

CITY OF PASADENA
City Council Minutes
June 12, 2006 – 5:30 P.M.
Pasadena Senior Center, Multi-Purpose Room
85 East Holly Street

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 5:47 p.m.
(Absent: Councilmembers Gordo, Haderlein, Holden)

On order of the Mayor, the regular meeting recessed at 5:47 p.m., to discuss the following closed sessions:

Councilmember Holden
arrived at 6:07 p.m.

**CITY COUNCIL CONFERENCE WITH LABOR
NEGOTIATORS pursuant to Government Code Section
54957.6**

**Agency Negotiators: Karyn Ezell; Arthur Chavez
Employee Organization: Pasadena Association of Clerical
and Technical Employees**

Councilmember Gordo
arrived at 6:24 p.m.

**CITY COUNCIL CONFERENCE WITH LABOR
NEGOTIATORS pursuant to Government Code Section
54957.6**

**Agency Negotiators: Karyn Ezell; Arthur Chavez
Employee Organization: Pasadena Fire Fighters
Association**

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

On order of the Mayor, the regular meeting reconvened at 6:37 p.m. The Pledge of Allegiance was led by Councilmember Gordo.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Steve Madison (Returned at 6:55 p.m.)
Councilmember Victor Gordo
Councilmember Steve Haderlein (Absent)
Councilmember Chris Holden
Councilmember Paul Little
Councilmember Joyce Streater (Returned at 6:41 p.m.)
Councilmember Sidney F. Tyler

Staff:

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

CEREMONIAL MATTERS

Councilmember Streator
returned at 6:41 p.m.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Ms. Lucille Hino, Pasadena Lawn Bowling Club member, announced that the Club is celebrating its 85th anniversary during the month of June 2006.

Mr. Bob Ratcliffe, Pasadena Lawn Bowling Club President, invited the Council and community to the California Senior Games Championships Lawn Bowling Tournament to be held on June 17, 2006 at Central Park, and distributed a flier on the Tournament.

Mr. Mike Babcock, Pasadena Unified School District (PUSD) Board of Education member, thanked the Council for participating in the joint meeting with the District (held on June 5, 2006), and commented on subsequent discussion held by the District and the Pasadena Police Department regarding proposed policing services to be provided by the Police Department on selected PUSD campuses.

Mr. Robert Holbrook, Sober Livings representative, spoke in support of sober living homes within the City, and addressed issues that had been raised in a letter he had received from a group of City residents regarding sober living homes that he owns and operates.

The following persons expressed concerns regarding problems involved with the operation and monitoring of sober living homes within the City, the possible need for regulation and a conditional use permit process for sober living homes, and/or related issues involving sex offenders who reside in residential areas:

Mr. Bruce Evans, Arroyo Coalition of Concerned Citizens member, submitted a press release stating the organization's concerns regarding sober living homes operating in Pasadena and asking the Council to create a task force to address issues related to sober living homes and the possible need for a conditional use permit process in dealing with these homes.

Ms. Barbara King, Arroyo Coalition of Concerned Citizens member

Ms. Pilar Muñoz, Arroyo Coalition of Concerned Citizens member

Ms. Mary Bush, Arroyo Coalition of Concerned Citizens member and Lincoln Howard Arroyo Freeway Neighborhood Association President

Dr. Allie Louise Almore-Randle, Pasadena resident

Ms. Gala Dunn, Pasadena resident

The City Attorney commented on some of the legal issues related to the concerns expressed above regarding sober living homes, and indicated staff was continuing to research the legal issues related to sober living homes, with Council to be

Vice Mayor Madison returned
at 6:55 p.m.

provided a memorandum after the research is completed and within the next month.

Councilmember Little indicated he was uncomfortable with automatically equating sober living residents with sex offenders, and described his positive experience with sober living residents in his neighborhood. He asked the City Attorney to provide him with a copy of a previous memorandum that had been distributed to Council by the City Attorney's office regarding sober living homes.

Councilmember Streator suggested the sober living homes matter be agendaized after Council receives the City Attorney's memorandum.

Mr. Les Hammer, Pasadena resident, expressed concerns regarding the MEChA (Movimiento Estudia Chicano de Aztlan) organization and its actions, and submitted a handout and audio disc of newspaper and speech excerpts related to this organization.

CONSENT CALENDAR

**Item discussed separately
at the request of the Mayor.**

**Item discussed separately
at the request of
Councilmember Tyler.**

Councilmember Streator was
excused at 7:08 p.m.

CONTRACT AWARD TO PARSONS TRANSPORTATION GROUP, INC., FOR ON-CALL CONSTRUCTION INSPECTION SERVICES FOR THE STATE ROUTE 710 MITIGATION PROJECTS

RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ESTABLISHMENT OF UNDERGROUND UTILITY DISTRICT NO. 06-1 RAYMOND AVENUE, MAPLE STREET TO NORTH CITY LIMIT

CONTRACT AWARD TO VART CONSTRUCTION FOR THE INSTALLATION OF CURB BULB OUTS AT VARIOUS LOCATIONS FOR AN AMOUNT NOT TO EXCEED \$92,000

Recommendation of City Manager:

(1) Accept the bid dated May 31, 2006, submitted by Vart Construction as lowest responsive and responsible bidder to the project Specifications for the Installation of Curb Bulb Outs at Various Locations; 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 the California Environmental Quality Act (CEQA) in accordance with Article 19, Section 15301 (Class 1), subsection (c) of the Resources Agency of California Guidelines (minor alteration of existing public sidewalks and 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. 19,095)

CONTRACT AWARD TO PACIFIC WATERPROOFING AND RESTORATION, INC. FOR 2006 MISCELLANEOUS BRIDGE REPAIRS FOR AN AMOUNT NOT TO EXCEED \$100,000

Recommendation of City Manager:

(1) Accept the bid dated May 25, 2006, submitted by Pacific Waterproofing and Restoration, Inc., in response to the Specifications for the 2006 Miscellaneous Bridge Repairs, 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 the California Environmental Quality Act (CEQA) in accordance with Article 19, Section 15301 (Class 1), subsection (c) of the Resources Agency of California Guidelines (repairs 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. 19,096)

ESTABLISHMENT OF THE PLAYHOUSE DISTRICT ASSOCIATION PROPERTY-BASED BUSINESS IMPROVEMENT DISTRICT

Recommendation of City Manager:

(1) Adopt a Resolution of Intention to Establish the Playhouse District Association Property-Based Business Improvement District (Attachment 1 of agenda report), setting a public hearing for August 7, 2006, at 7:30 p.m.; and

(2) Recognize the Council action dated December 19, 2005 committing to a funding plan to provide \$165,000 per year to the Playhouse District Association Property-Based Business Improvement District ("PBID"). (Resolution No. 8600)

SOUTH FAIR OAKS SPECIFIC PLAN AMENDMENT RESOLUTION

Recommendation of City Attorney: Adopt the resolution to amend the South Fair Oaks Specific Plan. (Resolution No. 8601)

**Item discussed separately
at the request of the Mayor.**

**FAIR OAKS/ORANGE GROVE SPECIFIC PLAN
AMENDMENT RESOLUTION**

**CLAIMS RECEIVED AND
FILED**

Claim No. 10,113	Huntington Hospital Center for Occupational Health	\$ 3,323.00
Claim No. 10,119	Villa Gardens	5,000.00
Claim No. 10,120	Everardo Fernandez	1,200.00
Claim No. 10,121	Marcus Johns/Lisa M. Conn, Esq. James & Shepard	Not Stated
Claim No. 10,122	Christopher Lee Henning	3,000.00
Claim No. 10,123	Kevin J. Vandereaux Jones	1,585.62
Claim No. 10,124	Janice Sharp	311.68

PUBLIC HEARINGS SET

June 26, 2006, 7:00 p.m. - Proposed Zone Change, General Plan Amendment and Subdivision for 220 North San Rafael Avenue (Seismic Lab)

July 17, 2006, 7:30 p.m. - Traffic Reduction and Transportation Improvement Fee

July 17, 2006, 7:30 p.m. - Proposed Issuance of the Colorado Educational and Cultural Facilities Authority Bonds, Series 2006, in an Aggregate Amount Not to Exceed \$32 Million to be Used to Finance or Refinance the Acquisition, Construction, Improvement, Furnishings and Equipment of Maranatha High School

July 24, 2006, 7:30 p.m. - Designation of Tournament Fields as a Landmark District (Vicinity of South Mentor Avenue and Cornell Road)

It was moved by Councilmember Tyler, seconded by Councilmember Little, to approve the Consent Calendar, with the exceptions of Item 3.A.1. (Contract to Parsons Transportation Group, Inc.), Item 3.A.2. (Resolution on the Establishment of Underground Utility District No. 06-1), and Item 3.B.2. (Resolution on Fair Oaks/Orange Grove Specific Plan Amendment), which were discussed separately. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Streator)

**CONSENT ITEMS
DISCUSSED SEPARATELY**

Vice Mayor Madison recused himself at 7:09 p.m., due to a conflict of interest.

Councilmember Gordo recused himself at 7:10 p.m., due to a conflict of interest, and Councilmember Streator returned.

CONTRACT AWARD TO PARSONS TRANSPORTATION GROUP, INC., FOR ON-CALL CONSTRUCTION INSPECTION SERVICES FOR THE STATE ROUTE 710 MITIGATION PROJECTS

Recommendation of City Manager: Authorize the City Manager to enter into a contract with Parsons Transportation Group, Inc., for On-Call Construction Inspection Services for the State Route 710 Mitigation Projects for an amount not to exceed \$225,000. Competitive bidding is not required pursuant to City Charter Section 1002(F), professional or unique services. (Contract No. 19,097)

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

RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ESTABLISHMENT OF UNDERGROUND UTILITY DISTRICT NO. 06-1 RAYMOND AVENUE, MAPLE STREET TO NORTH CITY LIMIT

Recommendation of City Manager: Adopt a resolution setting a date for a public hearing to consider the Establishment of Underground Utility District No. 06-1 on June 26, 2006, at 7:00 p.m. (Resolution No. 8602)

Mr. Dan Rix, City Engineer, responded to Councilmember Tyler's question regarding the time schedule for the construction work once the Underground Utility District is established.

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

**FAIR OAKS/ORANGE GROVE SPECIFIC PLAN
AMENDMENT RESOLUTION**

Recommendation of City Attorney: Adopt the resolution to amend the Fair Oaks/Orange Grove Specific Plan.

On order of the Mayor, the above item was held to the meeting of June 19, 2006.

OLD BUSINESS

**RESOLUTION OF INTENT TO AMEND THE CALIFORNIA
PUBLIC EMPLOYEES' RETIREMENT SYSTEM CONTRACT
TO IMPLEMENT RETIREMENT BENEFIT ENHANCEMENTS
FOR MISCELLANEOUS NON-SAFETY EMPLOYEES**

Recommendation of City Manager: Adopt a resolution of intent to approve an amendment to the contract between the Board of Administration of the California Public Employees' Retirement System and the City Council of the City of Pasadena to implement Credit for Unused Sick Leave (Government Code Section 20965), Pre-Retirement Optional Settlement 2 Death Benefit (Government Code Section 21548), Fourth Level of 1959 Survivor Benefits (Government Code Section 21574), and Military Service Credit as Public Service (Government Code Section 21024) for local miscellaneous members, to implement the terms of the agreement reached with the non-safety unions. (Resolution No. 8603; Contract Amendment No. 2693-19)

Vice Mayor Madison returned at 7:16 p.m.

The City Manager introduced the agenda item.

Ms. Karyn Ezell, Director of Human Resources Department, summarized the agenda report.

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

**ORDINANCE – FIRST
READING**

**Conduct first reading of "AN UNCODIFIED ORDINANCE OF
THE CITY COUNCIL OF THE CITY OF PASADENA
AMENDING THE CONTRACT BETWEEN THE CITY OF
PASADENA AND THE BOARD OF ADMINISTRATION OF
THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT
SYSTEM TO PROVIDE RETIREMENT BENEFIT**

ENHANCEMENTS TO LOCAL MISCELLANEOUS EMPLOYEES"

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

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

NOES: Councilmember Tyler

ABSENT: Councilmembers Gordo, Haderlein

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

Councilmember Gordo
returned at 7:20 p.m.

LEVY OF ASSESSMENT AGAINST HOTEL AND MOTEL BUSINESSES FOR FISCAL YEAR 2006-07 IN CONNECTION WITH THE PASADENA TOURISM BUSINESS IMPROVEMENT DISTRICT

Recommendation of Pasadena Center Operating Company:

(1) Adopt a resolution confirming the annual report with respect to the Pasadena Tourism Business Improvement District (the "District");

(2) Levying the assessment for Fiscal Year 2006-2007; and

(3) Conduct a public hearing on the Levy of an Assessment Against Hotel and Motel Businesses for Fiscal Year 2006-2007 in connection with the "District" on June 26, 2006, at 7:00 p.m. (Resolution No. 8604)

The City Attorney introduced the agenda item and responded to questions.

Vice Mayor Madison introduced Michael Ross as the new Chief Executive Officer of the Pasadena Center Operating Company.

Mr. Ross reviewed the agenda report.

It was moved by Vice Mayor Madison, seconded by Councilmember Little, to approve the Pasadena Center Operating Company's recommendation. (Motion unanimously carried) (Absent: Councilmember Haderlein)

CONSIDERATION OF A CALL FOR REVIEW OF A BOARD OF ZONING APPEALS DECISION TO THE CITY COUNCIL FOR A MINOR VARIANCE TO ALLOW A SIX-FOOT HIGH WALL IN THE FRONT YARD SETBACK OF THE PROPERTY AT 1149 WOTKYNS DRIVE (Councilmember Streater)

Councilmember Streater provided an overview of the circumstances involving the application for a minor variance related to a six-foot block wall constructed on property located at 1149 Wotkyns Drive, and explained her reasons for asking that this matter be called for review.

The City Manager reviewed the Zoning Hearing Officer and Zoning Administrator's recommendation on the fence (block wall).

Mr. Richard Bruckner, Director of Planning and Development Department, discussed a staff error that had occurred in originally permitting the wall to be built, and explained the reasons for approving the minor variance that would allow the wall to remain.

Discussion followed on the process that is followed when a staff error occurs and on staff's position on the merits of approving the minor variance.

It was moved by Councilmember Streator, seconded by Councilmember Gordo, to call this matter for review to the City Council. (Motion carried, with Councilmember Tyler and Vice Mayor Madison objecting) (Absent: Councilmember Haderlein)

In response to Councilmember Streator's question, the City Manager indicated the matter will be scheduled for mid-July, if possible.

APPOINTMENT OF JENNIFER WATTS TO THE LIBRARY COMMISSION (At Large/District 7 Nomination)

APPOINTMENT OF NEIL SINGLA, M.D. TO THE PASADENA COMMUNITY ACCESS CORPORATION (Mayor Nomination)

APPOINTMENT OF JAMES IPEKJIAN TO THE HISTORIC PRESERVATION COMMISSION (District 7 Nomination)

It was moved by Councilmember Little, seconded by Councilmember Tyler, to approve the above appointments. (Motion unanimously carried) (Absent: Councilmember Haderlein)

DISCUSSION OF METHOD OF ELECTING MEMBERS OF THE PASADENA BOARD OF EDUCATION (Councilmember Streator)

The Mayor introduced the agenda item.

Councilmember Streator thanked the City Clerk for the excellent report and background materials, requested Council consider changing the method of electing members of the Pasadena Unified School District (PUSD) Board of Education, and explained the rationale for her proposal to eliminate numbered seats for Board elections and move to at-large election of Board members by a plurality vote.

The Mayor noted this was a straightforward suggestion that could be achievable in being placed on the ballot for the Pasadena Special Municipal Election to be held on November 7, 2006.

Discussion followed on an option to increase the size of the Board to include seats representing the cities of Altadena, Pasadena, and Sierra Madre; the costs for adding an initiative to the ballot; elimination of numbered Board seats as a first step in changing Board governance; and additional changes that might be considered regarding District governance.

Councilmember Little stated his preference to have Board members elected by geographic district and support for Councilmember Streater's proposal.

Councilmember Tyler discussed his thoughts on a more global approach in addressing District governance issues in order to find ways to improve the governance and relationships between the District, various city councils comprising the District, and the local community, with an ultimate objective of identifying additional funding sources and determining how these funds can be used. He noted that a next step for the Council to consider might be the establishment of a blue ribbon commission to explore governance alternatives, perhaps in conjunction with the Board.

Councilmember Gordo discussed the issues of communication, Board elections, and responsiveness as this relates to the District/Board; and expressed his preference for election of Board members by geographic district and support for Councilmember Streater's proposal.

Vice Mayor Madison expressed support for election of Board members by geographic district and for further dialogue with the District on these issues, and also expressed concerns about at-large elections.

Mr. Mike Babcock, PUSD Board member speaking as an individual, expressed support for Councilmember Streater's proposal, for improving the governing structure of the Board, and for a discussion between the District, City Council, and any interested party to explore governance issues and alternatives. He suggested formation of a group of people (three each from the Council and the District) as a body to lead the discussions, and expressed support for Board elections using a preferential voting method. He indicated the Board's existing protocol for each Board member to be assigned a number of schools in the District might need strengthening in order to improve accountability and communication, and he responded to questions.

Councilmember Holden stressed the need to relate improvement in academic achievement to governance issues, and expressed support for Councilmember Streater's proposal. He suggested a consultant (e.g. Dr. Raphael Sonenshein)

could be used as a liaison between the Council and the Board in discussions on a full range of governance issues, as part of a process that would also allow the consultant to interact in discussions with various community constituencies and that would provide an opportunity for the consultant to provide recommendations on governance and administrative changes that could be presented to the City, District, and voters.

Councilmember Streator expressed support for a task force that would explore more substantive governance changes than her proposal, as long as this does not impact the current proposal moving forward.

The City Clerk clarified the usual process involving measures that pertain to PUSD elections.

It was moved by Councilmember Streator, seconded by Councilmember Little, to direct staff to prepare formal ballot language and documents (which will return to Council for approval) to place a measure on the November 7, 2006 ballot to effectuate the recommended change in the PUSD election process that would remove the numbered Board seats and would provide for at-large plurality election of Board members. The Mayor was directed to inform the Board of Education of this proposal and request input from the Board prior to the formal documents/resolutions being adopted by Council to place the measure on the November ballot. (Motion unanimously carried) (Absent: Councilmember Haderlein)

Following discussion, it was Council's understanding that the Board would be informed of Council's formal action as stated above and Council's intention to move forward with additional discussions of substantive changes related to governance issues.

COUNCIL COMMENT

Councilmember Streator was excused at 8:15 p.m.

Councilmember Little expressed concerns regarding a Board proposal for continuation alternative education for high school students to possibly be placed at Charles W. Eliot Middle School or Allendale Elementary School; and asked that this matter be agendized for a future meeting, with the District to provide information on the proposal as a basis for discussion on possible impacts to the City and its residents. He also asked that the Superintendent of Schools selection process be agendized for a future meeting to allow discussion of Council's role in the process.

Councilmember Tyler expressed support for agendizing the two matters outlined by Councilmember Little.

The Mayor noted that a joint meeting of the City Council and Board of Education was being considered for October 3, 2006.

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

**DISCUSSION OF DEVELOPMENT SITES IN SPECIFIC PLAN
AREAS THAT COULD BE RE-DESIGNATED FOR PLAN
DEVELOPMENT (Councilmember Holden)**

Councilmember Holden explained his request for Council to consider a proposal to implement a planned development zoning designation for projects located in target areas of the Central District that might result in greater collaboration between the community and developer in the development of proposed projects. He suggested staff identify target areas in the Central District (as a test area) that might benefit from the planned development designation, evaluate the planned development approach, and return to Council with a recommendation on implementing the proposed planned development process in specific areas of the Central District. Councilmember Holden noted that the proposal would be referred to the Planning Commission for review of the staff recommendation, if Council approves moving forward with the proposal.

Discussion followed on the size of the proposed planned development areas, community input during the proposed process, the ability to address cumulative impacts using this type of approach, criteria that will be included as a part of the guidelines for a planned development project (height, density, setbacks, aesthetics), and possible increased opportunity for participation by the community in shaping proposed projects by using this type of approach.

Councilmember Gordo expressed concerns regarding the proposal and possible impacts of abandoning regulations/rules that have been set for specific plan areas and provide foreseeability for projects that can be constructed, especially those that border on single-family residential areas.

Councilmember Little expressed concerns regarding design issues involving projects being developed and built in the City and the need to examine existing design criteria.

The City Manager noted staff will need to start by determining criteria in order to be able to identify the sites that might be appropriate for planned development in the Central Business District. She indicated a report on the planned development proposal could be presented to Council by the end of July 2006, and the discussion of design criteria will also be presented in July.

It was moved by Councilmember Holden, seconded by Councilmember Tyler, to direct the City Manager and staff to review criteria thresholds for planned development in the Central District, look at potential locations that would fit that criteria, and study the possibility of putting in place planned

development zones in lieu of existing zoning for the Central District. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Streator)

PUBLIC HEARINGS

CONTINUED PUBLIC HEARING: FISCAL YEAR 2007 RECOMMENDED OPERATING BUDGET

Recommendation of City Manager: Receive public comment and continue the public hearing to June 19, 2006 at 7:00 p.m., 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.

The Mayor announced now was the time for the continued public hearing.

Councilmember Little, Chair of the Finance Committee, reported the Committee had discussed reports from Information Services, Planning and Development, Public Works, and the Pasadena Center Operating Company at the special joint meeting of the City Council and Finance Committee held on June 12, 2006 at 3:30 p.m. He announced the next joint meeting of the City Council and Finance Committee will be held on June 14, 2006 at 4:30 p.m.

Vice Mayor Madison questioned if staff had measured the increment of Operating Budget costs related to increased services demands for new development, especially as this relates to residential development; and noted that this incremental information would be worthwhile to know.

The City Manager indicated a study of revenues generated vs. costs for increased service demands was currently being conducted for the Sares-Regis project by a consultant, but that no citywide information was available at this time. She commented on general assumptions pertaining to revenues generated and costs for increased services that could be applied to the budget.

Brief discussion followed on the fiscal impact of residential development on the operating costs for the City and the relationship between increased costs of services provided for new development vs. revenues generated by the development.

No one appeared for public comment.

It was moved by Councilmember Little, seconded by Councilmember Tyler, to continue the public hearing to June 19, 2006 at 7:30 p.m. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Streator)

**PUBLIC HEARING: ZONING CODE AMENDMENTS -
NONCOMMERCIAL SIGNS IN RESIDENTIAL DISTRICTS**

Recommendation of City Manager:

- (1) Adopt the Initial Study, De Minimis Impact Finding on the State Fish and Wildlife Habitat and the Negative Declaration for the proposed Zoning Code Amendments (Attachments A and B of the agenda report) and direct the City Clerk to file a Notice of Determination;
- (2) Approval of a finding of consistency with the General Plan as contained in the agenda report;
- (3) Approval of the proposed Zoning Code Amendments as contained in the agenda report; and
- (4) Direct the City Attorney's Office to prepare an ordinance codifying these amendments and return within 60 days for first reading.

Councilmember Holden was
excused at 8:51 p.m.

Recommendation of Planning Commission: The Planning Commission recommended approval of this amendment.

The Mayor opened the public hearing.

The City Clerk reported the notice of public hearing was published on May 25, June 1, and June 8, 2006 in the Pasadena Journal; and no correspondence was received.

Mr. Denver Miller, Principal Planner, reviewed the agenda report.

Councilmember Little expressed appreciation for staff's work on this matter.

No one appeared for public comment.

