

CITY OF PASADENA
City Council Minutes
August 22, 2005 – 5:30 P.M.
Pasadena Senior Center, Multi-Purpose Room
85 East Holly Street

REGULAR MEETING

OPENING:

Vice Mayor Madison called the regular meeting to order at 6:19 p.m. (Absent: Councilmembers Holden, Tyler, Mayor Bogaard)

On order of the Vice Mayor, the regular meeting recessed at 6:19 p.m., to discuss the following closed session:

CITY COUNCIL CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code Section 54956.8

Property: 160 North Lake Avenue, Pasadena, CA 91101, Assessor's Parcel No. 5738-007-042

Pasadena City Negotiators: Richard Bruckner and Martin Pastucha

Negotiating Parties: Ralph's Grocery Company

Under Negotiation: Price and terms of payment

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

On order of the Vice Mayor, the regular meeting reconvened at 6:35 p.m. The Pledge of Allegiance was led by Assistant City Manager Brian Williams.

ROLL CALL:

Councilmembers:

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

Staff:

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

OLD BUSINESS

Adopt "AN INTERIM URGENCY ORDINANCE OF THE CITY OF PASADENA TEMPORARILY PROHIBITING THE CONSTRUCTION OF STRUCTURES THREE STORIES OR MORE IN HEIGHT IN ANY ZONE WHERE THE PROJECT WOULD ABUT AN RS-SINGLE FAMILY RESIDENTIAL ZONE" (Introduced by Councilmember Little)

On order of the Vice Mayor, the above item was held to the Council meeting of September 12, 2005 due to the lack of the necessary seven votes of the Council to adopt the ordinance.

PUBLIC COMMENT

The following persons expressed concerns regarding ongoing labor negotiations with the Metropolitan Water District (MWD), and asked Council to urge the MWD and the City's MWD representative (Timothy Brick) not to seek harmful cuts to MWD employees and their families:

Mr. Lance Charles, Sr., AFSCME, Local 1902 and MAPA,
Chapter 1000 representative
Mr. Craig Brackbill, AFSCME, Local 1902 and MAPA,
Chapter 1001 representative

Mr. George MacPherson, Pasadena resident, expressed various concerns regarding a construction project located at 407 Laguna Road, demolition activities that have taken place, possible misrepresentations that may have been made, and possible code violations that may have taken place. He also suggested the accuracy of the square footage of the lot be verified by staff before the lot is split and that the stop work order be kept in place until full compliance is achieved.

Vice Mayor Madison commented on this project that is located in his district, the stop work order that is currently in place, and issues involving the demolition work and subsequent triggering of the Hillside Ordinance. He noted he had met with staff regarding this project and someone would communicate with the neighbors regarding questions on the project.

Ms. Mary Dee Romney, Pasadena resident, also expressed concerns regarding the project at 407 Laguna Road, the quality and effectiveness of the communication between Planning and Building staff and the public, and safety issues at the site.

Mr. Darrin Jaques, Pasadena resident, expressed concerns regarding the construction of a multi-tenant apartment or condominium complex project located at 86 N. Roosevelt Avenue that will, in his opinion, negatively affect the quality of life in the neighborhood.

The Vice Mayor suggested Mr. Jaques also express his concerns at the hearing being held by the Design Commission on this project.

CONSENT CALENDAR

AUTHORIZE PURCHASE ORDER WITH PASADENA FORD FOR PURCHASE OF FOURTEEN NEW REPLACEMENT POLICE VEHICLES FOR A TOTAL OF \$336,366

Recommendation of City Manager:

- (1) Authorize the issuance of a purchase order to Pasadena Ford in an amount not to exceed \$336,366 for the purchase of fourteen police vehicles; and
- (2) Grant the proposed purchase order an exemption from competitive bidding pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, material, supplies or services.

CONTRACT AWARD TO DOUG MARTIN CONTRACTING COMPANY, INC., FOR THE SLURRY SEAL OF STREETS - 2005 FOR AN AMOUNT NOT TO EXCEED \$341,000

Recommendation of City Manager:

- (1) Accept the bid dated July 29, 2005 submitted by Doug Martin Contracting Company, Inc., in response to the Specifications for the Slurry Seal of Streets - 2005, reject all other bids received, and authorize the City Manager to enter into a contract not to exceed \$341,000, which includes the base bid of \$310,096.52 and \$30,903.48 for any additional work the City may order pursuant to the project specifications.
- (2) Acknowledge the project to be categorically exempt under Section 21084 of the California Environmental Quality Act (CEQA) in accordance with Article 19, Section 15301 (Class 1), subsection (c) of the Resources Agency of California Guidelines (repair of existing public streets) pursuant to the findings of the Secretary of the Resources Agency and authorize the City Manager to execute, and the City Clerk to file, a Notice of Exemption for the project with the Los Angeles County Clerk. (Contract No. 18,920)

Item discussed separately at
the request of
Councilmember Haderlein.

APPROVAL OF AN AMENDMENT TO CONTRACT NO. 18,756 WITH PIMA CORPORATION IN THE AMOUNT OF \$69,354.67 FOR THE UPGRADE OF PLAYGROUND EQUIPMENT AT EATON WASH PARK AND AN AGREEMENT WITH BRE PROPERTIES INC., FOR THE PLACEMENT OF A PICNIC SHELTER IN EATON WASH PARK

APPROVAL OF INCREASE TO PURCHASE ORDER CONTRACT WITH PHFE MANAGEMENT SOLUTIONS IN AN AMOUNT NOT TO EXCEED \$165,000 FOR PROVISION OF CONTRACT STAFF TO THE PASADENA PUBLIC HEALTH DEPARTMENT

Recommendation of City Manager: Authorize an increase to the purchase order contract with PHFE Management Solutions in the amount of \$90,000 from \$75,000 to \$165,000 for the provision of contract staff to the Pasadena Public Health Department until the transition of contract staff to City regular staff has been completed.

**APPROVAL OF INCREASE TO CONTRACT WITH
LODESTAR MANAGEMENT/RESEARCH, INC., IN AN
AMOUNT NOT TO EXCEED \$114,183 FOR PROVISION OF
MAP CAMPAIGN CONSULTING SERVICES TO THE
PASADENA PUBLIC HEALTH DEPARTMENT**

Recommendation of City Manager:

- (1) Authorize an increase to the contract with Lodestar Management/Research, Inc., in the amount of \$39,250 from \$74,933 to \$114,183 for the provision of MAP Campaign consulting services to the Pasadena Public Health Department.
(2) Authorize the City Manager to extend the contract for up to six additional months. (Contract Amendment No. 18,675-1)

**APPROVAL OF INCREASE TO CONTRACT WITH
ALLHEALTH SECURITY SERVICES IN AN AMOUNT NOT
TO EXCEED \$130,000 FOR SECURITY SERVICES AT THE
PASADENA COMMUNITY HEALTH CENTER**

Recommendation of City Manager: Authorize an increase to the contract with AllHealth Security Services in the amount of \$18,500 from \$111,500 to \$130,000 for safety and security services at the Pasadena Community Health Center for the Public Health Department. (Contract Amendment No. 18,081-3)

**CONTRACT AWARD TO CHRISTOPHER R. MORALES,
INC., FOR THE INSTALLATION OF IN-FILL LIGHTING ON
LINCOLN AVENUE FROM SECO STREET TO NORTH CITY
LIMITS FOR AN AMOUNT NOT TO EXCEED \$549,700**

Recommendation of City Manager:

- (1) Accept the bid dated August 12, 2005, submitted by Christopher R. Morales, Inc., in response to the Specifications for Installation of In-Fill Lighting on Lincoln Avenue from Seco Street to North City Limits, reject all other bids received, and authorize the City Manager to enter into such contract as is required.
(2) Adopt a resolution approving Program Supplement Agreement No. M069 to Administating Agency - State Agreement 07-5064 between the City of Pasadena and the State of California, for State Reimbursement of costs for North Lincoln Avenue Enhancements (73405), Federal-Aid Project No. RPSTPLE-5064(036). (Contract No. 18,921; Resolution No. 8507; Contract Amendment No. 16,298-26)

MINUTES APPROVED

July 25, 2005
August 1, 2005

**CLAIMS RECEIVED AND
FILED**

Claim No. 9887	Jennifer Ann Hume	\$ 10.00
Claim No. 9888	Arthur D. Maher	125.00
Claim No. 9889	Rosemary Montoya	230.00
Claim No. 9890	Dierdre Moffat	350.00

**PUBLIC HEARINGS/APPEALS
SET**

September 26, 2005, 8:00 p.m. - Appeal of Zoning Hearing Officer Decision for Tentative Parcel Map No. 061676, Hillside Development Permit No. 4395 and Tree Removal (725 Hillside Terrace)

It was moved by Councilmember Little, seconded by Councilmember Streator, to approve the Consent Calendar with the exception of Item 3 (Amendment to Contract No. 18,756 with Pima Corporation), which was discussed separately. (Motion unanimously carried) (Absent: Councilmembers Holden, Tyler, Mayor Bogaard)

**CONSENT ITEM DISCUSSED
SEPARATELY**

APPROVAL OF AN AMENDMENT TO CONTRACT NO. 18,756 WITH PIMA CORPORATION IN THE AMOUNT OF \$69,354.67 FOR THE UPGRADE OF PLAYGROUND EQUIPMENT AT EATON WASH PARK AND AN AGREEMENT WITH BRE PROPERTIES INC., FOR THE PLACEMENT OF A PICNIC SHELTER IN EATON WASH PARK

Recommendation of City Manager:

(1) Authorize the City Manager to execute an amendment to Contract No. 18,756 with Pima Corporation, contractor for the construction of Eaton Wash Park, to increase the total contract "Not to Exceed" amount from \$878,185 to \$947,539.67, an increase of \$69,354.67 for the upgrade of play equipment.

(2) Authorize the City Manager to execute an agreement with BRE Properties to accept and relocate a historic picnic shelter from the former Stuart Pharmacy Plant to Eaton Wash Park. (Contract Amendment No. 18,756-1; Agreement No. 18,922)

In response to Councilmember Haderlein's questions, Mr. Martin Pastucha, Director of Public Works Department, confirmed the source of the funding for the project and that this work would not interfere with the timing on the opening of the park.

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

**RECOMMENDATIONS FROM
OFFICERS AND
DEPARTMENT**

CONSIDERATION OF CALL FOR REVIEW OF ZONING HEARING OFFICER DECISION FOR TENTATIVE PARCEL MAP NO. 061676, HILLSIDE DEVELOPMENT PERMIT NO. 4395 AND TREE REMOVAL (725 HILLSIDE TERRACE) (Vice Mayor Madison)

Vice Mayor Madison explained his concerns regarding the size of the subdivision and the resulting lots, the size of the new construction on the smaller lot, and the approvals of variances/exceptions under the Hillside Ordinance. He noted the neighbors had also filed an appeal and a hearing had been set for September 26, 2005.

Mr. David Sinclair, Assistant Planner, responded to questions regarding the tentative parcel map.

Mr. Dennis Smith, President of Buff, Smith, & Hensman Architects, applicant on behalf of the property owner, spoke in

support of the project and questioned the process of a call for review to the Council, which would relieve the neighbors of the financial obligation for paying for the review.

Mr. Chris Madison, project property owner, spoke in support of the project.

It was moved by Vice Mayor Madison, seconded by Councilmember Gordo, to call this matter for review to the City Council. (Motion unanimously carried) (Absent: Councilmembers Holden, Tyler, Mayor Bogaard)

RESIGNATION OF KEN GROCE FROM THE HUMAN RELATIONS COMMISSION (District 1 Nomination)

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

APPROVAL OF JOINT STUDIES OF SERVICES AND PROGRAMS BETWEEN THE PASADENA UNIFIED SCHOOL DISTRICT (PUSD) AND THE CITY OF PASADENA

Recommendation of City Manager: It is recommended that the City Council endorse joint studies of services and programs that are provided by both the Pasadena Unified School District (PUSD) and the City of Pasadena for the purpose of identifying potential savings to both entities through improved efficiencies or combined operations.

The City Manager reviewed the agenda report, distributed a proposed Pasadena Unified School District (PUSD) Board of Education resolution titled "Resolution No. 1,772 Joint Services and Program Studies Between the Pasadena Unified School District and the City of Pasadena," and responded to questions.

Councilmember Gordo suggested the list of study items be expanded to include facilities maintenance.

Following discussion, the City Manager agreed to ask the Board of Education to expand Study Area No. 10 as listed in the agenda report to read: Facilities and Open Space Maintenance, and noted the list was open to modification and expansion by the City and PUSD.

It was moved by Councilmember Streater, seconded by Councilmember Little, to approve the City Manager's recommendation, with the expansion of Study Area No. 10 as listed in the agenda report to read: Facilities and Open Space Maintenance." (Motion unanimously carried) (Absent: Councilmembers Holden, Tyler, Mayor Bogaard)

RECESS

On order of the Vice Mayor, the regular meeting of the City Council recessed at 7:14 p.m. to the regular meeting of the Community Development Commission.

RECONVENED

On order of the Vice Mayor, the regular meeting of the City Council reconvened at 7:15 p.m. (Absent: Councilmembers Holden, Tyler, Mayor Bogaard)

**ORDINANCE – FIRST
READING**

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 OF THE PASADENA MUNICIPAL CODE TO ADD A DEFINITION FOR ‘MEDICAL MARIJUANA DISPENSARY’ AND PROHIBITING SUCH USE”

The above ordinance was offered for first reading by Councilmember Little:

AYES: Councilmembers Gordo, Haderlein, Little, Streator,
Vice Mayor Madison

NOES: None

ABSENT: Councilmembers Holden, Tyler, Mayor Bogaard

ORDINANCES - ADOPTED

Adopt “AN ORDINANCE OF THE CITY OF PASADENA FIXING THE TAX RATE FOR THE POLICE BUILDING AND JAIL GENERAL OBLIGATION BONDS AND ESTABLISHING PROCEDURES FOR THE COLLECTION AND ENFORCEMENT OF SAID TAX” (Introduced by Councilmember Streator) (Ordinance No. 7014)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Haderlein, Little, Streator,
Vice Mayor Madison

NOES: None

ABSENT: Councilmembers Holden, Tyler, Mayor Bogaard

Adopt “AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA SUSPENDING SECTION 9.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO LIMITATIONS ON HOURS OF OPERATION AND GENERAL NOISE SOURCES FOR SPECIFIED HOURS AND AREAS ON AUGUST 10 AND 11, 2007 (DRUM CORPS INTERNATIONAL WORLD CHAMPIONSHIP)” (Introduced by Councilmember Little) (Ordinance No. 7015)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Haderlein, Little, Streator,
Vice Mayor Madison

NOES: None

ABSENT: Councilmembers Holden, Tyler, Mayor Bogaard

Adopt “AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA SUSPENDING SECTIONS 9.30.220 AND 9.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO LIMITATIONS ON HOURS OF OPERATION OF AMPLIFIED SOUND AND GENERAL NOISE SOURCES FOR

SPECIFIED HOURS AND AREAS ON SEPTEMBER 10, OCTOBER 1, OCTOBER 8 AND OCTOBER 22, 2005 (UCLA FOOTBALL)" (Introduced by Councilmember Streater) (Ordinance No. 7016)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Haderlein, Little, Streater,
Vice Mayor Madison

NOES: None

ABSENT: Councilmembers Holden, Tyler, Mayor Bogaard

INFORMATION ITEMS

PREDEVELOPMENT PLAN REVIEW FOR PLANNED DEVELOPMENT, ZONE CHANGE AND SUBDIVISION TO CONSTRUCT 35 SINGLE FAMILY RESIDENCES - 1000 ROSE AVENUE

Recommendation of City Manager: This report is for informational purposes only.

The City Manager introduced the agenda item.

Ms. Patrice Martin, Senior Planner, summarized the agenda report and responded to questions.

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

Discussion followed on various features of the Planned Development, options for achieving Inclusionary Housing units on site and/or close to this site, traffic improvements related to this project and the traffic plan with the Pasadena Unified School District (PUSD), the Residential Impact Fee that will be applied to the project, the status of the sale of the property, and notification of the rules for private streets.

The City Manager indicated staff would provide information on the relationship of the timing of the Capital Improvement Program (CIP) project involving traffic improvements for Pasadena High School with the timing of the improvements for this project when Council considers the report on the CIP project in September 2005.

Mr. Burke Farrar, Odyssey Development representative, representing the applicant, responded to questions regarding the escrow on the property.

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

PREDEVELOPMENT PLAN REVIEW FOR THE PROPOSED MASTER PLAN AMENDMENT FOR LAS ENCINAS HOSPITAL (2900 EAST DEL MAR AVENUE)

Recommendation of City Manager: This report is for informational purposes only.

Mr. Scott Reimers, Associate Planner, reviewed the agenda report and responded to questions.

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

Discussion followed on the 1996 Master Plan, the options for building height requirements on the site, standards for tree removal, and performance of the traffic study.

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

COUNCIL COMMENTS

Councilmember Little commented on a recent tour of the City Hall Seismic Retrofit Project and suggested Councilmembers take advantage of an opportunity to take a tour to see the progress on the project.

Councilmember Gordo commended the Fire Department for their professionalism and caring assistance offered to a neighbor during a recent home fire.

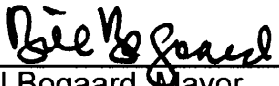
Ms. Ann Erdman, Public Information Officer, recognized Nina Christophilopoulos, a Channel 55/KPAS employee with 17 years of service to the City and the Producer/Director of the Council meetings and various other productions, who is moving to Florida to be with family and work for the American Cancer Society.

Ms. Christophilopoulos thanked the City for the honor and pleasure of working for the City.

Vice Mayor Madison commented on the passing of retired Los Angeles Superior Court Judge Gilbert Alston, a Pasadena resident and pioneer in the legal community; and was joined by Councilmembers Streater and Haderlein in their praise of the professional accomplishments and service to the community by Judge Alston.

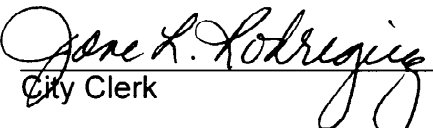
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 7:47 p.m., in memory of Judge Gilbert Alston.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



Jane L. Rodriguez
City Clerk