

CITY OF PASADENA
City Council Minutes
December 3, 2007 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 5:32 p.m.
(Absent: Councilmembers Holden, Robinson, Tyler)

The Mayor announced that a matter involving the need to take immediate action regarding consideration of initiation of litigation had been brought to the City's attention after the posting of the agenda.

**MOTION TO ADD CLOSED
SESSION ITEM TO THE
AGENDA (see closed session
below)**

It was moved by Vice Mayor Haderlein, seconded by Councilmember Madison, to approve a finding and determination that there is a need to take immediate action regarding consideration of initiation of litigation and the need to take such action came to the City's attention after the agenda was posted and that an item should be added to the closed session agenda. (Motion unanimously carried) (Absent: Councilmembers Holden, Robinson, Tyler)

On order of the Mayor, the regular meeting recessed at 5:40 p.m., to discuss the following closed sessions.

Councilmembers Holden,
Robinson, and Tyler arrived
at 5:40 p.m.

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL to
discuss consideration of initiation of litigation pursuant to
Government Code Section 54956.9(c): One potential case**

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

**CITY COUNCIL CONFERENCE REGARDING PUBLIC
EMPLOYMENT pursuant to Government Code Section
54957 and with Labor Negotiators pursuant to Government
Code Section 54957.6**

**City Representative: Bill Bogaard
Employee Title: City Manager**

The above closed session item was not discussed.

On order of the Mayor, the regular meeting reconvened at 6:41 p.m. The Pledge of Allegiance was led by Assistant City Manager Julie Gutierrez.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Steve Haderlein
Councilmember Victor Gordo
Councilmember Chris Holden
Councilmember Steve Madison
Councilmember Margaret McAustin
Councilmember Jacque Robinson
Councilmember Sidney F. Tyler

Staff:

City Manager Cynthia Kurtz
City Attorney Michele Beal Bagneris
Senior Assistant City Clerk Mark Jomsky

CEREMONIAL MATTERS

Simone Arden, Pasadena District Manager of the Automobile Club of Southern California, presented the Auto Club's California Business for Education Excellence Foundation STAR Award (for academic achievement) to Willard Elementary School. The Award was received by Principal Kathy Onoye, who recognized the School's hardworking teachers and students.

Brittany Joseph, Bright Futures Scholars Program participant, introduced Dr. Sandra Thomas, representing the Bright Futures Scholars Support Program.

Dr. Thomas described the Bright Futures Scholars Support Program through the Quality of Life Center, Inc. [a mentoring and leadership program targeting low-income, high achieving (3.0 GPA) middle and high school students in the Pasadena Unified School District]; acknowledged the representative delegation of Program participants who were present; and thanked the Program's mentors for their support. Dr. Thomas asked the City to issue a proclamation declaring February as Scholars Month.

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

Jarvis Emerson, representing State Assemblymember Anthony Portantino, invited the Council and public to attend two events: an HIV/AIDS Summit at the City of Hope to be held on December 5, 2007 and a holiday open house to be held at the District Office on December 19, 2007.

Elizabeth Wiley, Pasadena resident, asked Council for additional funding for programs targeting at-risk youth and violence prevention.

Councilmember Holden was excused at 6:53 p.m.

Councilmember Robinson reminded the public that the Youth Development and Violence Prevention Committee meets every first and third Thursday of the month and provides another forum for public comment on issues involving youth and violence prevention.

DWayne Gant, Corona resident/architect, expressed concerns regarding problems he is having with the building official/department regarding delays in the planning/permit process for a client's project (Licher) on a hillside at 930 Seco Street.

The Mayor indicated staff would contact Mr. Gant regarding this matter.

Theresa Marie Moreau, LaCrescenta resident, expressed concerns regarding alleged human rights violations against priests by China.

Marilyn Buchanan, Old Pasadena Parking Meter Zone Advisory Commissioner speaking as an individual, expressed concerns that a traffic reduction strategy report has been produced by the City without input from the Commission regarding parking meter charges and without inclusion of information on possible financial consequences that might result from implementation of the proposed changes.

Ann Lau, Visual Artists Guild representative, commented on a billboard protesting the China float in the 2008 Tournament of Roses Parade currently displayed on Arroyo Parkway, asked for the status of a letter that was to be sent to the City's Sister Cities regarding the City's endorsement of the United Nations (U.N.) Universal Declaration of Human Rights and questions raised about alleged violations of human rights in China, invited the Council and public to A Human Rights Exhibition to be held on December 8, 2007 at the Jackie Robinson Community Center, and distributed invitations to the Exhibition.

The Mayor indicated that letters had been mailed during the past week pursuant to the action taken by the City Council at the meeting of October 29, 2007 and as stated in the meeting minutes, that a copy of the letter would be provided to Ms. Lau, and that Ms. Lau would be informed of any activity that the City might hold regarding the celebration of the anniversary of the adoption of the U.N. Universal Declaration of Human Rights on December 10th.

Leslie Levy, West Coast Association of Chinese Political Refugees representative, read and distributed a copy of a poem she had written titled "If The Goddess of Democracy Stood in San Francisco Bay".

CONSENT CALENDAR

SEWER RELINING ON GREEN STREET AND OTHER LOCATIONS FOR AN AMOUNT NOT TO EXCEED \$465,000

Recommendation of City Manager:

(1) Accept the bid dated November 14, 2007, submitted by RePipe – California, Inc., for the 2007 Sewer Relining on Green Street and Other Locations;

- (2) Reject all other bids received;
- (3) Authorize the City Manager to enter into such contract for a "not to exceed" amount of \$465,000; and
- (4) Acknowledge the project to be categorically exempt under Section 21084 of the California Environmental Quality Act (CEQA) of 1984 in accordance with Article 19, Section 15301 (Class 1), subsection (b) of the Resources Agency of California Guidelines (minor alteration of existing public facilities involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination) 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. 19,490)

AUTHORIZATION TO ENTER INTO CONTRACTS FOR GENERAL REAL ESTATE CONSULTING SERVICES

Recommendation of City Manager: Authorize the City Manager to enter into contracts with: (1) Shoher Consulting, Inc., (2) Overland Pacific & Cutler, Inc., and (3) EPIC Land Solutions, Inc., in the amount of \$125,000 per contract, or \$375,000 total, for general real estate consulting services for a two-year period. (Contract Nos. 19,491 – 19,493)

RESOLUTION AMENDING THE SALARY RESOLUTION ESTABLISHING SALARY CONTROL RATES FOR UNREPRESENTED EXECUTIVE MANAGEMENT CLASSIFICATIONS

Recommendation of City Manager: It is recommended that the City Council adopt a resolution amending the Salary Resolution to adjust control rates for the Chief Prosecutor effective April 2, 2007, and for various other Unrepresented Executive Management classifications effective October 1, 2007. (Resolution No. 8804)

AUTHORIZATION TO ENTER INTO A CONTRACT WITH JONES AND STOKES TO PROVIDE PROFESSIONAL CONSULTING SERVICES IN THE PREPARATION OF AN ENVIRONMENTAL IMPACT REPORT FOR CONDITIONAL USE PERMIT NO. 4757 (2801 EAST COLORADO BOULEVARD)

Recommendation of City Manager: Authorize the City Manager to execute a contract with Jones and Stokes for an amount not to exceed \$100,000 in the preparation of an Environmental Impact Report for Conditional Use Permit No. 4757. Competitive bidding is not required pursuant to City Charter Section 1002(F) for contracts for professional or unique services. (Contract No. 19,494)

MINUTES APPROVED

November 12, 2007
November 13, 2007 (Special Joint Meeting)

CLAIMS RECEIVED AND
FILED

Claim No. 10,489	Sheri Madison-Johnson	\$ 1,126.36
Claim No. 10,490	Luis Mancilla	5,595.08
Claim No. 10,491	Mercury Insurance Group as subrogee for Consuelo Derosales	554.73
Claim No. 10,492	Erwin Reich	2,105.98
Claim No. 10,493	Todd Vidrios	2,589.44
Claim No. 10,494	Harold Jordan	Not Stated

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

OLD BUSINESS

ADOPT A RESOLUTION IN SUPPORT OF ISSUING A POSTAL STAMP IN HONOR OF THE ACHIEVEMENTS AND LEGACY OF THE LATE TOM BRADLEY, FORMER MAYOR OF LOS ANGELES (Councilmember Gordo) (Resolution No. 8805)

Councilmember Gordo commented on a letter received from the League of California Cities in support of asking the U.S. Postal Service to issue a postal stamp in honor of the late Tom Bradley, former Mayor of Los Angeles; and suggested the City support this effort.

It was moved by Councilmember Gordo, seconded by Councilmember Madison, to adopt a resolution in support of issuing a commemorative postal stamp in honor of the late Tom Bradley, former Mayor of Los Angeles. (Motion unanimously carried) (Absent: Councilmember Holden)

AMENDMENT TO FISCAL YEAR 2008 OPERATING BUDGET – APPROPRIATION OF \$220,000 TO PROVIDE FOR ADDITIONAL ARCHITECTURAL AND FINANCE RELATED WORK FOR THE ROSE BOWL STRATEGIC PLAN

Recommendation of Rose Bowl Operating Company:
Approve a journal voucher appropriating \$220,000 from the Rose Bowl Fund undesignated retained earnings to the Fiscal Year 2008 Operating Budget to fund additional architectural and finance related work for the Rose Bowl Strategic Plan.

Councilmember Tyler, Chair of the Finance Committee, introduced the agenda item.

Bill Thomson, Rose Bowl Operating Company (RBOC) President, summarized the agenda report and responded to questions.

Darryl Dunn, General Manager of the Rose Bowl, responded to questions regarding the Environmental Impact Report (EIR) and development of the financial plan.

The City Manager responded to questions regarding the EIR process.

Councilmember McAustin expressed concerns about moving forward with approving additional funding for marketing activities to solicit donations from private parties prior to finalizing the Rose Bowl Master Plan.

Discussion followed on the need to fill the funding gap for proposed Rose Bowl improvements, development of a philanthropic campaign for funding Rose Bowl improvements, timing for completion of the EIR, development of a financial plan, and implementation of a fundraising campaign.

It was moved by Councilmember Gordo, seconded by Vice Mayor Haderlein, to approve the Rose Bowl Operating Company's recommendation. (Motion unanimously carried) (Absent: Councilmember Holden)

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

**PUBLIC SAFETY
COMMITTEE**

PREPARATION OF AN ORDINANCE OF THE CITY OF PASADENA ADOPTING THE CALIFORNIA CODE OF REGULATIONS TITLE 24 INCORPORATING THE 2007 CALIFORNIA BUILDING CODE CHAPTERS 1-35 AND APPENDIX CHAPTERS 1, C, I, J; THE 2007 CALIFORNIA ELECTRICAL CODE; THE 2007 CALIFORNIA MECHANICAL CODE; THE 2007 CALIFORNIA PLUMBING CODE; AND THE 2007 CALIFORNIA FIRE CODE, ALL AS PUBLISHED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION

Recommendation of City Manager: It is recommended that the City Council direct the City Attorney to prepare an ordinance adopting Title 24 of the 2007 California Code of Regulations with modifications and changes reflecting local conditions within the City of Pasadena.

Vice Mayor Haderlein, Chair of the Public Safety Committee, reviewed the agenda report.

Councilmember Holden returned at 7:42 p.m.

Fire Chief Dennis Downs and Mark Fasick, Fire Marshall, responded to questions regarding the fire sprinkler coverage exceptions.

Richard Bruckner, Director of Planning and Development Department, responded to questions regarding the timing for proposed changes to the Green Building Practices Ordinance to be presented to Council.

It was moved by Vice Mayor Haderlein, seconded by Councilmember McAustin, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: None)

**RECOMMENDATIONS FROM
OFFICERS AND
DEPARTMENTS**

**DISCUSSION OF POSSIBILITY OF USING AIR SPACE
OVER A PORTION OF THE EXISTING 210 FREEWAY AS A
PARK** (Councilmember McAustin)

Councilmember McAustin suggested the above item be held because of possible time constraints that would not allow for a full discussion of the matter at this meeting.

Vice Mayor Haderlein indicated that he would be absent from the meeting of December 3rd, and asked that the item be held to the meeting of December 17th so that he could participate in the discussion.

By consensus and on order of the Mayor, the item was held to the meeting of December 17, 2007.

PUBLIC HEARINGS

**PUBLIC HEARING: DESIGNATION OF 3060 SAN PASQUAL
STREET AS A LANDMARK**

Recommendation of City Manager:

(1) Acknowledge that the designation of a historic resource is categorically exempt from the California Environmental Quality Act (CEQA) under Class 8, Actions by Regulatory Agencies for Protection of the Environment (CEQA Guidelines, Article 19, Section 15308);

(2) As recommended by the Historic Preservation Commission, find that the property at 3060 San Pasqual Street is significant under Criterion C for designation as a landmark (Pasadena Municipal Code Section 17.62.040 C) because the house embodies the distinctive characteristics of Italian Renaissance Revival residential architecture and the water tankhouse is a rare surviving example of its property type;

(3) Approve the designation of the property at 3060 San Pasqual Street as a landmark;

(4) Adopt a resolution approving a Declaration of Landmark Designation for 3060 San Pasqual Street, Pasadena, California;

(5) Authorize the Mayor to execute a Declaration of Landmark Designation for 3060 San Pasqual Street, Pasadena, California; and

(6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 8806)

**Recommendation of the Historic Preservation
Commission:**

On October 15, 2007, at a noticed public hearing, the Historic Preservation Commission voted unanimously to recommend approval of the designation of 3060 San Pasqual Street as a landmark.

The Mayor opened the public hearing.

The Senior Assistant City Clerk reported 17 copies of the notice of public hearing were posted on November 15, 2007; 71 copies of the notice were mailed on November 15, 2007; and no correspondence was received.

Darrell Cozen, Senior Planner, summarized the agenda report.

No one appeared for public comment.

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

It was moved by Vice Mayor Haderlein, seconded by Councilmember Tyler, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: None)

PUBLIC HEARING: DESIGNATION OF 314 DEL REY AVENUE AS A LANDMARK

Recommendation of City Manager:

(1) Acknowledge that the designation of a historic resource is categorically exempt from the California Environmental Quality Act (CEQA) under Class 8, Actions by Regulatory Agencies for Protection of the Environment (CEQA Guidelines, Article 19, Section 15308);

(2) As recommended by the Historic Preservation Commission, find that the property at 314 Del Rey Avenue is significant under Criterion C for designation as a landmark (Pasadena Municipal Code Section 17.62.040 C) because the house embodies the distinctive characteristics of Arts and Crafts/California Bungalows in the "Boulder Bungalow" style of residential architecture;

(3) Approve the designation of the property at 314 Del Rey Avenue as a landmark;

(4) Adopt a resolution approving a Declaration of Landmark Designation for 314 Del Rey Avenue, Pasadena, California;

(5) Authorize the Mayor to execute a Declaration of Landmark Designation for 314 Del Rey Avenue, Pasadena, California; and

(6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 8807)

Recommendation of the Historic Preservation Commission: On October 15, 2007, at a noticed public hearing, the Historic Preservation Commission voted unanimously to recommend approval of the designation of 314 Del Rey Avenue as a landmark.

The Mayor opened the public hearing.

The Senior Assistant City Clerk reported 30 copies of the notice of public hearing were posted on November 15, 2007; 60 copies of the notice were mailed on November 15, 2007; and no correspondence was received.

Darrell Cozen, Senior Planner, summarized the agenda report.

The following person spoke in support of the landmark designation:

Nick Papaioanu, Pasadena resident (applicant)

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

It was moved by Vice Mayor Haderlein, seconded by Councilmember Madison, to approve the City Manager's recommendation. (Motion unanimously carried) (Absent: None)

Councilmember McAustin
recused herself at 7:56 p.m.,
due to a conflict of interest.

PUBLIC HEARING: ADOPTION OF A ZONE CHANGE TO DESIGNATE A LANDMARK DISTRICT OVERLAY FOR THE HISTORIC HIGHLANDS LANDMARK DISTRICT (LD-16)

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

(1) Find that the application for a zone change to establish a landmark district is categorically exempt from environmental review under the California Environmental Quality Act (CEQA), (Class 8, Actions by Regulatory Agencies for Protection of the Environment).

(2) Find that the proposed zone change is consistent with the General Plan and the purposes of the zoning ordinance.

(3) Acknowledge the decision of the Historic Preservation Commission on October 1, 2007 that the proposed Historic Highlands Landmark District (Attachment A of the Agenda Report) meets the criteria for designation as a landmark district, [Pasadena Municipal Code (PMC) Section 17.62.040 E].

(4) Acknowledge that the petition with signatures in support of the landmark overlay district petition exceeds the 51 percent requirement in PMC Section 17.62.070 D.

(5) Based on these findings, approve the landmark district and the zoning map overlay for the Historic Highlands Landmark District, LD-16.

(6) Direct the City Attorney to prepare an ordinance within 60 days amending the official zoning map of the City of Pasadena established by PMC Section 17.20.020 to designate the landmark district with the LD-16 overlay zone.

Recommendation of Historic Preservation Commission: At a public hearing on October 1, 2006, the Historic Preservation Commission determined that the proposed landmark district meets the criteria for designation in PMC Section 17.62.040 and unanimously recommended approval of the designation.

Recommendation of Planning Commission: Following a public hearing on October 24, 2007, the Planning Commission found that the proposed zone change to create a landmark district is consistent with the General Plan and the purposes of the zoning ordinance and voted unanimously to recommend that the City Council approve designation of the Historic Highlands Landmark District.

The Mayor opened the public hearing.

The Senior Assistant City Clerk reported 51 copies of the notice of public hearing were posted on November 15, 2007; 482 copies of the notice were mailed on November 15, 2007; and 1 letter in support and 38 letters in opposition were received.

Kevin Johnson, Planner, reviewed the agenda report and responded to questions.

Richard Bruckner, Director of Planning and Development Department, responded to questions regarding protections against the demolition of buildings in a landmark district vs. Zoning Code regulations, modification of buildings within the landmark district, the signature collection process, restrictions/regulations regarding granny flats in landmark districts, and the number of parcels in the proposed district.

The City Manager responded to questions regarding an update of the City's inventory of possible historic buildings.

The City Attorney affirmed that the City's environmental review process for a landmark district is appropriate in this matter.

The following persons spoke in opposition to the landmark overlay district:

Linda Holley, Pasadena resident

Christopher Sutton, Pasadena resident, submitted a letter with attachment dated December 3, 2007 stating objections.

The following persons spoke in support of the landmark district overlay:

Clint Palmer, Historic Highlands Neighborhood Association (HHNA) Vice President

Amy Richards, HHNA Board member, submitted a pamphlet titled "Historic Highlands – Should we become a Landmark District?".

Ginger Loesch, HHNA Board member, submitted a booklet titled "Pasadena Historic Highlands Home Tour".

Jama Meyer, HHNA Board member speaking as an individual

Gregory Harrison, HHNA President

Dennis Laurents, HHNA Secretary speaking as an individual

Debra Bergstrom, Pasadena resident

Marc Reusser, Pasadena resident

Dennis Murphy, Pasadena resident

Discussion followed regarding concerns about the need to protect against demolition of old buildings in a neighborhood (landmark vs. non-landmark), restrictions on granny flats in a landmark district, and the additional information that will be provided to property owners after the establishment of the landmark district.

Councilmember Gordo asked staff to provide information for funding an update of the building inventory for discussion as part of the budget process, and requested the prohibition of new granny flats in a landmark district be revisited as a housing policy issue for Council discussion at some time in the future.

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

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

Councilmember McAustin
returned at 8:51 p.m.

PUBLIC HEARING: AN EXTENSION OF THE INTERIM URGENCY ORDINANCE OF THE CITY OF PASADENA TEMPORARILY PROHIBITING THE CONVERSION OF RENTAL APARTMENT UNITS TO FOR-SALE CONDOMINIUM UNITS

ORDINANCE – ADOPTED

Adopt “AN EXTENSION OF THE INTERIM URGENCY ORDINANCE OF THE CITY OF PASADENA TEMPORARILY PROHIBITING THE CONVERSION OF RENTAL APARTMENT UNITS TO FOR-SALE CONDOMINIUM UNITS”
(Introduced by Councilmember Holden) (Ordinance No. 7121)

The above public hearing and ordinance were discussed concurrently.

The Mayor opened the public hearing.

The Senior Assistant City Clerk reported the notice of public hearing was published on November 21, 2007 in the Pasadena Star-News; and no correspondence was received.

The City Attorney reviewed the process for extending the Interim Urgency Ordinance.

Brad Fuller, Assistant City Attorney, clarified that affordable rental units are prohibited from being converted during the moratorium period, and noted that the moratorium extension is to bridge the time gap until the Condominium Conversion Task Force brings its recommendations to Council.

Diana Peterson-More, Condominium Conversion Task Force Chair, provided an update on the Task Force's discussions on the issues of defining affordability and the net loss of affordable units, indicated the Task Force plans to return to Council in January 2008 with a definition of affordability and to present its final recommendations in March/April 2008, and expressed the Task Force's support of the extension of the Interim Urgency Ordinance. Ms. Peterson-More responded to questions regarding issues related to the creation of affordable for-sale units, and asked Council to provide the Task Force with any questions that should be addressed by the Task Force's study of the issues.

Councilmember Gordo expressed concerns that the moratorium might discourage the conversion of rental units to affordable for-sale units; and asked staff to provide information on the sale price of condominium conversion units for older buildings during the past few years, when the Task Force's recommendations are presented.

Councilmember McAustin expressed concerns about losing the opportunity for entry-level buyers to become homeowners through purchasing condominium conversions.

Discussion followed on the issue of condominium conversions providing ownership opportunities for entry-level buyers, the opportunity to provide affordable housing through condominium conversions, and incentivizing the creation of affordable for-sale units.

It was moved by Vice Mayor Haderlein, seconded by Councilmember Tyler, to close the public hearing and adopt the above ordinance by the following vote:

AYES: Councilmembers Gordo, Holden, Madison, McAustin, Robinson, Tyler, Vice Mayor Haderlein, Mayor Bogaard

NOES: None

ABSENT: None

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

**APPOINTMENT OF COUNCILMEMBER McAUSTIN AS
PRIMARY DELEGATE TO THE SAN GABRIEL VALLEY
COUNCIL OF GOVERNMENTS GOVERNING BOARD AND
COUNCILMEMBER TYLER AS ALTERNATE**

**REAPPOINTMENT OF MAYOR ROB HAMMOND, CITY OF
MONROVIA, AS CITY OF PASADENA REPRESENTATIVE
TO THE METRO GOLD LINE FOOTHILL EXTENSION
CONSTRUCTION AUTHORITY**

**REQUEST TO ALLOW COMMISSIONER MARC BAUM
(WHO HAS MOVED OUT OF PASADENA) TO CONTINUE
TO SERVE ON THE ENVIRONMENTAL ADVISORY**

COMMISSION PURSUANT TO PASADENA MUNICIPAL CODE SECTION 2.45.020 UNTIL A REPLACEMENT IS APPOINTED (Councilmember Tyler)

RESIGNATION OF JACK DANGELO FROM THE OLD PASADENA PARKING METER ZONE ADVISORY COMMISSION (Mayor Nomination)

RESIGNATION OF LYNNE HESS FROM THE COMMUNITY DEVELOPMENT COMMITTEE (District 4 Nomination)

RESIGNATION OF HEATHER ELAYNE DAVIS FROM THE DESIGN COMMISSION (Arts and Culture Commission Nomination)

RESIGNATION OF CLAY ANDREWS FROM THE PASADENA CENTER OPERATING COMPANY BOARD (Hotel Nomination)

It was moved by Vice Mayor Haderlein, seconded by Councilmember Tyler, to approve the above appointment, reappointment, and continuation of service; and to accept the above resignations with regrets. (Motion unanimously carried) (Absent: None)

CONSIDERATION OF A CALL FOR REVIEW OF A HEARING OFFICER DECISION TO THE BOARD OF ZONING APPEALS REGARDING CONDITIONAL USE PERMIT NO. 4924 TO ALLOW THE SALE OF A FULL-LINE OF ALCOHOLIC BEVERAGES FOR ON-SITE CONSUMPTION IN CONJUNCTION WITH THE OPERATION OF AN EXISTING RESTAURANT, AN UPGRADE FROM THE SALE OF BEER AND WINE ONLY, AND TO INSTALL FOUR VIDEO GAMES ANCILLARY TO THE OPERATION OF THE RESTAURANT AT 96-98 EAST COLORADO BOULEVARD (HOOTERS) (Councilmember Madison)

Councilmember Madison explained his concerns regarding the change from beer and wine sales to sale of a full line of alcoholic beverages.

The following persons spoke in support of the call for review:

Wesley Reutimann, Day One representative
James Plotkin, Pasadena commercial property owner
Dan Mellinkoff, Pasadena commercial property owner

The following persons spoke in opposition to the call for review:

Burke Farrar, Odyssey Development Services, representing the applicant (Hooters)
A.J. Pappas, Hooters Corporate License Director (applicant)

It was moved by Councilmember Madison, seconded by Councilmember Gordo, to call this matter for review to the Board of Zoning Appeals. (Motion unanimously carried) (Absent: None)

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 7:24 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 7:25 p.m. (Absent: None)

CITY COUNCIL WORKSHOP
DISCUSSION ON
AFFORDABLE HOUSING

**DISCUSSION ON AFFORDABLE HOUSING AND
IMPLEMENTATION OF THE HOUSING AGENDA FOR
ACTION**

The City Manager introduced the agenda item, commented briefly on affordable housing needs and goals to be met, noted that current resources could not meet identified affordable housing needs, and responded to questions.

Brian Williams, Assistant City Manager, summarized the agenda report (current status of affordable housing efforts, highlights of the Housing Agenda for Action, and definition of workforce housing); discussed staff's struggle with addressing the need to create/provide affordable rental and ownership unit opportunities, while serving the various demographic groups of those seeking affordable housing; and responded to questions regarding the affordable units at the Green Hotel apartments.

Sylvia Ruiz, Interim Housing Manager, provided statistical information on the City's affordable housing stock; reviewed and distributed a handout titled "Affordable Housing Production Need Analysis"; discussed setting affordable housing goals; and responded to questions.

Myrtle Dunson, Housing Assistance Officer, discussed the Section 8 Housing program and plans to conduct an open enrollment for the program, and responded to questions regarding the program.

Jim Wong, Project Manager, responded to questions regarding the components of the Housing Opportunities Fund (HOF).

Discussion followed on ways to increase the amounts of Section 8 vouchers and units for the City, use of project-based Section 8 vouchers, possible incentives for Section 8 housing providers, regional distribution of Section 8 vouchers and transferability, creating joint ventures with other communities and/or nonprofits to create affordable housing, possible impacts of foreclosures on the affordable housing market, issues

issues related to addressing the need for both rental and ownership units, problems with determining how limited resources will be allocated, the issues of density and second units as they relate to development and affordable housing, and ways to involve the public in the goal-setting and implementation process.

The following persons spoke in support of the City's commitment to move forward with meeting the City's affordable housing needs and/or expressed concerns regarding various affordable housing issues:

Marvin Schachter, AARP and Pasadena Senior Advocacy Council representative

Michelle White, Affordable Housing Services representative

Tim Peters, Door of Hope Executive Director speaking as an individual

Ashley Phillips, Pasadena resident

Irma Strantz, League of Women Voters-Pasadena Area representative

Jill Shook, Pasadena resident

Cranston Komuro, Pasadena Neighborhood Housing Services (PNHS) Executive Director

Councilmember Gordo suggested staff explore ways to augment the subsidy for providing Section 8 units, and ways to acquire additional vouchers and work with nonprofits and other communities to provide Section 8 housing.

Councilmember McAustin suggested staff explore providing incentives to increase the Section 8 inventory (e.g., reductions in certain fees or access to the MASH program); asked staff to provide information with a breakdown of the type of inclusionary units that have been produced for the various income categories, and suggested the production of affordable housing be discussed as a part of the meetings held on the revision of the General Plan.

Councilmember Tyler stated his position that Section 8 housing should be provided to Pasadena residents to the maximum extent that this can be done; and noted the importance of keeping Council informed of the status of the HOF, and of prioritizing the various affordable housing components to assist in determining where the greatest need exists and where funds should be spent.

Councilmember Madison suggested the City work with PNHS in providing technical assistance/advice to residents threatened by or in foreclosure.

Councilmember Holden commented on use of the Housing Agenda for Action as a blueprint for Council to take action on affordable housing initiatives; on the impacts of decisions related to future revisions of the General Plan (e.g., density and second units) on affordable housing; on the role of the Community Development Committee in addressing affordable housing issues; on Council's role in moving an action plan forward; and on the need for the City to play an active role in addressing possible loss of affordable housing units at Kings Village. He suggested a discussion of the Pasadena Affordable Housing Group's (PAHG) ideas on how the City can move forward with affordable housing issues as set out in the PAHG letter presented to Council be scheduled for some future date.

The Mayor noted that current land use provisions are less constrained for affordable units, with the production of affordable housing influenced more by market issues rather than land use constrictions.

In response to Councilmember Holden's suggestion, Councilmember Gordo (Chair of the Economic Development and Technology Committee) suggested that PAHG be asked to make a presentation to the Committee of its recommendations on affordable housing, which will allow for a public discussion of the PAHG recommendations, with the Committee to report back to Council.

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

Councilmember Holden acknowledged staff's work on the affordable housing issues. He recognized Assistant City Manager Brian Williams for his leadership during his tenure with the City and the attention that has been given to housing issues and the focus on affordable housing.

ORDINANCES – FIRST READING

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 (THE ZONING CODE) OF THE PASADENA MUNICIPAL CODE, AMENDING THE NORTH LAKE SPECIFIC PLAN OVERLAY DISTRICT”

The City Attorney noted that the ordinance would change the zoning designations in certain areas of the North Lake Specific Plan overlay district, and affirmed that legal nonconforming uses could continue as long as there was no change in use and no expansion.

The following persons spoke in opposition to and expressed concerns regarding specific parcels in the North Lake Specific Plan overlay district:

Garabed Melidonian, Pasadena commercial property owner

Dr. Mehran Daoudian, Pasadena commercial property owner
Norberto Cuellar, Pasadena commercial property owner

The following person spoke in support of the North Lake Specific Plan overlay district:

Joe Feinblatt, Pasadena resident

Councilmember McAustin indicated that Dr. Daoudian's building had been permitted under the current zoning designation, and construction and use of the building/business could continue; and stated her understanding that Mr. Melidonian and Mr. Cuellar could continue to operate their businesses as existing nonconforming uses as long as there was no change of use.

The Mayor outlined the process for adopting an ordinance, and indicated that the speakers could consult with staff regarding their concerns and questions prior to the second reading of the ordinance.

Councilmember McAustin offered to meet with staff and the property owners in the intervening time period prior to second reading of the ordinance.

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

AYES: Councilmembers Gordo, Madison, McAustin, Robinson, Tyler, Vice Mayor Haderlein, Mayor Bogaard

NOES: None

ABSTAIN: Councilmember Holden

ABSENT: None

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 (THE ZONING CODE) RELATED TO THE PERMITTING AND CONDITIONS FOR ANIMAL SHELTER USES IN CERTAIN AREAS OF THE CENTRAL DISTRICT"

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

AYES: Councilmembers Gordo, Holden, Madison, McAustin, Robinson, Tyler, Vice Mayor Haderlein, Mayor Bogaard

NOES: None

ABSENT: None

Conduct first reading of "AN ORDINANCE AMENDING CHAPTER 4.56 OF THE PASADENA MUNICIPAL CODE ("UTILITY USERS TAX") AND CONFIRMING THE LEGISLATIVE INTENT THAT THE TAX ON CHARGES FOR TELEPHONE COMMUNICATIONS NOT APPLY TO CHARGES FOR INTERNET ACCESS"

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

AYES: Councilmembers Gordo, Holden, Madison, McAustin, Robinson, Tyler, Vice Mayor Haderlein, Mayor Bogaard

NOES: None

ABSENT: None

ORDINANCE – ADOPTED

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE LIGHT AND POWER RATE ORDINANCE, CHAPTER 13.04 OF THE PASADENA MUNICIPAL CODE TO REVISE THE PUBLIC BENEFIT CHARGE" (Introduced by Councilmember Tyler) (Ordinance No. 7122)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Holden, Madison, McAustin, Robinson, Tyler, Vice Mayor Haderlein, Mayor Bogaard

NOES: None

ABSENT: None

COUNCIL COMMENTS

The Mayor, Vice Mayor Haderlein, and Councilmembers Gordo, Madison, and Robinson joined the Council in acknowledging Assistant City Manager Brian Williams for his contributions to the City during his tenure and congratulated him on his new position.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA (Continued)

Councilmember Madison was excused at 11:16 p.m.

Kevin Dunn, Pasadena Unified School District All Star Band representative, invited the community to a benefit concert in support of the All Star Band's upcoming trip to play in London, and distributed a flier for the benefit concert featuring Billy Childs and the Jazz Chamber Orchestra to be held on December 15, 2007 at Pasadena High School.

Reverend Paul Sawyer, Pasadena resident, commended Council for endorsing the U.N. Universal Declaration of Human Rights, commented on abuses of human rights in the United States, suggested a banner in opposition to all human rights abuses be carried in the Rose Parade and the City examine human rights violations in the community, and distributed a booklet titled "The Living Constitution with Highlights from the Supreme Law of the Land" for Council's review.

COUNCIL COMMENTS

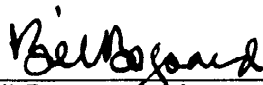
In response to Councilmember Tyler's question regarding the status of the City's response to a letter received from the U.S. Department of Housing and Urban Development (HUD) regarding the Desiderio project, the City Manager indicated that the City had received a 90-day extension (response to HUD due in early February 2008) to prepare a package of information from Habitat for Humanity and the City regarding the application and survey and that would respond to the issues raised by HUD about the adequacy of the City's actions in addressing homeless programs in Pasadena.

Councilmember Gordo was excused at 11:29 pm.

In response to Councilmember Robinson's question regarding the status of a prior request by Councilmember Holden to agendaize a Council review of the Northwest Plan, the City Manager indicated that information regarding the Plan had been included in her weekly letter to Council, that the Northwest Commission was currently reviewing the Plan, and that she would check the minutes to determine if additional action was needed.

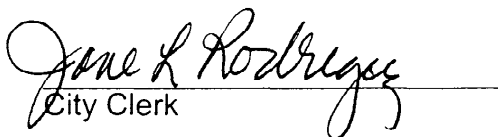
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 11:31 p.m., in memory of Shav Glick, native Pasadenan and veteran motor sports writer for the Los Angeles Times.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



Jane L. Rodriguez
City Clerk