

CITY OF PASADENA  
City Council Minutes  
September 10, 2012 – 5:30 P.M.  
City Hall Council Chamber

REGULAR MEETING

**OPENING:**

Mayor Bogaard called the regular meeting to order at 6:05 p.m.  
(Absent: Councilmembers Holden, Robinson)

On order of the Mayor, the regular meeting recessed at 6:05 p.m., to discuss the following closed sessions:

Councilmember Holden  
arrived at 6:20 p.m.

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL -  
ANTICIPATED LITIGATION pursuant to Government Code  
Section 54956.9(c)  
Consideration of initiation of litigation: One potential case**

The above closed session item, pertaining to the F-7 tunnel alternative being considered by the Los Angeles County Metropolitan Transit Authority (Metro) to extend the SR-710 Freeway, was discussed. The Mayor reported that the City Council will schedule a public meeting for a full discussion of the tunnel alternative as soon as adequate information on the matter is available and can be provided.

**COUNCIL CONFERENCE WITH LABOR NEGOTIATORS  
pursuant to Government Code Section 54957.6  
Agency Designated Representatives: Julie Gutierrez and  
Michael J. Beck  
Employee Organizations: Unrepresented Management Top,  
Middle and Professional Employees, Unrepresented  
Technical and Administrative Employees, Unrepresented  
Confidential Clerical Employees, Non-Represented  
Employees, Unrepresented Hourly Employees**

**COUNCIL CONFERENCE WITH LABOR NEGOTIATORS  
pursuant to Government Code Section 54957.6  
Agency Designated Representative: Michael J. Beck  
Employee Organization: Executive Management  
Employees**

**COUNCIL CONFERENCE WITH LABOR NEGOTIATORS  
pursuant to Government Code Section 54957.6  
Agency Designated Representative: Bill Bogaard  
Employees: City Manager, City Attorney, City Clerk**

The above three closed session items were not discussed.

On order of the Mayor, the regular meeting reconvened at 6:55 p.m. The Pledge of Allegiance was led by Javan Rad, Acting Chief Assistant City Attorney.

**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 (Absent)  
Councilmember Terry Tornek

Staff:

City Manager Michael J. Beck  
Acting Chief Assistant City Attorney Javan Rad  
Senior Assistant City Clerk Silvia Flores

**ANNOUNCEMENT**

Councilmember Madison announced that District 6 is hosting a community forum on the SR-710 Freeway Extension Alternatives to be held on September 18, 2012, during which a panel will discuss various issues related to the proposed Alternatives. He noted that a District 6 Town Hall meeting will be held on September 25, at which time the SR-710 Freeway issues will also be discussed.

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

The following persons spoke in opposition to, and/or expressed concerns about, the proposed SR-710 Freeway Extension Alternatives; and asked the City to formally oppose the project:

John Kvammen, Pasadena resident  
Weston DeWalt, Pasadena resident, submitted his written comments  
Miriam Nakamura-Quan, Pasadena resident, submitted her written comments and photo simulations  
Lorig Mushegain, Pasadena resident

The following persons spoke in support of preserving the natural environment in the Hahamongna Watershed Park:

Dianne Patrizzi, Pasadena resident, submitted a DVD of the Hahamongna Watershed Park area  
Dorothy Wong, Altadena resident

Donna Gale, Pasadena resident, asked the City to reconsider the recent reduction in the funding of her annual services contract with the City to provide a dance program at Victory Park.

The City Manager indicated that staff will contact Ms. Gale to clarify the contract terms.

Stephenie Frederick, Altadena resident, expressed concerns regarding a speeding ticket that was issued to a Metro bus driver (Route 267) by the Pasadena Police Department, asked

that the incident be investigated, and submitted an information sheet on the incident.

Danielle Kurz, Pasadena resident, expressed concerns regarding trespassing, police calls, and alleged code violations occurring at a vacant house located at 405 North Oakland Avenue, which is currently involved in a bank foreclosure process; and asked for the City's assistance in addressing these various issues.

In response to Vice Mayor McAustin's question, the City Manager indicated that staff is currently working on the issues raised by Ms. Kurz.

