Senior Center as the interim Council Chambers location from June 2004 to June 2007 and authorize the City Manager to amend the License Agreement with the Senior Center. (License Agreement Amendment No. 15,551-2)

Ms. Ann Erdman, Public Information Officer, summarized the agenda report and responded to questions.

In response to questions, the City Manager noted there will be no cost to the public to park in the Holly Street parking structure to attend City Council meetings.

Councilmember Haderlein suggested that staff give thought to some type of fare reimbursement for Gold Line riders who attend the Council meetings. The City Manager responded that staff would follow up on the suggestion. The Mayor noted this may be one way to promote use of the light rail system.

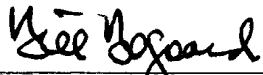
It was moved by Councilmember Haderlein, seconded by Councilmember Little, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Streater)

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 11:08 p.m.

ATTEST:


City Clerk



Bill Bogaard, Mayor
City of Pasadena