

CITY OF PASADENA
City Council Minutes
February 8, 2010 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 6:33 p.m.
The Pledge of Allegiance was led by the Mayor.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Victor Gordo
Councilmember Steve Haderlein
Councilmember Chris Holden
Councilmember Steve Madison (Arrived at 6:44 p.m.)
Councilmember Margaret McAustin
Councilmember Jacque Robinson (Arrived at 6:36 p.m.)
Councilmember Terry Tornek

Staff:

City Manager Michael J. Beck
City Attorney Michele Beal Bagneris
Senior Assistant City Clerk Silvia Flores

CONSENT CALENDAR

**PURCHASE ORDER CONTRACT WITH ONE SOURCE
DISTRIBUTORS TO FURNISH AND DELIVER
MISCELLANEOUS ELECTRIC UTILITY MATERIALS**

Recommendation:

(1) Find that the contract is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines, Section 15061(b)(3); and
(2) Accept the bid dated January 12, 2010, submitted by One Source Distributors to furnish and deliver miscellaneous electric utility materials for Water and Power Department (Department); reject all other bids; and authorize the Purchasing Administrator to enter into a purchase order contract with One Source Distributors for an amount not to exceed \$3,600,000 for a period of four years, with two optional one-year extensions, each not to exceed \$900,000 per year, for a total maximum expenditure not to exceed \$5,400,000.

**APPLICATION FOR DESIGNATION OF THE CITY OF
PASADENA AS A PRESERVE AMERICA COMMUNITY**

Recommendation:

(1) Find that the application for designation as a Preserve America community is categorically exempt from the California Environmental Quality Act (CEQA) under Section 15061, general rule that CEQA only applies to projects which have the potential for causing a significant effect on the environment; and

(2) Adopt a resolution to submit an application to designate the City of Pasadena as a Preserve America community and to continue to preserve historic resources and promote heritage tourism. (Resolution No. 9005)

Item discussed separately at the request of Councilmember McAustin.

EXTENSION OF PASADENA JOB CENTER LEASE AT 500 NORTH LAKE AVENUE, CONTRACT NO. 17,188

MINUTES APPROVED

January 25, 2010

CLAIMS RECEIVED AND FILED

Claim No. 11,052	Rockwell Spence	\$ 15,000.00
Claim No. 11,055	Law Office of Brian J. Ferber, Inc. for Oregon Mutual	25,000.00+
Claim No. 11,056	Ralph A. Hubbard	Not stated
Claim No. 11,057	Randal Ruiz	Not stated
Claim No. 11,058	Aurelia Borunda	Not stated

PUBLIC HEARINGS SET

March 1, 2010, 7:30 p.m. – Adopt Zoning Code Amendments to Establish a Public Art Requirement in Northwest Pasadena and Revise the Related Private Development Public Art Program Guidelines

May 10, 2010, 7:30 p.m. – Approval of the Five-Year Consolidated Plan (2010-2015) and the Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD)

It was moved by Councilmember McAustin, seconded by Vice Mayor Gordo, to approve the Consent Calendar, with the exception of Item 3 (Pasadena Job Center Lease), which was discussed separately. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Madison, Robinson)

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Nancy Nelson, Pasadena resident, acknowledged the tax payers who fund the services provided to City residents, and submitted her written statement.

Councilmember Robinson arrived at 6:36 p.m.

The Mayor announced that public comment had been completed, and there would be no further public comment on matters not on the agenda.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

APPOINTMENT OF PATTY MEJIA TO THE NORTHWEST COMMISSION (District 7 Nomination)

APPOINTMENT OF JOHN R. BYRAM TO THE DESIGN COMMISSION (At Large/District 7 Nomination)

APPOINTMENT OF JONATHAN PAEK TO THE HUMAN RELATIONS COMMISSION (District 7 Nomination)

It was moved by Councilmember McAustin, seconded by Vice Mayor Gordo, to approve the above appointments. (Motion unanimously carried) (Absent: Councilmembers Haderlein, Madison)

**CONSENT ITEM DISCUSSED
SEPARATELY**

**EXTENSION OF PASADENA JOB CENTER LEASE AT
500 NORTH LAKE AVENUE, CONTRACT NO. 17,188**

Recommendation:

(1) Find that the leasing of the Pasadena Job Center located at 500 North Lake Avenue from TOVA, LLC (TOVA) is categorically exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines, Section 15301 (Existing Facilities); and

(2) Authorize the City Manager to execute a five-year lease incorporating the terms and conditions generally described in the agenda report with TOVA, for the City to continue leasing the building located at 500 North Lake Avenue for a day labor operations facility (Job Center), and any other documents necessary to carry out the lease. (Agreement No. 20,222)

Councilmember McAustin expressed concerns regarding extending the lease (whether this is the appropriate location, addresses the loitering issues in neighborhoods, and whether the increased lease amount provides an adequate public benefit for the costs incurred).

The City Manager commented on the benefit of the services provided by the Pasadena Job Center, and indicated that staff was continuing to work on issues related to the operations agreement for the Center.

Councilmember Madison
arrived at 6:44 p.m.

Steve Mermell, Assistant City Manager, indicated that usage information for the Center would be provided to Council in the City Manager's weekly newsletter.

Kelly Kitasato, Real Property Manager, reviewed alternative sites that had been explored for the job center as part of a Power Point presentation.

Councilmember Holden noted that an alternative site would not be approved without notification to the public and an opportunity for public comment on any proposed change in location.

Vice Mayor Gordo described the various services provided by the Pasadena Job Center, and noted that enforcement issues related to the loitering in neighborhoods needed to be addressed separately.

Following discussion, it was moved by Vice Mayor Gordo, seconded by Councilmember Robinson, to approve the staff recommendation. (Motion carried, with Councilmember McAustin objecting) (Absent: Councilmember Haderlein)

ORDINANCE – ADOPTED

Adopt “AN ORDINANCE OF THE CITY COUNCIL OF CITY OF PASADENA AMENDING PASADENA MUNICIPAL CODE TITLE 2, CHAPTER 2.40, CITY MANAGER’S DEPARTMENT; ADDING A NEW CHAPTER 2.290 TO CREATE THE DEPARTMENT OF INFORMATION TECHNOLOGY; AND AMENDING CHAPTER 2.267 TO RE-NAME THE DEPARTMENT OF INFORMATION SERVICES TO THE DEPARTMENT OF LIBRARIES AND INFORMATION SERVICES” (Introduced by Vice Mayor Gordo) (Ordinance No. 7182)

The above ordinance was adopted by the following vote:

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

NOES: None

ABSENT: Councilmember Haderlein

INFORMATION ITEM

Vice Mayor Gordo was excused at 6:58 p.m.

CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA): WORKSHOP FOR COUNCIL

Recommendation: No formal action is required by the City Council. The workshop is to provide a general overview of CEQA and Environmental Impact Reports (EIR), allowing for Council discussion and questions.

The Mayor introduced the agenda item.

Theresa Fuentes, Assistant City Attorney, reviewed the agenda report as part of a PowerPoint presentation, invited Council to attend two California Environmental Quality Act (CEQA) seminars that will be provided by the City Attorney’s Office in the summer of 2010, and responded to questions.

The City Manager discussed existing thresholds of significance, noted that staff was exploring how to separate the CEQA process from the Council’s approval/entitlement process when projects are presented to Council in the future, and responded to questions.

The City Attorney responded to questions regarding the relationship between the CEQA certification process and the project approval process.

Jennifer Paige-Saeki, Senior Planner, indicated that the public notice of a project contains a CEQA notification and that the public also has access to environmental notices that are posted on the Planning and Development Department’s web site.

Discussion followed on the process to determine if an Environmental Impact Report (EIR) is necessary; issues/scenarios involving thresholds of significance, setting a baseline, cumulative impacts, alternatives, land use issues,

findings, and statements of overriding consideration (SOC); differences between a plan EIR vs. project EIR; the need to provide a mechanism that clearly separates Council's CEQA certification action from the project approval action when a project is considered; use of mitigation measures to shape a project; the legal standard of CEQA review; and the roles of the City Attorney's staff and other departments' staff, consultants, and the public in the CEQA process.

Councilmembers stressed the need to more clearly define the two separate Council actions: (1) CEQA certification, and (2) project approval.

Richard McDonald, Planning Commission Chair speaking as an individual, made the following suggestions for Council consideration: direct the General Plan Update Advisory Committee (GPUAC) and staff to include the thresholds of significance, especially as it applies to traffic, in the Mobility Element update; make plan EIRs more specific in their analysis than they have been in the past; replace Supplement to Master Application Environmental Assessment form with Initial Study form (to be filled out and submitted by applicant); include Initial Study (as submitted by applicant and revised by City staff) as part of the Predevelopment Plan Review presentation to Council; and move to front-loading the environmental information into the project review/approval process.

Councilmember Holden suggested staff develop a case study of a project that has been built and would show how a project may evolve as part of the EIR process, and provide Council with information on the thresholds of significance that are being used by staff in the CEQA process.

Ms. Fuentes indicated that staff could prepare a case study to illustrate the development of a project under the CEQA process (e.g., basic project objectives, reduction of environmental effects, and alternatives).

Councilmember McAustin suggested staff explore an internet-based application that would provide a mechanism for the public to submit their comments on environmental impact issues of a project and the staff to respond to these public comments.

Councilmember Tornek stated his opinion that agenda reports need to include information that more fully sets out both sides of the issues raised about a proposed project when it is presented for approval by Council; and suggested staff explore a fuller presentation of alternatives for a project, which could provide a more complete analysis of the project and assist Council in its decision-making role.

The Mayor noted that it was at the City Manager's suggestion that informational workshops be held for Council, which had resulted in the scheduling of this CEQA workshop. The Mayor suggested that Council consider a future workshop on the land use entitlement process and how policies, practices, procedures, motions, and resolutions are brought to bear in shaping a project so that the Council can be assured that the project conforms to the intentions of the Council before it is presented for approval.

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

**RECOMMENDATIONS FROM
OFFICERS AND
DEPARTMENTS**

FY 2010 MID-YEAR BUDGET UPDATE

Recommendation: This report is for information only.

The City Manager introduced the agenda item, indicated that a copy of the PowerPoint presentation made to the Finance Committee would be distributed to Council, and responded to questions.

Andy Green, Director of Finance Department, reviewed the agenda report as part of a PowerPoint presentation and responded to questions.

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

COUNCIL COMMENTS

Councilmember Robinson invited the community to attend the Red, Black & Green Honors Luncheon to be held on February 13, 2010 and the 28th Annual Black History Parade and Festival to be held on February 20, 2010 (two celebrations of Black History Month).

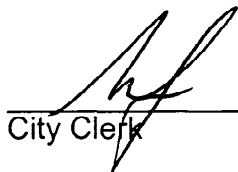
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 9:57 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:


City Clerk