Gerda Govine, Business Life Magazine representative, announced the 23rd Annual Women Achievers Business and Healthcare Conference to be held on September 27, 2012, and submitted an informational flyer on the event.

## CONSENT CALENDAR

### **AUTHORIZATION TO ENTER INTO A CONTRACT WITH LG DEMOLITION TO PROVIDE SAW CUTTING OF CONCRETE AND ASPHALT PAVEMENT IN AN AMOUNT NOT TO EXCEED \$150,000 PER YEAR (SPECIFICATION WD-12-02)**

#### **Recommendation:**

- (1) Find that the project is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15301, existing facilities;
- (2) Accept the bid dated July 31, 2012 submitted by LG Demolition, in response to Specification WD-12-02 to provide saw cutting services for the Water and Power Department;
- (3) Reject all other bids; and
- (4) Authorize the City Manager to enter into a contract with LG Demolition, for an amount not to exceed \$150,000 per year for an initial period of one year with an option for four additional one-year terms of \$150,000 each. (Contract No. 21,181)

### **CONTRACT AWARD TO AMERICAN ASPHALT SOUTH, INC. FOR SLURRY SEAL OF STREETS – 2012 FOR AN AMOUNT NOT TO EXCEED \$450,000**

#### **Recommendation:**

- (1) Acknowledge the project to be categorically exempt under Section 21084 of the Public Resources Code in accordance with Article 19, Section 15301, Class 1, Subsection (c), repair of existing public streets, pursuant to the findings of the Secretary of the Resources Agency, and a Notice of Exemption for the project has been filed with the Los Angeles County Clerk on June 28, 2012; and
- (2) Accept the bid dated August 29, 2012 submitted by American Asphalt South, Inc., in response to the Project Specifications for the Slurry Seal of Streets – 2012, reject all

other bids received, and authorize the City Manager to enter into such contract as is required for an amount not to exceed \$450,000. (Contract No. 21,182)

**APPROVAL OF A COMMEMORATIVE PLAQUE TO HONOR HUNTINGTON BOTANICAL GARDENS**

**Recommendation:**

(1) Find that the activity described in the agenda report is exempt from environmental review, pursuant to State CEQA Guidelines Section 15061(b)(3), the general rule. The proposed commemorative plaque will not result in any potentially significant effects to the environment; and

(2) Approve the request to install a boulder with a commemorative plaque in honor of Huntington Botanical Gardens within Victory Park.

**Recommendation of Recreation and Parks Commission:** At the August 7, 2012 meeting, the Recreation and Parks Commission voted unanimously to support the proposed project to honor Huntington Botanical Gardens.

**FINANCE COMMITTEE: RECOGNITION AND APPROPRIATION OF STATE OFFICE OF TRAFFIC SAFETY (OTS) AND THE UNIVERSITY OF CALIFORNIA BERKELEY, SAFE TRANSPORTATION RESEARCH AND EDUCATION CENTER (STREC) GRANT REVENUES IN THE AMOUNT OF \$311,950 TO CONDUCT DRIVING UNDER THE INFLUENCE EDUCATION AND ENFORCEMENT PROGRAMS**

**Recommendation:** Amend the Police Department's Fiscal Year 2013 Operating Budget by recognizing \$130,000 in grant funds awarded by the California Office of Traffic Safety and \$181,950 in grant funds awarded by the California Office of Traffic Safety – University of California Berkeley, Safe Transportation Research and Education Center as detailed in the fiscal impact section of the agenda report. (Journal Voucher No. 2013-10)

**FINANCE COMMITTEE: APPROPRIATE HOMELAND SECURITY GRANT FUNDS IN THE AMOUNT OF \$358,462 TO THE POLICE DEPARTMENT'S FISCAL YEAR 2013 OPERATING BUDGET; AUTHORIZE ISSUANCE OF A PURCHASE ORDER CONTRACT WITH PARAVION TECHNOLOGY, INCORPORATED FOR THE PURCHASE OF ONE GIS/GPS BASED AERIAL MOVING MAP SYSTEM IN AN AMOUNT NOT TO EXCEED \$150,000; AND AUTHORIZE ISSUANCE OF A PURCHASE ORDER CONTRACT WITH BROADCAST MICROWAVE SERVICES FOR THE PURCHASE OF TWO DIGITAL VIDEO DOWN-LINKING SYSTEMS IN AN AMOUNT NOT TO EXCEED \$105,000**

**Recommendation:**

(1) Appropriate \$358,462 in Homeland Security Grant Funds to the Police Department's fiscal year 2013 operating budget;

(2) Authorize the issuance of a purchase order contract with

Paravion Technology, Inc., in an amount not to exceed \$150,000. Competitive bidding is not required, pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, material, supplies or services; and

(3) Authorize the issuance of a purchase order contract with Broadcast Microwave Services in an amount not to exceed \$105,000. Competitive bidding is not required, pursuant to City Charter Section 1002(C), contractors for labor, material, supplies or services available from only one vendor. (Journal Voucher No. 2013-11)

**APPOINTMENT OF IMRAN CHAUDHRY TO THE CODE ENFORCEMENT COMMISSION (District 7 Nomination)**

**APPOINTMENT OF JOHN H. PLUMMER TO THE ROSE BOWL AQUATICS CENTER BOARD (Council Nomination)**

MINUTES APPROVED

August 6, 2012  
 August 13, 2012  
 August 20, 2012  
 August 27, 2012  
 September 3, 2012

CLAIMS RECEIVED AND FILED

Claim No. 11,735	Guadalupe Cortez	\$	80.00
Claim No. 11,736	Hiram Bay Hill		5,048.47
Claim No. 11,737	James Herron		Not Stated
Claim No. 11,738	Taylor Ketterhagen		610.10
Claim No. 11,739	Melissa Bereal		2,840.55
Claim No. 11,740	Samuel Mendoza		760.42
Claim No. 11,741	Richard Pike		17,500.00
Claim No. 11,742	Liz Mc Duffie		656.00
Claim No. 11,743	Kathleen J. Tuttle		46.90
Claim No. 11,744	Gregory Roosevelt Poarch		Not Stated
Claim No. 11,745	Sherri Bell		155.00
Claim No. 11,746	Rosewood Court		175.00
Claim No. 11,747	Jonathan Kaplan		1,320.00
Claim No. 11,748	Celia Vega		304.00
Claim No. 11,749	Diana Langham		1,181.90
Claim No. 11,750	Regina Jackson		Not Stated
Claim No. 11,751	Donna Williams		2000.00
Claim No. 11,752	Robert Gonzales		Not Stated
Claim No. 11,753	Tiesha Nolan		4,493.29

PUBLIC HEARINGS SET

~~September 24~~ October 15, 2012, 7:00 p.m. – Designation of 1365 South Oakland Avenue as a Landmark

~~September 24~~ October 15, 7:00 p.m. – Designation of 897 Summit Avenue as a Landmark

~~September 24~~ October 15, 7:00 p.m. – Designation of 310 Linda Vista Avenue as a Landmark

~~September 24~~ October 15, 7:00 p.m. – Designation of 781 Prospect Boulevard as a Historic Monument

October 1, 2012, 7:00 p.m. – Designation of 1313 North Hill Avenue as a Landmark

October 1, 2012, 7:00 p.m. – Designation of 1383-1399 East Washington Boulevard as a Landmark

The Mayor noted that staff had requested that the four public hearings that were listed above for September 24 be corrected to read October 15.

It was moved by Councilmember Tornek, seconded by Vice Mayor McAustin, to approve all items on the Consent Calendar, with the four public hearing dates corrected as shown above. (Motion unanimously carried) (Absent: Councilmember Robinson)

**REPORTS AND COMMENTS  
FROM COUNCIL  
COMMITTEES**

FINANCE COMMITTEE

**ISSUANCE OF A PURCHASE ORDER TO CALE AMERICA, INC. FOR \$839,724 FOR THE PURCHASE OF MULTI-SPACE PARKING METERS AND AMEND THE 2013 OPERATING BUDGET**

**Recommendation:**

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

(2) Authorize the issuance of a purchase order to CALE America, Inc., for the purchase of 75 multi-space parking meters to be placed in the Civic Center, Playhouse, and Old Pasadena Parking Meter Districts in the amount not to exceed \$839,724. Competitive Bidding is not required, pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, materials, supplies or services. Grant the proposed contract an exemption from the competitive selection 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; and

(3) Recognize and appropriate \$233,750 from the Old Pasadena Parking Meter Fund to Account No. 8505-213-774310, recognize and appropriate \$111,845 from the Civic Center Parking Meter Fund to Account No. 8505-214-774311, and recognize and appropriate \$46,750 from the Playhouse Parking Fund to Account No. 8505-229-774400. (Journal Voucher No. 2013-12)

**Recommendation of Old Pasadena Parking Meter Zone**

**Advisory Commission:** At their July 19, 2012 meeting, the Old Pasadena Parking Meter Zone Advisory Commission recommended that the City Council approve staff's recommendation.

Charles Kindred, Parking Manager, summarized the agenda report as part of a PowerPoint presentation, and responded to questions.

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

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

**Recommendation:**

(1) Authorize the City Manager to amend the provisions of Contract No. 20,843 without competitive bidding, pursuant to City Charter Section 1002(F), contracts for professional or unique services, with the Pasadena Humane Society & SPCA (PHS) for Poundmaster services through June 30, 2015 allowing for an annual increase per the Los Angeles-Riverside-Orange County Consumer Price Index (CPI) for April not to exceed 3 percent, resulting in an amount not to exceed \$93,048.56 per month for FY 2013 beginning September 1, 2012; and

(2) Grant this contract an exemption from the competitive selection 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. 20,483-2)

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

Elizabeth Campo, Pasadena Humane Society & SPCA (PHS) Senior Vice President, responded to questions regarding the proposed canvassing program, patrolling related to off-leash dogs, use of the City's dog park, and reports to be provided for service auditing purposes; and submitted a copy of the PHS 2011 Annual Report. She indicated that, although PHS vehicles are equipped with a GPS system, this equipment is not linked with a reporting system; and that legal counsel for PHS had advised against the use of a GPS system for reporting information to a third party.

Vice Mayor McAustin stressed the need for public outreach by both the City and PHS to educate residents about the City's dog licensing requirements as part of the canvassing program.

Councilmember Gordo expressed concerns regarding the need to verify and audit the services that are required under the contract (e.g., hours of patrol); suggested that the contract include the use of a summation of patrol hours based on GPS technology; and asked staff to explore the GPS matter with

PHS. He also stressed the need for adequate performance reviews for the contract, to ensure that proper measures and tools are in place in order to determine that the contracted services are being provided.

Vice Mayor McAustin and Councilmember Tornek echoed support for Councilmember Gordo's suggestion to use a GPS system for tracking the patrols required under the provisions of the City's contract with PHS.

The City Manager clarified staff's discussion with PHS about real-time reporting of services and the legal issues raised by PHS, and indicated that staff can continue to dialogue with PHS on the GPS tracking/reporting option.

Larry Faulkner, Pasadena resident, expressed concerns regarding the adequacy of the reports being offered by PHS, the alleged lack of patrol services being performed, and the need for the City to supervise the contract.

Mr. Green clarified that if the staff recommendation is approved, the contract will be processed, if an arrangement regarding the GPS technology is reached with PHS, as discussed above.

Following discussion, it was moved by Councilmember Gordo, seconded by Councilmember Madison, to approve the staff recommendation, subject to staff pursuing with the Pasadena Humane Society & SPCA the issue of employing GPS technology for reporting/audit purposes. (Motion unanimously carried) (Absent: Councilmember Robinson)

Councilmember Madison noted that the Public Safety Committee is continuing to study the City's ability to regulate certain breeds of dogs (e.g., pit bulls).

## **PUBLIC HEARINGS**

### **PUBLIC HEARING: DESIGNATION OF 160 SOUTH ORANGE GROVE BOULEVARD AS A LANDMARK**

**Recommendation:** It is recommended that the City Council continue the public hearing to October 1, 2012.

It was moved by Councilmember Madison, seconded by Councilmember Gordo, to continue the public hearing to October 1, 2012. (Motion unanimously carried) (Absent: Councilmember Robinson)

