

CITY OF PASADENA  
City Council Minutes  
January 29, 2007 – 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 5:52 p.m.  
(Absent: Councilmembers Haderlein, Streater, Tyler)

On order of the Mayor, the regular meeting recessed at 5:52 p.m., to discuss the following closed session:

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL  
regarding significant exposure to litigation pursuant to  
Government Code Section 54956.9(b): One potential case**

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

On order of the Mayor, the regular meeting reconvened at 6:34 p.m. The Pledge of Allegiance was led by Councilmember Holden.

**ROLL CALL:**

Councilmembers:

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

Staff:

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

**CEREMONIAL MATTERS**

The City Clerk administered the oaths of office to Carol Carmichael and Bryan L. Reese as Environmental Advisory Commissioners.

**PUBLIC COMMENT ON  
MATTERS NOT ON THE  
AGENDA**

Julianne Hines, representing Assemblymember Anthony Portantino, announced the opening of Assemblymember Portantino's local office at 215 N. Marengo Avenue, Suite 115 and also announced a free cash-for-college event that will be held on February 10, 2007 at the Eagle Rock High School and will assist students and their parents in filling out forms for the Cal Grant Program.

## **CONSENT CALENDAR**

Item discussed separately at  
the request of  
Councilmember Little.

**RESOLUTION APPROVING A LICENSE AGREEMENT  
BETWEEN THE CITY OF PASADENA AND ARROYO-  
CORDOVA LTD, FOR THE INSTALLATION OF TIE-BACKS  
UNDER THE PUBLIC RIGHT-OF-WAY FOR  
SUBTERRANEAN PARKING ALONG ARROYO PARKWAY  
AND CORDOVA STREET AT 240 SOUTH ARROYO  
PARKWAY**

**APPROVAL OF FINAL TRACT MAP NO. 061519, BEING A  
13-UNIT CONDOMINIUM PROJECT, AT 985 NORTH  
MICHILLINDA AVENUE**

**Recommendation of City Manager:** Adopt a resolution to:

- (1) Approve Final Tract Map No. 061519; and
- (2) Authorize the City Clerk to execute the certificate on the map showing the City's approval of said map. (Resolution No. 8699)

## **CLAIMS RECEIVED AND FILED**

Claim No. 10,282	Kathleen Dada	\$ 370.00
Claim No. 10,283	Scott Lamb	Not stated
Claim No. 10,284	Mark L. Russell	5,251.78
Claim No. 10,285	Joyce L. Wolf	97.02
Claim No. 10,286	Victoria Rinek	5,733.17
Claim No. 10,287	Dwight and Leslie Equitz	5,960.00
Claim No. 10,288	Harry F. Reilly	1,368.51

It was moved by Councilmember Gordo, seconded by Vice Mayor Madison, to approve the Consent Calendar, with the exception of Item 1 (Resolution Approving a License Agreement with Arroyo-Cordova Ltd), which was discussed separately. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Streater, Tyler)

## **CONSENT ITEM DISCUSSED SEPARATELY**

**RESOLUTION APPROVING A LICENSE AGREEMENT  
BETWEEN THE CITY OF PASADENA AND ARROYO-  
CORDOVA LTD, FOR THE INSTALLATION OF TIE-BACKS  
UNDER THE PUBLIC RIGHT-OF-WAY FOR  
SUBTERRANEAN PARKING ALONG ARROYO PARKWAY  
AND CORDOVA STREET AT 240 SOUTH ARROYO  
PARKWAY**

**Recommendation of City Manager:**

- (1) Adopt a resolution approving a license agreement with Arroyo-Cordova LTD, for property located at 240 South Arroyo Parkway, with terms and conditions as set forth in the background section of the agenda report; and
- (2) Authorize the City Manager to execute and the City Clerk to attest said license agreement on behalf of the City of Pasadena.

Richard Bruckner, Director of Planning and Development Department, responded to Councilmember Little's questions regarding design review for the project.

Dan Rix, City Engineer, responded to Councilmember Little's questions regarding lane closures during project construction.

Councilmember Little asked that this item be held until he has the opportunity to see the design for the project, and suggested that traffic lane closures during the construction of the project be limited to the hours between 10:00 a.m. and 4:00 p.m. in order to limit the impact of these closures on traffic in this area. He also asked staff to investigate the current lane closure for a project on the corner of Sierra Madre Villa and Sierra Madre Boulevards.

On order of the Mayor, the above item was held to the meeting of February 5, 2007, to allow staff time to provide Councilmember Little with a copy of the design agenda reports that had been previously distributed.

**RECOMMENDATIONS FROM  
OFFICERS AND  
DEPARTMENTS**

**AMEND THE CAPITAL IMPROVEMENT PROGRAM TO  
DEFINE A TRAIN ARRIVAL INFORMATION SYSTEM AS A  
NOISE REDUCTION PROJECT FOR THE PASADENA GOLD  
LINE STATIONS**

**Recommendation of City Manager:** It is recommended that the City Council amend the Capital Improvement Program (CIP) to include a train arrival information system as a noise reduction project for the Pasadena Gold Line stations (Attachment B of the agenda report).

The City Manager introduced the agenda item; and discussed the rationale and funding for the noise mitigation project, use of Gold Line funds for traffic mitigation projects, and ongoing problems with the construction and operation of the Gold Line system.

Dan Rix, City Engineer, reviewed the agenda report and responded to questions.

Martin Pastucha, Director of Public Works Department, responded to questions regarding the noise reduction project and the use of funds that are designated for projects related to Gold Line mitigation issues.

Discussion followed on use and prioritization of Gold Line funds for various mitigation projects, possible use of Capital Improvement Program (CIP) funds for traffic mitigation related to the Gold Line, amenities for the platform areas that would make these areas more pleasant for commuters, and possible Los Angeles County Metropolitan Transportation Authority (MTA) funding for Gold Line mitigation projects.

Vice Mayor Madison suggested staff be directed to consider applying surplus funds intended for the Gold Line to traffic mitigation projects.

The City Attorney affirmed that staff could be directed to consider the use of surplus funds for traffic projects.

Councilmember Gordo asked to see the designs for the proposed improvements for the Lake Avenue Station when they are available.

Councilmember Little stated his opinion that funding for proposed traffic mitigation measures should involve solutions to long-term issues/problems rather than addressing issues that may be related to construction projects, and asked staff to provide a list of unfunded projects that could be considered for Gold Line funding.

The Mayor commented on the MTA's obligation to provide funding to solve the operational problems of the Gold Line system along the north/south corridor.

It was moved by Councilmember Holden, seconded by Vice Mayor Madison, to approve the City Manager's recommendation, as amended to direct that any surplus funds be explored/considered for traffic management intended for the Gold Line. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Streater, Tyler)

## **INFORMATION ITEM**

### **PRESENTATION BY THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT REGARDING THE DRAFT 2007 AIR QUALITY MANAGEMENT PLAN**

Rainbow Yeung, South Coast Air Quality Management District (SCAQMD) Senior Public Affairs Specialist, provided a PowerPoint presentation with information on the Draft 2007 Air Quality Management Plan (AQMP) and the focus on proposed measures to address air quality problems related to meeting both PM2.5 and 8-hour ozone standards; distributed a packet of information on the Draft 2007 AQMP; and responded to questions. Ms. Yeung highlighted steps that could be taken by the City to address air quality issues (e.g., fleet modernization, use of alternative fuel, and application of an air quality element into land use planning).

The Mayor noted that staff would formulate an appropriate statement to express the City's support of the 2007 AQMP and transmit this statement accordingly. On order of the Mayor, the information was received and filed.

## **RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

### **EXPANSION OF THE CONDITIONALLY DESIGNATED ENTERPRISE ZONE AND AN AMENDMENT AND EXTENSION OF ORDINANCES 6588 AND 6883 (LOCAL DEVELOPMENT INCENTIVES IN THE ENTERPRISE ZONE) TO EXTEND THE ORDINANCES AND UPDATE THE ZONE**

## **BOUNDARIES**

### **Recommendation of City Manager:**

- (1) Acknowledge the Addendum to the Initial Study in Attachment No. 1 of the agenda report and adopt the Negative Declaration;
- (2) Approve the recommended commercial/manufacturing areas, as depicted in Attachment No. 2 of the agenda report for expansion of the enterprise zone;
- (3) Authorize staff to prepare all documents required for submittal to the State of California for consideration of expansion of the Pasadena Enterprise Zone;
- (4) Adopt a resolution evidencing the intention of the City Council to expand the current boundaries of the Pasadena Enterprise Zone by 20% (3.708 square miles); and
- (5) Direct the City Attorney to draft an ordinance within 90 days to amend and extend Ordinance Nos. 6588 and 6883 (uncodified) to update the enterprise zone boundaries, fee language and extend the expiration date of the ordinances to coincide with the expiration of the new designated and expanded zone. (Resolution No. 8700)

The City Manager introduced the agenda item.

Lola Osborne, Northwest Programs Manager, reviewed the agenda report, distributed a revised map of the proposed Enterprise Zone expansion area, and responded to questions.

Councilmember Gordo questioned if he might have a possible conflict of interest on this matter due to the proximity of his residence to the Enterprise Zone area.

The City Attorney stated that since the proposed action involves only expanded areas, none of which are within 500 feet of Councilmember Gordo's property interest, there does not appear to be a potential conflict of interest with respect to Councilmember Gordo. The City Attorney further stated that there is a strip of the proposed expansion in close proximity to Councilmember Little's property; however, it only includes the street area where there is no possibility of a conflicting interest. In response to questions posed, the City Attorney indicated that there does not appear to be a conflict of interest with respect to Councilmembers Gordo, Little, or other Councilmembers present regarding the proposed action.

It was moved by Councilmember Little, seconded by Councilmember Holden, to approve the City Manager's recommendation, incorporating the revised map distributed by staff and including two additional parcels located at 1040 North Lincoln Avenue and 236 West Mountain Street. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Streater, Tyler)

**CONSIDERATION OF A CALL FOR REVIEW TO THE BOARD OF ZONING APPEALS REGARDING AFFORDABLE HOUSING CONCESSION PERMIT NO. 11586 FOR THE CONSTRUCTION OF A FIVE STORY, 38,500 SQUARE FOOT, MIXED-USE BUILDING AT 496 SOUTH ARROYO PARKWAY (Councilmember Tyler)**

The Mayor noted that Councilmember Tyler had previously asked questions that focused on the legal interpretation of new State law relating to density bonuses for affordable housing units and the impact of this legal interpretation on future City projects.

The Mayor indicated that he had conferred with the City Manager and City Attorney at Councilmember Tyler's request. Speaking on behalf of Councilmember Tyler, the Mayor announced that the consideration for a call for review would be withdrawn as would have occurred if Councilmember Tyler was present.

On order of the Mayor, the matter was removed from the agenda and the Board of Zoning Appeals decision was allowed to stand.

Vice Mayor Madison asked for a briefing on the legal interpretation of the new State law.

The City Manager indicated staff and the Legislative Policy Committee were pursuing additional clarification from State legislative representatives on the density bonus issues, and responded to questions.

Richard Bruckner, Director of Planning and Development Department, noted that the City's Zoning Code had been revised to include the legal requirements under the State law, and responded to questions regarding the implementation and intent of the State legislation.

Councilmember Holden suggested the Legislative Policy Committee confer with our State legislative representatives regarding possible modifications to the law.

**ADOPTION OF THE MAP COMMUNITY HEALTH ACTION PLAN**

**Recommendation of City Manager:** It is recommended that the City Council take the following actions:

- (1) Approve the draft MAP Community Health Action Plan (Attachment A of the agenda report).
- (2) Approve the implementation of the initial year of the MAP Community Health Action Plan, and direct staff to investigate potential financing to implement strategies and support the next four years of implementation, evaluation, planning and assessment.

The City Manager introduced the agenda item, briefly discussed the Public Health Department's role in implementing the MAP Plan, and responded to questions.

Wilma Allen, Director of Public Health Department, provided an overview of the development of the MAP Community Health Action Plan; discussed inclusivity, comprehensiveness, accountability for action, and involvement of all segments of the community in the strategic planning process, thanked those who had contributed to the Plan, and responded to questions.

Heather Onuma, Program Coordinator, summarized four components of the MAP Plan (action plans for: Access to Services; Community Wellness and Healthy Lifestyles; Public Health and Healthcare Workforce Development; and Community, Family and Youth Engagement).

The following persons spoke in support of implementation of the MAP Plan:

Kathleen Shannon, Patron Saints Foundation Executive Director and MAP Steering Committee member

Mary Donnelly-Crocker, Young & Healthy Executive Director and Access to Services Workgroup Co-Chair

Margie Martinez, Community Health Alliance of Pasadena Chief Executive Officer and Access to Services Workgroup member

Rick Kiel, Kaiser Permanente Manager and Community Wellness and Healthy Lifestyles Workgroup Co-Chair

Dr. Susan Clifford, Pasadena City College Dean of Health Sciences and Public Health and Healthcare Workforce Development Workgroup Co-Chair

Karen Aydelott, Pasadena YMCA Executive Director and Community, Family and Youth Engagement Workgroup Co-Chair

Dr. Takashi Wada, Health Officer, responded to questions regarding the health statistics contained in the report.

Discussion followed on the status of the health of City residents, the capacity of clinics and urgent care services facilities, funding issues for implementing and sustaining the Plan, and universal accessibility to health care.

Councilmember Holden stressed the need to engage stakeholders from outside the City who will be covered by the services provided in the Plan as partners in the sustained funding needed to implement and maintain the Plan.

The Mayor asked staff to return within the next year with an update on the Plan and any issues that might arise in regards to funding.

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

The Mayor expressed Council's gratitude to Wilma Allen, staff, and all those who had participated in the MAP Plan process.

**APPOINTMENT OF ROGER GRAY TO THE ENVIRONMENTAL ADVISORY COMMISSION** (District 4 Nomination)

**APPOINTMENT OF VICTOR HARRIS TO THE ENVIRONMENTAL ADVISORY COMMISSION** (District 2 Nomination)

**APPOINTMENT OF MARK BAUM TO THE ENVIRONMENTAL ADVISORY COMMISSION** (District 7 Nomination)

**APPOINTMENT OF CLAY ANDREWS TO THE PASADENA CENTER OPERATING COMPANY** (Hotel Nomination)

**RESIGNATION OF SCOTT PURSELL FROM THE FIRE & POLICE RETIREMENT SYSTEM BOARD** (Fire Department Appointment)

It was moved by Councilmember Gordo, seconded by Vice Mayor Madison, to approve the above appointments and accept the above resignation with regrets. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Streater, Tyler)

**ORDINANCE – FIRST READING**

**Conduct first reading of “AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA GRANTING NON-EXCLUSIVE FRANCHISES FOR SOLID WASTE COLLECTION TO 12 APPLICANTS”**

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

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

NOES: None

ABSENT: Councilmember Haderlein, Streater, Tyler

**ORDINANCES – ADOPTED**

**Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 2, CHAPTER 2.370 TO ADD A NEW SECTION 2.370.035 TO THE PASADENA MUNICIPAL CODE TO DESIGNATE ALTERNATE MEMBERS OF THE DISASTER EMERGENCY SERVICES COUNCIL”** (Introduced by Councilmember Little) (Ordinance No. 7085)



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

**Adopt "AN ORDINANCE OF THE CITY OF PASADENA  
AMENDING TITLE 4 OF THE PASADENA MUNICIPAL  
CODE TO UPDATE THE LIST OF PARKS AND OPEN  
SPACE AREAS ON WHICH RESIDENTIAL IMPACT FEES  
MAY BE EXPENDED"** (Introduced by Councilmember  
Haderlein) ((Ordinance No. 7086))

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

#### **INFORMATION ITEM**

**PREDEVELOPMENT PLAN REVIEW FOR A MASTER  
DEVELOPMENT PLAN FOR WESTRIDGE SCHOOL FOR  
GIRLS AT 324 MADELINE DRIVE**  
**Recommendation of City Manager:** This report is for  
information only.

The City Manager introduced the agenda item.

Laura Dahl, Senior Planner, reviewed the agenda report.

Brian Williams, Westridge School representative, spoke in  
support of the Master Development Plan.

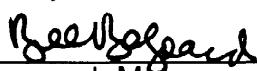
On order of the Mayor, the report was received and filed.

#### **COUNCIL COMMENTS**

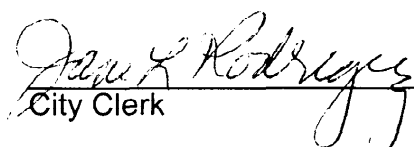
Councilmember Gordo commended the Fire Department on its  
recent Fire Academy graduation and cooperative training  
efforts with the cities of Burbank and Glendale.

#### **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