

CITY OF PASADENA  
City Council Minutes  
July 18, 2016 – 5:30 P.M.  
City Hall Council Chamber

REGULAR MEETING

Teleconference Location:  
Gansevoort Park Avenue Hotel, Business Center  
420 Park Avenue South, New York, NY 10016

**OPENING:**

Mayor Tornek called the regular meeting to order at 5:31 p.m.  
(Absent: Councilmembers Hampton, Wilson)

On the order of the Mayor, the regular meeting recessed at 5:31 p.m., to discuss the following closed session:

Councilmember Hampton  
arrived at 5:50 p.m.

**CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS  
pursuant to Government Code Section 54957.6  
Agency Designated Representative: Jennifer Curtis  
Employee Organization: International Brotherhood of  
Electrical Workers, Local 18 (IBEW)**

**CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS  
pursuant to Government Code Section 54957.6  
Agency Designated Representative: Jennifer Curtis  
Employee Organization: American Federation of State,  
County and Municipal Employees, Local 858 (AFSCME)**

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

**CITY COUNCIL CONFERENCE REGARDING PUBLIC  
EMPLOYMENT pursuant to Government Code Section 54957  
and CITY COUNCIL CONFERENCE WITH LABOR  
NEGOTIATOR pursuant to Government Code Section  
54957.6**

**Position Title: City Manager  
City Representative: Terry Tornek**

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

On the order of the Mayor, the regular meeting reconvened at 6:36 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 (Absent)

Staff:

Assistant City Manager Julie Gutierrez  
City Attorney/City Prosecutor Michele Beal Bagneris  
City Clerk Mark Jomsky

**CEREMONIAL MATTERS**

Councilmember Kennedy shared a video and provided information on the Little Free Library Project and the program's goals to build seven locations throughout Council District 3.

The City Clerk administered the oaths of office to Jose Noel Toro as a Design Commissioner, and Kimberly Douglas as a Northwest Commissioner.

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

Bill Watkins, Los Angeles resident, congratulated the City Council for starting the meeting on time, and advocated for a pedestrian street cleaner program to employ the homeless, and the need for additional funding for the public safety budget.

Pastor Michael Burnes, Sr., residence not stated, summarized and distributed a copy of his complaint with the Pasadena Police Department; and spoke on the need for stronger community relations within the Pasadena Police Department.

Boualem Bouseloub, Pasadena Sister City Committee, provided information on Nelson Mandela Day, Monday, July 18, 2016.

Allen Shay, Pasadena resident, thanked the City Council for supporting Northwest Pasadena and the Northwest Commission.

Michele Dumont, White People for Black Lives, spoke in advocacy for Jasmin Richards (Jasmin Abdullah), and expressed concerns on various issues with the Pasadena Police Department.

Harolyn Rhu, Pasadena resident, asked the City Council for assistance with permanent affordable housing.

David Llanes, Pasadena Police Officers' Association, thanked the City Council for their leadership and spoke in support of the Pasadena Police Department and Police Officers.

Public comment continued at 8:04 p.m.

Chikodili Udengwu, Pasadena resident distributed a letter requesting personal assistance.

**CONSENT CALENDAR**

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH CONTINUANT INC., TO PROVIDE 24/7 TELECOM SYSTEMS MAINTENANCE COVERAGE AND PROFESSIONAL SERVICES IN AN AMOUNT NOT-TO-EXCEED \$415,790**

**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), the General Rule; and
- (2) Accept the bid dated May 25, 2016 submitted by Continuant, Inc., in response to specifications for 24/7 Telecom Systems Maintenance Coverage including monitoring, labor, hardware, and professional services and support for the City's voice systems; Telephone, Contract Center, Voicemail, and Interactive Voice Response (IVR), reject all other bids received, and authorize the City Manager to enter into a three (3) year contract with Continuant, Inc., for an amount not-to-exceed \$415,790 for the period of August 1, 2016 to July 31, 2019. (Contract No. 30678)

**AUTHORIZATION TO INCREASE PURCHASE ORDER NO. 1162480 WITH NORMAN A. TRAUB & ASSOCIATES BY \$40,000 FOR A TOTAL AMOUNT NOT-TO-EXCEED \$114,999 FOR INTERNAL ADMINISTRATIVE INVESTIGATIONS AS NEEDED**

**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) Authorize the City Manager to increase Purchase Order No. 1162480 with Norman A. Traub & Associates by \$40,000 for internal administrative investigations for a new not-to-exceed amount of \$114,999. Competitive Bidding is not required pursuant to City Charter Section 1002(F), contracts for professional or unique services; and
- (3) To the extent this could be considered a separate transaction subject to competitive selection, grant the proposed action an exemption from the Competitive Selection process pursuant to Pasadena Municipal Code Section 4.08.049(B), contracts for which the City's best interests are served.

**MUNICIPAL SERVICES COMMITTEE: AUTHORIZE THE CITY MANAGER TO EXECUTE THE POST-2017 BOULDER CANYON PROJECT AGREEMENTS TO PURCHASE POWER AND RELATED PRODUCTS FROM THE HOOVER HYDROELECTRIC PROJECT**

**Recommendation:**

- (1) Find that approval of the Post 2017 Boulder Canyon Project Electric Service Contract and Amended and Restated Implementation Agreement is categorically exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15301(b) regarding existing facilities of publicly owned utilities used to provide electric power; Section 15277 regarding projects located outside of California; and Section 15061(b)(3), the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment; and
- (2) Authorize the City Manager to execute the Post-2017 Boulder Canyon Project Electric Service Contract and the Amended and Restated Implementation Agreement (Collectively "Post-2017 Agreements") to purchase power and related products from the Hoover Hydroelectric Project. Neither Competitive Bidding nor Competitive Selection are required pursuant to City Charter Section 1002(H) and Pasadena Municipal Code (PMC) Section 4.08.049(A)(3), contracts with other governmental entities. (Contract No. 1596-5)

**MUNICIPAL SERVICES COMMITTEE: AUTHORIZE THE CITY MANAGER TO ENTER INTO CONTRACTS WITH FALLS CREEK H.P., L.P. AND POWEREX CORP. FOR THE PURCHASE OF RENEWABLE ENERGY CERTIFICATES**

**Recommendation:**

- (1) Find that the approval and execution of the proposed renewable energy contracts are categorically exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15301(b), the existing facilities rule and 15061(b)(3); the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment;
- (2) Authorize the City Manager to execute the following contracts:
  - a. A ten (10) year contract with Falls Creek H.P., L.P. ("Falls Creek") for the purchase of Portfolio Content Category 3 Renewable Energy Certificates ("RECs"); and
  - b. A four (4) year contract with Powerex Corp. ("Powerex") for the purchase of Portfolio Content Category 1 and Category 2 bundled renewable energy.

The proposed contracts are exempt from competitive bidding pursuant to City Charter Section 1002(F), contracts for professional or unique services; and

(3) Grant the proposed contracts an exemption from the competitive selection process pursuant to Pasadena Municipal Code (PMC) Section 4.08.049(B), contracts for which the City's best interests are served. (Contract Nos. 30680 & 22,621)

**RESIGNATION OF JASON HARDIN FROM THE SENIOR COMMISSION (District 1 Nomination)**

**MINUTES APPROVED**

July 6, 2016

**CLAIMS RECEIVED AND FILED**

Claim No. 12,676	Julia S. Kolnick	\$ 160.00
Claim No. 12,677	Movses Dermovsesian	10,000.00 <sup>+</sup>
Claim No. 12,678	Nelida G. Barrios	Not Stated
Claim No. 12,679	Pacific Bell/AT&T/Diane Mancini	277.56
Claim No. 12,680	Karen E. Barlow-Burton	2,475.00

It was moved by Councilmember Kennedy, seconded by Councilmember Gordo, to approve all items on the Consent Calendar:

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

**NOES:** None

**ABSENT:** Councilmember Wilson

**ABSTAIN:** None

**PUBLIC HEARING**

**PUBLIC HEARING: AMENDMENT TO THE TRANSIT-ORIENTED DEVELOPMENT ORDINANCE, PASADENA MUNICIPAL CODE SECTION 17.50.340 (ZONING CODE)**

**Recommendation:** It is recommended that the City Council continue the public hearing to September 19, 2016, at 7:00 p.m.

It was moved by Councilmember McAustin, seconded by Councilmember Hampton, to continue the public hearing to September 19, 2016 at 7:00 p.m.:

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

**NOES:** None

**ABSENT:** Councilmember Wilson

**ABSTAIN:** None

**RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

**DESIGNATION OF A VOTING DELEGATE AND AN ALTERNATE FOR THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE ON OCTOBER 5, 2016 TO OCTOBER 7, 2016 IN LONG BEACH, CALIFORNIA**

Mayor Tornek introduced the item and provided historical information on the item.

Following a brief discussion, it was moved by Councilmember Kennedy, seconded by Councilmember Gordo, to designate Michele Beal Bagneris, City Attorney/City Prosecutor, as voting delegate, and Julie Gutierrez, Assistant City Manager, as alternate, for the League of California Cities Annual Conference, as detailed above:

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

**AUTHORIZATION TO ENTER INTO A SECOND AMENDMENT TO AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT CREATING THE BURBANK- GLENDALE-PASADENA AIRPORT AUTHORITY (Mayor Tornek)**

**Recommendation:**

- (1) Find that the proposed action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3), the General Rule; and
- (2) Authorize the Mayor to execute the second amendment to the Amended and Restated Joint Exercise of Powers Agreement among the Cities of Burbank, Glendale, and Pasadena creating an agency to be known as the Burbank-Glendale-Pasadena Airport Authority. (Contract No. 13,356-2)

Mayor Tornek introduced the item, summarized the agenda report, and responded to questions.

Following discussion, it was moved by Councilmember Madison, seconded by Councilmember Hampton, to approve the Mayor's recommendation:

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

**RECOMMENDATION FOR AMENDMENT TO CITY OF  
PASADENA ARROYO SECO ORDINANCE TO REMOVE  
"TEMPORARY INCREASE IN DISPLACEMENT EVENTS"**

**Recommendation:**

- (1) Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061(b)(3) (General Rule); and
- (2) Direct the City Attorney's Office to prepare an ordinance to delete Section 3.32.275 of the Pasadena Municipal Code, and return to the City Council for first reading after completion of the first Arroyo Seco Music & Arts Festival.

Darryl Dunn, General Manager of the Rose Bowl Stadium, summarized the agenda report, and responded to questions.

Nina Chomsky, Linda Vista Annandale Association, expressed support for the proposed action and advocated for the removal of the National Football League (NFL) from the Arroyo Seco Ordinance.

Councilmember Hampton spoke in favor of an unconditional removal of the NFL referenced in the City's ordinance.

Following discussion, it was moved by Councilmember Gordo, seconded by Councilmember Madison, to approve the Rose Bowl Operating Company (RBOC) recommendation:

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

**ORDINANCE – ADOPTED**

**Adopt "AN ORDINANCE OF THE CITY OF PASADENA  
ADDING CHAPTER 8.67 TO TITLE 8 OF THE PASADENA  
MUNICIPAL CODE PROHIBITING THE DISTRIBUTION OF  
PREPARED FOOD OR BEVERAGE IN ANY POLYSTYRENE  
FOOD SERVICE WARE"** (Introduced by Councilmember  
McAustin) (Ordinance No. 7284)

The following individuals spoke in favor of the ordinance and provided public comment:

Ginko Lee, Transition Pasadena  
Craig W. Cadwallader, Surfrider Foundation  
Therese Brummel, Pasadena resident  
Morey Wolfson, Pasadena resident  
George Patton, Los Angeles resident  
Sylvia Holmes, Pasadena resident

The above ordinance was adopted by the following vote:

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

**COUNCIL COMMENTS**

Councilmember Hampton requested that the Housing Department staff provide information on the projects that are eligible for housing grant funds.

On the order of the Mayor, the City Council recessed at 8:09 p.m. to discuss the closed session item listed below.

**CITY COUNCIL CONFERENCE REGARDING PUBLIC EMPLOYMENT pursuant to Government Code Section 54957 and CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6**

**Position Title: City Manager  
City Representative: Terry Tornek**

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

**ADJOURNMENT**

On order of the Mayor, the regular meeting of the City Council reconvened and adjourned at 8:42 p.m.

\_\_\_\_\_  
Terry Tornek, Mayor  
City of Pasadena

ATTEST:

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