

CITY OF PASADENA  
City Council Minutes  
October 6, 2014 – 5:00 P.M.  
City Hall Council Chamber

REGULAR MEETING

**OPENING:**

Mayor Bogaard called the regular meeting to order at 5:03 p.m. (Absent: Vice Mayor Robinson)

On order of the Mayor, the regular meeting recessed at 5:03 p.m. to discuss the following closed sessions:

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

Vice Mayor Robinson arrived at 5:34 p.m.

**Agency Designated Representatives: Kristi Recchia and Michael J. Beck**

**Unrepresented Employees: Unrepresented Management-Executive, Management, and Non-Management employees**

The above closed session item was discussed, with no reportable action at this time

On order of the Mayor, the regular meeting reconvened at 6:33 p.m. The Pledge of Allegiance was led by Councilmember Masuda.

**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 (Arrived at 6:34 p.m.)  
Councilmember Terry Tornek

Staff:

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

**CEREMONIAL MATTERS**

Councilmember McAustin arrived at 6:34 p.m.

The Mayor presented a proclamation declaring October 2014 as "Bullying Prevention Awareness Month", which was received by Mercy Santoro, Director of Human Services and Recreation, and Commander John Perez, Pasadena Police Department.

The Mayor reminded the community that "ArtNight" is being held on October 10, 2014 from 6 p.m. - 10p.m., where individuals can enjoy free art, music, and entertainment, and noted that additional information can be found at [www.artnightpasadena.org](http://www.artnightpasadena.org).

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

Reverend Michael Burnes, Pasadena resident, expressed concerns regarding Pasadena Unified School District school buses that were parked at Linda Vista School, which have now been relocated due to complaints received from residents in the area, and encouraged residents to work together in a similar fashion to address the parked buses in Northwest Pasadena.

Todd Palmquist, Executive Director of the San Gabriel Valley Consortium on Homelessness, invited the City Council to the "5<sup>th</sup> Annual Homeless Summit" to be held on November 13, 2014, at the First Church of the Nazarene, asked that the City Council consider issuing a proclamation declaring the third week of November as "Homeless Awareness Week", and submitted written material.

Nat Nehdar, Chair of the Human Relations Commission, invited the community and the City Council to the "16<sup>th</sup> Annual Peace through Music" concert on November 8, 2014, with the theme of the concert dedicated to anti-bullying in conjunction with "Bullying Prevention Awareness Month", and submitted material.

**CONSENT CALENDAR**

CLAIMS RECEIVED AND FILED

Claim No. 12,261	Evelyn Heck	\$55,622.67
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PUBLIC HEARINGS SET

**October 27, 2014, 7:00 p.m.** – Designation of 2350 East Orange Grove Boulevard as a Landmark

**October 27, 2014, 7:00 p.m.** – Designation of 833-861 South Orange Grove Boulevard as a Landmark

**October 27, 2014, 7:00 p.m.** – Designation of 377 Arroyo Terrace as a Landmark

**October 27, 2014, 7:00 p.m.** – Designation of 1350 Linda Ridge Road as a Landmark

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

**REPORTS AND  
COMMENTS FROM  
COUNCIL COMMITTEES**

LEGISLATIVE POLICY  
COMMITTEE

**DIRECT THE CITY ATTORNEY TO PREPARE AN ORDINANCE WITHIN 30 DAYS TO ALLOW FOR THE ELECTRONIC AND PAPERLESS FILING OF CAMPAIGN FINANCE DISCLOSURE STATEMENTS BY ELECTED OFFICIALS, CANDIDATES, OR COMMITTEES**

**Recommendation:**

(1) Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) in accordance with section 15061 (d)(3), the general rule that CEQA only applies to projects that may have an effect on the environment; and

(2) Direct the City Attorney to prepare an ordinance within 30 days allowing for the electronic and paperless filing of campaign finance disclosure statements by elected officials, candidates, and committees.

The Mayor introduced the agenda item, and Mark Jomsky, City Clerk, provided an overview of the agenda report as part of a PowerPoint presentation, and responded to questions.

The following persons spoke in favor of the proposed action:

Marna Cornell, League of Women Voters, Pasadena area

Michelle White, American Civil Liberties Union (ACLU) and Affordable Housing Services (AHS)

Councilmember McAustin stated her support for the proposed action, and expressed appreciation to the City Clerk for his work, as well as to all the community members that were involved in the project.

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

**ORDINANCE – ADOPTED**

**Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 10.48 OF THE PASADENA MUNICIPAL CODE REGARDING SPEED LIMITS IN THE CITY OF PASADENA”** (Introduced by Councilmember McAustin) (Ordinance No. 7246)

The above ordinance was adopted by the following vote:  
AYES: Councilmembers Gordo, Kennedy, Madison,  
Masuda, McAustin, Tornek, Vice Mayor  
Robinson, Mayor Bogaard

NOES: None  
ABSENT: None

**Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLES 3 AND 4 OF THE PASADENA MUNICIPAL CODE TO UPDATE THE LIST OF PARKS AND OPEN SPACE AREAS ON WHICH RESIDENTIAL IMPACT FEES MAY BE EXPENDED (DESIDERIO NEIGHBORHOOD PARK)”** (Introduced by Councilmember Madison) (Ordinance No. 7247)

The above ordinance was adopted by the following vote:  
AYES: Councilmembers Gordo, Kennedy, Madison,  
Masuda, McAustin, Tornek, Vice Mayor  
Robinson, Mayor Bogaard

NOES: None  
ABSENT: None

**REPORTS AND**  
**COMMENTS** FROM  
**COUNCIL COMMITTEES**  
**(CONTINUED)**

LEGISLATIVE POLICY  
COMMITTEE

**PROPOSITION 47 ON THE NOVEMBER 2014 STATE BALLOT**

**Recommendation:** It is recommended that the City Council oppose Proposition 47, the Safe Neighborhood and Schools Act (SNSA) of 2014.

**Legislative Policy Committee Recommendation:** At the regular meeting of September 25, 2014, the Legislative Policy Committee voted to forward this item to the City Council for consideration, without a recommendation.

Phillip Sanchez, Pasadena Police Chief, introduced the agenda item, and Tracey Ibarra, Police Lieutenant, provided an overview of the agenda report as part of a PowerPoint presentation, and responded to questions.

Councilmember Tornek stated that he would like to better understand the basis of the City Council’s analysis of ballot measures, and whether it is the City’s practice to take a position on all ballot measures.

The following persons spoke in opposition to the staff recommendation:

Dale Gronemeier, ACT  
Tarek Shawky, Vision 20/20  
Forest Brandt, Vision 20/20  
Marna Cornell, League of Women Voters

Gary L. Moody, National Association for the  
Advancement of Colored People (NAACP)  
Wyatt Whitlock, Vision 20/20  
Mike de la Rocha, Vote Safe—Sponsor of Proposition 47  
Dr. Jessica S. Cobb, Pasadena resident  
Gwendolyn Jones, American Civil Liberties Union  
(ACLU)  
Josh Liddy, Pasadena resident  
Dianne Prado, Pasadena resident  
Reverend Dr. Timothy Murphy, Progressive Christians  
Uniting and Justice Not Jails  
Brian Biery, Vision 20/20 Initiative  
Michelle White, American Civil Liberties Union (ACLU)  
and Affordable Housing Services (AHS)  
Jeannette Miyamoto, Altadena resident  
Hilda Boulware, Pasadena resident  
Ed Bacon, Pasadena resident  
Michael Cornwell, Pasadena resident  
Alastair Greeves, Pasadena resident  
Dominick Correy, Pasadena resident  
Reverend Tera Little, Throop Unitarian Universalist  
Church  
Mikala Rahn, Founder of Learning Works Charter  
School and Homeboy Industries  
Rabbi Jonathan Klein, Clergy and Laity United for  
Economic Justice California (CLUE – Pasadena)

Vice Mayor Robinson thanked the Police Department and the public for their input on the matter, highlighted the benefits associated with Proposition 47, such as the opportunity for individuals with non-violent offenses to gain employment and housing, and urged the City Council to support Proposition 47.

Councilmember Masuda expressed concerns regarding Proposition 47, specifically as it relates to public safety, noting the potential for an increase in crime as a result of the ballot measure if approved by the voters.

Councilmember Kennedy commented on Proposition 47, and indicated that it is the first step to improving the current “broken” system, enabling non-violent offenders an opportunity to be rehabilitated and to demonstrate that they are upright citizens.

Councilmember Madison voiced concerns regarding some aspects of Proposition 47, specifically relating to retroactivity and the potential to re-open an overwhelming number of legal cases without the necessary resources to

manage them, and misguided perceptions relating to the seriousness of crimes. However, he stated his support for the ballot measure, noting that a sentencing reform is necessary.

Councilmember Tornek and McAustin stated their opposition to the City Council taking formal positions on state-level ballot measures, but noted that the analysis of Proposition 47 was educational to both the City Council and the community, and offered their support for the ballot measure.

Councilmember McAustin also suggested that at a future meeting a discussion should occur on whether or not the City Council should consider guidelines for the City's involvement in legislative policy issues at the state or federal level.

Members of the City Council thanked the Pasadena Police Department for their work on the matter.

Councilmember Gordo provided statistical data relating to the prison population, incarceration rate, percentage of budget expended on corrections, and the construction costs of new prisons. He also highlighted some of the reduced penalties proposed under Proposition 47.

The Mayor reviewed the published overall trends relating to a decrease in crime and incarceration rates, and noted that Proposition 47 is a move in the right direction to refine the criminal justice system.

Following discussion, it was moved by Vice Mayor Robinson, seconded by Councilmember Kennedy, to support Proposition 47. (Motion carried, with Councilmember Masuda objecting) (Absent: None)

## MUNICIPAL SERVICES COMMITTEE

Councilmembers Kennedy and Madison were excused at 9:28 p.m., and left the dais.

## **AB2514 ENERGY STORAGE SYSTEM PROCUREMENT TARGETS AND POLICIES**

### **Recommendation:**

- (1) Find that the proposed action is not a project subject to the California Environmental Quality Act (CEQA) as defined in Section 21065 of CEQA and Section 15378 of the State CEQA Guidelines and, as such, no environmental document pursuant to CEQA is required for the project;
- (2) Find that it is not appropriate at this time to establish procurement targets for energy storage systems to be procured by Pasadena Water and Power ("PWP") due to lack of cost-effective viable options; and

(3) Direct PWP staff to continue to look for appropriate opportunities to encourage the cost-effective deployment of viable energy storage systems, and to make new recommendations to the City Council regarding cost-effective and viable energy storage system procurement targets and policies, if any, at least once every three years.

Councilmember McAustin introduced the agenda item and briefly highlighted the discussion held at the Committee level.

Following a brief discussion, it was moved by Councilmember McAustin, seconded by Councilmember Tornek, to approve the staff recommendation. (Motion unanimously carried) (Absent: Councilmembers Kennedy and Madison)

**RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

Councilmembers Kennedy and Madison returned at 9:32 p.m.

**MANDATORY SPAY/NEUTER ORDINANCE FOR ALL DOGS AND CATS OVER SIX MONTHS OF AGE — SUPPLEMENTAL INFORMATION INCLUDING INITIAL YEAR CANVASSING DATA REPORTED BY PASADENA HUMANE SOCIETY**

**Recommendation:**

- (1) Receive canvassing data reported by Pasadena Humane Society (PHS) for its initial year of the program and other supplemental information;
- (2) Direct the Public Works Department to establish a fee differential and initiate an amendment to the General Fee Schedule such that a dog license for an unaltered animal is \$60 more than spayed/neutered animals as part of the fiscal year 2016 General Fee Schedule;
- (3) Direct the Department of Public Works and Pasadena Humane Society (PHS) to provide an update on the proposed ordinance one year from implementation; and
- (4) Conduct first reading of the mandatory spay/neuter ordinance for all dogs and cats over six months of age.

Siobhan Foster, Director of Public Works, introduced the agenda item and summarized the agenda report as part of a PowerPoint presentation, and responded to questions

Elizabeth Richer Campo, Senior Vice President of the Pasadena Humane Society (PHS), reported on its first-year dog license canvassing efforts, provided information related to enforcement, education, low cost/subsidized spay/neuter services, and responded to questions.

Steven McNall, President/CEO of the Pasadena Humane Society, highlighted the benefits of a mandatory spay/neuter ordinance, stated that PHS fees are extremely reasonable compared to a veterinarian cost for spay/neuter services, and expressed appreciation to the City for considering the proposed ordinance.

The following persons spoke in favor of a mandatory spay/neuter ordinance:

Tracy Reiman, People for the Ethical Treatment of Animals (PETA)

Dr. Linnaea Scott, DVM, Pasadena resident

Marie Lange, South Pasadena resident

Jessika Lauren, Pasadena resident

Teresa Cooper, Los Angeles resident

Eric Deardorff, Ventura resident

Erich Eilenberger, Los Angeles resident

Christina Cho, Pasadena resident

Bruce Wieland, Los Angeles resident

Casey Kern, Burbank resident

Jackie Horrick, Pasadena resident

Gretchen Keller, Pasadena resident

Katie Arth, Venice resident

Lauren Thomasson, Los Angeles resident

Dr. Armaiti May, DVM, Los Angeles resident

Lisa Lange, Pasadena resident

Alicia Woempner, Glendale resident

Heather Faraid, Los Angeles resident

Hal Weiss, Pasadena resident

Veronica Ferrantelli, Pasadena resident

Micah Lachtman, Pasadena resident

Reverend Tera Little, Throop Unitarian Universalist Church

Rabbi Jonathan Klein, Faith Action for Animals

Michael Cornwell, Pasadena resident

The following persons spoke in opposition to, and/or, expressed concerns regarding the mandatory spay/neuter ordinance:

Florence Blecher, California Responsible Pet Owners' Coalition

Sally Lewis, Kennel Club of Pasadena

Patricia W. Cobb, Kennel Club of Pasadena

Lois MacDonald, Altadena resident

John Fowler, San Marcos resident

Dr. Dana Bleifer, DVM, Pasadena resident, submitted material

Josh Liddy, Pasadena resident  
Dianne Prado, Pasadena resident  
Marla Tauscher, Pasadena resident  
Marion Bradshaw, Jack Bradshaw Dog Shows and  
Pasadena Kennel Club  
Tina Clark, Glendale resident  
Sarah Bixler, Pasadena resident  
Carol Hamilton, residence unknown  
Linda Sneed, residence unknown  
Annie Wildmoser, Los Angeles resident  
Nancy Reardon, Pasadena resident  
Deb Ebbersten, Los Angeles County

Councilmember Madison reiterated his concerns as it relates to unaltered dogs, and thanked the City staff and the Pasadena Humane Society for all their hard work on this important matter.

Councilmember Tornek, Councilmember Kennedy, and Vice Mayor Robinson expressed concerns regarding the proposed ordinance.

Following discussion, it was moved by Councilmember Madison, seconded by Councilmember McAustin, to approve items 1 thru 3 of the staff recommendation:

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

NOES: None

ABSENT: None

**ORDINANCE – FIRST  
READING**

**Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA ADDING CHAPTER 6.09 TO TITLE 6 OF THE PASADENA MUNICIPAL CODE REQUIRING ALL DOGS AND CATS WITHIN THE CITY TO BE SPAYED OR NEUTERED”**

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

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

NOES: Councilmembers Kennedy, Tornek, Vice Mayor  
Robinson

ABSENT: None

**ADJOURNMENT**

On order of the Mayor, the regular meeting of the City Council adjourned at 11:16 p.m., in memory of Charles "Buddy" Bereal, a community activist, former Pasadena Branch President of the National Association for the Advancement of Colored People (NAACP), and mentor to youth in the Pasadena area; and Elias Huerta Galvan, former Principal of John Muir High School, Assistant Superintendent of the Norwalk-La Mirada Unified School District, and member of the Pasadena Commission on Human Need and Opportunity, where he was instrumental in establishing a program that assisted students with limited English language skills.

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Bill Bogaard, Mayor  
City of Pasadena

ATTEST:

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