

CITY OF PASADENA
City Council Minutes
April 11, 2011 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 5:57 p.m.
(Absent: Councilmember Haderlein)

On order of the Mayor, the regular meeting recessed at 5:57 p.m., to discuss the following closed session:

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

Property Location: Assessor Parcel Numbers 5707-016-022, 5707-016-037, 5707-016-038, 5707-016-039, 5707-016-040, 5707-016-041, 5707-017-024, 5707-017-025, 5707-017-026 and 5707-017-027, the majority of which are identified as 1400 Weirfield Drive, Pasadena, CA

Agency Negotiator: Michael J. Beck

Negotiating Party: Charles Hershson, President, Fidelity Mortgage Lenders, Inc.

Under Negotiation: Price and terms of payment

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

Councilmember Holden was excused at 6:16 p.m.

On order of the Mayor, the regular meeting reconvened at 6:30 p.m. The Pledge of Allegiance was led by Kelly White and members of Villa Esperanza Services.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Victor Gordo
Councilmember Steve Haderlein (Absent)
Councilmember Chris Holden (Returned at 6:34 p.m.)
Councilmember Steve Madison
Councilmember Margaret McAustin
Councilmember Jacque Robinson
Councilmember Terry Tornek

Staff:

City Manager Michael J. Beck
City Attorney Michele Beal Bagneris
City Clerk Mark Jomsky

CEREMONIAL MATTERS

Councilmember Holden returned at 6:34 p.m.

Wendy Petry, Villa Esperanza Services Board Chair, described various services provided by Villa Esperanza Services, announced Villa's celebration plans for the 50th anniversary of their organization, and distributed informational materials, with t-shirts presented to the City Council.

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

Jinny Kim, Min Young Huh, Thomas Kil, and Caleb Choi, students from Crescenta Valley High School and La Canada High School representing the U.N. Global Debates team, described their current study and activities that are focused on the issue of international migration/immigration.

CONSENT CALENDAR

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER WITH SEAGRAVE FIRE APPARATUS LLC FOR THE REPAIR OF ONE TRACTOR DRAWN AERIAL TRUCK LADDER IN AN AMOUNT NOT TO EXCEED \$130,000

Recommendation:

(1) Find that this action is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3), the general rule that CEQA only applies to projects that may have an effect on the environment;

(2) Authorize the issuance of a purchase order to Seagrave Fire Apparatus LLC, in an amount not to exceed \$130,000 for the repair of one aerial ladder; and

(3) Find the proposed contract exempt from the competitive selection process of the Competitive Bidding and Purchasing Ordinance, pursuant to Pasadena Municipal Code Section 4.08, contracts for labor, materials, supplies, or services available from only one vendor.

Item discussed separately at the request of Councilmember McAustin.

AUTHORIZATION TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY (METRO) FOR THE PROPOSITION "A" GROWTH OVER INFLATION FUNDS

CONTRACT AWARD TO CHAP, INC. FOR CONSTRUCTION OF A PUBLIC SAFETY FACILITY IN AN AMOUNT NOT TO EXCEED \$182,600

Recommendation:

(1) Find that the activity described in the contract with CHAP, Inc., for construction of the Pasadena Radio Project, and as described in the agenda report, was subject to the California Environmental Quality Act (CEQA) review as part of the Mitigated Negative Declaration adopted by the Hearing Officer on August 4, 2010, and filed with the Los Angeles County Recorder's office on August 6, 2010, and that there are no changed circumstances or new information which would trigger additional environmental review; and

(2) Accept the bid dated March 18, 2011 submitted by CHAP, Inc., for construction of a public safety facility, reject all other bids received, and authorize the City Manager to enter into such contract for an amount not to exceed \$182,600. (Contract No. 20,636)

CLAIMS RECEIVED AND FILED

Claim No. 11,345	James D. Knoke	\$ 50.50
Claim No. 11,346	Farmers Insurance as subrogee for James Pollock	5,334.60
Claim No. 11,347	Pacific Bell dba AT&T	865.40

