

CITY OF PASADENA
City Council Minutes
March 12, 2012 – 5:30 P.M.
City Hall Council Chamber

Teleconference Locations:
The Source Restaurant (Closed Session)
575 Pennsylvania Avenue Northwest
Washington, DC

The Marriott Hotel (Public Session)
Business Center
2660 Woodley Road Northwest
Washington, DC

REGULAR MEETING

OPENING:

Mayor Bogaard joined the meeting at 5:45 p.m. via the teleconference location.

Vice Mayor McAustin called the regular meeting to order at 5:45 p.m. (Absent: Councilmembers Gordo, Holden, Madison)

On order of the Vice Mayor, the regular meeting recessed at 5:45 p.m., to discuss the following closed sessions:

Councilmember Madison arrived at 5:57 p.m.

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL REGARDING POTENTIAL LITIGATION-SIGNIFICANT POTENTIAL EXPOSURE TO LITIGATION pursuant to Government Code Section 54956.9(b): one potential case

CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code Section 54957

Agency Designated Representatives: Mary Ellen Schubel, Michael J. Beck

Employee Organizations: Unrepresented Management Top, Middle and Professional Employees, Technical and Administrative, Confidential and Clerical, Non-Represented, Hourly, American Federation of State, County and Municipal Employees (AFSCME) Local 858, International Brotherhood of Electrical Workers (IBEW) Local 18, International Union of Operating Engineers (IUOE) Local 501, Pasadena Management Association (PMA), Pasadena Fire Fighters Association (PFFA) Local 809, Pasadena Firefighters Management Association (PFMA), Pasadena Police Officers Association (PPOA), Pasadena Police Sergeants Association (PPSA), Service Employees International Union (SEIU) Local 721, and Pasadena Association of Clerical and Technical Employees, affiliated with the Laborer's International Union of North America (PACTE/LIUNA) Local 777

Mayor Bogaard was excused at 6:52 p.m.

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

On order of the Mayor, the regular meeting reconvened at 6:58 p.m. The Pledge of Allegiance was led by Dr. Eric Walsh, Director of Public Health Department.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard (Rejoined via teleconference beginning at 7:01 p.m.)
Vice Mayor Margaret McAustin
Councilmember Victor Gordo
Councilmember Chris Holden (Absent)
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 oath of office to Tim Winter as member of the Pasadena Community Access Corporation Board.

Mayor Bogaard rejoined the meeting at 7:01 p.m. via the teleconference location.

The Vice Mayor presented a proclamation declaring March 2012 as American Red Cross Month, which was received by Ben Green, Chief Executive Officer of the San Gabriel Pomona Valley Chapter, and Greg Chin, youth volunteer.

PRESENTATION OF HEAL (HEALTHY EATING ACTIVE LIVING CITIES) FIT CITIES CERTIFICATE TO THE CITY OF PASADENA BY KAISER PERMANENTE'S LOCAL BENEFITS STAFF AND HEAL CITIES CAMPAIGN STAFF

Dr. Grace Fu, Kaiser Permanente family practice physician, presented a certificate to the Vice Mayor and Dr. Eric Walsh recognizing the City for adopting the policies of the Healthy Eating Active Living campaign.

INFORMATION ITEM

EIGHTEEN MONTH UPDATE ON PROGRESS OF PASADENA COMMUNITY URGENT CARE AT DEL MAR SITE

Dr. Eric Walsh, Director of Public Health Department, provided a PowerPoint presentation with a brief overview of the history and operations of the Pasadena Community Urgent Care facility on Del Mar Avenue, which opened in October 2010 as a collaborative effort between the City, Huntington Hospital, and the Community Health Alliance of Pasadena (CHAP).

As a part of the presentation, Wendy Karsten, Huntington Medical Foundation Chief Executive Officer, discussed data on the urgent care services being provided (number of clients seen, payor sources, client residency, and service costs).

Margie Martinez, CHAP Chief Executive Officer, discussed data on the health care services being provided by CHAP at the clinic housed at the same location (client ethnicity, residency, insurance coverages, types of service, and the trend of increased visits to the facility).

Jane Haderlein, Huntington Hospital Senior Vice President of External Affairs, provided a brief update on the expansion of the Hospital's emergency and trauma center.

On order of the Vice Mayor, the information was received.

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

Marissa Castro-Salvati, Southern California Edison (SCE) Public Affairs Region Manager, presented information on the claims process being used to address the November/December windstorm damages, and submitted a flyer on the claims process. She provided an update on SCE work to be done in September 2012 within the City limits involving the Tehachapi Renewable Transmission Project, and responded to Councilmember Masuda's questions regarding ongoing property negotiations between the City and SCE.

Floyd Folven, Pasadena resident, expressed various concerns regarding the expenses and debt information contained in the City's Comprehensive Annual Financial Report for fiscal year ending June 30, 2011, and submitted his written comments.

CONSENT CALENDAR

AUTHORIZATION TO ENTER INTO A CONTRACT WITH BURNS & MCDONNELL ENGINEERING COMPANY, INC. TO PROVIDE A COMPREHENSIVE ELECTRIC COST-OF-SERVICE AND RATE DESIGN STUDY FOR AN AMOUNT NOT TO EXCEED \$121,550

Recommendation:

- (1) Find that the proposed cost of service and rate design study is statutorily exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15273, rates, tolls, fares, and charges; and
- (2) Authorize the City Manager to enter into a contract with Burns & McDonnell Engineering Company, Inc., to provide a comprehensive Electric Cost-of-Service and Rate Design Study (ECOS) for the Pasadena Water and Power Department for an amount not to exceed \$121,550. This contract is exempt from competitive bidding, pursuant to City Charter Section 1002(F), contracts for professional or unique services. (Contract No. 20,956)

AWARD OF PURCHASE ORDER TO STARLED, INC. FOR PURCHASE OF LIGHT EMITTING DIODE (LED) TUBE LIGHTS FOR CITY FACILITIES IN AN AMOUNT NOT TO EXCEED \$238,189

Recommendation:

- (1) Find the project to be exempt from California Environmental Quality Act (CEQA) review in accordance with Article 5, Section 15061, Subsection (b), part 3 of the Resources Agency of California, as it will not have a potentially significant effect on the environment and therefore falls under the general rule exemption;
- (2) Accept the bid dated March 2, 2011, submitted by StarLED, Inc.; and
- (3) Authorize the City Manager to issue a purchase order contract to StarLED, Inc., in an amount not to exceed \$238,189 for the purchase of LED tube lights for City facilities.

AUTHORIZATION TO AMEND AN EXISTING CONTRACT TO PROVIDE CONSULTING SERVICES FOR THE PROPOSED HUNTINGTON MEMORIAL HOSPITAL MASTER DEVELOPMENT PLAN AMENDMENT

Recommendation:

- (1) Find that entering into the proposed contract amendment with KOA Corporation is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3) general rule; and
- (2) Authorize the City Manager to execute a contract amendment with KOA Corporation, for professional consulting services to prepare a traffic impact study for the Huntington Memorial Hospital Master Development Plan Amendment from the currently authorized contract amount of \$74,500 to an amount not to exceed \$78,300.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH ITERIS, INC. TO PROVIDE CONSULTING SERVICES FOR THE PROPOSED LINCOLN PROPERTY COMPANY PROJECT (PARSONS SITE) PLANNED DEVELOPMENT

Recommendation:

- (1) Find that entering into the proposed contract with Iteris, Inc. is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3), general rule; and
- (2) Authorize the City Manager to enter into a contract with Iteris, Inc., for professional consulting services to prepare a traffic impact study for the 100 West Walnut Street proposed development in an amount not to exceed \$90,720. (Contract No. 20,957)

MINUTES APPROVED

February 27, 2012

CLAIMS RECEIVED AND FILED

| | | |
|------------------|------------------------------------------------------|---------------|
| Claim No. 11,599 | Werat Lickitwongse | \$ Not Stated |
| Claim No. 11,600 | Project Resources Group, Inc./Charter Communications | 2,708.77 |
| Claim No. 11,601 | John Calvin Anderson | 1,565.00 |

It was moved by Councilmember Gordo, seconded by Councilmember Robinson, to approve all items on the Consent Calendar:

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

NOES: None

ABSENT: Councilmember Holden

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

FINANCE COMMITTEE

AMENDMENT TO CONTRACT NO. 20,483 WITH THE PASADENA HUMANE SOCIETY (PHS) FOR POUNDMASTER SERVICES

Recommendation:

(1) Authorize the City Manager to amend the provisions of the Pasadena Humane Society (PHS) Contract No. 20,483 without competitive bidding, pursuant to City Charter Section 1002(F), contracts for professional or unique services, for Poundmaster services through August 31, 2012, allowing for a 3% CPI adjustment effective March 1, 2012 resulting in an amount not to exceed \$91,655.40 per month; and

(2) Grant this contract an exemption from the competitive bidding process of the Competitive Bidding and Purchasing Ordinance, pursuant to Pasadena Municipal Code Section 4.08.049(B), contracts for which the City's best interests are served. (Contract Amendment No. 20,483-1)

Andy Green, Director of Finance Department, reviewed the agenda report.

Larry Faulkner, Pasadena resident, expressed concerns regarding the alleged failure of the Pasadena Humane Society to provide all of the services contained in its agreement with the City.

In response to Councilmember Tornek's questions, Elizabeth Campo, Pasadena Humane Society Senior Vice President of Administration, confirmed that PHS provides the number of trucks required and available to the City as stated in the contract, provides patrol services in the Arroyo, and tracks its patrols and responses to calls through a dispatch system in order to document the service time provided for the City.

It was moved by Councilmember Robinson, seconded by Councilmember Gordo, to approve the staff recommendation:

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

NOES: None

ABSENT: Councilmember Holden

ADOPTION OF A COST OF SERVICE AND PRICING POLICY FOR HUMAN SERVICES AND RECREATION PROGRAMS AND SERVICES

Recommendation:

- (1) Find that the proposed amendment to the General Fee Schedule to adjust fees for Human Services and Recreation programs and services is statutorily exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15273, rates, tolls, fares, and charges, and State CEQA Guidelines Section 15061(b)(3), general rule;
- (2) Approve the proposed Cost of Service and Pricing Strategy for Human Services and Recreation programs and services (Attachment B of the agenda report); and
- (3) Adopt a resolution amending the General Fee Schedule to adjust fees for Human Services and Recreation programs and services consistent with the proposed policy. (Resolution No. 9178)

Recommendation of Recreation and Parks Commission:

At its meeting of March 6, 2012, the Recreation and Parks Commission voted to recommend to the City Council that it approve the staff recommendation. The Commission also requested that the Human Services and Recreation Director return to the Commission in one year to report on the impact of the policy.

Mercy Santoro, Director of Human Services and Recreation Department, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

The City Manager outlined the preferences given to City residents when participating in various programs.

Kelley Holmes, Recreation and Parks Commissioner, spoke in support of the staff recommendation.

Brian Bonham, Pasadena resident, expressed concerns regarding the impact of the cost increases, particularly in the after-school programs, the methods for determining eligibility for reduced fees, and the errors contained in the Cost of Service and Pricing Analysis prepared by staff; and asked that this matter be held until additional public feedback is heard.

Ms. Santoro confirmed that the current pricing on page 18 of the Cost of Service and Pricing Analysis (Attachment B of the agenda report) for the After-School Program Regular Fee – Third Tier should read \$2.50 ~~\$14.32~~ per week; and indicated that staff will be notifying parents of the fee changes as soon as they are approved, in order to work with parents in exploring alternative options for the fall semester.

Darrell Walker, Recreation Supervisor, responded to questions regarding the after-school program fees.

The Vice Mayor indicated that, during the Finance Committee's discussion of this matter, it was suggested that staff explore further study of the non-resident rates for City facility rentals.

Following discussion, it was moved by Councilmember Robinson, seconded by Councilmember Tornek, to approve the staff recommendation:

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

NOES: None

ABSENT: Councilmember Holden

AUTHORIZATION TO ENTER INTO A CONTRACT WITH IMPACT SCIENCES TO PROVIDE ENVIRONMENTAL CONSULTING SERVICES AND FEHR & PEERS TRANSPORTATION CONSULTANTS FOR TRAFFIC ANALYSIS RELATED TO POTENTIAL TEMPORARY USE OF THE ROSE BOWL BY AN NFL FRANCHISE

Recommendation:

(1) Find that actions proposed in the agenda report are exempt from the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15061(b)(3), general rule;

(2) Authorize the City Manager to enter into a contract without competitive bidding, pursuant to City Charter Section 1002(F), contracts for professional or unique services, with Impact Sciences, in an amount not to exceed \$139,000 for the preparation of the Environmental Impact Report (EIR) for the proposed temporary NFL relocation;

(3) Authorize the City Manager to enter into a contract without competitive bidding, pursuant to City Charter Section 1002(F), contracts for professional or unique services, with Fehr & Peers Transportation Consultants, in an amount not to exceed \$195,000 for the preparation of a traffic impact study in support of the EIR;

(4) It is further recommended that the City Council grant the proposed contracts exemption from the competitive selection process set forth in the Competitive Bidding and Purchasing Ordinance, pursuant to Pasadena Municipal Code Section 4.08.049(B), contracts for which the City's best interests are served; and

(5) Subject to Rose Bowl Operating Company (RBOC) approval, Authorize an amendment to the Fiscal Year 2010 2012 Operating Budget transferring \$200,000 from the adopted Rose Bowl Operating Company's operating budget RBOC Unappropriated Fund Balance to the General Fund aNon-Departmental portion of the General Fund operating budget and increasing total the General Fund appropriations by the same amount. accordingly. (Contract Nos. 20,963 and 20,958; Journal Voucher No. 2012-19)

Councilmember Gordo, Rose Bowl Operating Company (RBOC) President, introduced the agenda item; and noted that, if the City Council approves Recommendation No. 5, as amended, the RBOC will take a similar action to approve \$200,000 (matching funds) as shown in the Fiscal Impact section of the agenda report, to cover the proposed environmental consulting services, with the action of the Council to be subject to the RBOC approval.

The Vice Mayor reported that the Finance Committee had discussed the agenda report, and sent it on to the City Council without any action, for discussion by the full City Council.

The City Manager reviewed the agenda report as part of a PowerPoint presentation.

Floyd Folven, Pasadena resident, spoke in opposition to the staff recommendation, and submitted his written concerns regarding financial aspects of the proposed actions.

Councilmember Tornek stated his opposition to the use of the proposed funds for this purpose at this time.

Following discussion, it was moved by Councilmember Gordo, seconded by Mayor Bogaard, to approve the staff recommendation, with Recommendation No. 5 amended as cited above:

AYES: Councilmembers Gordo, Madison, Masuda, Robinson, Vice Mayor McAustin, Mayor Bogaard
NOES: Councilmember Tornek
ABSENT: Councilmember Holden

PUBLIC HEARING

PUBLIC HEARING: ALL SAINTS MASTER PLAN

Recommendation: It is recommended that the City Council continue the public hearing to April 16, 2012 at 7:00 p.m.

It was moved by Councilmember Madison, seconded by Councilmember Robinson, to continue the public hearing to April 16, 2012 at 7:00 p.m.:

AYES: Councilmembers Gordo, Madison, Masuda, Robinson, Tornek, Vice Mayor McAustin, Mayor Bogaard
NOES: None
ABSENT: Councilmember Holden

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

Councilmember Madison was excused at 9:04 p.m.

AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH R C FOSTER CORPORATION TO PROVIDE SEISMIC UPGRADES AT SHELDON RESERVOIRS 1 AND 2 FOR PASADENA WATER AND POWER IN AN AMOUNT NOT TO EXCEED \$2,231,000

Recommendation:

(1) Find that the project is exempt from the California

Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15302, replacement or reconstruction; and (2) Accept the bid dated January 25, 2012 submitted by R C Foster Corporation, in response to Specification WD-10-04 for providing labor and materials for seismic upgrades at Sheldon Reservoirs 1 and 2 for Pasadena Water and Power, reject all other bids received, and authorize the City Manager to issue a Labor and Materials Contract to R C Foster for an amount not to exceed \$2,231,000. (Contract No. 20,959)

Shan Kwan, Assistant General Manager/Water Services, introduced the agenda item, and responded to questions regarding the project and bid process.

Brad Boman, Engineering Manager, summarized the agenda report as part of a PowerPoint presentation, and responded to questions.

The City Manager responded to questions regarding the bid award.

It was moved by Councilmember Gordo, seconded by Councilmember Tornek, to approve the staff recommendation:

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

NOES: None

ABSENT: Councilmembers Holden, Madison

COUNCIL COMMENTS

Councilmember Robinson expressed appreciation to Rochelle Branch and the Cultural Affairs office, City staff, volunteers, and partners who helped to make the March 9th Art Night a success.

Councilmember Gordo announced Pasadena Restaurant Week to be held March 25-30, 2012 at participating restaurants.

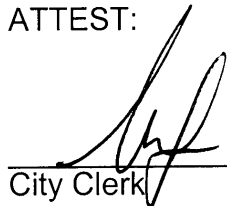
ADJOURNMENT

On order of the Vice Mayor, the regular meeting of the City Council adjourned at 9:24 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk