

CITY OF PASADENA
City Council Minutes
April 11, 2016 – 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: Councilmember Madison)

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
regarding pending litigation pursuant to Government Code
Section 54956.9(d)(1)**

Councilmember Madison
arrived at 5:47 p.m.

**Name of Case: Pasadena Police Officers Association v. City
of Pasadena**

LASC Case No.: BC556464

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

**Property Location: 275 East Cordova Street, Pasadena,
California**

Agency Negotiators: Steve Mermell

Negotiating Party: Anders Plett

Under Negotiation: Price and terms of payment

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

On order of the Mayor, the regular meeting reconvened at 6:55 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 the oath of office to Carolina Romo as a Northwest Commissioner.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Dale Gronemeier, Coalition for Increased Civilian Oversight for the Pasadena Police (CICOPP), advocated for an independent review process for officer involved shootings prior to the City's completion of an administrative review.

Herminia Ortiz, United Neighbors, and Angelica Olivan, Pasadena resident, thanked Councilmember Gordo and the Pasadena Playhouse for the community play that promoted unity within the various cultures and ethnicities in the City.

Kris Ockershauser, American Civil Liberties Union (ACLU), requested that the administrative review process for the officer involved shooting that occurred on April 8, 2016 be postponed until the City Council makes a decision on an independent oversight model.

Consuelo Conizalez, Pasadena resident, expressed concern regarding the frequent parking citations issued by the City at her home address.

In response to Ms. Conizalez, the Mayor stated that the Transportation Department staff will review the issue and respond accordingly.

Michael Williams, Black Lives Matter, requested that the investigation of the officer involved shooting of Kendrec McDade be re-opened in order to conduct an independent review and audit.

David Llanes, Pasadena Police Officers' Association, expressed concerns regarding requests for an independent review board or auditor for the Pasadena Police Department, and suggested that the City Council instead focus on the insufficient number of Pasadena police officers currently employed by the City.

CONSENT CALENDAR

RENEWAL OF THE PLAYHOUSE DISTRICT ASSOCIATION PROPERTY-BASED BUSINESS IMPROVEMENT DISTRICT (PDA, PBID)

Recommendation:

- (1) Find that adopting a resolution renewing the Playhouse District Association Property-based Business Improvement District is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) (General Rule); and
- (2) Adopt a Resolution of Intention to renew the Playhouse District Property-based Business Improvement District, and setting a Public Hearing for June 6, 2016 at 7:00 p.m. (Resolution No. 9494)

AUTHORIZATION TO ENTER INTO A CONTRACT WITH MINAKO AMERICA CORPORATION, DBA MINCO CONSTRUCTION, FOR AN AMOUNT NOT-TO-EXCEED \$1,095,050 TO PROVIDE LABOR AND MATERIALS FOR THE CONSTRUCTION OF UNDERGROUND ELECTRICAL CONDUIT SYSTEMS IN PALOMA STREET FROM CANYON WASH DRIVE TO ALTADENA DRIVE FOR THE WATER AND POWER DEPARTMENT

Recommendation:

- (1) Find the proposed action to be categorically exempt under the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15302(c) (Replacement or Reconstruction);
- (2) Accept the bid dated November 17, 2015, submitted by Minako America Corp., dba Minco Construction in response to Specifications LD-15-05 for the Construction of Underground Electrical Conduit Systems in Paloma Street from Canyon Wash Drive to Altadena Drive for the Water and Power Department;
- (3) Reject all other bids received; and
- (4) Authorize the Interim City Manager to enter into a contract with Minako America Corp., dba Minco Construction, for an amount not-to-exceed \$1,095,050. (Contract No. 30568)

AUTHORIZATION TO ENTER INTO A CONTRACT WITH ALTEC INDUSTRIES, INC., FOR THE PURCHASE OF ONE ARTICULATING TELESCOPIC AERIAL DEVICE, MODEL NO. AT40M, IN AN AMOUNT NOT-TO-EXCEED \$132,127.02 FOR THE WATER AND POWER DEPARTMENT

Recommendation:

- (1) Find the proposed 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) Authorize the Interim City Manager to enter into a contract with Altec Industries, Inc., ("Altec") dba National Auto Fleet Group ("NAFG") for an amount not-to-exceed \$132,127.02 for one Articulating Telescopic Aerial Device, Model No. AT40M. Competitive bidding is required pursuant to the City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, materials, supplies, or services; and

- (3) Grant the proposed contract 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.

Item pulled from the agenda, to be considered at a later date

ADOPT INTERCONNECTION AGREEMENT FORMS FOR CUSTOMERS INSTALLING GENERATION EQUIPMENT PURSUANT TO REGULATION 23

AMENDMENT TO CONTRACT NO. 30092 WITH PCR SERVICES CORPORATION TO INCREASE THE NOT-TO-EXCEED AMOUNT FROM \$144,213 TO \$199,713 FOR ENVIRONMENTAL SERVICES FOR THE HUNTINGTON MEMORIAL HOSPITAL MASTER PLAN AMENDMENT PROJECT

Recommendation:

- (1) Find that the amendment to Contract No. 30092 with PCR Services Corporation (PCR) is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061(b)(3) (General Rule); and
- (2) Authorize the Interim City Manager to amend Contract No. 30092 with PCR to increase the contract amount by \$55,500, thereby increasing the not-to-exceed amount from \$144,213 to \$199,713 for the completion of the Final Environmental Impact Report (FEIR) for the Huntington Memorial Hospital Master Plan Amendment project. (Contract No. 30092-4)

Item discussed separately

AMENDMENT TO CONTRACT NO. 21,654 WITH CDM SMITH, INC., TO INCREASE THE TOTAL NOT-TO-EXCEED AMOUNT BY \$100,000 FROM \$300,620 TO \$400,620 FOR THE PREPARATION OF ENVIRONMENTAL DOCUMENTS FOR THE YWCA/KIMPTON HOTEL PROJECT

Item discussed separately

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER CONTRACT WITH FRONTIER FORD FOR THE PURCHASE OF FOUR FORD ESCAPES IN AN AMOUNT NOT-TO-EXCEED \$89,851 FOR THE WATER AND POWER DEPARTMENT

Item discussed separately

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER CONTRACT WITH FRONTIER FORD FOR THE PURCHASE OF TWO SUPER DUTY CREW CABS WITH CUSTOM FLATBED TRUCK BODIES IN AN AMOUNT NOT-TO-EXCEED \$209,304.50 FOR THE WATER AND POWER DEPARTMENT

Item discussed separately

AUTHORIZATION TO ENTER INTO PURCHASE ORDER CONTRACTS WITH THEODORE ROBINS FORD IN AN AMOUNT NOT-TO-EXCEED \$183,624.07 TO FURNISH AND DELIVER FOUR HEAVY DUTY TRUCKS AND WITH

FRONTIER FORD IN AN AMOUNT NOT-TO- EXCEED \$78,179.25 TO FURNISH AND DELIVER THREE HEAVY DUTY TRUCKS (SPECIFICATIONS 2016 TRUCKS)

Item discussed separately

CONTRACT AWARD TO ITERIS INCORPORATED FOR CONSULTANT SERVICES TO DESIGN AND IMPLEMENT TRAFFIC SIGNAL SYNCHRONIZATION TIMING ALONG BICYCLE DETECTION CORRIDORS

AUTHORIZATION TO AMEND CONTRACT NO. 22,304 WITH MICHAEL BAKER INTERNATIONAL TO PROVIDE PLANNING ENTITLEMENT PROCESSING SERVICES

Recommendation:

- (1) Find that actions proposed in the agenda report are exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061(b)(3) (General Rule); and
- (2) Authorize the Interim City Manager to amend Contract No. 22,304 with Michael Baker International to expand the scope of services to include professional planning/entitlement processing services; all other terms and conditions remain the same. (Contract No. 22,304-1)

FINANCE COMMITTEE: AMENDMENTS TO FISCAL YEAR 2016 ADOPTED BUDGET

Recommendation:

- (1) Find that the proposed 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; and
- (2) Amend the Fiscal Year (FY) 2016 Adopted Budget as detailed in the Proposed Budget Amendments section of the agenda report. (Budget Amendment No. 2016-24)

APPROVAL OF AMENDMENTS TO EMPLOYMENT AGREEMENTS FOR CITY ATTORNEY/CITY PROSECUTOR AND CITY CLERK

Recommendation: It is recommended that the City Council approve an amendment to the employment agreements for City Attorney/City Prosecutor Michele Beal Bagneris and for City Clerk Mark Jomsky to provide an increase to their annual salaries and positions' salary control rates. It is further recommended that the Mayor be authorized to sign each amendment to the employment agreements to reflect City Council approved changes. (Contract Nos. 22,129-1, 22,130-1)

CLAIMS RECEIVED AND FILED

Claim No. 12,613	State Farm Insurance as subrogee for Jose Hernandez	\$ 6,832.41
Claim No. 12,614	Mimi Zheng	681.98

Claim No. 12,615 Heidi Watson 500.00
Claim No. 12,616 Andrew Beilfuss 1,349.50

PUBLIC HEARING SET

April 25, 2016, 7:00 p.m. – Annual Amendments to the Fiscal Year 2017 Schedule of Taxes, Fees and Charges and the General Fee Schedule for Animal License and Animal Impounding Fees

It was moved by Councilmember Gordo, seconded by Councilmember Wilson, to approve all items on the Consent Calendar, with the exception of Item 4 (Adopt Interconnection Agreement Forms For Customers Installing Generation Equipment), which was pulled from the agenda; and Item 6 (Amendment to Contract No. 21,654 with CMD Smith, Inc.), Items 7, 8, & 9 (Authorization to Enter Into a Purchase Order Contract with Frontier Ford and Theodore Robins Ford), and Item 10 (Contract Award to Iteris Incorporated for Consultant Services), which were discussed separately. (Motion unanimously carried) (Absent: None)

CONSENT ITEMS
DISCUSSED SEPARATELY

AMENDMENT TO CONTRACT NO. 21,654 WITH CDM SMITH, INC., TO INCREASE THE TOTAL NOT-TO-EXCEED AMOUNT BY \$100,000 FROM \$300,620 TO \$400,620 FOR THE PREPARATION OF ENVIRONMENTAL DOCUMENTS FOR THE YWCA/KIMPTON HOTEL PROJECT

Recommendation:

- (1) Find that the amendment to Contract No. 21,654 with CDM Smith, Inc., is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061(b)(3) (General Rule);
- (2) Authorize the Interim City Manager to amend Contract No. 21,654 with CDM Smith, Inc., by increasing the total not-to-exceed amount by \$100,000, from \$300,620 to \$400,620 for the continued preparation of environmental documents related to the proposed YWCA/Kimpton Hotel Project; and
- (3) To the extent this transaction could be considered a separate procurement subject to competitive selection, grant the proposed contract an exemption from the Competitive Selection process set forth in the Competitive Bidding and Purchasing Ordinance pursuant to Pasadena Municipal Code (PMC), Section 4.08.049(B), contract for which the City's best interests are served. (Contract No. 21,654-2)

Ann Scheid, Civic Center Coalition, and Jonathan Edwards, Pasadena resident, asked staff to recirculate the Draft Environmental Impact Report (EIR) and expressed concerns regarding the proposed project.

David Reyes, Interim Director of Planning and Development, responded to the public comments by stating that preparation of the final EIR will be completed as part of the proposed approval of staff recommendations.

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

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER CONTRACT WITH FRONTIER FORD FOR THE PURCHASE OF FOUR FORD ESCAPES IN AN AMOUNT NOT-TO-EXCEED \$89,851 FOR THE WATER AND POWER DEPARTMENT

Recommendation:

- (1) Find the proposed 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; and
- (2) Accept the bid dated January 28, 2016, submitted by Frontier Ford in response to Specifications LD-15-10; reject all other bids received; and authorize the Interim City Manager to enter into a purchase order contract with Frontier Ford for an amount not-to-exceed \$89,851 for four Ford Escapes.

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER CONTRACT WITH FRONTIER FORD FOR THE PURCHASE OF TWO SUPER DUTY CREW CABS WITH CUSTOM FLATBED TRUCK BODIES IN AN AMOUNT NOT-TO-EXCEED \$209,304.50 FOR THE WATER AND POWER DEPARTMENT

Recommendation:

- (1) Find the proposed 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; and
- (2) Accept the bid dated November 24, 2015, submitted by Frontier Ford in response to Specifications LD-15-08; reject all other bids received; and authorize the Interim City Manager to enter into a purchase order contract with Frontier Ford for an amount not-to-exceed \$209,304.50 for two Super Duty Crew Cabs and Custom Flatbed Truck Bodies.

AUTHORIZATION TO ENTER INTO PURCHASE ORDER CONTRACTS WITH THEODORE ROBINS FORD IN AN AMOUNT NOT-TO-EXCEED \$183,624.07 TO FURNISH AND DELIVER FOUR HEAVY DUTY TRUCKS AND WITH

FRONTIER FORD IN AN AMOUNT NOT-TO- EXCEED \$78,179.25 TO FURNISH AND DELIVER THREE HEAVY DUTY TRUCKS (SPECIFICATIONS 2016 TRUCKS)

Recommendation:

(1) Find that the proposed 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) Accept the bid dated February 22, 2016, submitted by Theodore Robins Ford in response to Specifications 2016 Trucks, to furnish and deliver 2016 Trucks for the Water and Power Department ("PWP"); reject all other bids received; and authorize the Interim City Manager to enter into a purchase order contract with Theodore Robins Ford for an amount not-to-exceed \$183,624.07; and

(3) Accept the bid dated February 22, 2016, submitted by Frontier Ford in response to Specification 2016 Trucks, to furnish and deliver 2016 Trucks for the Water and Power Department ("PWP"); reject all other bids received; and authorize the Interim City Manager to enter into a purchase order contract with Frontier Ford for an amount not-to-exceed \$78,179.25.

The above three consent calendar items were discussed concurrently.

Councilmember Hampton reiterated his request that the City Council consider an amendment to the competitive bidding process in order to provide local vendors with a greater preference.

Councilmember Kennedy suggested that a list of potential Charter Amendment topics include providing Pasadena-based vendors a greater preference.

In response to Councilmember Kennedy's inquiry of City's staff outreach efforts to local vendors, Steve Mermell, Interim City Manager, responded that he would provide information regarding the Finance Department's various efforts supporting local vendors in the City Manager's newsletter.

The Mayor also requested information on reviewing local vendor preference practices, documenting outreach efforts, and various alternatives to provide additional advantages to local business.

Councilmember Gordo reiterated his concerns for amending the City's current procurement practices, citing potential unintended consequences that could lead to the "balkanization" of the region's commerce, resulting in negative economic impacts on Pasadena.

Following discussion, it was moved by Councilmember Wilson, seconded by Councilmember Gordo, to approve the staff recommendation for the three items noted above. (Motion carried, with Councilmember Hampton objecting) (Absent: None)

CONTRACT AWARD TO ITERIS INCORPORATED FOR CONSULTANT SERVICES TO DESIGN AND IMPLEMENT TRAFFIC SIGNAL SYNCHRONIZATION TIMING ALONG BICYCLE DETECTION CORRIDORS

Recommendation:

- (1) Find that the following proposed actions are exempt from environmental review pursuant to the California Environmental Quality Act ("CEQA"), pursuant to State CEQA Guidelines Section 15061(b)(3) (General Rule); and
- (2) Authorize the Interim City Manager to enter into a contract, without competitive bidding pursuant to City Charter Section 1002(F), contracts for professional or unique services, with Iteris Incorporated for an amount not-to-exceed \$133,485 for Consultant Services to Design and Implement Traffic Signal Synchronization Timing along Bicycle Detection Corridors. (Contract No. 30572)

Fred Dock, Director of Transportation, responded to questions regarding the cost efficiencies stated in the agenda report, raised by Councilmember Kennedy.

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

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

APPROVAL OF MEASURES TO ADDRESS ISSUES ASSOCIATED WITH HOMELESSNESS AND PANHANDLING

Recommendation: It is recommended that the City Council take the following actions:

- (1) Find that the proposed actions are exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines, Section 15061(b)(3) (General Rule);
- (2) Direct the City Attorney to draft an ordinance that provides a definition for the following: "camping," "maintaining a camping

facility," and "lodging";

(3) Direct the City Attorney to draft an ordinance that establishes and describes the geographic boundaries of Pasadena Business Districts, including Old Pasadena District, Playhouse District, South Lake District, and the Hastings Ranch District, and prohibits within those geographic boundaries, during customary business hours, camping, maintaining a camping facility, or lodging on all public sidewalks, streets, alleys or other public spaces;

(4) Direct the City Attorney to draft an ordinance that prohibits, on all public sidewalks, streets, alleys or other public spaces, begging or soliciting of alms involving threatening, coercive, or menacing behavior;

(5) Appropriate \$250,000 from the unappropriated fund balance in the Housing Successor Fund to the Fiscal Year (FY) 2016 Housing and Career Services Budget to provide for:

- a. Establishment of a Landlord Reimbursement Fund
- b. Expansion of the Homeless Prevention Fund
- c. Expansion of the Motel to Housing Voucher Engagement Program
- d. Expansion of the Rapid Re-housing Program; and

(6) Consider adopting a policy statement supporting the development of permanent supportive housing broadly distributed throughout the City. (Budget Amendment No. 2016)

Councilmember Kennedy, Chair of the Public Safety Committee, introduced the item.

William Huang, Director of Housing, and Will Rivera, Chief Assistant City Prosecutor, provided a PowerPoint presentation, and responded to questions.

Councilmember Gordo expressed concerns with the recommended policy statement focused primarily on a supportive housing solution, preferring a broader approach in resolving the City's housing issues. He requested that staff provide an analysis on the distribution of affordable housing throughout the City. Mr. Gordo stated his preference that the proposed ordinance to prohibit camping and encampments include all the City's business districts as part of the geographic boundaries, and requested that staff also include freeways and public rights-of-way as part of the ordinance provisions. Finally, he suggested that staff also consider potential language restricting private property owners from allowing camping on private property without proper facilities and housing conditions.

Councilmember Wilson suggested that staff consider the feasibility of providing lockers for homeless individuals to store belongings in order to reduce the size of encampments and diminish blight.

Councilmember McAustin expressed support for permanent supportive housing distributed throughout the City to alleviate homelessness.

Vice Mayor Masuda, along with Councilmembers McAustin and Madison, voiced strong support for the funding of an additional Homeless Outreach-Psychiatric Evaluation (HOPE) team and voiced support for additional code enforcement provisions to address aggressive panhandling practices.

Councilmember Kennedy voiced his support for a policy statement on the importance of providing safe, affordable housing throughout the City.

Councilmember Hampton expressed concerns with the ability to enforce the proposed action and the potential consequences of criminalizing homelessness, stating his preference for a holistic approach to help address this issue. Mr. Hampton asked staff to review panhandling complaints and/or calls for service around Pasadena Unified School District school sites.

The following individuals spoke in favor of the staff recommendation and provided comments and/or suggestions on the proposed action:

Erlinda Romo, Playhouse District Association
Marilyn Buchanan, Pasadena resident
Steve Mulheim, Old Pasadena Management
Erika Foy, Pasadena resident
Pat Bedford, Southwest Business District
Johnathan Edwards, Pasadena resident

The following individuals spoke in opposition to the proposed action, and expressed concerns and/or provided suggestions regarding staff's recommendations:

Don Magnusson, residence not provided
Will Watts, Pasadena resident
Michael Williams, Black Lives Matter
Charla Bolton, Pasadena resident
Jill Shook, Pasadena resident
Anthony Manousos, Pasadena resident

Councilmember Wilson suggested that staff consider the impacts of homelessness on transit hubs, which may have a deterring effect on ridership, in order to protect the City's significant investment in public transportation.

Following lengthy discussion, it was moved by Councilmember Kennedy, seconded by Councilmember McAustin, to:

Approve Staff Recommendation Nos. 1, 2, 4, and 5, as proposed; amend Staff Recommendation No. 3, directing the City Attorney to draft an ordinance that establishes and describes the geographic boundaries of Pasadena [eliminating specific named districts] and prohibits within those geographic boundaries, during customary business hours, camping, maintaining a camping facility, or lodging on all public sidewalks, streets, alleys or other public spaces, including freeways and public rights-of-way; and amend Staff Recommendation No. 6, directing staff to return with a broad policy statement for City Council consideration with specific language to avoid the overconcentration of affordable housing in certain areas and provide permanent supportive housing throughout the City that is consistent with the City's adopted Housing Element and General Plan. (Motion carried, with Councilmember Hampton objecting) (Absent: None)

PUBLIC HEARINGS

PUBLIC HEARING: APPEAL OF THE BOARD OF ZONING APPEALS' DECISION ON HILLSIDE DEVELOPMENT PERMIT NO. 6315, 518 GLEN HOLLY DRIVE

Recommendation:

- (1) Adopt the Environmental Determination that the proposed project is exempt from environmental review pursuant to the guidelines of the California Environmental Quality Act (CEQA) (Public Resources Code Section 21080(b)(9); Administrative Code, Title 14, Chapter 3, Class 1 Section 15301, Existing Facilities); and
- (2) Uphold the Board of Zoning Appeals' decision and approve Hillside Development Permit No. 6315.

The City Clerk opened the public hearing and reported 39 copies of the notice were posted and 120 copies of the notice were mailed on March 24, 2016. The City Clerk's office received 8 letters of correspondence, with 4 letters expressing support, 3 letters (1 person submitted two letters) expressing opposition and/or concerns, and one letter with 16 signatures in support of the appeal were received by the City Clerk's Office regarding the recommended action.

David Reyes, Interim Director of Planning & Development, introduced the item, and Beilin Yu, Planner, provided a PowerPoint presentation on the agenda item, and responded to questions.

The following persons spoke in opposition to the appeal, and requested the City Council uphold the BOZA decision by approving the staff recommendation:

Richard A. McDonald, Esq., Applicant representative
Andrew Scott Campbell, Applicant architect
Stacie Mayoras, Applicant
Blaine Cavena, Pasadena resident
Scott J. Street, Pasadena resident
Kim Kolbech, Pasadena resident
Carol Corral, Pasadena resident
Ron Johnson, Pasadena resident
Cindi McIntosh-Behr, Pasadena resident
Diana Van de Kamp, Pasadena resident

The following persons spoke in support of the appeal, and requested that the BOZA decision be overturned (not approving the staff recommendation):

Greg Chilingirian, Appellant
Hasmig Karayan, Appellant representative
Mary Dee Romney, San Rafael Neighborhood Association
Dr. Margaret Melly, Pasadena resident
Dr. Ronnie Karayan, South Pasadena resident

(Item continued on page 14)

By order of the Mayor and consensus of the City Council, the public hearing was briefly suspended at 11:56 p.m. to discuss the item noted below:

PUBLIC HEARING: APPEAL OF DESIGN COMMISSION DECISION: CONSOLIDATED DESIGN REVIEW - DEMOLITION OF THE HOUSE AT 180 SOUTH EUCLID AVENUE

Recommendation:

(1) Find that the demolition is exempt from environmental review pursuant to the guidelines of the California Environmental Quality Act (CEQA) (Public Resources Code Section 21080(b)(9); Administrative Code, Title 14, Chapter 1, Class 1, Section 15301, Existing Facilities). This exemption applies to demolition of up to three single-family residences or small commercial structures in urbanized areas;

(2) Find that no protected native, specimen, or landmark trees under the tree protection ordinance (Pasadena Municipal Code, Chapter 8.52) will be removed in conjunction with this application;

(3) Find that the project is consistent with the purposes of design review and the Design Guidelines in the Central District Specific Plan;

(4) Find that the project will not cause a significant adverse effect on a historical resource as defined in the State CEQA guidelines; and

(5) Based on these findings, approve the application for consolidated design review to demolish the house at 180 South Euclid Avenue.

Recommendation of the Design Commission: On November 24, 2015, the Design Commission denied an application for Consolidated Design Review for the demolition of the house at 180 South Euclid Avenue. The applicant appealed the Commission's decision on November 30, 2015. Prior to the City Council consideration of the applicant's appeal, the applicant submitted new information and on February 1, 2016, the City Council remanded the appeal to the Design Commission for a report on the new information submitted. The Design Commission considered the new information at its February 23, 2016 meeting and retained its previous determination that the house is a historical resource and that its demolition should be denied.

Richard A. McDonald, Esq., Applicant representative, agreed to continue to the public hearing to April 18, 2016 at 6:45 p.m.

It was moved by Councilmember Madison, seconded by Councilmember McAustin, to continue the public hearing listed above to April 18, 2016 at 6:45 p.m. (Motion unanimously carried) (Absent: None)

(Continued from page 13)

PUBLIC HEARING: APPEAL OF THE BOARD OF ZONING APPEALS' DECISION ON HILLSIDE DEVELOPMENT PERMIT NO. 6315, 518 GLEN HOLLY DRIVE

On order of the Mayor, the above public hearing reconvened at 12:01 a.m.

The following persons spoke in support of the appeal, and requested that the BOZA decision be overturned (not approving the staff recommendation):

Ada Gates, Pasadena resident
Toby McGill, Pasadena resident
Rene Andersen, Pasadena resident
Colleen Schwab, Pasadena resident
Jason Schwab, Pasadena resident

It was moved by Vice Mayor Masuda, seconded by Councilmember Madison, to close the public hearing. (Motion unanimously carried) (Absent: None)

Councilmember Madison and Vice Mayor Masuda expressed concerns with approving the staff recommendation given the significant impacts of the proposed construction on the adjacent neighbor.

The Mayor stated his concern that Hillside Development Permit No. 6315 does not comply with finding No. 6, "The design, location, operating characteristics, and size of the proposed use would be compatible with the existing and future land uses in the vicinity in terms of aesthetic values, character, scale, and view protection."

Following discussion, it was moved by Councilmember Gordo, seconded by Councilmember Kennedy, to approve the staff recommendation:

Motion:

AYES: Councilmembers Gordo, Kennedy, McAustin, Wilson,

NOES: Councilmembers Hampton, Madison, Vice Mayor Masuda, Mayor Tornek

ABSENT: None

ABSTAIN: None

(MOTION FAILED)

Michele Beal Bagneris, City Attorney/City Prosecutor, stated that based on the failed action of the City Council, the Board of Zoning Appeals' decision to approve Hillside Development Permit No. 6315 continues to stand.

Motion:

Following further discussion, it was moved by Councilmember Gordo, seconded by Councilmember McAustin, to approve Staff Recommendation No. 1: Adopt the Environmental Determination that the proposed project is exempt from environmental review pursuant to the guidelines of the California Environmental Quality Act (CEQA) (Public Resources Code Section 21080(b)(9); Administrative Code, Title 14, Chapter 3, Class 1 Section 15301, Existing Facilities). (Motion unanimously carried) (Absent: None)

ORDINANCE – FIRST READING

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE LIGHT AND POWER RATE ORDINANCE, TITLE 13, CHAPTER 13.04 OF THE PASADENA MUNICIPAL CODE TO ESTABLISH ECONOMIC DEVELOPMENT INCENTIVES FOR NEW COMMERCIAL CUSTOMERS OR EXPANDED SERVICES BY EXISTING CUSTOMERS UNDER SPECIFIED CONDITIONS"

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

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

NOES: None

ABSENT: None

ABSTAIN: None

ORDINANCE – ADOPTED

Adopt "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 3 (CIVIC EVENTS AND FACILITIES) TO INCREASE THE NUMBER OF DISPLACEMENT EVENTS IN THE ARROYO SECO AND CLARIFY THE PERMITTED USES RELATED TO THE BROOKSIDE GOLF COURSE AREA" (Introduced by Councilmember Gordo) (Ordinance No. 7279)

In response to Mayor Tornek's request that the Rose Bowl Operating Company (RBOC) agendize a discussion on whether to recommend that the Pasadena Municipal Code (PMC) be amended to eliminate references to the National Football League (NFL) as an optional use of the Rose Bowl (PMC Section 3.32.275 - Temporary increase in displacement events), Councilmember Gordo, President of the RBOC, stated that he would agendize the item and return to the City Council with a recommendation.

The above ordinance was adopted by the following vote:

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

NOES: Councilmember Hampton, Mayor Tornek

ABSENT: None

ABSTAIN: None

Councilmember Wilson requested that staff stay abreast of San Gabriel Valley Council of Government meetings regarding the 2016 Transportation Measure, R2 and R1 710 tunnel funding.

Councilmember Madison stated that on Saturday, April 9, 2016 he attended the ground breaking for the Desiderio Bungalow homes.

Councilmembers Kennedy and Gordo commented on an officer involved shooting that recently occurred involving the Pasadena Police Department.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 12:59 a.m.

Terry Tornek, Mayor
City of Pasadena

ATTEST:

City Clerk