PUBLIC HEARINGS SET

May 9, 2011, 7:30 P.M. – Joint Public Hearing: Approval of the Annual Action Plan (2010-2011) and Related Funding Allocations for the Community Development Block Grant (CDBG) Program; Emergency Shelter Grant (ESG) Program; Home Investment Partnership Act (HOME); and Human Services Endowment Fund (HSEF)

May 9, 2011, 7:30 P.M. – Recommended Fiscal Year 2012 Operating Budget

May 9, 2011, 7:30 P.M. – Joint Public Hearing: Approval of the Submission of an Application to HUD for a Section 108 Loan to Fund the Rehabilitation of the Robinson Park Community Center Facility and Approval of the Corresponding Substantial Amendment to the 2010-2015 Consolidated Plan to Include the City's Submission of a Section 108 Loan Application

May 16, 2011, 7:30 P.M. – Joint Public Hearing: Approval of a Substantial Amendment of the 2010-2011 Community Development Block Grant (CDBG) Annual Action Plan to Allow for the Reprogramming of Funds

It was moved by Councilmember Holden, seconded by Councilmember Robinson, to approve the Consent Calendar, with the exception of Item 2 (Memorandum of Understanding with Los Angeles County Metropolitan Transportation Authority), which was discussed separately. (Motion unanimously carried) (Absent: Councilmember Haderlein)

CONSENT ITEM DISCUSSED SEPARATELY

AUTHORIZATION TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY (METRO) FOR THE PROPOSITION "A" GROWTH OVER INFLATION FUNDS

Recommendation:

(1) Find that the execution of the Proposition "A" Growth Over Inflation (GOI) Funds Memorandum of Understanding with the Los Angeles County Metropolitan Transportation Authority (Metro) is 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 Memorandum of Understanding (MOU) with Metro for the Proposition "A" Growth Over Inflation Funds in order to receive funding as a Tier 2 Operator. This MOU shall be in effect from July 1, 2010 until June 30, 2013. The City is eligible to receive \$405,354 for the current fiscal year and similar amounts in fiscal years 2012 and 2013, as determined by Metro. (Agreement No. 20,637)

Recommendation of Transportation Advisory Commission:

On March 24, 2011, the Transportation Advisory Commission recommended that the City Council support staff's recommendation to become a Tier 2 Operator and receive the Proposition "A" GOI Funds from Metro.

In response to Councilmember McAustin's questions, Fred Dock, Director of Transportation Department, clarified the use of the Growth Over Inflation funds that will be received.

It was moved by Councilmember McAustin, seconded by Vice Mayor Gordo, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmember Haderlein)

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

FINANCE COMMITTEE

ADOPTION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND PURCHASE AGREEMENT, AN AMENDED AND RESTATED LEASE, AND AN AMENDED AND RESTATED SUBLEASE, AND CERTAIN OTHER ACTIONS RELATING THERETO

Recommendation: It is recommended that the City Council:

(1) Approve the direct sale of the 2006 Variable Rate Demand Lease Revenue Bonds (Rose Bowl Refinancing and Improvement Projects) by the Pasadena Public Financing Authority to Union Bank at 65% of LIBOR plus 0.75% for a 3-year term; and

(2) Adopt a resolution authorizing the execution and delivery of an amended and restated lease, an amended and restated sublease, and a bond purchase agreement, and certain other actions relating thereto. (Resolution No. 9106)

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

Andy Green, Director of Finance Department, responded to questions regarding the proposed transaction.

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

ANNOUNCEMENTS

The City Clerk reminded the public that the City/Pasadena Unified School District (PUSD) run-off election date is April 19, 2011, for the offices of City Council District 4 and PUSD Seat 6, with polls open from 7:00 a.m. to 8:00 p.m.; early voting is available at City Hall; and ballots will be counted at the City Hall Council Chamber.

