

CITY OF PASADENA
City Council Minutes
October 22, 2012 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

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

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

Councilmember Robinson arrived at 5:51p.m.

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL regarding pending litigation pursuant to Government Code Section 54956.9(a)

Case Name: Magallon v. City of Pasadena

Case No.: Los Angeles Superior Court Case No. GC048172

Councilmember Madison arrived at 5:53 p.m.

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

Property Location: 64 North Mar Vista Avenue, Unit #232

Agency Negotiators: Michael J. Beck and Steve Mermell

Negotiating Parties: Michelle Smallwood, Regina Hooks, and Herschel Ramsey

Councilmember Gordo arrived at 5:58 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

Councilmember Robinson was excused at 7:00 p.m.

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

On order of the Mayor, the regular meeting reconvened at 7:04 p.m. The Pledge of Allegiance was led by Police Chief Phillip Sanchez.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Margaret McAustin
Councilmember Victor Gordo
Councilmember Chris Holden (Absent)
Councilmember Steve Madison
Councilmember Gene Masuda
Councilmember Jacque Robinson (Returned at 7:09 pm)
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 Jose Noel Toro as Northwest Commissioner.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

No one appeared for public comment.

CONSENT CALENDAR

Item discussed separately, at the request of Councilmember Gordo.

ADOPT A RESOLUTION FOR SUMMARY VACATION OF 15-FOOT WIDE PIECE OF LAND ALONG THE EAST SIDE OF NORTH LOS ROBLES AVENUE BETWEEN BUCKEYEE STREET AND ASHTABULA STREET AT 750 NORTH LOS ROBLES AVENUE

Councilmember Robinson returned at 7:09 p.m.

AUTHORIZE THE PURCHASE OF A MOBILE LICENSE PLATE READING SYSTEM FROM SENTRY CONTROL SYSTEMS, INC.

Recommendation:

- (1) Find that the proposed action is exempt from review, pursuant to the California Environmental Quality Act (CEQA), State CEQA Guidelines, Section 15061(b)(3), general rule;
- (2) Authorize the City Manager to enter into a contract with Sentry Control Systems, Inc., for the purchase of a Genetec mobile license plate reading system in an amount not to exceed \$80,000. The proposed purchase is exempt from competitive bidding, pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, material, supplies or services;
- (3) Grant the proposed contract an exemption from the competitive bidding 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
- (4) Recognize that a public purpose is served by exempting the proposed transfer from the provisions of the Surplus Equipment and Goods Ordinance, Pasadena Municipal Code, Chapter 4.04, Section 4.04.080.

Item discussed separately, at the request of Councilmember Masuda.

COMMENT TO STATE HISTORIC PRESERVATION OFFICER ON THE NOMINATIONS OF THE SOUTHERN CALIFORNIA SANITARIUM HISTORIC DISTRICT AND THE MERWIN HOUSE FOR LISTING IN THE NATIONAL REGISTER OF HISTORIC PLACES

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER CONTRACT WITH AMERON POLES C/O PACIFIC LIGHTING SALES, INC., FOR PURCHASE OF CONCRETE STREET LIGHTING POLES FOR AN AMOUNT NOT TO EXCEED \$150,000

Recommendation:

- (1) Find that the proposed contract is exempt from the California Environmental Quality Act (CEQA), pursuant to State

CEQA Guidelines, Section 15061(b)(3), general rule;

(2) Find that the proposed purchase order contract is exempt from competitive bidding, pursuant to City Charter, Article X, Section 1002(C), contracts for labor, material, supplies, or services available from only one vendor, and is requested to be exempted from the Competitive Selection process on the basis of Pasadena Municipal Code, Section 4.08.049(B), contracts for which the City's best interests are served; and

(3) Authorize the City Manager to enter into a purchase order contract with Ameron Poles c/o Pacific Lighting Sales, Inc., for the purchase of concrete street lighting poles for an amount not to exceed \$150,000.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH SUPERIOR TECHNICAL RESOURCES, INC., FOR INFORMATION TECHNOLOGY STAFFING SERVICES

Recommendation:

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

(2) Authorize the issuance of a purchase order contract with Superior Technical Resources, Inc., for Information Technology temporary staffing services in an amount not to exceed \$500,000 for a one-year period commencing the date the contract is fully executed with two optional one-year extensions for an amount not to exceed \$500,000 each, subject to approval by the City Manager without further City Council consideration. Competitive bidding is not required, pursuant to City Charter, Article X, Section 1002(F), contracts for professional or unique services; and

(3) Authorize the placement of the next five highest ranked staffing firms, AppleOne Employment Services, Sierra Cybermetrics, Inc., Partners in Diversity, Inc., NTT Data, and ASK Staffing, Inc., on a pre-approved vendor list to provide as-needed Information Technology temporary services for the same initial one-year period as Superior Technical Resources, Inc., with the option to renew for up to two additional one-year periods. In the event a contract to any one of these pre-approved vendors exceeds \$74,999, staff will return to the City Council for authorization.

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

Recommendation: Authorize the City Manager to enter into a contract not to exceed \$900,000, with the County of Los Angeles, for supplemental law enforcement services for New Year's activities. The proposed contract is exempt from competitive bidding, pursuant to City Charter, Section 1002(H), and Pasadena Municipal Code, Section 4.08.048(A)(3),

contracts with other governmental entities. (Contract No. 21,217)

APPOINTMENT OF ED WILSON TO THE ENVIRONMENTAL ADVISORY COMMISSION (Mayor Nomination/District 1)

APPOINTMENT OF TIM WENDLER TO THE TRANSPORTATION ADVISORY COMMISSION (District 5 Nomination)

Item held at the request of Councilmember Madison.

APPOINTMENT OF KIM CHAVARRIA TO THE HUMAN SERVICES COMMISSION (District 6 Nomination)

REAPPOINTMENT OF TAMERLIN J. GODLEY TO THE HUMAN RELATIONS COMMISSION (District 6 Nomination)

MINUTES APPROVED

October 1, 2012
October 8, 2012

CLAIMS RECEIVED AND FILED

Claim No. 11,781	Verleaner Dixon	\$	Not Stated
Claim No. 11,782	Tony Harris		Not Stated
Claim No. 11,783	Charter Communications c/o Project Resources Group		2,404.64
Claim No. 11,784	EstherLemos		25,000.00+
Claim No. 11,785	Ruthee Goldkorn		4,000.00

Councilmember Madison requested that the Kim Chavarria appointment be held to a future meeting.

It was moved by Vice Mayor McAustin, seconded by Councilmember Gordo, to approve the Consent Calendar, with the exceptions of Item 1 (Vacation of Piece of Land at 750 North Los Robles Avenue) and Item 3 (State Historic Preservation Nominations), which were discussed separately, and Item 9 (Appointment of Kim Chavarria), which was held to a future meeting. (Motion unanimously carried) (Absent: Councilmember Holden)

CONSENT ITEMS DISCUSSED SEPARATELY

ADOPT A RESOLUTION FOR SUMMARY VACATION OF 15-FOOT WIDE PIECE OF LAND ALONG THE EAST SIDE OF NORTH LOS ROBLES AVENUE BETWEEN BUCKEYE STREET AND ASHTABULA STREET AT 750 NORTH LOS ROBLES AVENUE

Recommendation:

(1) Find that the summary vacation of a 15-foot wide piece of land along the east side of North Los Robles Avenue between Buckeye Street and Ashtabula Street is categorically exempt from the California Environmental Quality Act (CEQA) in accordance with Article 19, Section 15305, minor alterations in land use limitations; and

(2) Adopt a resolution summarily vacating the subject piece of land at 750 North Los Robles Avenue, pursuant to Sections

8331, 8333, and 8334 of the California Streets and Highways Code. (Resolution No. 9242)

Councilmember Gordo suggested that the Pasadena Unified School District either remove the ivy from this vacated strip of land or replace it with a more appropriate landscaping.

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

COMMENT TO STATE HISTORIC PRESERVATION OFFICER ON THE NOMINATIONS OF THE SOUTHERN CALIFORNIA SANITARIUM HISTORIC DISTRICT AND THE MERWIN HOUSE FOR LISTING IN THE NATIONAL REGISTER OF HISTORIC PLACES

Recommendation: Authorize the transmittal of a letter (Attachment B of the agenda report) from the Mayor to the State Historic Preservation Officer (SHPO) in support of the nominations of the Southern California Sanitarium Historic District and the Merwin House for listing in the National Register of Historic Places.

Recommendation of Historic Preservation Commission: On Monday, October 15, 2012, the Historic Preservation Commission recommended that the City Council approve staff's recommendation.

Stephanie DeWolfe, Deputy Director of Planning Department, introduced the agenda item.

Kevin Johnson, Planner, reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

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

PUBLIC HEARING

Councilmember Gordo was excused at 7:18 p.m.

CONTINUED PUBLIC HEARING: DESIGNATION OF 1313 NORTH HILL AVENUE AS A LANDMARK

Recommendation: It is recommended that the City Council cancel the public hearing at the request of the applicant who has withdrawn the landmark designation application.

It was moved by Vice Mayor McAustin, seconded by Councilmember Robinson, to cancel the public hearing as requested by the applicant. (Motion unanimously carried) (Absent: Councilmembers Gordo, Holden)

CONTINUED PUBLIC HEARING: DESIGNATION OF 1383-1399 EAST WASHINGTON BOULEVARD AND 1349-1365 NORTH HILL AVENUE AS A LANDMARK

Recommendation:

(1) Find that this action 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 Hill and Washington Apartments building at 1383-1399 East Washington Boulevard and 1349-1365 North Hill Avenue meets landmark designation criterion C in Pasadena Municipal Code, Section 17.62.040(C), because it is a locally significant, intact example of a 1920's era two-story vernacular masonry mixed-use building, designed by Architect B. Greg Horton; and

(3) Postpone consideration of landmark designation until January 2013, when it is anticipated that there will be a new property owner.

Recommendation of Historic Preservation Commission:

On Monday, May 7, 2012, the Historic Preservation Commission found that the building at 1383-1399 East Washington Boulevard and 1349-1365 North Hill Avenue meets the criteria for designation as a Landmark and recommended that the City Council approve the designation of the building 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 24 copies of the notice of public hearing were posted on September 14, 2012; 106 copies of the notice were mailed on September 14, 2012; and 10 letters in support of, and 1 letter in opposition to, the landmark designation were received.

Stephanie DeWolfe, Deputy Director of Planning Department, introduced the agenda item, and responded to questions.

Kevin Johnson, Planner, reviewed the agenda report as part of a PowerPoint presentation.

The following persons spoke in support of the proposed landmark designation:

- Bridgid Fennell, applicant
- Guthert, Pasadena resident
- Clint Palmer, Pasadena resident
- Diane Grohlski, Historic Highlands Neighborhood Association Chair
- Andrea Cawlina, Pasadena resident, submitted property listing information sheet
- Bob Kneisel, Bungalow Heaven Neighborhood Association Past Chair
- Tina Miller, Pasadena resident

Following discussion, Councilmember Tornek asked staff to research past actions involving landmark designations that were not supported by the actual property owner.

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

It was moved by Vice Mayor McAustin, seconded by Councilmember Robinson, to postpone consideration of the landmark designation, with staff to schedule and notice a new public hearing at a future meeting in January 2013. (Motion unanimously carried) (Absent: Councilmembers Gordo, Holden)

Vice Mayor McAustin was excused at 7:54 p.m.

CONTINUED 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 29, 2012, at 7:00 p.m.

It was moved by Councilmember Robinson, seconded by Councilmember Tornek, to continue the public hearing to October 29, 2012 at 7:00 p.m. (Motion unanimously carried) (Absent: Councilmembers Gordo, Holden, Vice Mayor McAustin)

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

FINANCE COMMITTEE

Vice Mayor McAustin returned at 7:59 p.m.

LABORER'S INTERNATIONAL UNION OF NORTH AMERICA (LIUNA) PENSION FUND WITHDRAWAL LIABILITY

Recommendation:

- (1) Approve the \$3,373,620 lump sum payment to LIUNA National Pension Fund; and
- (2) Adopt a resolution approving and stating the terms of an internal borrowing of \$3,373,620 from the Benefits Fund for payment of the withdrawal liability. (Resolution No. 9243)

Councilmember Tornek, Finance Committee member, introduced the agenda item.

Andy Green, Director of Finance Department, provided an overview of the Supplemental Pension Plan.

Bob Ridley, Controller, summarized the agenda report as part of a PowerPoint presentation, and responded to questions.

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

INFORMATION ITEMS

EQUAL OPPORTUNITY IN EMPLOYMENT ANNUAL REPORT JANUARY 1, 2011 – DECEMBER 31, 2011

Recommendation: The Equal Opportunity in Employment Annual Report is submitted for information only. This report is based on the calendar year 2011 and reflects all individuals employed in regular, full-time positions during the reporting period of January 1 through December 31, 2011.

Julie Gutierrez, Assistant City Manager, summarized the agenda report as part of a Powerpoint presentation, and responded to questions.

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

ANNUAL REPORT ON CITY PROCUREMENT – CALENDAR YEAR 2011

Recommendation: It is recommended that the City Council receive the annual report on City procurement for calendar year 2011.

Andy Green, Director of Finance Department, introduced the agenda item.

Larry Hammond, Purchasing Administrator, summarized the agenda report as part of a PowerPoint presentation, and responded to questions.

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

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

RESOLUTIONS RELATED TO THE CALLING OF THE REGULAR MARCH 5, 2013 PRIMARY NOMINATING ELECTION AND THE APRIL 16, 2013 GENERAL MUNICIPAL ELECTION, IF NECESSARY; AND CONSOLIDATION OF THE PASADENA BOARD OF EDUCATION WITH SAID ELECTIONS; AND OTHER RELATED MATTERS

Recommendation: It is recommended that the City Council adopt the following resolutions:

(1) A resolution of the City Council of the City of Pasadena calling for the holding of a District Primary Nominating Election on March 5, 2013 for members of the City Council in Districts 3, 5, and 7 of said City, and consolidating said Election with the Pasadena Unified School District Primary Nominating Election for Board of Education Districts 1, 3, 5, and 7, and calling for the holding, if necessary, of a General Municipal Election on

April 16, 2013; and authorizing the City Clerk to enter into a contract with PUSD for the City Clerk to provide election services to the PUSD;

(2) A resolution of the City Council of the City of Pasadena requesting the Board of Supervisors of Los Angeles County to permit the Registrar of Voters of said County to render specified services to said City relating to the conduct of a consolidated City of Pasadena and Pasadena Board of Education Primary Nominating Election to be held on March 5, 2013 and, if necessary, a General Municipal Election to be held on April 16, 2013; and

(3) A resolution of the City Council of the City of Pasadena setting forth regulations relating to candidate statements for the March 5, 2013 Primary Nominating Election and the April 16, 2013 General Municipal Election. (Resolution Nos. 9239, 9240, and 9241; Contract No. 21,216)

The City Clerk reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

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

AUTHORIZATION TO ENTER INTO CONTRACT WITH MARTIN & CHAPMAN COMPANY FOR PROFESSIONAL ELECTION SERVICES AND SUPPLIES FOR AN AMOUNT NOT TO EXCEED \$390,000

Recommendation:

(1) Authorize the City Clerk to enter into a contract with Martin & Chapman Company without competitive bidding, pursuant to City Charter, Section 1002(F) (contracts for professional or unique services), for professional election services and supplies for the March 5, 2013 consolidated City of Pasadena and Pasadena Unified School District Primary Nominating Election, and the April 16, 2013, General Municipal Election for an amount not to exceed \$390,000.

(2) 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. (Contract No. 21,218)

The City Clerk summarized the agenda report as part of a PowerPoint presentation.

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

COUNCIL COMMENTS

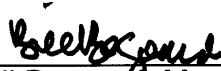
Councilmember Madison was excused at 8:54 p.m.

Councilmember Tornek announced the San Gabriel Valley Council of Governments (SGVCOG), had arrived at a final settlement judgment with Nick Conway and Arroyo Associates. He also noted that the Alameda Corridor East (ACE) is running into difficulties trying to separate itself from its parent agency, the SGVCOG.

Councilmember Tornek indicated that he had received a letter from the Planning Commission regarding the Draft Environmental Impact Report for the Rose Bowl Stadium and the NFL, in which the Planning Commission had formally requested that this item be azenized by the City Council in the near future.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 8:56 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk