

CITY OF PASADENA  
City Council Minutes  
October 15, 2012 – 5:30 P.M.  
City Hall Council Chamber

REGULAR MEETING

**OPENING:**

The Mayor called the regular meeting to order at 6:41 p.m.  
The Pledge of Allegiance was led by Vice Mayor McAustin.

**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  
Acting Chief Assistant City Attorney Javan Rad  
City Clerk Mark Jomsky

**CEREMONIAL MATTERS**

**PRESENTATION BY ASSEMBLYMEMBER ANTHONY PORTANTINO ON THE STATE OF THE STATE**

Assemblymember Anthony Portantino provided an overview on last year's legislative session and mentioned a number of achievements during his last six years in office.

The Mayor and Council recognized and thanked Assemblymember Portantino for his service.

By consensus and on order of the Mayor, the information was received and filed.

**RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA DECLARING SEPTEMBER 15 TO OCTOBER 15 OF EACH YEAR AS HISPANIC AND LATINO HERITAGE MONTH (Councilmember Gordo) (Resolution No. 9234)**

Councilmember Gordo introduced a resolution declaring September 15 to October 15 of each year as Hispanic and Latino Heritage Month.

The following persons spoke in support of the resolution:

Martin Gordon, Pasadena Community Coalition member  
Stella Murga-Robles, Pasadena Youth Center Director,  
and Pasadena Latino Coalition member.

Councilmember Gordo expressed his gratitude to his fellow colleagues for supporting this resolution.

It was moved by Councilmember Gordo, seconded by Councilmember Madison, to adopt the resolution. (Motion unanimously carried) (Absent: None)

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

Hector Villagra, American Civil Liberties Union (ACLU) Southern California Executive Director, announced the Pasadena-Foothill Chapter had been named the ACLU Chapter of the year, and acknowledged the Chapter's contributions to the community.

Michelle White, ACLU-Pasadena Foothill Chapter President, praised the Chapter's members for their work in the community and highlighted the cooperative relationship between the City and the Chapter.

Kris Ockershauser, ACLU Pasadena-Foothill Chapter member, thanked the City Manager and the City Clerk for their assistance with voter registration activities held in the month of October.

Diana Percival, Fair Trade Pasadena member, gave an overview of the Fair Trade Town Program/designation, and asked the City Council to consider adopting a resolution endorsing Fair Trade, and submitted informational materials.

Following brief discussion, Councilmember Robinson suggested staff provide a report to the Legislative Policy Committee for review and recommendations for City Council consideration

**CONSENT CALENDAR**

Councilmember Madison was excused at 7:16 p.m.

**AUTHORIZATION TO EXTEND CONTRACT NO. 20,076 WITH ARB, INC., FOR PROVIDING FIELD PERSONNEL SERVICES AT THE BROADWAY AND GLENARM POWER PLANT**

**Recommendation:**

- (1) Find that the extension of Contract No. 20,076 with ARB, Inc. is exempt from the California Environmental Quality Act (CEQA) Guidelines in accordance with Title 14, Chapter 3, Section 15301, existing facilities, and Section 15302, replacement or reconstruction; and
- (2) Authorize the City Manager to extend Contract No. 20,076 with ARB, Inc., for a two-year period commencing on the date of final execution of the contract for an amount not to exceed \$200,000. (Contract No. 20,076-2)

**AMENDMENT TO CONTRACT NO. 20,972 WITH VART CONSTRUCTION, INC., TO INCREASE THE TOTAL NOT TO EXCEED AMOUNT BY \$75,000 FROM \$758,730 TO \$833,730 FOR MISCELLANEOUS CONCRETE REPAIR – 2012**

**Recommendation:**

(1) Find that on April 2, 2012 the City Council acknowledged the project to be categorically exempt under the California Environmental Quality Act (CEQA) Guidelines, Section 15301(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 would require further environmental review; and

(2) Authorize the City Manager to amend Contract No. 20,972 with VART Construction, Inc., to increase the contract amount by \$75,000 for a total not to exceed amount of \$833,730 for additional work as part of the Miscellaneous Concrete Repair – 2012 project. (Contract No. 20,972-1)

**AUTHORIZATION TO ENTER INTO A PURCHASE ORDER CONTRACT WITH MOTOROLA SOLUTIONS, INC., FOR THE MONITORING AND MAINTENANCE OF THE CITY'S RADIO COMMUNICATIONS SYSTEM**

**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 contract with Motorola Solutions, Inc., for the monitoring and maintenance of the City's radio communications system in an amount not to exceed \$588,642 with an annualized allocation of \$196,214 for a period of three years from November 1, 2012 to October 31, 2015. 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) Grant the proposed purchase order contract an exemption from the competitive selection process of the Competitive Bidding and Purchasing Ordinance, Chapter 4.08 of the Pasadena Municipal Code, pursuant to Section 4.08.049(B), contracts for which the City's best interests are served.

**APPOINTMENT OF JOSE NOEL TORO TO THE NORTHWEST COMMISSION (District 5 Nomination)**

**RESIGNATION OF BRYAN BOWEN FROM THE ARTS AND CULTURE COMMISSION (Mayor Nomination)**

MINUTES APPROVED

September 24, 2012

**CLAIMS RECEIVED AND FILED**

Claim No. 11,769	Michael Pierce	\$ 8,000.00
Claim No. 11,770	David Charles Olson and Agnes Olson	25,000.00+
Claim No. 11,771	Jennifer Strong	2,864.00
Claim No. 11,772	Marshall M. Litchmann and Carolyn Grobe Litchmann, Trustees of the Marshall M. Litchmann and Carolyn Grove Litchmann Trust	25,000.00+
Claim No. 11,773	Gracielo Anguiano and Alan J. Anguiano	25,000.00+
Claim No. 11,774	Adrian Hernandez	Not Stated
Claim No. 11,775	Nofal Kahwaji	2,256.00
Claim No. 11,776	Richard Holbrook	1,032.01
Claim No. 11,777	Katherine Sharp	938.95
Claim No. 11,778	Antranik Kevorkian	1,000,000.00
Claim No. 11,779	21st Century Insurance Company as Subrogee for Gary Ganibi	844.98
Claim No. 11,780	Pambukyian Samvel	Not Stated

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

**REPORTS AND COMMENTS FROM COUNCIL COMMITTEES**

**ECONOMIC DEVELOPMENT AND TECHNOLOGY COMMITTEE**

**APPROVAL OF BUSINESS TERMS OF THIRD AMENDMENT TO AMENDED AND RESTATED OWNER PARTICIPATION AND LOAN AGREEMENT WITH WASHINGTON PARK CLASSICS, LLC., FOR THE WASHINGTON PARK CLASSICS HOUSING PROJECT AT 671 EAST WASHINGTON BOULEVARD**

**Recommendation:** It is recommended that the City Council as Housing Successor take the following actions:

- (1) Find that the proposed business terms, as described in the agenda report, for the Washington Park Classics housing project located at 671 East Washington Boulevard (the Project), is consistent with the California Environmental Quality Act (CEQA) categorical exemption adopted by the Pasadena Community Development Commission on August 8, 2005 for the Project;
- (2) Approve certain key business terms, as described in the agenda report, of the Third Amendment to Amended and Restated Owner Participation and Loan Agreement (the Third Amendment to OPLA) with Washington Park Classics, LLC. for the Project; and
- (3) Authorize the City Manager to execute any and all documents necessary to effectuate the terms and provisions of the Third Amendment to OPLA. (Contract No. 21,206)

Councilmember Gordo, Economic Development and Technology Committee Chair, introduced the agenda item.

Bill Huang, Director of Housing Department, explained the need for the amendment to the agreement.

Councilmember Madison returned at 7:22 p.m.

Jim Wong, Senior Project Manager, reviewed the agenda report as part of a PowerPoint presentation.

It was moved by Councilmember Gordo, seconded by Councilmember Madison, to approve the staff recommendation. (Motion unanimously carried) (Absent: None)

Vice Mayor McAustin recused herself at 7:29 p.m., due to a conflict of interest

**APPROVAL OF BRIDGE FINANCING IN AN AMOUNT NOT TO EXCEED \$720,000 TO HERITAGE HOUSING PARTNERS (HHP) TO IMPLEMENT PURCHASE OPTIONS ON THREE INCLUSIONARY FOR-SALE HOUSING UNITS**

**Recommendation:**

(1 ) Find that the proposed housing financing and acquisition activity, as described in the agenda report, does not have a significant effect on the environment and has been determined to be categorically exempt under Class 26 (Acquisition of Housing) of the State California Environmental Quality Act (CEQA) and, specifically, Section 15326 of the State CEQA Guidelines;

(2) Approve a budget amendment and a journal voucher appropriating \$720,000 from the Inclusionary Housing Fund Balance (Account No. 8167-619-684140) to the Housing Department FY 2013 operating budget for the HHP Bridge Financing Project;

(3) Approve certain key business terms, as described in the agenda report, of the proposed bridge financing for Heritage Housing Partners; and

(4) Authorize the City Manager to execute any and all documents necessary to effectuate the staff recommendation.

(Contract No. 21,207; Journal Voucher No. 2013-15)

Councilmember Gordo introduced the agenda item.

Bill Huang, Director of Housing Department, provided an overview of the proposed bridge financing for Heritage Housing Partners.

Jim Wong, Senior Project Manager, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

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

**PUBLIC HEARINGS**

**PUBLIC HEARING: DESIGNATION OF 1365 SOUTH OAKLAND AVENUE AS A LANDMARK**

Councilmember McAustin  
returned at 7:40 p.m.

**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 the protection of the environment;
- (2) Find that the property at 1365 South Oakland Avenue 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 Neoclassical style mansion and retains a high level of integrity;
- (3) Approve the designation of the property at 1365 South Oakland Avenue as a landmark;
- (4) Adopt a resolution approving a Declaration of Landmark Designation for 1365 South Oakland Avenue, Pasadena, California;
- (5) Authorize the Mayor to execute the Declaration of Landmark Designation for 1365 South Oakland Avenue, Pasadena, California; and
- (6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 9235)

**Recommendation of Historic Preservation Commission:**

On Monday, July 2, 2012, the Historic Preservation Commission recommended that the City Council approve the designation of 1365 South Oakland Avenue as a Landmark under Criterion C of Pasadena Municipal Code Section 17.62.040.

The Mayor opened the public hearing.

The City Clerk reported 19 copies of the notice of public hearing were posted on September 28, 2012; 58 copies of the notice were mailed on September 28, 2012, and no correspondence was received.

John Steinmeyer, Senior Planner, reviewed the agenda report as part of a PowerPoint presentation.

Robert Langston, applicant, spoke in support of the landmark designation.

It was moved by Councilmember Tornek, seconded by Vice Mayor McAustin, to close the public hearing. (Motion unanimously carried) (Absent: None)

It was moved by Councilmember Tornek, seconded by Vice Mayor McAustin, to approve the staff recommendation. (Motion unanimously carried) (Absent: None)

**PUBLIC HEARING: DESIGNATION OF 897 SUMMIT AVENUE 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 the protection of the environment;
- (2) Find that the property at 897 Summit Avenue 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 Folk Victorian house and retains its integrity;
- (3) Approve the designation of the property at 897 Summit Avenue as a landmark;
- (4) Adopt a resolution approving a Declaration of Landmark Designation for 897 Summit Avenue, Pasadena, California;
- (5) Authorize the Mayor to execute the Declaration of Landmark Designation for 897 Summit Avenue, Pasadena, California; and
- (6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 9236)

**Recommendation of Historic Preservation Commission:**

On Monday, July 16, 2012, the Historic Preservation Commission recommended that the City Council approve the designation of 897 Summit Avenue as a Landmark under Criterion C of the Pasadena Municipal Code Section 17.62.040.

The Mayor opened the public hearing.

The City Clerk reported 25 copies of the notice of public hearing were posted on September 28, 2012; 102 copies of the notice were mailed on September 28, 2012, and no correspondence was received.

John Steinmeyer, Senior Planner, reviewed the agenda report as part of a PowerPoint presentation.

No one appeared for public comment.

It was moved by Councilmember Holden, seconded by Councilmember Masuda, to close the public hearing. (Motion unanimously carried) (Absent: None)

It was moved by Councilmember Holden, seconded by Councilmember Masuda, to approve the staff recommendation. (Motion unanimously carried) (Absent: None)

**PUBLIC HEARING: DESIGNATION OF 310 LINDA VISTA AVENUE 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 the protection of the environment;  
(2) Find that the J.D. Gunder House at 310 Linda Vista Avenue meets Criterion C in Pasadena Municipal Code Section 17.62.040(C)(2)(c) because it is a custom residence from the period revival era influenced by English and Spanish precedents with unique plan and architectural detailing, designed by Pasquale De Rosa;  
(3) Approve the designation of the property at 310 Linda Vista Avenue as a Landmark;  
(4) Adopt a resolution approving a Declaration of Landmark Designation for 310 Linda Vista Avenue, Pasadena, California;  
(5) Authorize the Mayor to execute the Declaration of Landmark Designation for 310 Linda Vista Avenue, Pasadena, California; and  
(6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 9237)

**Recommendation of Historic Preservation Commission:**  
On Monday, August 6, 2012, the Historic Preservation Commission recommended that the City Council approve the designation of 310 Linda Vista Avenue as a Landmark under Criterion C of Pasadena Municipal Code Section 17.62.040(C)(2)(c).

The Mayor opened the public hearing.

The City Clerk reported 22 copies of the notice of public hearing were posted on September 28, 2012; 38 copies of the notice were mailed on September 28, 2012; and no correspondence was received.

John Steinmeyer, Senior Planner, reviewed the agenda report as part of a PowerPoint presentation.

No one appeared for public comment.

It was moved by Councilmember Madison, seconded by Councilmember Tornek, to close the public hearing. (Motion unanimously carried) (Absent: None)

It was moved by Councilmember Madison, seconded by Councilmember Gordo, to approve the staff recommendation. (Motion unanimously carried) (Absent: None)

**PUBLIC HEARING: DESIGNATION OF 781 PROSPECT BOULEVARD AS A HISTORIC MONUMENT**

**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 the protection of the environment;  
(2) Find that the Willis E. Hindry House at 781 Prospect Boulevard meets Criterion C in Pasadena Municipal Code



Section 17.62.040(B)(1) for historic monument designation because it is exceptional in the embodiment of the distinctive characteristics of a historic resource property type and architectural style and is an exceptional representation of the work of an architect whose work is significant to the region. The house is a unique and exceptional Arts and Crafts period house with Mission Revival influences, constructed in 1910 to a design by Arthur S. Heineman. The designation also includes interior features of the semi-public rooms of the house (entry hall and rounded extension, living room and dining room);

(3) Approve the designation of the property at 781 Prospect Boulevard as a Historic Monument;

(4) Adopt a resolution approving a Declaration of Historic Monument Designation for 781 Prospect Boulevard, Pasadena, California;

(5) Authorize the Mayor to execute the Declaration of Historic Monument Designation for 781 Prospect Boulevard, Pasadena, California; and

(6) Direct the City Clerk to record the declaration with the Los Angeles County Recorder. (Resolution No. 9238)

**Recommendation of Historic Preservation Commission:**

On Monday, August 6, 2012, the Historic Preservation Commission recommended that the City Council approve the designation of 781 Prospect Boulevard as a Historic Monument under Criterion C of Pasadena Municipal Code Section 17.62.040(B)(1). The Commission further recommended that the garage and landscape design be excluded from the nomination at this time due to the owner's wish to conduct further research about these features prior to including them in the designation.

The Mayor opened the public hearing.

The City Clerk reported 31 copies of the notice of public hearing were posted on September 28, 2012; 68 copies of the notice were mailed on September 28, 2012; and no correspondence was received.

John Steinmeyer, Senior Planner, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

No one appeared for public comment.

It was moved by Councilmember Robinson, seconded by Councilmember Masuda, to close the public hearing. (Motion unanimously carried) (Absent: None)

It was moved by Councilmember Robinson, seconded by Councilmember Gordo, to approve the staff recommendation. (Motion unanimously carried) (Absent: None)

**PUBLIC HEARING: DRAFT CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (2011-2012 PROGRAM YEAR) FOR PROJECTS FUNDED FROM COMMUNITY DEVELOPMENT BLOCK GRANT, EMERGENCY SHELTER GRANT, HOME INVESTMENT PARTNERSHIP ACT, AND HUMAN SERVICES ENDOWMENT FUND PROGRAMS**

**Recommendation:** It is recommended that the City Council continue the public hearing to October 22, 2012 at 7:00 p.m.

It was moved by Councilmember Gordo, seconded by Councilmember Robinson, to continue the public hearing to October 22, 2012 at 7:00 p.m. (Motion unanimously carried) (Absent: None)

**INFORMATION ITEM**

Councilmember Madison was excused at 8:01 p.m.

**OFF-STREET PARKING POLICY UPDATE**

**Recommendation:** This report is for information only.

Fred Dock, Director of Transportation Department, reviewed the agenda report as part of a PowerPoint presentation; and responded to questions.

Vice Mayor McAustin expressed concerns regarding the equal needs of parking requirements in different parts of the City in order to attract new developers. She also inquired about the redevelopment owned parking structures, and the potential loss of parking in these parking structures.

Councilmember Holden was excused at 8:41 p.m.

Councilmember Gordo suggested staff continue to search for alternative off-street parking solutions. He also suggested the City host discussions with interested parties to provide a review on strategies on how to encourage transit and create a cohesive parking strategy throughout the City.

By consensus and on order of the Mayor, the report was received and filed.

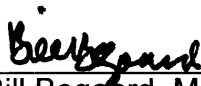
**COUNCIL COMMENTS**

Councilmember Tornek expressed concerns regarding the Rose Bowl Operating Company's decision to not pursue the tunnel water project, and asked that this matter be referred to the Municipal Services Committee for review.

The Mayor reported that a workshop was held on October 12, 2012, which focused on ways to fund infrastructure investment needs.

**ADJOURNMENT**

On order of the Mayor, the regular meeting of the City Council adjourned at 9:35 p.m.

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

ATTEST:

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