The Mayor announced that applications for three positions to be appointed by the City Council for the PUSD Districting Task Force are available through the Mayor's office, with an application filing deadline date of April 25, 2011.

INFORMATION ITEM

UPDATE ON DEVIL'S GATE DAM BY DIEGO CADENA, DEPUTY DIRECTOR OF LOS ANGELES COUNTY DEPARTMENT OF PUBLIC WORKS

Steve Sheridan, Los Angeles County Department of Public Works Principal Engineer, provided an update on the Devil's Gate Dam and Reservoir area short-term solution for sediment accumulation along the face of the dam (related to the impacts of the Station Fire) as part of a PowerPoint presentation. He submitted a written report and the PowerPoint presentation with information on the condition and risk assessments, and risk reduction plan, and responded to questions regarding the necessary interim operational measures and the environmental impact review process.

The City Manager indicated that Dan Rix, City Engineer, and Julie Gutierrez, Interim Director of the Public Works Department will be the City's contacts working with the County, the City Council, and the public as the sediment removal project progresses.

Councilmember Robinson asked that the County consider a role for Outward Bound Adventures and its youth in the clean-up efforts, as this process moves forward.

Councilmember McAustin suggested the County and City each determine one point of contact to be used by the community for obtaining information and reporting issues with the removal activities.

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

COUNCIL COMMENTS

Councilmember Madison announced a relief concert to be held on April 23, 2011 at the Pasadena Civic Auditorium to benefit those Japanese who were impacted by the recent earthquake and tsunami, and suggested the City's Public Information Officer assist with publicizing the event.

Vice Mayor Gordo asked staff to look into the issue of adults using minors for door-to-door sales and the need to regulate door-to-door vending (e.g., unsafe working conditions for the minors, problems in identifying legitimate vs. non-legitimate persons/activities, and a possible connection with increased burglaries in the neighborhoods where this is occurring), with a report to be presented to the City Council after the appropriate committee review.

Councilmember Tornek congratulated those who had staged and participated in the Second Annual Collegiate Field Tournament held at Pasadena City College.

Councilmember McAustin reported on the District 2 Emergency Response Training session that was conducted by the Fire Department at Jefferson Elementary School.

PUBLIC HEARING

PUBLIC HEARING: DESIGNATION OF 1175 LA LOMA ROAD AS A LANDMARK

Recommendation:

(1) Find that the designation of a historic resource is categorically exempt from the California Environmental Quality Act (CEQA) Guidelines Section 15308, Class 8, actions by regulatory agencies for protection of the environment;

(2) Find that the property at 1175 La Loma Road is significant under Criterion C for designation as a landmark (Pasadena Municipal Code Section 17.62.040), because it is a locally significant example of a Mid-Century Modern style house, designed by architect Dennis Smith, and retains a high level of integrity;

(3) Approve the designation of the property at 1175 La Loma Road as a landmark;

(4) Adopt a resolution approving a Declaration of Landmark Designation for 1175 La Loma Road, Pasadena, California (attachment to the agenda report);

(5) Authorize the Mayor to execute the Declaration of Landmark Designation for 1175 La Loma Road, Pasadena, California (attachment to the agenda report); and

(6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 9107)

Recommendation of Historic Preservation Commission: On Monday, March 7, 2011, the Historic Preservation Commission recommended that the City Council approve the designation of 1175 La Loma Road as a landmark under Criterion C of Pasadena Municipal Code Section 17.62.040.

The Mayor opened the public hearing.

The City Clerk reported 17 copies of the notice of public hearing were posted on March 28, 2011; 60 copies of the notice were mailed on March 28, 2011; and no correspondence was received.

Vince Bertoni, Director of Planning Department, introduced the agenda item.

Jason Wasmund, Assistant Planner, summarized the agenda report as part of PowerPoint presentation.

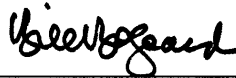
No one appeared for public comment.

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

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

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 7:40 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk