

CITY OF PASADENA
City Council Minutes
August 8, 2011 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 5:42 p.m.
(Absent: Councilmembers Gordo, Robinson)

On order of the Mayor, the regular meeting recessed at 5:42 p.m., to discuss the following closed sessions:

CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code Section 54957.6
Agency Designated Representatives: Mary Ellen Schubel, Michael J. Beck
Employee Organization: International Brotherhood of Electrical Workers, Local 18

Councilmember Robinson arrived at 5:50 p.m.

Councilmember Gordo arrived at 5:53 p.m.

CITY COUNCIL CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code Section 54956.8
Property Locations: 1065 and 1090 Nithsdale Road, Pasadena; 160 South San Rafael Avenue, Pasadena; 46, 54, 56, 58, 60, 62, 64 and 66 Avenue 64, Pasadena
Agency Negotiator: Michael J. Beck
Negotiating Parties: John Pappalardo, Pasadena Unified School District; Bijan Partovi; Sarina Liu; Lois Ludwig; Rita Liu, Stuart Liu and Judy Campion, Campion and Company

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

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL regarding pending litigation pursuant to Government Code Section 54956.9(a)
Case Name: Jhae (Super Liquor) v. City of Pasadena
Case No: LASC BC413887

The above closed session item was not discussed.

On order of the Mayor, the regular meeting reconvened at 6:38 p.m. The Pledge of Allegiance was led by Councilmember Masuda.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Margaret McAustin

Councilmember Victor Gordo
Councilmember Chris Holden
Councilmember Steve Madison
Councilmember Gene Masuda
Councilmember Jacque Robinson
Councilmember Terry Tornek

Staff:

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

CEREMONIAL MATTERS

The City Clerk administered the oaths of office to Laura Rodriguez as Historic Preservation Commissioner and Soji Kashiwagi as Human Relations Commissioner.

The Mayor recognized and congratulated Darryl Qualls on his recent promotion to Deputy Chief of Police.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Daniel Garcia, CRS advocate, expressed concerns regarding the need for affordable and accessible housing in Pasadena, and asked that the City's website be made more accessible (e.g., for sight-challenged persons).

Marissa Castro-Salvati, Southern California Edison (SCE) Local Public Affairs Region Manager, updated the City Council and community on the Tehachapi Renewable Transmission Project (TRTP) for wind energy, thanked City staff for their assistance in the permit process for the project, and submitted informational materials.

CONSENT CALENDAR

CONTRACT AMENDMENT TO CONTRACT NO. 20,533 WITH EC CONSTRUCTION FOR CIVIC CENTER/ MID-TOWN IMPROVEMENTS TO INCREASE THE CONTRACT AMOUNT FROM \$3,263,000 TO \$3,415,255

Recommendation:

- (1) Find that on July 16, 2009, the project was found to be categorically exempt under the California Environmental Quality Act (CEQA) Guidelines in Section 15301, Class 1, subsection (c), existing facilities, of the California Code of Regulations Title 14, Chapter 3. This exemption includes minor alterations involving negligible expansion of use beyond that previously existing, and there are no changed circumstances or new information which require further environmental review;
- (2) Appropriate \$52,255 in private development payments to the Civic Center/Mid-Town Public Improvements and Related Components – Phase 1 Project 73200, increase the project's estimated cost and revenue by the like amount, and authorize staff to make necessary adjustments to the budget; and
- (3) Authorize the City Manager to execute an amendment to Contract No. 20,533 with EC Construction for Civic Center/Mid-Town Improvements, to increase the total contract not to exceed amount from \$3,263,000 to \$3,415,255, an increase of \$152,255, for additional concrete and sidewalk

repair. (Journal Voucher No. 2012-2; Contract Amendment No. 20,533-1)

AUTHORIZATION TO ENTER INTO A LABOR AND MATERIALS CONTRACT WITH INTEC SERVICES, INC., TO PROVIDE LABOR AND SERVICES FOR WOOD POLE INSPECTION, REPAIR AND TREATMENT

Recommendation:

- (1) Acknowledge that the project is exempt from environmental review, pursuant to the Guidelines of the California Environmental Quality Act Public Resources Code Section 21080(b)(9), Administrative Code, Title 14, Chapter 3, Class 1, Section 15301, existing facilities, and Class 2, Section 15302, replacement or reconstruction; and
- (2) Accept the bid dated May 24, 2011 submitted by Intec Services, to provide labor and services for wood pole inspection, repair and treatment for the Water and Power Department, reject all other bids, authorize the issuance of a labor and service contract for a period of four (4) years or until \$600,000 is expended, whichever occurs first, with two additional one-year extensions, each not to exceed \$150,000 per year. (Contract No. 20,739)

AUTHORIZATION TO ENTER INTO A CONTRACT WITH THE LOS ANGELES COUNTY SHERIFF'S DEPARTMENT (LASD) FOR SUPPLEMENTAL LAW ENFORCEMENT SERVICES AT SPECIAL EVENTS OTHER THAN NEW YEAR'S ACTIVITIES

Recommendation:

- (1) Authorize the City Manager to enter into a contract with the County of Los Angeles for supplemental law enforcement services at special events, for a period of five years.
- (2) The proposed contract is exempt from competitive bidding pursuant to City Charter, Section 1002(H), and Pasadena Municipal Code, Section 4.08.049(A)(3), contracts with other government entities. (Contract No. 20,740)

APPROVAL OF AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PASADENA AND PASADENA FIRE FIGHTERS ASSOCIATION FOR THE TERM AUGUST 29, 2011 THROUGH AUGUST 25, 2012

Recommendation: Approve a successor Memorandum of Understanding (MOU) between the City of Pasadena (City) and the Pasadena Fire Fighters Association (PFFA), for the term August 29, 2011 through August 25, 2012. (Agreement Amendment No. 19,155-3)

MINUTES APPROVED

May 23, 2011
May 30, 2011

CLAIMS RECEIVED AND FILED

Claim No. 11,418	Helen Pashgian	\$ 303.00
Claim No. 11,419	Mercury Insurance as subrogee for Victor O. De Leon	Not Stated
Claim No. 11,420	Alexander Irving Vault	Not Stated

PUBLIC HEARINGS SET

September 12, 2011, 7:30 p.m. – Designation of 189 North Marengo Avenue as a Landmark

September 12, 2011, 7:30 p.m. – Designation of 530 East Claremont Street as a Landmark

September 12, 2011 7:30 p.m. – Designation of 875 Canon Drive as a Landmark

It was moved by Vice Mayor McAustin, seconded by Councilmember Holden, to approve all items on the Consent Calendar. (Motion unanimously carried) (Absent: None)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

RENEWAL OF THE STANDBY BOND PURCHASE AGREEMENT RELATED TO PASADENA PUBLIC FINANCING AUTHORITY TAXABLE VARIABLE RATE DEMAND LEASE REVENUE BONDS (PASEO COLORADO PARKING FACILITIES), SERIES 2000

On order of the Mayor, the above item was held to the Council meeting of August 15, 2011.

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

OWNER’S REPRESENTATIVE REVIEW OF LOCAL HIRE EFFORTS FOR ROSE BOWL RENOVATION PROJECT

Recommendation: This report is for information only.

ECONOMIC DEVELOPMENT AND TECHNOLOGY COMMITTEE

Councilmember Gordo, Chair of the Economic Development and Technology Committee and Rose Bowl Operating Company (RBOC) President, reported that the RBOC has established an ad hoc committee that will analyze the Rose Bowl Renovation Project’s budgets, financials, and schedules; develop recommendations for possible Project options that are based on the priorities that were previously set and take into account challenges that have occurred up to this time; consult with the Rose Bowl tenants regarding the recommendations, if changes are called for; and present this information to the City Council at a later date. He provided an overview of the City and RBOC staffs’ local hire efforts for the Project, introduced the agenda item, and responded to questions.

Councilmember Madison was excused at 7:12 p.m.

Andy Green, Director of Finance Department, highlighted the City staff’s cooperative efforts with the RBOC staff and the Rose Bowl Local Hiring Advisory Group in promoting local hiring for the Project, and indicated that staff is continuing to develop the Pasadena First Buy Local (PFBL) program.

Jim Mallon (Parsons) and Clarence Broussard (Clarence J. Broussard & Associates, Inc.), owner’s representatives, summarized the Rose Bowl Stadium Renovation and Improvement Project Local Hiring Report – August 4, 2011 as part of a PowerPoint presentation, and responded to questions.

Councilmember Holden suggested that the owner's representatives provide the City Council with recommendations for a model that would allow the City to maximize local hiring for future City projects, within the legal restrictions that apply.

The City Attorney and Brad Fuller, Assistant City Attorney, responded to questions regarding legal constraints in promoting local hiring in contractual relationships.

Sandra Mejia, Rose Bowl Local Hiring Advisory Group representative, spoke in support of the Group's work with the City and RBOC in the promotion of local hiring and putting residents to work.

Councilmember Robinson thanked the City staff and RBOC for the Opportunity Fair that was recently held in conjunction with the Rose Bowl Renovation Project, and stressed the need for the City to continue to push the legal limits of local hiring in order to stimulate the City's economy.

Antonio Watson, Project Manager, provided information on the PFBL Rose Bowl Opportunity Fair held on July 28, 2011, and distributed informational materials related to the event.

Councilmember Holden thanked Councilmember Gordo for his leadership on this significant project.

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

PUBLIC HEARING

CONTINUED PUBLIC HEARING: APPEAL OF PROPOSED WIRELESS TELECOMMUNICATIONS FACILITY AT GRAND AVENUE AND CALIFORNIA BOULEVARD (IE05372C)

Recommendation: It is recommended that the City Council continue the public hearing to August 15, 2011 at 7:30 p.m.

It was moved by Councilmember Gordo, seconded by Vice Mayor McAustin, to continue the public hearing to August 15, 2011 at 7:30 p.m. (Motion carried, with Councilmember Tornek abstaining) (Absent: Councilmember Madison)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

PARTICIPATION IN THE "ALTERNATIVE VOLUNTARY REDEVELOPMENT PROGRAM" AND CONTINUE REDEVELOPMENT ACTIVITIES UNDER AB X1 27

Recommendation:

- (1) Conduct first reading of an ordinance that complies with the Alternative Voluntary Redevelopment Program established by Assembly Bill (AB) X1 27; and
- (2) Authorize the City Manager and City Attorney to file an appeal of the Department of Finance's determination of the amount of the City's required AB X1 27 payment for FY 2011-2012, currently estimated to be \$6.6 million.

Steve Mermell, Assistant City Manager, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

The City Manager indicated that the City will be making the AB X1 27 payment under protest, since the City believes that the State's actions are not legal; discussed the fiscal impacts for funding redevelopment projects in this and the next budget cycles; and responded to questions.

David Klug, Redevelopment Manager, responded to questions regarding the Alternative Voluntary Redevelopment Program.

Brad Fuller, Assistant City Attorney, clarified that monies paid to the State in previous years are still the subject of an ongoing lawsuit with the State.

Councilmember Gordo asked staff to provide information on the remaining fund balances and the future bonding capacity in each of the redevelopment areas, when this matter returns to the City Council.

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

ORDINANCE – FIRST READING

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA TO COMPLY WITH PART 1.9 OF DIVISION 24 OF THE CALIFORNIA HEALTH AND SAFETY CODE RELATED TO REDEVELOPMENT AND TAKING CERTAIN ACTIONS IN CONNECTION THEREWITH”

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

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

NOES: None

ABSENT: Councilmember Madison

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

APPOINTMENT OF MIC HANSEN TO THE DESIGN COMMISSION (Planning Commission Nomination)

REAPPOINTMENT OF GINA TLEEL TO THE SOUTH LAKE PARKING PLACE COMMISSION (Mayor Nomination/District 7)

REAPPOINTMENT OF CHRIS HIDDLESON TO THE SOUTH LAKE PARKING PLACE COMMISSION (Mayor Nomination/District 7)

APPOINTMENT OF JOYCE KELLY TO THE COMMISSION ON THE STATUS OF WOMEN (District 7 Nomination)

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

COUNCIL COMMENTS

Councilmember Masuda provided information regarding a request from John McDannel, a District 4 resident, about putting two monument signs at each end of a section of New York Drive (near Altadena Drive and near Sierra Madre Boulevard) as a memorial to commemorate the events that occurred on September 11, 2001; and asked that the item be agendized for discussion and consideration at the Council meeting of August 15, 2011.

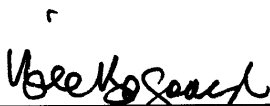
Following discussion, the Mayor stated that Councilmember Masuda's request will be agendized for the Council meeting of August 15, 2011.

In response to Councilmember Tornek's questions, the City Manager indicated that, when the Police Department's criminal investigation of the death of a woman in a recent fire has reached an appropriate time in that process, the City will use a third party to undertake an administrative review of the way in which the City responded to the incident, with the findings of the report to be presented to the Public Safety Committee.

In response to Councilmember Holden's questions, the City Manager indicated that the City Council will be able to discuss affordable housing issues when data from the 2010 census is presented at the Council meeting of August 15, 2011.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 8:35 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk