

CITY OF PASADENA
City Council Minutes
July 19, 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: None)

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 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.

On order of the Mayor, the regular meeting of the City Council reconvened at 6:32 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 Streater

Staff:

City Manager Cynthia J. Kurtz
City Attorney Michele Beal Bagneris
Assistant City Clerk Sharon McCain Johnson

CEREMONIAL MATTERS

The City Clerk administered the oath of office to Doreen Moore as Senior Commissioner.

Mr. Stuart Elliott and Marsha Montes, with Sister Cities Committee, introduced Sister Cities exchange students Anna Heinzmann from Ludwigshafen, Germany, Sten Reinikainen from Jarvenpaa, Finland, and Aito Paloheimo from Jarvenpaa, Finland. The students briefly described their visit in Pasadena.

Mr. Marvin Schachter, Senior Advocacy Council of Pasadena, spoke regarding democracy and citizen involvement in the petition process

for placing measures on the ballot, and emphasized a city council's responsibility to citizens on important issues.

The following individuals spoke regarding the City's tennis program at Brookside Park and expressed concerns that there are not enough courts available to the community, that the contractor I-Tennis will be taking over all the courts, that courts do not have permanent numbers assigned to them, concern with the attitude of I-Tennis towards residents, and requested that two courts be assigned for public use:

Mr. Ralph Ringgold, Pasadena resident
Mr. Martin Gordon, Pasadena resident, distributed photographs.
Ms. Sarah Wiggins, Pasadena resident
Mr. Melvin C. May, Pasadena resident

The City Manager provided a brief update on the tennis program and stated the rumor that I-Tennis will be taking over all the courts is incorrect. She noted she would follow up on other issues raised by the public speakers.

Councilmember Streator stressed the need to designate a number to each court, that staff work to assure that two courts are available for the public, and that the three remaining courts be fully utilized for the I-Tennis program.

Councilmember Haderlein suggested working with the School District to renovate the tennis courts at Wilson Middle School as a possible solution, if more tennis courts are needed.

Mr. Hugo Sahlein, President of Pasadena Lawn Bowling Club, distributed and summarized his letter dated June 9, 2004 to the Mayor requesting additional hours of no-cost on-street parking around Central Park for lawn bowlers.

Following discussion, staff was directed to work with the Lawn Bowling Club to come up with a plan.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

CONSIDERATION OF CALL FOR REVIEW OF HISTORIC PRESERVATION COMMISSION'S DECISION TO THE CITY COUNCIL FOR CERTIFICATE OF APPROPRIATENESS FOR A FRONT RETAINING WALL LOCATED AT 1032 NORTH CATALINA AVENUE (PLN2004-00216) (Councilmember Little)

Councilmember Little withdrew his request for consideration of the call for review.

CONSENT CALENDAR

Councilmember Holden was excused at 7:35 p.m.

RESOLUTION AUTHORIZING AMENDMENTS OF COOPERATIVE AGREEMENT NO. 03-FC-35-0099 BETWEEN THE CITY OF PASADENA AND THE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF RECLAMATION FOR PRECONSTRUCTION ACTIVITIES OF PHASE 1 OF THE

RECLAIMED WATER PROJECT

Recommendation of City Manager:

- (1) Adopt a resolution to authorize the City to amend Cooperative Agreement No. 03-FC-35-0099 for Preconstruction Activities of Phase 1 of the Reclaimed Water Project (Agreement); and
- (2) Authorize the City Manager to amend the Agreement when future funds become available. (Resolution No. 8370; Contract No. 18,298-1)

RESOLUTION AUTHORIZING THE ISSUANCE OF ONE OR MORE CITY OF PASADENA PENSION OBLIGATION DEBENTURES IN AN AMOUNT NOT TO EXCEED \$41,000,000 AND THE ISSUANCE OF ONE OR MORE CITY OF PASADENA PENSION OBLIGATION BONDS, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A FIRST SUPPLEMENTAL TRUST AGREEMENT, A BOND PURCHASE AGREEMENT, AND AUTHORIZING OTHER MATTERS RELATING THERETO

Recommendation of City Manager: Adopt a resolution authorizing the issuance of one or more City of Pasadena Pension Obligation Debentures in an amount not to exceed \$41,000,000 and the issuance of one or more City of Pasadena Pension Obligation Bonds, approving the form of and authorizing the execution and delivery of a First Supplemental Trust Agreement, a Bond Purchase Agreement, and other related matters. (Resolution No. 8371)

RESOLUTION REALLOCATING RESIDUAL GRANT FUNDS FROM THE COUNTY OF LOS ANGELES REGIONAL PARKS AND OPEN SPACE DISTRICT PER PARCEL DISCRETIONARY GRANT PROGRAM FOR THE ALLENDALE PARK LIGHTING PROJECT

Recommendation of City Manager: Adopt a resolution to the County of Los Angeles Regional Parks for the Open Space District Grant Program to reallocate residual grant funds in the amount of \$24,668 for the Allendale Park Lighting Project. (Resolution No. 8372)

Recommendation of Recreation and Parks Commission: At its special meeting of June 10, 2003, the Recreation and Parks Commission unanimously concurred with staff's recommendation to reallocate residual funding from the County of Los Angeles Regional Parks and Open Space District Grant Program, Park Bond Act of 1996 (Proposition A) for \$24,668.

RESOLUTION AUTHORIZING AN APPLICATION TO THE STATE DEPARTMENT OF PARKS AND RECREATION FOR FUNDING FROM THE LAND AND WATER CONSERVATION FUND IN THE AMOUNT OF \$315,000 FOR AN OVERNIGHT CAMPGROUND IN THE OAK GROVE AREA OF HAHAMONGNA WATERSHED PARK

Recommendation of City Manager: Adopt a resolution authorizing an application to the State Department of Parks and Recreation in the amount of \$315,000 for an overnight campground project in the

Oak Grove section of the Hahamongna Watershed Park.
(Resolution No. 8373)

Recommendation of Recreation and Parks Commission: At its regular meeting of November 4, 2003, the Recreation and Parks Commission unanimously endorsed the Competitive Park Grants Application Plan, which included the subject project.

APPROVAL OF MINUTES

May 17, 2004

CLAIMS RECEIVED AND FILED

Claim No. 9589	Delia Nevarez	\$25,000.00+
Claim No. 9590	M'Lou Elkins-Henaman	25,000.00+
Claim No. 9591	Barbara McClung Hallman	25,000.00+
Claim No. 9592	Vanessa Ramirez, Lisa Hernandez Angela Cormier, Marie Trujillo and Larry Vasquez	10,000.00+
Claim No. 9593	Ernest Howard First American Specialty Insurance	17,060.77
Claim No. 9594	George Aaron Calhoun	2,537.84
Claim No. 9595	Ray Skinner	1,504.45
Claim No. 9596	Russell Latham	700.00
Claim No. 9597	Judy Montgomery	1,050.00
Claim No. 9598	Teamsters (Local Union 848)	10,000.00+
Claim No. 9599	Carrie Chung/Tyson C. Chung	25,000.00+
Claim No. 9600	Yuji Masumori	25,000.00+
Claim No. 9601	Sofia Mendoza	45.32
Claim No. 9602	Ruth Burks	25,000.00+
Claim No. 9603	Joyce and Jerry Graves	128.82
Claim No. 9604	Ricky H. Evans	25,000.00+

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

**REPORTS AND
COMMENTS FROM
COUNCIL COMMITTEES**

MUNICIPAL SERVICES
COMMITTEE

RELINQUISHMENT AGREEMENT FOR THE LINDA VISTA AVENUE/ARROYO BOULEVARD TRUNK SEWER AND THE OAK GROVE DRIVE SEWER

Recommendation of City Manager: Adopt a resolution authorizing the City Manager to enter into, on behalf of the City, a revised agreement with County Sanitation District No. 2 of Los Angeles County for the relinquishment of the Linda Vista Avenue/Arroyo Boulevard Trunk Sewer and the Oak Grove Drive Sewer, and consent to the recordation thereof. (Resolution No. 8374; Contract Nos. 18,569 & 18,574)

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

The City Manager and Mr. Dan Rix, City Engineer, responded to questions.

It was moved by Councilmember Streater, seconded by Councilmember Haderlein, to approve the City Manager's

recommendation. (Motion unanimously carried) (Absent: Councilmember Holden)

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

REAPPOINTMENT OF CRANSTON KOMURO TO THE COMMUNITY DEVELOPMENT COMMITTEE (District 1 Nomination)

REAPPOINTMENT OF KEN GROCE TO THE HUMAN RELATIONS COMMISSION (District 1 Nomination)

REAPPOINTMENT OF MARK LEON TO THE PLANNING COMMISSION (District 1 Nomination)

REAPPOINTMENT OF GREGOR EDWARDS TO THE RECREATION AND PARKS COMMISSION (District 1 Nomination)

REAPPOINTMENT OF VINCE FARHAT TO THE TRANSPORTATION ADVISORY COMMISSION (District 6 Nomination)

REAPPOINTMENT OF LANCE WYNDON TO THE NORTHWEST COMMISSION (District 1 Nomination)

RESCIND APPOINTMENT OF TIM BRISTOL FROM THE PASADENA CENTER OPERATING COMPANY (Hotel Appointee Nomination)

RESIGNATION OF RIMA JOHNSON FROM THE UTILITY ADVISORY COMMISSION (At-Large Nomination)

It was moved by Councilmember Streator, seconded by Councilmember Haderlein, to approve the above reappointments, rescind the appointment of Tim Bristol, and accept the above resignation with regrets. (Motion unanimously carried) (Absent: Councilmember Holden)

AMENDMENTS TO THE CITY'S POLICIES AND PROCEDURES FOR INSTALLATION OF SPEED HUMPS

Recommendation of City Manager: It is recommended that the City Council approve the amendments to the City's Policies and Procedures for Installation of Speed Humps as shown on Attachment 1 of the agenda report. The amendments revise or create new policies and procedures for factors such as traffic volumes, speeds, street grades, and horizontal and vertical alignment of the streets.

Recommendation of Transportation Advisory Commission: The Transportation Advisory Commission (TAC) held meetings on July 10 and December 5, 2003, and on March 12, May 7, and June 3, 2004, to review the proposed amendments to the Speed Hump Policies and Procedures. After considerable deliberation at several meetings, TAC unanimously supported staff's recommendations, with the following proposed changes:

Councilmember Holden
returned at 7:44 p.m.

- (a) That the lower traffic volume threshold in the policy be changed from the recommended 1,000 vehicles per day to 500 vehicles per day.
- (b) That the upper traffic volume threshold in the policy be changed from the recommended 3,000 vehicles per day to 4,000 vehicles per day.
- (c) That residential alleys meeting other criteria be considered for speed humps.
- (d) That engineering judgment be used in the process.
- (e) That the policy reflect the notion that it is not the intent of the proposed revisions to exclude the de-emphasized streets from speed hump considerations.
- (f) That the appeal process in the policy be revised so that before the representative(s) of a street not eligible for speed humps appeal the matter to the City Council, TAC can review and make recommendations on the matter.

All TAC's recommendations are incorporated in staff's recommendation with the exception of (a) (the revision to the lower traffic volume threshold) for the reasons explained in the body of the agenda report.

Mr. Bahman Janka, Transportation Administrator, summarized the staff recommendation, the TAC's recommendation, and responded to questions.

Vice Mayor Tyler requested that priority system information be distributed to staff and TAC periodically.

Councilmember Gordo expressed concern that while the policy states that speed humps will only be used on local residential streets, if someone was applying to put speed humps on a collector street, the Council would have a discretion to overrule that policy. He stated that appeals should be limited to appealing a decision based on the policy and not changing the entire policy.

The City Attorney provided possible language clarification with respect to appeals, if a street did not meet the minimum classification factors as set forth in the chart, they would not be able to appeal that decision to the City Council.

Councilmember Haderlein indicated he did not support precluding Council from hearing appeals.

Councilmember Little questioned whether the City has a policy for areas that have been through a Neighborhood Traffic Management Plan with regards to speed hump request.

Ms. Joyce Amerson, Director of Transportation, suggested a policy that once they go through the Neighborhood Traffic Management Plan, until everything is being fully implemented and staff is able to go back and measure the effectiveness, no modifications will be made.

Following discussion, it was moved by Vice Mayor Tyler, seconded by Councilmember Little, to approve the City Manager's recommendation with changes in the wording with regards to appeals (as noted by the City Attorney) and including the wording with regards to Neighborhood Traffic Management Plans (as noted by the Director of Transportation). (Motion carried with Councilmember Haderlein objecting) (Absent: None)

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 8:02 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 8:07 p.m. (Absent: None)

ORDINANCE - ADOPTED

Adopt "AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA AMENDING ORDINANCE NO. 6964 AND SUSPENDING SECTIONS 9.36.220 AND 9.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO LIMITATIONS ON HOURS OF OPERATION OF AMPLIFIED SOUND AND NOISE SOURCES FOR SPECIFIED HOURS AND AREAS ON NOVEMBER 17, 18, 19, 20 AND 21, 2004" (GREATER LOS ANGELES BILLY GRAHAM CRUSADE) (Introduced by Councilmember Streator) (Ordinance No. 6980)

Councilmember Streator requested that there be some sound limits.

The City Manager responded that she would speak to Rose Bowl staff about her concerns.

Councilmember Haderlein indicated it would be helpful to communicate in advance with soccer and other recreational users in the area regarding displacement during this event in order for them to adjust their schedules.

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

PUBLIC HEARING

PUBLIC HEARING: CONDEMNATION OF RIGHT-OF-WAY FOR THE STATE ROUTE (SR) 710 MITIGATION PROJECT - LAKE AVENUE AT WALNUT STREET INTERSECTION MOBILITY IMPROVEMENT PROJECT ("PROJECT")

Recommendation of City Manager: It is recommended:
(1) That the City Council conduct a hearing on whether a Resolution of Necessity should be adopted, as required by Code of Civil Procedure Section 1245.220, for the commencement of an eminent domain proceeding to acquire a portion of the property located at 160 North Lake Avenue ("Subject Property") as described

and depicted in Exhibit "A" of the agenda report.

(2) That the City Council receive testimony from those potentially affected by the proposed condemnation of the Subject Property.

(3) That following the close of the hearing, the City Council adopt the proposed Resolution of Necessity by at least a six-eighths vote (Section 1245.240 of the Code of Civil Procedure requires a two-thirds vote) for the acquisition of the Subject Property (Exhibit "B" of the agenda report), if the City Council finds the following:

(A) That the public interest and necessity require the proposed Project.

(B) That the proposed Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury.

(C) That the Subject Property is necessary for the proposed Project.

(D) That the parcel being acquired herein is being taken for public use and purposes under the authority of:

(1) Article 1, Section 19 of the California Constitution

(2) Code of Civil Procedures Section 1230.010 *et seq.*

(3) Government Code Section 37350.5.

(E) That the offer required by Section 7267.2 of the Government Code has been made to the owner of record or the offer has not been made because the owner cannot be located with reasonable diligence.

(F) That all conditions and statutory requirements necessary to exercise the power of eminent domain to acquire the Subject Property have been complied with by the City.

(4) That the City Attorney commence proceedings for the acquisition of the Subject Property, and to take such action as needed to secure fee title to the Subject Property for the City.

(5) That the City Attorney commence proceedings for securing possession and use of the Subject Property. (Resolution No. 8375)

The Mayor opened the public hearing.

The Assistant City Clerk reported 56 copies of the public hearing notice were posted and 21 copies were mailed on July 2, 2004. No correspondence was received.

Mr. Steve Wright, Assistant City Engineer, summarized the report and responded to questions. Mr. Wright pointed out a clerical error on Page 1, Paragraph 1 of the Resolution of Necessity, and requested the date be changed from June 17, 2000 to June 17, 2002.

Mr. David Worrell, Pasadena Design Advisory Group, spoke in support of the item.

Councilmember Gordo requested that staff continue conversations with the property owner.

It was moved by Councilmember Gordo, seconded by Vice Mayor Tyler, to close the public hearing. (Motion unanimously carried) (Absent: None)

It was moved by Councilmember Gordo, seconded by Councilmember Haderlein, to approve the City Manager's recommendation, with the correction to the Resolution as noted above. (Motion unanimously carried) (Absent: None)

PUBLIC HEARING: CONDEMNATION OF RIGHT-OF-WAY FOR THE STATE ROUTE (SR) 710 MITIGATION PROJECT - CALIFORNIA BOULEVARD RIGHT TURN LANE AT RAYMOND AVENUE PROJECT ("PROJECT")

Councilmember Madison was excused at 8:35 p.m. due to a conflict of interest.

Recommendation of City Manager: It is recommended:

(1) That the City Council conduct a hearing on whether a Resolution of Necessity should be adopted, as required by Code of Civil Procedure Section 1245.220, for the commencement of an eminent domain proceeding to acquire portions of the properties located at 524 South Raymond Avenue and 525 South Arroyo Parkway (hereinafter collectively referred to as the "Subject Property") as described and depicted in Exhibit "A" of the agenda report.

(2) That the City Council receive testimony from those potentially affected by the proposed condemnation of the Subject Property.

(3) That following the close of the hearing, the City Council adopt the proposed Resolution of Necessity by at least a six-eighths vote (Section 1245.240 of the Code of Civil Procedure requires a two-thirds vote) for the acquisition of the Subject Property (Exhibit "B" of the agenda report), if the City Council finds the following:

(A) That the public interest and necessity require the proposed Project.

(B) That the proposed Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury.

(C) That the Subject Property is necessary for the proposed Project.

(D) That the parcel being acquired herein is being taken for public use and purposes under the authority of:

- (1) Article 1, Section 19 of the California Constitution
- (2) Code of Civil Procedures Section 1230.010 *et seq.*
- (3) Government Code Section 37350.5

(E) That the offer required by Section 7267.2 of the Government Code has been made to the owners of record or the offer has not been made because the owners cannot be located with reasonable diligence.

(F) That all conditions and statutory requirements necessary to exercise the power of eminent domain to acquire the Subject Property have been complied with by the City.

(4) That the City Attorney commence proceedings for the acquisition of the Subject Property, and to take such action as needed to secure fee title to the Subject Property for the City.

(5) That the City Attorney commence proceedings for securing possession and use of the Subject Property. (Resolution No. 8376)

The Mayor opened the public hearing.

The Assistant City Clerk reported the notice of public hearing was published on July 2, 2004 in the Pasadena Star News; 67 copies of the notice were posted and 68 copies of the notice were mailed on July 2, 2004; two letters were received in opposition.

Mr. Steve Wright, Assistant City Engineer, summarized the report.

The City Attorney noted a typographical error in the Resolution of Necessity, Page 1, Paragraph 1, and requested the date be changed from June 17, 2000 to June 17, 2002.

Mr. Kisu Shin, Attorney with the Law Firm of Berger and Norton, representing Amerco Real Estate Co. formerly known as U-Haul Real Estate Co., spoke in opposition.

Mr. David Worrell, Pasadena Design Advisory Group, expressed support for the item.

Ms. Maribel Medina, Assistant City Attorney, informed Council that the City has complied with all the requisite statutory requirements.

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

It was moved by Councilmember Streator, seconded by Councilmember Haderlein, to approve the City Manager's recommendation, with a correction to the Resolution of Necessity as outlined by the City Attorney. (Motion unanimously carried) (Absent: Councilmember Madison)

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

**RESOLUTION TO REGULATE THE OPERATION OF BICYCLES
ON SIDEWALKS WITHIN THE SOUTH LAKE AVENUE
BUSINESS DISTRICT**

Recommendation of City Manager: Adopt a resolution regulating the operation of bicycles on sidewalks on South Lake Avenue from Colorado Boulevard to California Boulevard, and implement appropriate signing and pavement striping as incentives to ride bicycles on the street. (Resolution No. 8377)

Mr. Bahman Janka, Transportation Administrator, summarized the report .

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

ORDINANCE - FIRST READING

Councilmember Madison returned at 8:45 p.m.

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING SECTION 10.60.140 OF THE PASADENA MUNICIPAL CODE PERTAINING TO THE OPERATION OF BICYCLES ON DESIGNATED SIDEWALKS"

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

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

NOES: None

ABSENT: None

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 2.45 OF THE PASADENA MUNICIPAL CODE REGARDING THE INTERRELATIONSHIP OF ADVISORY BODIES AND CHAPTER 2.100 OF THE PASADENA MUNICIPAL CODE REGARDING JURISDICTION OF THE RECREATION AND PARKS COMMISSION"

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

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

NOES: None

ABSENT: None

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

DISCUSSION OF THE PATRIOT ACT (Resolution No. 8378)

Councilmember Haderlein, Chair of the Public Safety Committee, reported on the discussions held at the Committee level, and stated the recommendation of the Committee is to establish a position that the City of Pasadena has a concern that there is the potential for the infringement of constitutional rights as a result of the Patriot Act. He noted the Committee also requested that the Police Chief and the Director of Information Services be present at tonight's meeting since those are the two departments that seem to be most affected by the Patriot Act.

Councilmember Little indicated he had submitted a resolution to Council for consideration.

Mr. Luis Herrera, Director of Library and Information Services, referred to Page 2, Section C of the resolution submitted by Councilmember Little, and briefly discussed changes which affect library patron confidentiality as a result of the Patriot Act.

Police Chief Melekian referred to Sections A-E at the bottom of page 2 and top of page 3 of the resolution submitted by Councilmember Little, expressed concern that these Sections deal with policy at the Federal level, and concern with the impact to the operation of the Department. He also expressed concern with the

wording on page 1, the sixth "Whereas" clause and with the wording on page 2, Section D, under "It is Further Resolved".

The following individuals spoke in opposition of the Patriot Act and in support of adopting the resolution before Council:

Mr. James Lomako, Pasadena resident, distributed a handout.
Mr. Asa Hopkins, Pasadena resident
Ms. Shirley Hufstedler, La Canada resident
Mr. Inman Moore, Pasadena resident
Ms. Consuelo Rey-Castro, Pasadena resident
Mr. Stephen Rohde, Los Angeles resident
Mr. Les Hammer, Pasadena resident, and expressed opposition to the FTAA (Federal Trade of the Areas of the Americas) legislation.
Mr. Bryan Reese, Pasadena resident
Mr. Ralph McKnight, Pasadena resident
Mr. Johnny Lai, representing Arroyo Seco Greens
Mr. Joe Brown, representing Pasadena NAACP

Following discussion, Councilmember Little suggested the following amendments to the resolution:

- Page 1, delete the sixth "Whereas" clause.
- Page 2, Section D, under "It is Further Resolved", change to read: "The City of Pasadena supports protection for all individuals to be free from secret detention; secret immigration proceedings; or detention without access to counsel."
- Page 2, under "It is Further Resolved", delete Section E
- Page 2, and top of Page 3, under the second "It is Further Resolved, delete Sections A, C, D, and E.
- Page 2, under the second "It is Further Resolved", make Section B more of a policy statement and move it up to the first "It is Further Resolved" section, making it Section E, and amend it to read: "The City Council opposes the surveillance of individuals or groups of individuals based on their participation in activities protected by the First Amendment, such as political advocacy or the practice of a religion, without reasonable suspicion of potential criminal activity."

The Police Chief expressed support for the proposed amendments to the resolution as stated by Councilmember Little.

Mr. Herrera requested further amending the resolution as follows:

- Under the first "It is Further Resolved", add the wording "and Section 216" after the wording "Section 215" .

Councilmember Haderlein questioned whether staff was comfortable that Sections A-F at the bottom of page 1 and top of page 2 are accurate.

The City Attorney replied that staff would need to confirm factually that those sections reflect some specific provisions in the statute.

Councilmember Madison suggested the following amendments:

- Page 2, under "It Is Therefore Resolved" change the wording "deep concern" to read "that the City of Pasadena opposes provisions in the USA PATRIOT Act...."
- Page 2, Section F, change "FBI" to read "federal agents".

Following discussion, it was moved by Councilmember Little, seconded by Councilmember Streater, to adopt the resolution as stated above (by Councilmember Little, Luis Herrera, and Councilmember Madison).

Vice Mayor Tyler expressed concerns with the wording of Section D, at the top of page 2.

Councilmember Haderlein voiced objection to the "Whereas" statements at the bottom of page 1 and top of page 2.

Vote on the motion:

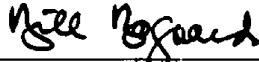
AYES: Councilmembers Gordo, Holden, Little, Madison, Streater, Mayor Bogaard

NOES: Councilmember Haderlein, Vice Mayor Tyler

ABSENT: None

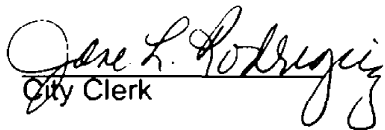
ADJOURNMENT

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



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



Gene L. Rodriguez
City Clerk