

CITY OF PASADENA
City Council Minutes
March 24, 2014 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting to order at 5:37 p.m.
(Absent: Councilmember Madison, Vice Mayor Robinson)

On the order of the Mayor, the regular meeting recessed at 5:37
p.m. to discuss the following closed sessions:

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

Vice Mayor Robinson arrived at
5:47 P.M.

**Property Location: 150 East Holly Street, Pasadena,
California**

**Agency Negotiators: Michael J. Beck and Steve Mermell
Negotiating Parties: Michael Delijani and Richard McDonald
Under Negotiation: Price and terms of payment**

**CITY COUNCIL OF THE CITY OF PASADENA AS
SUCCESSOR AGENCY TO THE PASADENA COMMUNITY
DEVELOPMENT COMMISSION CONFERENCE WITH REAL
PROPERTY NEGOTIATORS pursuant to Government Code
Section 54956.8**

Councilmember Madison
arrived at 5:50 P.M.

**Property Locations: 155 East Green Street, 300 East
Colorado Boulevard, and 400 East Green Street, Pasadena,
California**

**Agency Negotiators: Michael J. Beck and Steve Mermell
Negotiating Parties: James Farrell
Under Negotiation: Price and terms of payment**

**CITY COUNCIL CONFERENCE REGARDING PUBLIC
EMPLOYEE PERFORMANCE EVALUATION pursuant to
Government Code Section 54957
Title: City Manager**

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

On the order of the Mayor, the regular meeting reconvened at
6:31 p.m. The Pledge of Allegiance was led by Boy Scout Troop
131, under the direction of Scoutmaster Greg Hankins.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Jacque Robinson
Councilmember Victor Gordo
Councilmember John J. Kennedy
Councilmember Steve Madison
Councilmember Gene Masuda
Councilmember Margaret McAustin
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 Nichelle Holliday as Commissioner on the Status of Women.

The Mayor presented a proclamation declaring March 29, 2014 as Arbor Day. The proclamation was received by Charles Perez, Public Works Administrator, Kenneth Graham, Public Works Administrator, and Darya Barar, Program Coordinator II.

Mr. Perez provided information on a joint City program with Pasadena Beautiful Foundation to undertake tree planting efforts throughout the City.

UPDATE ON THE BOB HOPE AIRPORT BRANDING EFFORT AND PROPOSED NAME CHANGE BY DAN FEGER, P.E., EXECUTIVE DIRECTOR OF THE BOB HOPE AIRPORT AUTHORITY

Dan Feger, Executive Director, provided a PowerPoint presentation on the branding and naming efforts being considered for the Bob Hope Airport, as well as some of the mobility issues impacting the airport.

Following discussion, on order of the Mayor, and consensus of the City Council, the information was received and filed.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Jaylene Mosely, Connie Sanchez, and Kendall Rouse, Flintridge Center, provided information regarding the Walk Northwest fundraising event to be held on Saturday, April 12, 2014.

Councilmember Kennedy invited Ms. Mosley and staff to attend the District 3 community meeting to be held on Wednesday, March 26, 2014, to provide information regarding the Walk Northwest fundraising event.

Lori Berg, Fancon Rice, and Voesilis Tsinoglou, Pasadena residents, distributed information and expressed concerns regarding the proposed multi-family residential development project at 167 East Walnut Street.

The Mayor asked the City Manager to provide a status report of the proposed project to be included in his weekly newsletter to the City Council. Councilmember Kennedy requested information on the notice requirements and approval process for the proposed project.

Josh Liddy, Pasadena resident, spoke in opposition to Breed Specific Legislation for pit bulls and pit bull cross breeds, and invited the City Council to join him and Councilmember Madison in a planned visit to the Pasadena Humane Society along on Saturday, March 29, 2014.

CONSENT CALENDAR

APPROVAL OF THE CITY OF PASADENA TRANSIT DIVISION TITLE VI PROGRAM IN ACCORDANCE WITH TITLE VI OF THE CIVIL RIGHTS ACT OF 1964

Recommendation:

- (1) Find that the proposed actions are exempt from review pursuant to the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3); and
- (2) Approve the City of Pasadena Transit Division Title VI Program.

CONTRACT AWARD TO DYNALECTRIC FOR INSTALLATION OF THE SOUTH LAKE AVENUE MID-BLOCK TRAFFIC SIGNAL BETWEEN GREEN STREET AND CORDOVA STREET, FOR AN AMOUNT NOT TO EXCEED \$129,000

Recommendation:

- (1) Find the proposed project to be categorically exempt under the California Environmental Quality Act (CEQA) in accordance with Section 15301 (Class 1), subsection (c). This exemption includes minor alterations of existing public facilities (including streets) involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination, and there are no environmental reviews; and
- (2) Accept the bid dated February 19, 2014, submitted by Dynalectric, in response to the Specifications for the Installation of the South Lake Avenue Mid-Block Traffic Signal between Green Street and Cordova Street, reject all other bids received, and authorize the City Manager to enter into such contract as is required for an amount not to exceed \$129,000. (Contract No. 21,766)

APPROVAL OF A SIDE LETTER AGREEMENT WITH THE PASADENA POLICE SERGEANTS ASSOCIATION (PPSA) AMENDING THE MEMORANDUM OF UNDERSTANDING OF JULY 1, 2013 – JUNE 30, 2016

Recommendation: It is recommended that the City Council approve a side letter agreement with PPSA to modify their Memorandum of Understanding (MOU) regarding Special Assignment Pay – Supervisory Movie Detail and Work Schedules – 4/10 meal periods. (Contract No. 21,536-1)

FINANCE COMMITTEE: APPROVAL OF INCREASE TO PURCHASE ORDER NO. 54425 WITH RALPH'S GROCERY COMPANY FOR THE PURCHASE OF FOOD VOUCHERS FOR HIV/AIDS HOME HEALTH CARE SERVICES

Recommendation:

- (1) Authorize an increase to Purchase Order No. 54425 with Ralph's Grocery Company, in the amount of \$45,001, thereby increasing the not to exceed amount from \$74,999 to \$120,000 for the purchase of food vouchers for the HIV/AIDS Home Health Care Services program;
- (2) Recognize and appropriate \$45,001 for the AIDS Medi-Cal Waiver Program to the Public Health Department's Fiscal Year 2014 Operating Budget; and
- (3) Grant the proposed increase 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. (Journal Voucher No. 2014-22)

FINANCE COMMITTEE: QUARTERLY INVESTMENT REPORT – QUARTER ENDING DECEMBER 31, 2013

Recommendation: This report is for information purposes only.

Item discussed separately

FINANCE COMMITTEE: APPROVE A JOURNAL VOUCHER AMENDING PROJECTS IN THE FISCAL YEAR 2014 CAPITAL IMPROVEMENT PROGRAM BUDGET

FINANCE COMMITTEE: RECOGNIZE AND APPROPRIATE FUNDS IN THE AMOUNT OF \$41,040 TO THE PUBLIC HEALTH DEPARTMENT'S FISCAL YEAR 2014 OPERATING BUDGET AND AMENDMENTS TO THE GENERAL FEE SCHEDULE

Recommendation:

- (1) Recognize and appropriate \$41,040 from the California Wellness Foundation to the Public Health Department's Fiscal Year 2014 Operating Budget for the provision of dental services to uninsured seniors; and

(2) Amend the General Fee Schedule to include new fees related to the Michael D. Antonovich Dental Clinic and sliding fee scale. as well as fee changes to support the Environmental Health Division. (Journal Voucher No. 2014-24)

MINUTES APPROVED

March 10, 2014

CLAIMS RECEIVED AND FILED

| | | |
|------------------|-----------------------------|---------------|
| Claim No. 12,132 | Clarence Julius West | \$ 25,000.00+ |
| Claim No. 12,133 | Paul N. Devine III | Not stated |
| Claim No. 12,134 | ██████████ For a disclosure | 4,681.68 |

of the claimant, please contact the City Clerk's Office.

With respect to Item No. 7 (Recognize and Appropriate Funds in the Amount of \$41,040 to the Public Health Department's Fiscal Year 2014 Operating Budget and Amendments to the General Fee Schedule), Councilmember Tornek, Chair of the Finance Committee, stated that recommendation two, in the agenda report, is amended so that the recommendation now states: Amend the General Fee Schedule to include new fees related to the Michael D. Antonovich Dental Clinic and sliding fee. The recommended fee changes to support the Environmental Health Division have been removed and will be discussed at a future Finance Committee meeting.

It was moved by Councilmember Gordo, seconded by Councilmember Kennedy, to approve the Consent Calendar, with the exception of Item No. 6 (Approve a Journal Voucher Amending Projects in the Fiscal Year 2014 Capital Improvement Program Budget), which was discussed separately; and with the amendment to Item No. 7 as noted above. (Motion unanimously carried) (Absent: None)

CONSENT ITEM DISCUSSED SEPARATELY

FINANCE COMMITTEE: APPROVE A JOURNAL VOUCHER AMENDING PROJECTS IN THE FISCAL YEAR 2014 CAPITAL IMPROVEMENT PROGRAM BUDGET

Recommendation: It is recommended that the City Council approve a journal voucher with a net increase of \$4,347,224 amending 15 projects in the Fiscal Year 2014 Capital Improvement Program Budget as detailed in the Fiscal Impact section of the agenda report. (Journal Voucher No. 2014-23)

Rose Bowl Operating Company Recommendation: On March 5, 2014, the Rose Bowl Operating Company recommended appropriating \$661,700 in Rose Bowl Funds to the *Rose Bowl Preventive and Major Maintenance* project in the Fiscal Year 2014 CIP Budget.

Joe Awad, Assistant General Manager of Water and Power, and Michael Beck, City Manager responded to fiscal questions regarding services from the Utility Underdoing System Private Property Vaults and contractual impacts related to capital projects.

Following discussion, it was moved by Councilmember Masuda, seconded by Councilmember McAustin, to approve the staff recommendation. (Motion unanimously carried) (Absent: None)

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

FINANCE COMMITTEE

**Item held at the request of
Councilmember Tornek,
Chair of the Finance
Committee**

**RECOMMEND AMENDMENT TO PASADENA MUNICIPAL
CODE CHAPTER 4.08 BIDDING AND PURCHASING TO
INCREASE COMPETITIVE BIDDING AND THE FORMAL
COMPETITIVE SELECTION THRESHOLD TO \$50,000;
INCREASE INFORMAL BIDDING THRESHOLD TO \$6,000;
AND CHANGE THE ANNUAL REPORTING PERIOD TO
FISCAL YEAR FORMAT**

Recommendation:

- (1) Direct the City Attorney to modify Chapter 4.08 of the Competitive Bidding and Purchasing Ordinance within 60 days to raise the formal bid threshold to \$50,000;
- (2) Direct the City Attorney to modify Chapter 4.08.050 Informal Selection of the Competitive Bidding and Purchasing Ordinance within 60 days to raise the informal bid threshold to \$6,000; and
- (3) Direct the City Attorney to modify Chapter 4.08.151(A) of the Competitive Bidding and Purchasing Ordinance within 60 days to adjust the annual procurement reporting period to a Fiscal Year format.

Christopher Walker, Pasadena resident, requested that staff consider a local preference of 5% for Pasadena residents when formal bids are solicited, and provided comments on the bidding process and verbiage.

Councilmember Tornek stated that the item will be agendized for discussion at a future Finance Committee meeting and would contact Mr. Walker with the date and time of the meeting.

INFORMATION ITEM

**PLAYHOUSE DISTRICT COLORADO BOULEVARD
INITIATIVE**

Recommendation: This item is presented for information only.

Mark Yamarone, Transportation Administrator, summarized the agenda report as part of the PowerPoint presentation, and responded to questions.

Councilmember Gordo asked staff to investigate management issues that might occur as part of the proposed parklets project, including the maintenance, design quality, traffic impacts, and potential liability to the City but also noted the enhanced benefits this project would have on the Playhouse District.

Fred Dock, Director of Transportation, responded to questions regarding the management of the proposed parklets.

Erlinda Romo and Greg Gunther, Pasadena Playhouse District, presented a PowerPoint presentation providing information on the proposed "Parklet's Plus" pilot program to be located in the Playhouse District, and responded to questions.

The following individuals provided comments and/or spoke in favor of the Playhouse District's proposed parklets program

Bob Oltman, Pasadena resident
Blair Miller, Pasadena resident
Elizabeth Doran, Pasadena resident
Marsha Rood, Pasadena resident
Johnathan Edwards, Downtown Pasadena Neighborhood Association
Richard A. McDonald, Pasadena resident
Stefanos Polyzoides, Pasadena resident

Scott Jenkins, Tournament of Roses, responded to questions and highlighted issues with clean-up activities in relation to the parklets and the Rose Parade event.

Councilmember Masuda expressed concerns regarding potential safety issues associated with narrowing Colorado Boulevard, possible fiscal concerns and constraints, and requested that staff survey the entire City to gauge interest in the proposed project.

Vice Mayor Robinson suggested that a temporary approach be considered for the proposed parklets program and asked staff to review the traffic concerns related to narrowing Colorado Boulevard.

Councilmember Kennedy and Tornek asked that staff conduct outreach and education for Pasadena residents utilizing community meetings.

The Mayor informed the City Council and the community that the City Clerks' office received 44 letters in favor and one letter expressing reservations for the proposed project.

Councilmember Madison expressed concerns regarding potential safety and traffic issues in placing the proposed parklets on the traffic heavy Colorado Boulevard corridor, requested that staff consider the best practices of other cities utilizing parklets when moving forward with the proposed project, and requested a color copy of the Playhouse Districts PowerPoint presentation.

Following discussion, on the order of the Mayor, and consensus of the City Council, the report was received and filed.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

CITY COUNCIL

DISCUSSION REGARDING THE METHOD OF NOMINATING MEMBERS TO THE PASADENA CENTER OPERATING COMPANY BOARD AND CONSIDERATION OF POTENTIAL ALTERNATIVES (Mayor Bogaard)

The Mayor introduced the item and provided a brief review of the nominating methods for the City's Operating Companies, the Rose Bowl Operating Company (RBOC), Pasadena Center Operating Company (PCOC), and Pasadena Community Access Corporation (PCAC) Boards, and noted that the PCOC Board expressed concerns with amending the method of nominating members. The Mayor stated his support for a change in the nomination process for PCOC similar to the nomination process for the RBOC, subject to approval by the City Council, but urged that any change allow the current PCOC boardmembers to continue to serve for a minimum of two years.

Councilmember Madison requested that staff review the purpose of the three Operating Companies, including operating agreements, provide a review of PCOC and PCAC governance similar to the recent RBOC review, and obtain feedback and input from RBOC, PCOC and PCAC when considering any amendments to the current nominating methods.

Councilmember Gordo stated his concerns with potentially skewing the balance between the PCOC hotel representative members and other PCOC Boardmembers, noting the importance of hotel investment in the City.

Councilmember Kennedy stated his support in amending the nominating method of PCOC, so that each Councilmember representing a Council District may nominate a boardmember, noting that it is successful for RBOC.

Councilmember Masuda expressed his support for the proposed amendment, and stated his concerns regarding too many hotel representatives on the PCOC Board.

Michael Beck, City Manager, stated that staff will meet with representatives from PCOC to discuss the item, and will provide an updated scope of the proposed review to the City Council at a future meeting. He also noted that the PCAC review will be separate and occur after the review of PCOC.

Following discussion, on the order of the Mayor, and consensus of the City Council, the report was received and filed.

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

**LEGISLATIVE POLICY
COMMITTEE**

**RESCIND RESOLUTION NO. 5893 AND ADOPT A
RESOLUTION ESTABLISHING THE RULES GOVERNING
THE PASADENA CITY COUNCIL'S MEETINGS,
PROCEEDINGS, AND BUSINESS**

Recommendation: It is recommended that the City Council rescind Resolution No. 5893 and adopt a resolution establishing the rules governing the Pasadena City Council's meetings, proceedings, and business

Mark Jomsky, City Clerk, briefly summarized the agenda report as part of a PowerPoint presentation, and responded to questions.

MOTION

It was moved by Councilmember Kennedy, seconded by Vice Mayor Robinson, to approve the staff recommendation.

Following discussion, Councilmember Madison expressed concerns with the recommended changes to the language in Rule 3.C.3. as indicated in the presentation and staff report:

"By any one member of the Board of Directors City Council advising the Mayor, City Manager, or City Clerk placing a written request for consideration of a future agenda item with the City Clerk, when the request takes place at a time outside a meeting of the City Council, to be formally approved through five affirmative votes of the City Council. Said request will be placed on the next regular agenda."

He stated his preference for maintaining the policy language allowing items to be added to the agenda "by any member of the City Council by advising the Mayor, City Manager, or City Clerk," and expressed concerns with changing the policy to the proposed a two-stepped approach. He also requested a copy of the ballot initiative language where the City voters approved the change to directly elect the Mayor as an at-large representative.

Michele Beal Bagneris, City Attorney, responded to questions regarding the legalities of the proposed amendments to the resolution.

MOTION WITHDRAWN

Following discussion, Councilmember Kennedy noted his concerns regarding the proposed change and the impact this would have on an individual Councilmember's ability to agendize items, and withdrew his motion to approve the staff recommendation.

Following discussion, on the order of the Mayor, and consensus of the City Council, the report was referred back to the Legislative Policy Committee for further review and discussion.

COUNCIL COMMENTS

Michael Beck, City Manager, provided a status update on the power outage that occurred during tonight's City Council meeting in East Pasadena.

Councilmember Kennedy provided information on the upcoming District 3 community meeting scheduled for Wednesday, March 26, 2014.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 10:43 p.m.

Bill Bogaard, Mayor
City of Pasadena

ATTEST:

City Clerk