

CITY OF PASADENA
City Council Minutes
January 13, 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.

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 LABOR NEGOTIATORS pursuant to Government Code Section 54957.6

Agency Designated Representatives: Kristi Recchia and Michael J. Beck

Employee Organization: American Federation of State, County and Municipal Employees (AFSCME) Local 858

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION

Consideration of initiation of litigation pursuant to Government Code Section 54956.9(d)(4) (one potential case)

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

CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code Section 54957.6

Agency Designated Representatives: Kristi Recchia and Michael J. Beck

Employee Organization: International Brotherhood of Electrical Workers (IBEW) Local 18

The above closed session item was not discussed.

On order of the Mayor, the regular meeting reconvened at 6:45 p.m. The Pledge of Allegiance was led by Councilmember Kennedy.

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 Tornek

Staff:

City Manager Michael J. Beck
City Attorney Michele Beal Bagneris
City Clerk Mark Jomsky

CEREMONIAL MATTERS

Police Chief Philip Sanchez introduced the new Sergeant-at-Arms, Sergeant Jesse Carrillo and extended thanks to Sergeant Mario Ortiz for his service as previous Sergeant-at-Arms.

The Mayor and City Council joined together in congratulating and thanking the Rose Bowl Operating Company (RBOC), Tournament of Roses (ToR), Pasadena Center Operating Company (PCOC), and City staff for the successful planning of the Rose Parade, Rose Bowl Game, and the Bowl Championship Series (BCS) National Championship Game.

The Mayor thanked the City Manager and recognized Scott Jenkins, President of the Tournament of Roses, who provided an overview of the Rose Parade and Rose Bowl Game, and thanked City, RBOC, and ToR staff.

Councilmember Gordo recognized Daryl Dunn, General Manager, George Cunningham, Chief Operations Officer, and the rest of the Rose Bowl Stadium staff.

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

LaRonda Hartfield, Pasadena resident, expressed concerns regarding certain elements of the Rose Parade activities.

The following individuals spoke in opposition to the City Council adopting breed specific legislation:

Josh Liddy, Pasadena resident
Marla Tauscher, Pasadena resident
Stephanie Wescott, Burbank resident
Zia Bossenmeyer, Pasadena resident, distributed a handout entitled, "Aggression and Dogs", from the National Canine Research Council

Councilmember Kennedy stated for the record his strong opposition to any proposed legislation regulating specific dog breeds.

Booalem Bouseloub, Pasadena resident, spoke in support of the revised public participation process for the Robinson Park Renovation Center Project and continued to advocate for a Community Oversight Committee for the Pasadena Police Department.

CONSENT CALENDAR

AMENDMENT TO CONTRACT NO. 20,401 WITH PCR SERVICES CORPORATION TO INCREASE THE NOT-TO-EXCEED AMOUNT FROM \$113,000 TO \$148,000 FOR ENVIRONMENTAL SERVICES FOR THE HUNTINGTON HOSPITAL MASTER PLAN AMENDMENT

Recommendation:

- (1) Find that the amendment to Contract No. 20,401 with PCR Services Corporation is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3) (General Rule); and
- (2) Authorize the City Manager to amend Contract No. 20,401 with PCR Services Corporation to increase the not-to-exceed amount from \$113,000 to \$148,000 for the preparation of the Environmental Impact Report (EIR) for the proposed amendments to the Huntington Hospital Master Plan. (Contract No. 20,401-1)

AUTHORIZE PURCHASE ORDER WITH WONDRIES FLEET GROUP FOR THE PURCHASE OF FOUR REPLACEMENT POLICE VEHICLES FOR A TOTAL OF \$123,973

Recommendation:

- (1) Find that the recommended action is exempt from the California Environmental Quality Act (CEQA) in accordance with Section 15061(b)(3), the General Rule that CEQA only applies to projects that may have an effect on the environment;
- (2) Find that neither competitive bidding nor competitive selection is required pursuant to the City Charter Section 1002 (A-H), and Pasadena Municipal Code Section 4.08.049; and
- (3) Authorize the issuance of a purchase order with Wondries Fleet Group in an amount not to exceed \$123,973 for the purchase of four replacement Police vehicles without competitive bidding pursuant to City Charter Section 1002 (H), contracts with other governmental entities or their contractors for labor, material, supplies, or services.

AUTHORIZE ISSUANCE OF A PURCHASE ORDER WITH H.W. HUNTER, INC., FOR THE PURCHASE OF THREE REPLACEMENT PARKING ENFORCEMENT JEEP WRANGLERS IN AN AMOUNT NOT TO EXCEED \$102,420

Recommendation:

- (1) Find that the recommended action is exempt from the California Environmental Quality Act (CEQA) in accordance with

Section 15061(b)(3), the General Rule that CEQA only applies to projects that may have an effect on the environment;
(2) Find that neither competitive bidding nor competitive selection is required pursuant to City Charter Section 1002(A-H), and Pasadena Municipal Code Section 4.08.049; and
(3) Authorize the issuance of a purchase order with H.W. Hunter, Inc., in an amount not to exceed \$102,420 for the purchase of three replacement parking enforcement Jeep Wranglers without competitive bidding pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, material, supplies or services.

Item discussed separately

AUTHORIZATION TO ENTER INTO A CONTRACT WITH GENERAL PUMP COMPANY TO PROVIDE LABOR AND MATERIALS FOR DEEP WELL AND PUMP MAINTENANCE FOR THE WATER AND POWER DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$500,000 ANNUALLY

ADOPTION OF A RESOLUTION TO AUTHORIZE SUBMITTAL OF AN APPLICATION TO THE STATE OF CALIFORNIA FOR HOUSING-RELATED PARKS PROGRAM GRANT FUNDS

Recommendation:

- (1) Adopt a resolution authorizing the City to submit a grant application to the State of California under the Housing-Related Parks ("HRP") Program; and
- (2) Authorize the City Manager or his designee to approve any documents in connection with the HRP grant application or, in the event that the City receives an award, any HRP grant contract documents that may be required by the State. (Resolution No. 9332)

AUTHORIZATION TO ENTER INTO A CONTRACT WITH IBN CONSTRUCTION, INC., TO FURNISH AND INSTALL LEVEL 5 SECURITY WINDOWS FOR THE WATER AND POWER DEPARTMENT

Recommendation:

- (1) Find that the project is exempt from California Environmental Quality Act ("CEQA") review pursuant to State CEQA Guidelines Section 15302 (c), (Replacement or Reconstruction); and
- (2) Accept the bid dated November 5, 2013 submitted by IBN Construction, Inc., in response to Specifications LD-13-13 to furnish and install Level 5 windows at the Power Dispatch Center; and authorize a contract to IBN Construction, Inc., not to exceed \$157,550. (Contract No. 21,704)

RESIGNATION OF MELISSA ERTLER FROM THE NORTHWEST COMMISSION (District 5 Nomination)

APPOINTMENT OF BLAIR MILLER TO THE DESIGN COMMISSION (Transportation Advisory Commission Nomination)

APPOINTMENT OF ROBERT B. MILLER TO THE PASADENA COMMUNITY ACCESS CORPORATION BOARD (Pasadena City College Nomination)

APPOINTMENT OF EDGAR ARCENEUX TO THE ARTS AND CULTURE COMMISSION (District 4 Nomination)

ACKNOWLEDGE THE VACANCY CREATED ON THE FIRE AND POLICE RETIREMENT BOARD BY THE DEATH OF JOHN TENNANT (Fire Department Nominee)

MINUTES APPROVED

November 4, 2013
 November 11, 2013
 November 18, 2013
 November 25, 2013
 December 2, 2013
 December 9, 2013

CLAIMS RECEIVED AND FILED

Claim No. 12,074	Acclaim Resource Partners	\$ 3,066.09
Claim No. 12,075	Jennifer Frances	522.00
Claim No. 12,076	Doretha Maria Blaylock	2,500.00
Claim No. 12,077	Frederick Jeng	100.00
Claim No. 12,078	Aero Ways, Inc. c/o Colen O'Connor	25,000.00+
Claim No. 12,079	Isidora Rivera	25,000.00+
Claim No. 12,080	Juan Antonio Medina, et al	25,000.00+
Claim No. 12,081	Pacific Bell/AT&T/Diane Mancini	851.45
Claim No. 12,082	Hector E. Miranda	None Stated
Claim No. 12,083	Kimberly Torres	609.00

PUBLIC HEARINGS SET

February 3, 2014, 7:00 P.M. – Adoption of the 2014-2021 Housing Element

February 3, 2014, 7:00 P.M. – Designation of South Grand-Covington Place as a Landmark District

It was moved by Vice Mayor Robinson, seconded by Councilmember Masuda, to approve the Consent Calendar, with the exception of item 4 (Authorization to enter into a contract with General Pump Company), which was discussed separately. (Motion unanimously carried) (Absent: None)

CONSENT ITEM DISCUSSED SEPARATELY

AUTHORIZATION TO ENTER INTO A CONTRACT WITH GENERAL PUMP COMPANY TO PROVIDE LABOR AND MATERIALS FOR DEEP WELL AND PUMP MAINTENANCE FOR THE WATER AND POWER DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$500,000 ANNUALLY

Recommendation:

(1) Find that the project is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Sections 15301 (Existing Facilities) and 15302 (Replacement or Reconstruction); and

(2) Accept the bid dated December 16, 2013 submitted by General Pump Company in response to Specification WD-13-04 to provide labor and materials for deep well and pump maintenance to the Water and Power Department (Department) and authorize the City Manager to issue a contract for a one-year period, or until the funds are expended, whichever occurs first in the amount of \$500,000 to General Pump Company, with three optional one-year extensions subject to the approval of the City Manager, each year not to exceed \$500,000, or until the funds are expended, whichever comes first. (Contract No. 21,705)

Phyllis Currie, General Manager of Water and Power, responded to questions regarding the contract bidding process for the proposed project, and provided additional information regarding the fiscal criteria used by staff to compare prospective bidders.

Councilmember McAustin left the dais at 8:01 P.M.

Councilmember Kennedy expressed his concerns regarding the evaluated bid price and the recommended not-to-exceed amount of the contract, as well as staff's methodology for determining the forecasted amount of service to be performed during the contract period.

Following discussion, it was moved by Councilmember Gordo, seconded by Councilmember Tornek, to approve the staff recommendation. (Motion unanimously carried) (Abstain: Councilmember Kennedy) (Absent: Councilmember McAustin)

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

FINANCE COMMITTEE

APPROPRIATE \$50,000 FROM THE UNAPPROPRIATED FUND BALANCE OF THE GENERAL FUND FOR FUNDING A MEMORANDUM OF UNDERSTANDING BETWEEN CITY MANAGERS OF THE CITIES OF GLENDALE, LA CAÑADA-FLINTRIDGE, SIERRA MADRE, SOUTH PASADENA AND PASADENA TO SHARE RESOURCES AND INFORMATION REGARDING ISSUES RELATED TO THE SR-710 NORTH STUDY

Recommendation: Appropriate \$50,000 from Unappropriated Fund Balance of the General Fund to Budget Account No. 101-141000 (City Manager's Office) which represents the City's pro-rata share for participating with the Cities of Glendale, La Cañada-Flintridge, Sierra Madre, and South Pasadena, to provide resources and information regarding issues related to the SR-710 North Study. (Journal Voucher No. 2014-6)

Julie Gutierrez, Assistant City Manager, provided a PowerPoint presentation summarizing the agenda report, and responded to questions.

The following individuals spoke in opposition to the proposed 710 freeway extension plans and/or spoke in favor of the City appropriating funds to share resources and collaboratively study issues related to the SR-710 North Study:

- Michael Cornwell, Pasadena resident
- Bill Urban, West Pasadena Residents Association
- Alex Nassiri, San Rafael Neighborhood Association
- Sarah Gavit, Pasadena resident
- Audrey O'Kelles, Pasadena resident
- Ann I. Kelley, San Rafael Neighborhood Association
- Sylvia Plummer, Pasadena resident
- Nancy Van Den Hout, Pasadena resident, submitted a handout regarding the upcoming Metro Planning and Programming Committee meeting scheduled for Wednesday, January 15, 2014

Councilmember Madison requested that staff utilize the Environmental Advisory Commission and other appropriate City commissions to provide further review and input related to the impacts of the proposed SR-710 project, and also make certain that the City prepare a separate analysis from the other cities, in order to demonstrate the unique impact the proposed tunnel project will have on the residents of Pasadena.

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

Following discussion, the City Council agreed by consensus to defer to a later date Councilmember Madison's request to agendaize consideration of a resolution formalizing the City's opposition to the proposed SR-710 freeway extension in order to allow for the completion of the project's Draft Environmental Impact Report.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

CONSIDERATION OF A CALL FOR REVIEW OF A HEARING OFFICER DECISION TO THE BOARD OF ZONING APPEALS REGARDING MINOR CONDITIONAL USE PERMIT NO. 6079 FOR A PROJECT LOCATED AT 2610 EAST COLORADO BOULEVARD (Councilmember Masuda)

Vince Bertoni, Director of Planning and Community Development, introduced the item, and Jason Mikaelian, Senior Planner, provided a PowerPoint presentation summarizing the Hearing Officer's decision, and responded to questions.

Councilmember Masuda expressed concerns regarding the proposed parking plan, including the use of tandem parking, and the impact this will have on other local businesses in the area.

Guadalupe Flores, applicant representative, spoke in opposition to the Hearing Officer's decision being called for review to the Board of Zoning Appeals (BOZA).

The following individuals spoke in support of the call for review to BOZA and/or expressed concerns regarding the proposed project:

Marilyn R. Khorsandi, Pasadena business owner
Mitchell London, Pasadena business proprietor
Barbara Paul, Pasadena business proprietor
James Pappas, South Pasadena resident
Ron Stivers, Pasadena resident
Bryan Robinson, Pasadena business owner
Vicky Kammeraad, Pasadena resident
March Chou, Pasadena resident
Mark Lanza, Pasadena resident

Councilmember Gordo suggested that BOZA and the Planning Commission review the City's tandem parking policy, and consider if such a policy is appropriate for similar retail projects.

Following discussion, it was moved by Councilmember Masuda, seconded by Councilmember Gordo, to call this matter for review to the Board of Zoning Appeals. (Motion unanimously carried) (Absent: None)

CONSIDERATION OF A CALL FOR REVIEW OF A HEARING OFFICER DECISION TO THE BOARD OF ZONING APPEALS REGARDING MINOR CONDITIONAL USE PERMIT NO. 6084 FOR A PROJECT LOCATED AT 1700 EAST COLORADO BOULEVARD (CHICK-FIL-A) (Councilmember Tornek)

Vince Bertoni, Director of Planning and Community Development, introduced the item, and Kelvin Parker, Principal Planner, provided a PowerPoint presentation summarizing the Hearing Officer's decision, and responded to questions.

Councilmember Tornek expressed concerns regarding the existing non-conforming use at the location, the inclusion of a proposed second drive-thru and increased size of the project,

and suggested the need for additional review of the necessary findings (Nos. 2 through 5, and in particular No. 6) by BOZA that were used by the Hearing Officer in approving the proposed project.

The following individuals spoke in opposition to the call for review to BOZA:

Brent Ryhlich, Chick-Fil-A representative
Jennifer Daw, Chick-Fil-A representative
Ed Hole, Chick-Fil-A representative

Alex Nassiri, San Rafael Neighborhood Association, spoke in favor of the call for review to BOZA.

Following discussion, it was moved by Councilmember Tornek, seconded by Councilmember McAustin, to call this matter for review to the Board of Zoning Appeals. (Motion unanimously carried) (Absent: None)

ORDINANCES – FIRST READING

Councilmember Kennedy stated that a potential conflict of interest existed, recused himself and left the dais at 9:51 p.m.

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP ESTABLISHED BY SECTION 17.20.020 OF THE PASADENA MUNICIPAL CODE (WOTKYNS-RICHLAND LANDMARK OVERLAY DISTRICT)”

The above ordinance was offered for first reading by Councilmember McAustin:

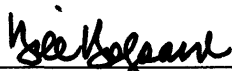
AYES: Councilmembers, Gordo, Madison, Masuda, McAustin Tornek, Vice Mayor Robinson, Mayor Bogaard

NOES: None

ABSENT: Councilmember Kennedy

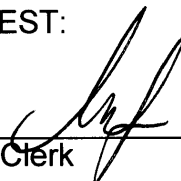
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 9:53 p.m. in memory of Tauruson McMillian, City employee in the Public Works Department since 2012, and Harriman Cronk, former Tournament of Roses President, Rose Bowl Hall of Fame inductee, and active member of the Pasadena community.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk