

CITY OF PASADENA
City Council Minutes
May 24, 2010 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 6:00 p.m.
(Absent: Councilmembers Holden, Madison, Robinson)

On order of the Mayor, the regular meeting recessed at 6:00 p.m., to discuss the following closed sessions:

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

Property: 39 South El Molino Avenue, Pasadena

Agency Negotiators: Michael J. Beck, Steve Mermell

Negotiating Parties: Pasadena Playhouse State Theater of California, Inc.

Under Negotiation: Price and terms of payment

Councilmember Madison arrived at 6:21 p.m.

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION pursuant to Government Code Section 54956.9(a)

Name of Case: Pasadena Playhouse State Theater of California, Inc.

US Bankruptcy Court Case No.: 2:10-BK-28586 ER

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

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL REGARDING POTENTIAL LITIGATION – Significant exposure to litigation pursuant to Government Code Section 54956.9(b): One potential case

The above closed session item was not discussed.

On order of the Mayor, the regular meeting reconvened at 6:43 p.m. The Pledge of Allegiance was led by Dan Guerrero, UCLA Athletic Director.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Victor Gordo
Councilmember Steve Haderlein
Councilmember Chris Holden (Absent)
Councilmember Steve Madison
Councilmember Margaret McAustin
Councilmember Jacque Robinson (Absent)
Councilmember Terry Tornek

Staff:

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

CEREMONIAL MATTERS

Felipe Infante and Tamerlin Godley, Human Relations Commissioners, announced the following winners of the 17th Annual Human Relations Commission Essay Contest titled, "What Can I Do to Improve Human Relations in Pasadena?"; and presented certificates to the following students:

Veronica Ota, Marshall Fundamental Secondary School,
12th Grade, 1st Place Winner receiving \$1,000

Leah Tyus, Blair International Baccalaureate School, 11th
Grade, 2nd Place Winner receiving \$500

Tyrine Aman, Blair International Baccalaureate School,
12th Grade, 3rd Place Winner receiving \$250

Patricia Kavanagh, teacher at Marshall Fundamental
Secondary School, received a prize as the teacher with the
First Place Winner.

PRESENTATION BY HABIB BALIAN, CHIEF EXECUTIVE OFFICER OF THE METRO GOLD LINE FOOTHILL EXTENSION CONSTRUCTION AUTHORITY, ON THE PROGRESS AND UPCOMING SCHEDULE OF THE GOLD LINE FOOTHILL EXTENSION PROJECT

Habib Balian, Chief Executive Officer of the Metro Gold Line
Foothill Extension Construction Authority, provided an update
on the 3 phases of the extension project, proposed funding,
and an estimated completion schedule, as part of a PowerPoint
presentation; and responded to questions.

The Mayor provided an overview of Proposition 16 (New
Two-Thirds Requirement for Local Public Electricity Providers
Act), which will be on the June 8, 2010 state ballot, and noted
the City Council's position in opposing the proposition.

John Geesman, former California Energy Commissioner,
thanked the City Council for their leadership in opposing
Proposition 16, provided an update on Pacific Gas and
Electric's financial support of the pro-proposition campaign,
and expressed concerns regarding the proposition.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Nancy Nelson, Eco-Community Dialogues Group Organizer,
announced that the Dialogues speaker series was being
cancelled and the group was planning to reorganize to carry on
their efforts to find solutions for eco-friendly issues, and
submitted an announcement and information on the group's
intent to carry on their efforts.

**RECOMMENDATIONS FROM
OFFICERS AND
DEPARTMENTS**

**SCOPE OF DEVELOPMENT FOR THE ROSE BOWL
RENOVATION PROJECT**

Recommendation:

(1) Find that the activity described in the agenda report constitutes a less than substantial change in the project that was analyzed in the Final Supplemental Environmental Impact Report (SEIR) for the Rose Bowl Stadium Renovation Project that was certified by the Council on June 2, 2008, and this less than substantial change in the project does not require major revisions to the SEIR because it does not trigger any new significant effects or increase the severity of previously identified environmental effects, and additionally there are no changed circumstances or new information which would trigger further environmental review;

(2) Adopt a Resolution of the City Council of the City of Pasadena Adopting a Statement of Overriding Considerations and Mitigation Monitoring Reporting Program for the Rose Bowl Renovation Project;

(3) Direct staff to file a Notice of Determination within five days; and

(4) Approve the scope of development for the Rose Bowl Renovation Project. (Resolution No. 9030)

Recommendation of Rose Bowl Operating Company: On May 19, 2010, the Rose Bowl Operating Company (RBOC) Board of Directors reviewed the Rose Bowl renovation development envelope and recommended that the proposal be forwarded to City Council for approval.

The City Manager introduced the agenda item, clarified the decision to separate the financial aspects of the project from the above approval process, and responded to questions.

Erin Clark, Associate Planner, reviewed the agenda report as part of a PowerPoint presentation.

Chuck Izzo, D'Agostino, Izzo & Quirk Architects, Inc., reviewed the proposed renovation project components as part of a PowerPoint presentation.

Vice Mayor Gordo, member of the Rose Bowl Operating Company (RBOC) Board, reported on the Board's support for the proposed project.

Darryl Dunn, General Manager of the Rose Bowl, provided an overview of the project schedule and philanthropic funding effort, noted that the peer review results and updated revenue projections on the financials will be provided in June 2010, and responded to questions.

The following persons spoke in support of the proposed project:

Dan Guerrero, UCLA Athletic Director
Rich Chinen, Tournament of Roses and RBOC Board member
Paul Little, Chamber of Commerce President and Chief Executive Officer, submitted a letter of support.
Allen Shay, Pasadena resident

In response to Mr. Shay's question regarding the use of local vendors and hiring of local residents as the project moves forward, the Mayor informed Mr. Shay about the City's ongoing first source commitment on local construction projects.

The Mayor expressed Council's appreciation for the support provided by the Tournament of Roses and UCLA and for the efforts extended by Darryl Dunn, the RBOC, and City staff, as the renovation project has evolved.

It was moved by Councilmember Madison, seconded by Vice Mayor Gordo, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmembers Holden, Robinson)

CONSENT CALENDAR

AUTHORIZE PURCHASE ORDER CONTRACT WITH G&W ELECTRIC, INC., TO FURNISH AND DELIVER ELECTRIC MOTOR SWITCH CONTROLLERS FOR CHESTER SUBSTATION

Recommendation:

- (1) Find that the project is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15301(b), Existing Facilities;
- (2) Accept the bid dated April 5, 2010 from G&W Electric, Inc., in response to Specifications LD-10-5 to furnish and deliver electric motor switch controllers for Chester Substation; reject all other bids; and
- (3) Authorize the City Manager to enter into a purchase order contract with G&W Electric Inc., for an amount not to exceed \$200,000.

APPROVED MINUTES

April 30, 2010
May 10, 2010

CLAIMS RECEIVED AND FILED

Claim No.11,111	Geico as Subrogee for Lolita Alimurung	\$ 13,321.78
Claim No.11,112	Ronald Torres	25,000.00+
Claim No.11,113	Jose Cantillano	Not Stated
Claim No.11,114	Michael Buchanan	570.00
Claim No.11,115	Hovsep Yakoubian	25,000.00+
Claim No.11,116	Maral Yakoubian	25,000.00+
Claim No.11,117	Bedros Yakoubian	25,000.00+
Claim No.11,118	Garbis Bedros Yakoubian	25,000.00+

PUBLIC HEARING SET

June 14, 2010, 7:30 p.m. – Joint Public Hearing: Adopt a Resolution Approving the Pasadena Community Development Commission's Fiscal Year 2011 Annual Operating Budget and Fiscal Year 2011 Work Plan and Adopt a Resolution Determining that Payment by the Pasadena Community Development Commission for Public Improvements within Old Pasadena Is of Benefit to the Old Pasadena Project Area

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

PUBLIC HEARINGS

CONTINUED PUBLIC HEARING: CITY MANAGER'S RECOMMENDED FISCAL YEAR 2011 OPERATING BUDGET AND FISCAL YEAR 2011-2015 CAPITAL IMPROVEMENT PROGRAM

Recommendation: Receive public comment and continue the public hearing to each subsequent regular meeting of the City Council at 7:30 p.m. until June 21, 2010, 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 Fiscal Year 2011 Operating Budget and the Fiscal Year 2011-2015 Capital Improvement Program Budget.

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

The Senior Assistant City Clerk reported that no additional correspondence had been received.

Vice Mayor Gordo, member of the Finance Committee, reported that at the special joint meeting of the City Council and Finance Committee held on May 24, 2010 at 4:00 p.m., staff had reviewed the budgets for the following departments: Fire, Police, and Public Works.

Paul Little, Chamber of Commerce President and Chief Executive Officer, expressed concerns regarding use of possible increases in fees and costs to businesses as a means to balance the City's budget, urged the City to take steps to streamline processes, and submitted a letter stating these concerns and suggestions.

By consensus and on order of the Mayor, the public hearing was continued to June 7, 2010 at 7:30 p.m.

PUBLIC HEARING: STREET NAME CHANGE FROM TITLEY AVENUE TO KINNELOA AVENUE

Recommendation:

(1) Find that the proposed street name change from Titley

Avenue to Kinneloa Avenue is categorically exempt from the California Environmental Quality Act (CEQA), under Section 15061(b)(3), 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 changing the name of Titley Avenue between Foothill Boulevard and Walnut Street to Kinneloa Avenue. (Resolution No. 9031)

The Mayor opened the public hearing.

The Senior Assistant City Clerk reported the notice of public hearing was published on May 14 and 19, 2010 in the Pasadena Star-News; 16 copies of the notice were posted on May 13, 2010; and no correspondence was received.

Richard Yee, Principal Engineer, reviewed the agenda report as part of a PowerPoint presentation and responded to questions.

It was moved by Councilmember Haderlein, seconded by Vice Mayor Gordo, to close the public hearing. (Motion unanimously carried) (Absent: Councilmembers Holden, Robinson)

It was moved by Councilmember Haderlein, seconded by Vice Mayor Gordo, to approve the staff recommendation, with the ownership of the Titley Avenue street sign to be transferred to the Pasadena Museum of History. (Motion unanimously carried) (Absent: Councilmembers Holden, Robinson)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

**APPOINTMENT OF STEVE MADISON TO THE BURBANK-
GLENDALE-PASADENA AIRPORT JOINT POWERS
AUTHORITY EFFECTIVE JUNE 1, 2010** (City of Pasadena
Nomination)

**REAPPOINTMENT OF CHRIS HOLDEN TO THE BURBANK-
GLENDALE-PASADENA AIRPORT JOINT POWERS
AUTHORITY** (City of Pasadena Nomination)

**REAPPOINTMENT OF FRANCIS D. LOGAN TO THE
BURBANK-GLENDALE-PASADENA AIRPORT JOINT
POWERS AUTHORITY** (City of Pasadena Nomination)

**APPOINTMENT OF JADE LOCKHART TO THE
ENVIRONMENTAL ADVISORY COMMISSION** (District 1
Nomination)

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

Councilmember Madison suggested that former Councilmember Joyce Streater be acknowledged, perhaps at some event at the Bob Hope Airport, for her leadership in her capacity as a Board member and President on the Burbank-Glendale-Pasadena Airport Joint Powers Authority.

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

FINANCE COMMITTEE

ADOPTION OF A RESOLUTION AND THE FIRST READING OF AN ORDINANCE AUTHORIZING THE INVITATION OF BIDS FOR THE PURCHASE OF ELECTRIC REVENUE REFUNDING BONDS, 2010A SERIES OF SAID CITY; APPROVING A NOTICE OF INTENTION TO SELL BONDS, A PRELIMINARY OFFICIAL STATEMENT, A NOTICE INVITING BIDS; AUTHORIZING THE PUBLICATION OF A NOTICE OF INTENTION TO SELL BONDS; AUTHORIZING THE ISSUANCE BY THE CITY OF NOT TO EXCEED \$45,000,000 AGGREGATE PRINCIPAL AMOUNT OF CITY OF PASADENA ELECTRIC REVENUE REFUNDING BONDS, 2010A SERIES, PAYABLE OUT OF THE LIGHT AND POWER FUND, APPROVING THE EXECUTION AND DELIVERY OF A SIXTH SUPPLEMENT TO ELECTRIC REVENUE BOND FISCAL AGENT AGREEMENT, AN ESCROW AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT, AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION THEREWITH

Recommendation: It is recommended that City Council:

(1) Adopt a resolution authorizing the invitation of bids for the purchase of Electric Revenue Refunding Bonds, 2010A Series of said City, approving a notice of intention to sell bonds, a preliminary official statement, a notice inviting bids, authorizing the publication of a notice of intention to sell bonds, and authorizing certain other actions in connection therewith; and

(2) Conduct first reading of **"AN ORDINANCE OF THE CITY OF PASADENA AUTHORIZING THE ISSUANCE BY THE CITY OF NOT TO EXCEED \$45,000,000 AGGREGATE PRINCIPAL AMOUNT OF CITY OF PASADENA ELECTRIC REVENUE REFUNDING BONDS, 2010A SERIES, PAYABLE OUT OF THE LIGHT AND POWER FUND, AND APPROVING THE EXECUTION AND DELIVERY OF A SIXTH SUPPLEMENT TO ELECTRIC REVENUE BOND FISCAL AGENT AGREEMENT, AN ESCROW AGREEMENT AND A CONTINUING DISCLOSURE AGREEMENT IN CONNECTION THEREWITH"** (Resolution No. 9032)

**ORDINANCES – FIRST
READING**

Vice Mayor Gordo, Chair of the Finance Committee, summarized the agenda report.

It was moved by Vice Mayor Gordo, seconded by Councilmember McAustin, to approve the staff recommendation, and to offer the ordinance for first reading:

AYES: Councilmembers Haderlein, Madison, McAustin, Tornek, Vice Mayor Gordo, Mayor Bogaard

NOES: None

ABSENT: Councilmembers Holden, Robinson

Councilmember Haderlein was excused at 8:23 p.m.

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA ADDING A NEW CHAPTER 13.22 TO THE PASADENA MUNICIPAL CODE ENTITLED "WATER EFFICIENT LANDSCAPE"

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

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

NOES: None

ABSENT: Councilmembers Haderlein, Holden, Robinson

ORDINANCE – ADOPTED

Councilmember Haderlein returned at 8:24 p.m.

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLES 3 AND 4 OF THE PASADENA MUNICIPAL CODE TO UPDATE THE LIST OF PARKS AND OPEN SPACE AREAS ON WHICH RESIDENTIAL IMPACT FEES MAY BE EXPENDED (ANNANDALE CANYON PARK)" (Introduced by Councilmember Holden) (Ordinance No. 7191)

Councilmember Madison noted that the City Attorney had confirmed that he did not have a potential conflict of interest involving the above ordinance.

The above ordinance was adopted by the following vote:

AYES: Councilmembers Haderlein, Madison, McAustin, Tornek, Vice Mayor Gordo, Mayor Bogaard

NOES: None

ABSENT: Councilmembers Holden, Robinson

INFORMATION ITEM

CIVIC CENTER/MID-TOWN PUBLIC IMPROVEMENTS PROJECT – PHASE I UPDATE

Recommendation: This report is submitted for information only.

Martin Pastucha, Director of Public Works Department, introduced the agenda item, and responded to questions regarding proposed tree removals in the project area that will be reviewed by the Urban Forestry Advisory Committee.

Dan Rix, City Engineer, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions regarding various facets of the improvements.

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

COUNCIL COMMENTS

Vice Mayor Gordo, Chair of the Economic Development and Technology Committee (EDTech), announced that the Committee's regular meeting time has been adjusted to 5:30 p.m., on the first Wednesday of each month, in the Council Conference Room.

Councilmember Madison asked the City Attorney to provide information to the City Council regarding a lawsuit filed against the Norton Simon Museum relative to the Museum's purchase of alleged stolen art (since the Museum is located on property leased from the City).

Vice Mayor Gordo asked the City Manager to provide an update on the suggestion offered by the Chamber to the City 15 months ago involving a change to the threshold for over-the-counter tenant improvements, which was mentioned by Paul Little during the above budget discussion.

The City Manager indicated that this matter will be scheduled for the June 2010 EDTech Committee, if possible.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 8:46 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk