

CITY OF PASADENA
City Council Minutes
June 14, 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 5:30 p.m. (Absent: Councilmembers Haderlein, Madison, Streater)

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

CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code Section 54957.6
Agency Negotiators: Karyn Ezell, Richard Kunz
Employee Organizations: Pasadena Fire Fighters Association, Local 509; Pasadena Firefighters Management Association; Pasadena Police Officers Association; Pasadena Sergeants Association; and Non-Represented Police and Fire Management Employees

CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code Section 54957.6
Agency Representatives: Karyn Ezell and Richard Kunz
Employee Organization: International Brotherhood of Electrical Workers (IBEW)

Councilmember Madison arrived at 6:02 p.m.

CITY COUNCIL CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8
Property: Public rights-of-way, utility easements and facilities within the City of Pasadena
Negotiators: Cynthia Kurtz (City); Champion Broadband and Altrio Communications
Under Negotiation: Price and terms of payment

The above three closed session items were discussed, with no reportable action at this time.

On order of the Mayor, the regular meeting of the City Council reconvened at 6:45 p.m. The Pledge of Allegiance was led by Councilmember Madison.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Sidney F. Tyler, Jr.
Councilmember Victor Gordo
Councilmember Steve Haderlein (Absent)
Councilmember Chris Holden
Councilmember Paul Little

Councilmember Steve Madison
Councilmember Joyce Streater (Absent)

Staff:

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

PUBLIC COMMENT

The following persons expressed concern regarding alleged police abuse in Pasadena, spoke regarding the recent Pasadena police shooting of Maurice Clark, asked for an independent investigation into the death of Mr. Clark, and stressed the need for a citizen review board.

Mr. Michael Zinzun, Coalition Against Police Abuse
Ms. Renee Aldridge, Coalition Against Police Abuse
Ms. Jacqueline Bailey, Los Angeles resident
Mr. I. Harris, resident
Ms. Crystal Clark, sister of Maurice Clark
Mr. Dexter Clark, father of Maurice Clark
Mr. Bilal Muhammad, Pasadena resident

Councilmember Madison noted the District Attorney and the FBI are investigating the shooting of Mr. Clark, and expressed confidence that these investigations will be done professionally and competently.

The following persons expressed concern regarding immigration raids in Pasadena, requested the Council's assistance in stopping these raids, and asked Council to make Pasadena a sanctuary from immigration sweeps:

Mr. Raul Añorve, Executive Director, Institute of Popular Education of Southern California (IDEPSCA)
Ms. Susana Zamorano, Pasadena resident
Ms. Neidi Dominguez, Pasadena resident
Mr. Jose Esquivel, Pasadena resident
Ms. Jill Shook, Pasadena resident

Mr. Raul Barbon, Pasadena resident, spoke regarding the need for affordable housing and a diversified community.

Ms. Martha Johnson, Pasadena resident, expressed concern regarding the lack of affordable housing in Pasadena.

In response to comments pertaining to the death of Mr. Clark, the City Manager indicated the District Attorney and the FBI are conducting an investigation, and suggested Council might want to wait until something is received from the District Attorney's Office or the FBI to make a decision. Concerning a citizen review board, she noted that issue was referred to the Public Safety Committee by Council. In response to comments pertaining to affordable housing, she briefly discussed Federal cuts to the Section 8 program and the City's Inclusionary Housing requirements. In response to concerns

expressed regarding immigration, the City Manager noted the INS has said that they are not doing sweeps in Pasadena, and she asked that any person who is approached by someone who appears to be an INS officer to please report the badge number and incident to the City Manager's Office at 744-4333. She stated the City needs to investigate and put an end to these incidents that are scaring people.

Following discussion, the City Attorney was directed to report back to Council on June 28, 2004 with an information report on the feasibility of pursuing an independent investigation of the Clark shooting, legal issues in conducting such an investigation, and how it has been done in the past.

CONSENT CALENDAR

Councilmember Madison was excused at 8:00 p.m.

APPROVAL OF FINAL PARCEL MAP NO. 26888, BEING A FOUR-UNIT CONDOMINIUM PROJECT AT 170-180 NORTH CHESTER AVENUE

Recommendation of City Manager: Adopt a resolution to:
 (1) Approve the final map for Parcel Map No. 26888.
 (2) Accept the offer of a five-foot wide easement for utility purposes as shown on Parcel Map No. 26888.
 (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. 8363)

CLAIMS RECEIVED AND FILED

Claim No. 9572	Sonia Vasquez	\$ 2,250.00
Claim No. 9573	Helayne Hill for minor John Justice Hill	376.80
Claim No. 9574	Daina Tesh by Attorney Mark C. Leventen	Not stated

PUBLIC HEARING SET

June 28, 2004, 8:00 p.m. - Call for Review to City Council of Application for Concept Design Review for the Construction of a Six-Story Mixed-Use Building with Subterranean Parking located at 220 N. Lake Avenue (Case No. PLN 2003-00445)

APPEAL HEARING SET

June 28, 2004, 8:00 p.m. - Appeal to City Council re Denial of Application for Permit to Operate a Massage Establishment at 2846 E. Foothill Boulevard

It was moved by Vice Mayor Tyler, seconded by Councilmember Gordo, to approve all items on the Consent Calendar. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Madison, Streater)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

APPROVAL OF CONTRACT RENEWAL WITH CAROLYN C. CHANEY & ASSOCIATES, INC. FOR LEGISLATIVE LIAISON SERVICES

Recommendation of Mayor: Approve a two-year contract renewal with Carolyn C. Chaney & Associates, Inc. for Federal legislative liaison services effective July 1, 2004 through June 30, 2006, without

competitive bidding pursuant to City Charter Section 1002(F) (Professional Services) and automatically exempt from competitive selection pursuant to Pasadena Municipal Code Section 4.09.060(B)(4) (Lobbying Services). (Contract No. 14,731-6)

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

REAPPOINTMENT OF KEVIN M. BRANDT TO THE CODE ENFORCEMENT COMMISSION (Mayor Nomination)

REAPPOINTMENT OF REBECCA MEDINA TO THE COMMISSION ON THE STATUS OF WOMEN (At-large/District 1 Nomination)

REAPPOINTMENT OF ANDREW WILSON TO THE DESIGN COMMISSION (At-large/District 7 Nomination)

REAPPOINTMENT OF PIXIE BOYDEN TO THE NORTHWEST COMMISSION (Mayor Nomination)

REAPPOINTMENT OF ANITA FROMHOLZ TO THE RECREATION AND PARKS COMMISSION (Mayor Nomination)

REAPPOINTMENT OF CARLTON MAESE TO THE SOUTH LAKE PARKING PLACE COMMISSION (At-large/District 7 Nomination)

REAPPOINTMENT OF JODY GERSTNER TO THE UTILITY ADVISORY COMMISSION (Mayor Nomination)

REAPPOINTMENT OF MARTHA YOHALEM TO THE HUMAN SERVICES COMMISSION (District 7 Nomination)

REAPPOINTMENT OF MICHAEL OVERING TO THE PASADENA COMMUNITY ACCESS CORPORATION (District 7 Nomination)

REAPPOINTMENT OF FRANK OSEN TO THE RECREATION AND PARKS COMMISSION (District 7 Nomination)

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

ORDINANCE - ADOPTED

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 2, CHAPTER 2.05 OF THE PASADENA MUNICIPAL CODE TO CHANGE THE LOCATION OF THE REGULAR MEETINGS OF THE PASADENA CITY COUNCIL" (Introduced by Councilmember Little) (Ordinance No. 6975)

The above ordinance was adopted by the following vote:
AYES: Councilmembers Gordo, Holden, Little, Vice Mayor Tyler,
Mayor Bogaard
NOES: None
ABSENT: Councilmembers Haderlein, Madison, Streator

PUBLIC HEARINGS

CONTINUED PUBLIC HEARING: PROPOSED AMENDMENT TO TITLE 17 (ZONING CODE) OF THE PASADENA MUNICIPAL CODE TO ALLOW FOR SECOND UNITS IN SINGLE-FAMILY RESIDENTIAL ZONING DISTRICTS

Recommendation of City Manager: Continue the public hearing to June 21, 2004 at 7:00 p.m.

On order of the Mayor, the public hearing was continued to June 21, 2004 at 7:00 p.m.

CONTINUED PUBLIC HEARING: FISCAL YEAR 2005 RECOMMENDED OPERATING BUDGET

Recommendation of City Manager: It is recommended that the City Council receive public comment and continue the public hearing to 8:00 p.m. on June 21, 2004, or such other later date as the City Council may determine, and at which time the City Council will be asked to close the public hearing and formally adopt the Operating Budget.

Councilmember Little, Chair of the Finance Committee, summarized the discussion held at the Finance Committee meeting.

No one appeared for public comment.

On order of the Mayor, the public hearing was continued June 21, 2004 at 8:00 p.m.

PUBLIC HEARING: NOMINATION OF 683 S. LOS ROBLES AVENUE FOR DESIGNATION AS A LANDMARK

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

- (1) Acknowledge that the application for a landmark designation is categorically exempt from the California Environmental Quality Act.
- (2) Find that the single-family residence meets Criterion 3 of Section 17.52.040, Pasadena Municipal Code, for its significance as a unique example of the Prairie School of Architecture;
- (3) Approve the designation of the property as a landmark;
- (4) Adopt a resolution designating the property as a landmark (Attachment A of the agenda report);
- (5) Authorize the Mayor to execute the declaration of designation (Attachment B of the agenda report); and
- (6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 8364)

Recommendation of Historic Preservation Commission: On April 19, 2004, the Commission voted unanimously to recommend that the City Council designate 683 South Los Robles Avenue a landmark.

Councilmember Holden was excused at 8:12 p.m.

Councilmember Madison returned at 8:12 p.m.

The Mayor opened the public hearing.

The City Clerk reported 24 copies of the public hearing notice were posted and 45 copies were mailed on May 27, 2004, and no correspondence was received.

Ms. Catherine Hany, Pasadena resident, spoke in support of the nomination.

Mr. Darrell Cozen, Planner, summarized the report.

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

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

PUBLIC HEARING: LEVY OF ASSESSMENT AGAINST HOTEL AND MOTEL BUSINESSES FOR FISCAL YEAR 2004-05 IN CONNECTION WITH THE PASADENA TOURISM BUSINESS IMPROVEMENT DISTRICT

Recommendation of Pasadena Center Operating Company: It is recommended that the City Council (i) conduct a public hearing on the levy of an assessment against Hotel and Motel Businesses for Fiscal Year 2004-05 in connection with the Pasadena Tourism Business Improvement District (the "District"); and (ii) at the conclusion of the public hearing, in the absence of a majority protest, adopt a resolution confirming the Annual Report of the Advisory Board as originally filed and levying the assessment for Fiscal Year 2004-05 in connection with the District. (Resolution No. 8365)

The Mayor opened the public hearing.

The City Clerk reported the notice was published in the Pasadena Star News on June 4, 2004, and no correspondence was received.

Mr. Roger Smith, Chief Executive Officer, Pasadena Center Operating Company, summarized the report and responded to questions.

No one appeared for public comment.

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

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

INFORMATION ITEM

PREDEVELOPMENT PLAN REVIEW FOR THE PROPOSED MUSEUM AND PLAZA OF THE AMERICAS (350 NORTH LOS ROBLES AVENUE) (PPR2004-00002)

Recommendation of City Manager: The agenda report is for information only.

Mr. Darrell Cozen, Planner, summarized the report.

The following persons spoke in support of the proposed project:

Councilmember Holden returned at 8:33 p.m.

Mr. Martin Zitter, representing Bridge Villages Development, LLC, applicant
Mr. Mark Persico, Pasadena resident

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

SOLICITATION OF LOCAL CONTRACTORS AND BUSINESSES TO WORK SPECIFICALLY ON THE PASADENA CITY HALL SEISMIC RETROFIT PROJECT

Recommendation of City Manager: The agenda report is presented for information only.

Councilmember Gordo was excused at 8:45 p.m.

Mr. Martin Pastucha, Director of Public Works, summarized the report.

Following a brief discussion, the City Manager indicated staff would report out on criteria used by general contractors in selecting subcontractors and on subcontractors who bid on jobs. She also noted staff will further explore how to conduct bidders conferences for subcontractors.

Councilmember Little noted a key element is to ensure that the general contractors live up to their obligation, and not only meet but exceed the City's goals in hiring local contractors and businesses.

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

MISCELLANEOUS COMMENTS

Councilmember Little briefly reported on a special meeting held by the Blue Line Construction Authority on June 12, and reviewed and distributed copies of a resolution adopted by the Board at that meeting entitled "Resolution on Governance by the Board of the Los Angeles to Pasadena Metro Blue Line Construction Authority."

Councilmember Gordo thanked Mr. Martin Pastucha, Director of Public Works and his staff for clean-up day/tree planting in the Madison neighborhood.

The Mayor also expressed gratitude to Public Works staff for their involvement in the renovation work of Colonial Hill located at the Northeast Corner of Rosemont Avenue and Seco Street.

Councilmember Tyler requested for a future agenda, a discussion of the new CalPERS rates and a comparison to the City's projection.

PUBLIC COMMENT

Ms. Serena-Marie Sanfilipo, Pasadena resident, spoke regarding her need for Section 8 housing.

CLOSED SESSION

On order of the Mayor, the regular meeting of the City Council recessed at 9:13 p.m. to discuss the following closed session:

CITY COUNCIL CONFERENCE REGARDING PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code 54957

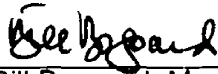
Title: City Manager

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 9:45 p.m.

ATTEST:



Bill Bogaard, Mayor
City of Pasadena

City Clerk
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