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

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

RECESS/JOINT MEETING

On order of the Mayor, the regular meeting of the City Council recessed at 8:57 p.m. to a joint meeting with the Community Development Commission. (Absent: Councilmembers Haderlein, Holden, Streater)

**JOINT PUBLIC HEARING: APPROVAL/SUBMITTAL OF THE
ANNUAL ACTION PLAN (2006-2007) AS THE APPLICATION
AND STATEMENT OF PROJECTED USE OF FUNDS FOR
THE U.S. DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT (HUD); COMMUNITY DEVELOPMENT**

BLOCK GRANT PROGRAM (CDBG); EMERGENCY SHELTER GRANT PROGRAM (ESG); THE HOME INVESTMENT PARTNERSHIP ACT (HOME); AND HUMAN SERVICES ENDOWMENT FUND (HSEF) ALLOCATIONS

Recommendation of City Manager/Chief Executive Officer:

It is recommended that the City Council/Community Development Commission continue the public hearing to June 19, 2006, at 7:00 p.m.

It was moved by Vice Mayor Madison, seconded by Councilmember Little, to continue the public hearing to June 19, 2006 at 7:00 p.m. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Holden, Streater)

RECESS

On order of the Mayor, the joint meeting with the Community Development Commission adjourned at 8:58 p.m., and the regular meeting of the City Council recessed at this time to the regular meeting of the Community Development Commission.

RECONVENED

On order of the Mayor, the regular meeting of the City Council reconvened at 8:59 p.m. (Absent: Councilmembers Haderlein, Holden, Streater)

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

**LEGISLATIVE POLICY
COMMITTEE**

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

Recommendation of Mayor: It is recommended that the City Council approve a two-year contract renewal with Carolyn C. Chaney & Associates, Inc., for federal legislative liaison services effective July 1, 2006 through June 23, 2008, 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 Amendment No. 14,731-7)

The Mayor, Chair of the Legislative Policy Committee, summarized the agenda report.

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

**ORDINANCES – FIRST
READING**

Councilmember Holden returned at 9:00 p.m.

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF PASADENA ESTABLISHED BY TITLE 17, ARTICLE 2 (ZONING MAP) OF THE PASADENA MUNICIPAL CODE (NORTH PASADENA HEIGHTS LANDMARK OVERLAY DISTRICT)"

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

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

NOES: None

ABSENT: Councilmembers Haderlein, Streator

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 (THE ZONING CODE), ARTICLE 2 (ZONING MAP) TO REZONE AREAS OF THE SOUTH FAIR OAKS SPECIFIC PLAN (ART CENTER COLLEGE OF DESIGN, SOUTH CAMPUS) AND ALLOW EDUCATIONAL AND DORMITORY USES"

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

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

NOES: None

ABSENT: Councilmembers Haderlein, Streator

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 (THE ZONING CODE), TO ALLOW VEHICLE SERVICES - AUTOMOBILE RENTAL WITHIN CERTAIN SUB-DISTRICTS OF THE FAIR OAKS/ORANGE GROVE SPECIFIC PLAN - AND TO ALLOW RETAIL SALES WITHIN SUB-DISTRICT 2"

On order of the Mayor, the above ordinance was held to the meeting of June 19, 2006.

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE LIGHT AND POWER RATE ORDINANCE, CHAPTERS 13.04 OF THE PASADENA MUNICIPAL CODE, TO REVISE ELECTRIC RATES"

Councilmember Little stated opposition to the rate increase because of the amount of cash (reserves) currently being held by the Water and Power Department, and suggested interest earned from these monies be used to offset the requested rate increase.

Councilmember Holden stated opposition to the rate increase, and indicated he would provide a courtesy affirmative vote in order to provide a majority vote for the first reading of the ordinance.

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

AYES: Councilmembers Gordo, Holden, Tyler,
Vice Mayor Madison, Mayor Bogaard

NOES: Councilmember Little

ABSENT: Councilmembers Haderlein, Streator

Councilmember Little reminded the City Manager that he had not received the information he had previously requested on the original projections for the Stranded Investment Reserve and how these monies would be spent as this compares with how the monies have been spent.

The City Manager indicated staff will follow up on Councilmember Little's request.

Councilmember Tyler noted that the Municipal Services Committee was scheduled to discuss an analysis of the Stranded Investment Reserve and options for the fund's use at a Committee meeting in July 2006.

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

FINANCE COMMITTEE

**CITY HALL SEISMIC RETROFIT PROJECT - APPROVAL OF
CONTINGENCY ADJUSTMENTS AND CHANGE ORDER
NO. 5 TO THE GENERAL CONTRACTOR**

Recommendation of City Manager:

(1) Approve an allocation of \$50,743 from Project Contingency for unforeseen conditions and activities, as identified in Attachment 1 of the agenda report, that were discovered during the retrofit of City Hall, thereby reducing the amount of Project Contingency from \$7,378,975 to \$7,328,232.

(2) Authorize the City Manager to execute Change Order No. 5 to Contract No. 18,768-1 with Clark Construction Group - California LP (Clark Construction), for increases in scope of work due to unforeseen conditions discovered during the retrofit of City Hall, thereby increasing the contract amount by \$50,743 from \$80,155,937 to \$80,206,680. (Journal Voucher No. 2006-??)

Recommendation of City Hall Restoration Oversight Committee: On May 10, 2006, the City Hall Restoration Oversight Committee reviewed and discussed the above topics of contingency adjustments, General Contractor Change Order No. 5, and recommended the following:

The Committee concurred that these changes are reasonable and consistent with ongoing construction activities of similar projects. The Committee recommended that the City Council authorize the allocation of \$50,743 from Project Contingency and increase Contract No. 18,768-1 with Clark Construction by \$50,743.

Vice Mayor Madison was excused at 9:03 p.m.

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

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

CONTRACT AWARD TO SULLY-MILLER CONTRACTING COMPANY FOR THE STATE ROUTE 710 MITIGATION - RAYMOND AVENUE WIDENING PROJECT, STATE ROUTE 710 MITIGATION - CALIFORNIA BOULEVARD RIGHT TURN LANE AT RAYMOND AVENUE PROJECT, AND RAYMOND AVENUE SEWER AND CALIFORNIA BOULEVARD SEWER, FOR AN AMOUNT NOT TO EXCEED \$5,387,666

Recommendation of City Manager:

- (1) Accept the bid dated June 2, 2006 submitted by Sully-Miller Contracting Company in response to the Plans and Specifications for the State Route 710 Mitigation - Raymond Avenue Widening Project, the State Route 710 Mitigation - California Boulevard Right Turn Lane at Raymond Avenue Project, and the Raymond Avenue Sewer from Bellevue Drive to California Boulevard and California Boulevard Sewer from Raymond Avenue to 250 Feet West; reject all other bids received; and authorize the City Manager to enter into a contract not to exceed \$5,387,666, which includes the base bid of \$4,965,666 and \$422,000 for any additional work the City may order pursuant to the project plans and specifications;
- (2) Approve a journal voucher to recognize and appropriate \$70,606 in private capital from developers to Budget Account No. 73205; and
- (3) Approve a journal voucher to recognize and appropriate \$377,874 from the Unencumbered Sewer Construction and Maintenance Fund to Budget Account No. 73205. (Contract No. 19,098; Journal Voucher No. 2006-48)

Councilmember Little reviewed the agenda report.

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

QUARTERLY INVESTMENT REPORT, QUARTER ENDING MARCH 31, 2006

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

Councilmember Little introduced the agenda item and complimented staff on their work on the City's investments.

Mr. Vic Erganian, City Treasurer, summarized the agenda report.

PUBLIC SAFETY
COMMITTEE

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

RESOLUTION PERTAINING TO THE IMPLEMENTATION OF THE FEDERAL NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) USED BY THE CITY OF PASADENA FOR MANAGEMENT OF THE EMERGENCY OPERATIONS CENTER (EOC) AND LARGE SCALE EMERGENCY FIELD OPERATIONS


Recommendation of City Manager: Adopt a resolution incorporating the National Incident Management System (NIMS) as the standard for incident management within the City of Pasadena, and participate in the phased implementation of NIMS as required by Federal and State governments. (Resolution No. 8605)

Councilmember Gordo, Chair of the Public Safety Committee, reviewed the agenda report.

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

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 9:10 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk