

CITY OF PASADENA
City Council Minutes
October 5, 2015 – 5:30 P.M.
City Hall Council Chamber

REGULAR MEETING

OPENING:

Mayor Tornek called the regular meeting to order at 5:30 p.m.
(Absent: None)

On the order of the Mayor, the regular meeting recessed at 5:30 p.m., to discuss the following closed sessions:

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL –
ANTICIPATED LITIGATION**
**Significant exposure to litigation pursuant to Government
Code Section 54956.9(d)(2) (one potential case)**

The above closed session item was 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 Organizations: Service Employees International
Union (SEIU), Local 721**

**CITY COUNCIL CONFERENCE WITH LABOR
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**Agency Designated Representatives: Kristi Recchia and
Michael J. Beck**
**Employee Organizations: American Federation of State,
County and Municipal Employees (AFSCME), Local 858**

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

**Agency Designated Representatives: Kristi Recchia and
Michael J. Beck**
**Employee Organizations: Pasadena Firefighters
Association (PFFA)**

The above closed session items were discussed following the conclusion of the regular meeting (see below).

On order of the Mayor, the regular meeting reconvened at 6:30 p.m. The pledge of allegiance was led by Councilmember Gordo.

ROLL CALL:

Councilmembers:

Mayor Terry Tornek
Vice Mayor Gene Masuda
Councilmember Victor Gordo
Councilmember Tyron Hampton
Councilmember John J. Kennedy
Councilmember Steve Madison
Councilmember Margaret McAustin
Councilmember Andy Wilson

Staff:

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

CEREMONIAL MATTERS

The City Clerk administered an oath of office to Mary Kathleen Cifuentes as Transportation Advisory Commissioner.

The Mayor presented a proclamation declaring October 2015 as "Bullying Prevention Awareness Month", which was received by members of the Pasadena Youth Council, Tony Santilena, Pasadena Youth Council Advisor, and Maricela Galvez, City employee (Human Services Department).

The Mayor presented a proclamation declaring October 2015 as "Proud to Go Pink Month" to the Pasadena Fire Department in recognition of its "Go Pink" campaign to promote awareness of breast cancer research and prevention, which was received by Fire Chief Bertral Washington and Firefighter Danae LaTrobe.

PRESENTATION BY FIRE CHIEF BERTRAL WASHINGTON ON THE PASADENA FIRE DEPARTMENT'S ACHIEVEMENT IN RECEIVING "ACCREDITED AGENCY" STATUS AS CONFERRED BY THE COMMISSION ON FIRE ACCREDITATION INTERNATIONAL (CFAI)

Fire Chief Bertral Washington reported on the City's Fire Department's recent achievement of "Accredited Agency" status, provided statistical data related to the number of agencies worldwide with such an accreditation, highlighted the requirements and benefits associated with receiving Accreditation Agency status, as well as the on-going work required to maintain such a status.

Following discussion, the City Council congratulated Chief Washington and his staff for their extraordinary work.

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

The City Manager introduced the new Finance Director Matthew Hawkesworth, and provided a brief history on his background.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Mary Dee Romney, Pasadena resident, expressed concerns regarding the protocol for the placement of agenda items under consent calendar on the City Council's agenda, specifically as it relates to the Rim of the Valley, and asked that the City Council consider holding a public hearing on the Rim of the Valley proposal.

CONSENT CALENDAR

CONTRACT AWARD TO NEW MILLENNIUM CONSTRUCTION SERVICES, INC., FOR CONSTRUCTION AND INSTALLATION OF POLICE DEPARTMENT PUBLIC SERVICE COUNTERS AND BULLET-RESISTANT GLAZING PANELS FOR A NOT-TO-EXCEED AMOUNT OF \$226,479

Recommendation:

- (1) Find that the proposed action is exempt under 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) Accept the bid dated August 4, 2015, submitted by New Millennium Construction Services, Inc., for the Police Department Public Service Counter and Bullet-Resistant Glazing Panels Construction and Installation Project; and
- (3) Authorize the City Manager to enter into a contract with New Millennium Construction Services, Inc., in an amount not-to-exceed \$226,479. (Contract No. 30309)

ITEM DISCUSSED SEPARATELY

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

ITEM DISCUSSED SEPARATELY

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO NATIONAL AUTO FLEET GROUP FOR THE PURCHASE OF TWO 2015 FORD F250 PICKUP TRUCKS, ONE 2015 FORD F350 4X4 DUMP TRUCK, AND ONE 2015 FORD F650 DUMP TRUCK IN AN AMOUNT NOT-TO-EXCEED \$178,300

ITEM DISCUSSED SEPARATELY

APPROVAL OF NON-REPRESENTED EXECUTIVE MANAGEMENT AND MANAGEMENT SALARY RESOLUTIONS

ITEM DISCUSSED SEPARATELY

AUTHORIZE PURCHASE ORDER WITH WONDRIES FLEET GROUP FOR PURCHASE OF SEVEN REPLACEMENT POLICE VEHICLES FOR A TOTAL OF \$207,851

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER WITH ATLAS COPCO COMPRESSORS, LLC, TO FURNISH AND DELIVER EQUIPMENT FOR THE EXPANSION OF TIME-FILL/FAST-FILL REFUELING SYSTEM AT CITY YARDS – PHASE II (71543) IN AN AMOUNT NOT-TO-EXCEED \$547,176

Recommendation:

(1) Find that on July 23, 2007, the City Council found the installation of Time-Fill/Fast-Fill Refueling System at City Yards (Phase I) to be exempt from the California Environmental Quality Act (CEQA), that the scope of project construction (Phase II) was anticipated by the action, and such scope of project construction does not constitute changed circumstances or new information which would trigger further environmental review pursuant to CEQA;

(2) Grant an exemption for this purchase order pursuant to Pasadena Municipal Code Section 4.08.049(B), where the best interests of the City are served by a direct award without competitive selection process; and

(3) Authorize the issuance of a purchase order with Atlas Copco Compressors, LLC, in an amount not-to-exceed \$547,176 for the purchase of compressed natural gas equipment for the Time-Fill/Fast-Fill Refueling System at the City Yards.

RESIGNATION OF MILENA ALBERT-MGELADZE FROM THE COMMISSION ON THE STATUS OF WOMEN (Mayor Nomination)

APPOINTMENT OF EMINA DARAKJY TO THE PASADENA CENTER OPERATING COMPANY BOARD EFFECTIVE OCTOBER 19, 2015 (Mayor Nomination/District 1)

APPOINTMENT OF PAUL BACKSTROM TO THE TRANSPORTATION ADVISORY COMMISSION (Mayor Nomination)

MINUTES APPROVED

June 22, 2015
June 29, 2015
July 6, 2015

CLAIMS RECEIVED AND FILED

12,494
12,495

Antonio Campos \$ 1,853.96
Infinity Insurance as 1,390.43
subrogee of Heriberto
Morales and Maria
Morales

PUBLIC HEARING SET

November 2, 2015, 7:00 p.m. – Amendment to the Annual Action Plan (2015-2016) for the Community Development Block Grant Program

It was moved by Councilmember McAustin, seconded by Councilmember Gordo, to approve all items on the Consent Calendar, with the exception of Item 2 (Authorization to Enter into a Contract with the Los Angeles County Sheriff's Department for Supplemental Law Enforcement Services), Item 3 (Authorize the Issuance of a Purchase Order to National Auto Fleet Group), Item 4 (Approval of Non-Represented Executive Management and Management Salary Resolutions), and Item 5 (Authorize Purchase Order with Wondries Fleet Group), which were discussed separately. (Motion unanimously carried) (Absent: None)

**CONSENT ITEMS
DISCUSSED SEPARATELY**

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:

- (1) Find that the proposed action is exempt under 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) 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. Neither competitive bidding nor competitive selection is required pursuant to City Charter, Section 1002(H), and Pasadena Municipal Code Section 4.08.049(A)(3); and
- (3) Authorize the City Manager to extend the contract for up to two additional one-year periods without further City Council authorization. (Contract No. 30289)

In response to Councilmember Hampton, the City Manager noted that he will include a summary of the Master License Agreement between the City and the Tournament of Roses, specifically as it relates to New Year's related revenue and expenses, in the City Manager's Weekly Newsletter.

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

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO NATIONAL AUTO FLEET GROUP FOR THE PURCHASE OF TWO 2015 FORD F250 PICKUP TRUCKS, ONE 2015 FORD F350 4X4 DUMP TRUCK, AND ONE 2015 FORD F650 DUMP TRUCK IN AN AMOUNT NOT-TO-EXCEED \$178,300

Recommendation:

- (1) Find that this action is exempt under 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) Grant an exemption for this contract pursuant to Pasadena Municipal Code (PMC) Section 4.08.049(B), where the best interests of the City are served by a direct award of a contract without competitive selection process. This contract 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; and

(3) Authorize the issuance of a purchase order to National Auto Fleet Group (NAFG) in an amount not-to-exceed \$178,300 for the purchase of two 2015 Ford F-250 pickup trucks, one 2015 Ford F350 4X4 dump truck, and one 2015 Ford F650 dump truck.

Councilmember Hampton and Kennedy emphasized the need to provide opportunities for local companies to participate in the bid process whenever possible, as well as ensuring that cost be considered when piggybacking on another agency's low bid process to serve the City's best interests.

Michael Beck, City Manager, commented on the benefits to the City when utilizing piggyback competitive low bid pricing, however, he noted that staff will periodically test selected projects to verify whether or not it is more cost efficient for the City to conduct a more recent low bid competitive process as oppose to "piggybacking".

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

AUTHORIZE PURCHASE ORDER WITH WONDRIES FLEET GROUP FOR PURCHASE OF SEVEN REPLACEMENT POLICE VEHICLES FOR A TOTAL OF \$207,851

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) Grant an exemption for this contract pursuant to Pasadena Municipal Code Section 4.08.049(B) where the best interests of the City are served by a direct award of a contract without competitive selection process. This contract is exempt from competitive bidding pursuant to the City Charter 1002 (H), contracts with other governmental entities or their contractors for labor, material, supplies or services; and

(3) Authorize the issuance of a purchase order with Wondries Fleet Group in an amount not-to-exceed \$207,851 for the purchase of seven replacement Police vehicles.

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

**APPROVAL OF NON-REPRESENTED EXECUTIVE
MANAGEMENT AND MANAGEMENT SALARY
RESOLUTIONS**

Recommendation:

- (1) Approve the Non-Represented Executive Management salary resolution;
- (2) Approve the Non-Represented Management salary resolution; and
- (3) Authorize the City Manager to amend employment contracts with Assistant City Managers, Department Directors, and Deputy Department Directors as needed to reflect City Council approved changes. (Resolution Nos. 9463 and 9464)

Diane Marin, Pasadena Police Department employee, spoke on behalf of non-sworn Pasadena Police Department Communication Supervisors, stated her opposition to the recommended action, expressed concerns regarding the proposed elimination/modification of numerous benefits (e.g. overtime and maternity leave), and requested that affected employees be given an opportunity to provide input on matters related to their proposed contract.

Councilmember Hampton left the meeting at 7:35 p.m.

Kristi Recchia, Director of Human Resources, provided background information on the proposal, highlighted some of the changes to the proposed salary resolution, including recent efforts made to advise affected employees of the proposed changes.

Councilmember Hampton returned at 7:37 p.m.

Following discussion, Councilmember Gordo directed staff to hold an additional meeting with employees to allow an opportunity for sufficient input on the proposed salary resolution changes, and to report back to the City Council.

Councilmember Gordo stated the proposed changes to the City's maternity leave provision is a significant policy change that needs to be revisited/reconsidered by the City Council, and directed staff to review the maternity leave policy and report back to the City Council prior to implementation of the revised maternity leave provision on January 1, 2016.

Following additional discussion, it was moved by Councilmember Gordo, seconded by Councilmember Hampton, to approve the staff recommendation, with direction to staff to hold an additional meeting with the Non-Represented Executive Management and Management employees to allow sufficient input on the proposed salary resolution changes; review the maternity leave policy, and report back to the City Council prior to the scheduled implementation of the revised maternity leave provision on January 1, 2016. (Motion unanimously carried) (Absent: None)

OLD BUSINESS

FINANCE COMMITTEE: AMEND THE PASADENA MUNICIPAL CODE (SECTIONS 2.05.150 AND 2.05.220) AND ESTABLISH NEW CLASSIFICATION OF CITY COUNCIL DISTRICT LIAISONS AND SALARY CONTROL RATE

Recommendation:

- (1) Find the action proposed in the agenda report is not a "project" as defined in the California Environmental Quality Act (CEQA), Public Resources Code Section 21065 and Section 15378(b)(2) of the State CEQA Guidelines and, as such, is not subject to environmental review.
- (2) Amend Chapters 2.05.150 (Employment of Assistant – Compensation) and 2.05.220 (Compensation of the Mayor and City Council) of the Pasadena Municipal Code and authorize the cessation of use of City Council hired Field Representatives;
- (3) Establish a new classification of City Council District Liaison and related salary, and establish the terms and conditions of employment for City Council District Liaisons via the Non-Represented Management Salary Resolution; and
- (4) Amend the Fiscal Year 2016 Operating Budget to increase the City Council budget to include 8.0 Full-Time Equivalents (FTE) City Council District Liaisons and increase appropriations by \$185,000, which is the additional cost needed for the remainder of this fiscal year. (Budget Amendment 2016-11)

Mary Dee Romney, Pasadena resident, cited concerns regarding the proposed action, specifically as it relates to the additional cost associated with the change, as well as the appearance that the District Liaisons would be removed from a direct reporting relationship to the Councilmembers, and stressed the need for the Field Representatives to maintain a strong relationship with the Mayor and City Council.

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

**ORDINANCE - FIRST
READING**

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 2, CHAPTER 2.05 (CITY COUNCIL), SECTIONS 2.05.150 AND 2.05.220 OF THE PASADENA MUNICIPAL CODE REGARDING THE EMPLOYMENT OF CITY COUNCIL DISTRICT LIAISONS”

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

The City Attorney pointed out a correction on page 2, paragraph A.2. of the proposed ordinance, which she noted should read, “The mayor and each member of the city council shall be allowed a one-time reimbursement of up to \$5,000 for the purchase of computer equipment for the councilmember and his or her field representative or assistant.”

AYES: Councilmembers Gordo, Hampton, Kennedy,
Madison, McAustin, Wilson, Vice Mayor Masuda,
Mayor Tornek

NOES: None

ABSENT: None

ORDINANCE - ADOPTED

Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF PASADENA ESTABLISHED BY SECTION 17.20.020 OF THE PASADENA MUNICIPAL CODE (GLEN SUMMER LANDMARK OVERLAY DISTRICT)” (Introduced by Councilmember Madison) (Ordinance No. 7266)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Hampton, Kennedy,
Madison, McAustin, Wilson, Vice Mayor Masuda,
Mayor Tornek

NOES: None

ABSENT: None

Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 14 (BUILDINGS AND CONSTRUCTION) OF THE PASADENA MUNICIPAL CODE TO ADD EXPEDITED PERMITTING PROCEDURES FOR SMALL RESIDENTIAL ROOFTOP SOLAR SYSTEMS” (Introduced by Councilmember McAustin) (Ordinance No. 7267)

The above ordinance was adopted by the following vote:

AYES: Councilmembers Gordo, Hampton, Kennedy,
Madison, McAustin, Wilson, Vice Mayor Masuda,
Mayor Tornek

NOES: None

ABSENT: None

Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 8, CHAPTER 8.60, SECTIONS 8.60.020 (DEFINITIONS) AND 8.60.310 (SCAVENGING) OF THE PASADENA MUNICIPAL CODE TO ADD DEFINITIONS AND CLARIFY SCAVENGING PROHIBITIONS” (Introduced by Councilmember McAustin) (Ordinance No. 7268)

AYES: Councilmembers Gordo, Kennedy, Madison, McAustin, Wilson, Vice Mayor Masuda, Mayor Tornek
NOES: Councilmember Hampton
ABSENT: None

INFORMATION ITEMS

Councilmember Gordo was excused and left the meeting at 8:00 p.m.

HERITAGE SQUARE PROGRESS REPORT

Recommendation: The following report is for information only; no City Council action is required.

William Huang, Director of Housing and Career Services, introduced the agenda item and reviewed the agenda report as part of a PowerPoint presentation, and responded to questions.

Councilmembers Kennedy and Hampton commended staff for their phenomenal work and commitment to ensuring the policy decisions of the City Council are executed, expressed their gratitude to the developer and its team for their outstanding work on local hiring/procurement, with Councilmember Kennedy requesting that staff bring forward a report to the City Council for discussion regarding priority placement for senior residents residing in Districts ~~1, 2, and 3~~ 1, 3, and 5.

Anna Slaby, Bridge Housing, spoke briefly on the project.

Councilmember McAustin thanked the staff for their hard work and efforts in developing affordable housing, and inquired about potential new revenue sources to support the development of affordable housing in the future. In response, Mr. Huang indicated that the City is actively seeking out any possible funding sources, and stated that the City is preparing itself to participate in a statewide competitive program named, “Affordable Housing Sustainable Communities” that is funded through new Cap and Trade dollars, and highlighted other funding opportunities that are actively being pursued.

Councilmember Hampton was excused and left the meeting at 8:19 p.m.

In response to Councilmember Wilson, Mr. Huang noted that he will include information related to developer constructed affordable housing units in the City Manager’s Weekly Newsletter.

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

UPDATE ON YOUTH EMPLOYMENT PROGRAMS

Recommendation: The following report is for information only; no City Council action is required.

Rozanne Adanto, Community Services Supervisor, Lola Osborne, Northwest Manager, and Phil Dunn, Career Services Administrator, provided an overview of the City's Youth Employment Programs (Summer Rose, Ambassador, and the Los Angeles County Youth Summer Job programs), and responded to questions.

Councilmember Madison asked that Youth Employment Programs/Services be a part of the City Council's future discussion on minimum wage and recommended that staff bring the matter back to the City Council in the spring of 2016. He also suggested bringing back, as part of the summer youth program, the opportunity for youth to work directly with the City Council.

Vice Mayor Masuda and Councilmember Hampton commended staff for their work, stressed the importance of youth employment programs, with Councilmember Kennedy suggesting that staff continue to work to strengthen the City's partnership with the private sector by launching a special campaign to encourage private company participation in the summer youth employment programs.

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

STATUS REPORT ON GAS TURBINE UNIT REPOWERING PROJECT (GLENARM GT5)

Recommendation: The following report is for information only; no City Council action is required.

Eric Klinkner, Interim General Manager of Water and Power, introduced the agenda item, Bawa Gurcharan, Assistant General Manager, and Art Silva, Power Production Superintendent, summarized the agenda report as part of a PowerPoint presentation, and responded to questions.

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

BRIEF REPORTS FROM REPRESENTATIVES/ REQUESTS FOR FUTURE AGENDA ITEMS

Councilmember McAustin reported on her "remarkable" 3-day site inspection trip of the Colorado River aqueduct with representatives from the Metropolitan Water District (MWD), and encouraged the City Council to visit the site to get a better understanding of the complex system that brings the City water.

Councilmember Wilson commented on the recently held meeting of the Task Force on Financial Administration and Internal Controls, commended the Task Force for their outstanding work, and noted the need for accessible public information to be “digestible” and useful to everyone.

The Mayor and Councilmember Madison echoed Councilmember Wilson’s above comments, with Councilmember Madison highlighting the tremendous strides that staff has made with regard to making data/information available online.

The Mayor commented on the recent Caltrans activity in the early mornings and evenings in the freeway stub and its operational impact to the surrounding neighbors, and requested staff to report back to City Council with information in terms of what opportunities the City has to intervene and mitigate the impacts.

CLOSED SESSION (CONT.)

On order of the Mayor, the regular meeting of the City Council recessed at 9:17 p.m. to discuss the closed session items listed below (Absent: Councilmembers Gordo and Hampton):

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

Agency Designated Representatives: Kristi Recchia and Michael J. Beck

Employee Organizations: Pasadena Firefighters Association (PFFA)

The above closed session item was 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 Organizations: Service Employees International Union (SEIU), Local 721

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

Agency Designated Representatives: Kristi Recchia and Michael J. Beck

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

The above two closed session items were not discussed.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 9:52 p.m.

Terry Tornek, Mayor
City of Pasadena

ATTEST:

City Clerk