### **PUBLIC HEARING: DESIGNATION OF 164-180 SOUTH ORANGE GROVE BOULEVARD AS A LANDMARK**

**Recommendation:** It is recommended that the City Council continue the public hearing to October 1, 2012.



It was moved by Councilmember Madison, seconded by Councilmember Holden, to continue the public hearing to October 1, 2012. (Motion unanimously carried) (Absent: Councilmember Robinson)

**PUBLIC HEARING: DESIGNATION OF THREE TREES AT AURORA LAS ENCINAS HOSPITAL AS LANDMARK TREES**

**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 trees numbered 947, 834 and 406 at 300 South San Gabriel Boulevard and 2810 East Del Mar Boulevard meet landmark tree designation criterion 1 in Pasadena Municipal Code Section 17.62.040(E) because they are among the largest or oldest trees of their species located in the City;

(3) Approve the designation of three landmark trees on the properties at 300 South San Gabriel Boulevard and 2810 East Del Mar Boulevard;

(4) Adopt a resolution approving a Declaration of Landmark Tree Designation for 300 South San Gabriel Boulevard and 2810 East Del Mar Boulevard, Pasadena, California;

(5) Authorize the Mayor to execute a Declaration of Landmark Tree Designation for 300 South San Gabriel Boulevard and 2810 East Del Mar Boulevard, Pasadena, California; and

(6) Direct the City Clerk to record the Declaration with the Los Angeles County Recorder. (Resolution No. 9226)

**Recommendation of Historic Preservation Commission:**

On Monday, July 16, 2012, the Historic Preservation Commission recommended that the City Council approve the designation of three landmark trees at Aurora Las Encinas Hospital under criterion 1 of Pasadena Municipal Code Section 17.62.040(E).

The Mayor opened the public hearing.

The Senior Assistant City Clerk reported 36 copies of the notice of public hearing were posted on August 23, 2012; 205 copies of the notice were mailed on August 23, 2012; and 1 letter in support of the landmark tree designations was received.

Leon White, Principal Planner, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

Vince Bertoni, Planning Director, responded to questions regarding the status of the proposed development set out in the Las Encinas Hospital Master Plan Amendment.

Councilmember Masuda indicated that he had been informed by Las Encinas staff that they were preparing for design review for the proposed project.

It was moved by Councilmember Tornek, seconded by Vice Mayor McAustin, to close the public hearing. (Motion unanimously carried) (Absent: Councilmember Robinson)

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

**RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

Councilmember Tornek recused himself at 8:34 p.m., due to a conflict of interest.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA ESTABLISHING THE BOUNDARIES AND GUIDELINES FOR A ZONING PARKING CREDIT PROGRAM IN THE SOUTH LAKE AVENUE DISTRICT**

**Recommendation:** Adopt a resolution establishing the boundaries for the South Lake Avenue Parking Credit District as contained in Attachment A and the Guidelines in Attachment B of the agenda report for implementing the Zoning Parking Credit Program for this area. (Resolution No. 9227)

**ORDINANCE – FIRST READING**

**Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING VARIOUS PROVISIONS OF TITLE 17 (THE ZONING CODE) TO REVISE THE ZONING CREDIT PARKING PROGRAM TO INCLUDE THE SOUTH LAKE AREA”**

The above two agenda items were discussed concurrently.

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

Denver Miller, Principal Planner, summarized the agenda report as part of a PowerPoint presentation, and responded to questions.

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

AYES: Councilmembers Gordo, Holden, Madison, Masuda, Vice Mayor McAustin, Mayor Bogaard

NOES: None

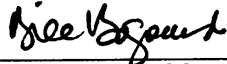
ABSENT: Councilmembers Robinson, Tornek

**COUNCIL COMMENTS**

Councilmembers Holden and Gordo congratulated the City and Rose Bowl staffs for their handling of the first University of California-Los Angeles (UCLA) football game of the year at the Rose Bowl this past weekend. They also gave kudos to the contractors for their efforts on the Rose Bowl renovation project and the work that has been accomplished to date.

**ADJOURNMENT**

On order of the Mayor, the regular meeting of the City Council adjourned at 8:42 p.m., in *memory* of Deborah (Debby) Bailey, a City retiree who had attained 45 years of service to the City.



\_\_\_\_\_  
Bill Bogaard, Mayor  
City of Pasadena

ATTEST:



\_\_\_\_\_  
City Clerk