

CITY OF PASADENA
City Council Minutes
July 16, 2018– 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: Councilmembers Gordo, Madison)

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

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

Property Locations: 215 North Marengo Ave, Suite 164, 170, and 195, Pasadena CA

Agency Negotiator: Steve Mermell

Negotiating Party: Vernon E. Murry

Under Negotiation: Rental rate and terms of Lease

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

Property Location: 1055 East Colorado Boulevard, Suite 350, Pasadena CA

Agency Negotiator: Steve Mermell

Negotiating Party: Shaun Stiles

Under Negotiation: Rental rate and terms of Lease

Councilmember Madison
arrived at 5:59 p.m.

CITY COUNCIL CONFERENCE REGARDING PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code Section 54957 and CITY COUNCIL CONFERENCE with Labor Negotiator pursuant to Government Code Section 54957.6

Employee Title and Unrepresented Employee: City Attorney/City Prosecutor

City Representative: Terry Tornek

Councilmember Gordo arrived
at 6:21 p.m.

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

Agency Designated Representatives: Jennifer Curtis and Steve Mermell

Employee Organization: Pasadena Police Officers Association (PPOA)

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

On order of the Mayor, the regular meeting reconvened at 6:48 p.m. The pledge of allegiance was led by Councilmember Gordo.

ROLL CALL:

Councilmembers:

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

Staff:

City Manager Steve Mermell
City Attorney/City Prosecutor Michele Beal Bagneris
City Clerk Mark Jomsky

CEREMONIAL MATTERS

The City Clerk administered the oaths of office to Martha Warren-Rosenfeld as Human Services Commissioner, and Ken Chawkins, as Pasadena Community Access Corporation (PCAC) Board Member.

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

Cathy Morfopoulos, Glendale resident, advocated for drug prevention and education to reduce the demand of marijuana products and slow down the cannabis industry.

Gerda Govine Ituarte, Pasadena Rose City Poets, recited poetry.

The following individuals expressed anger and frustration on the evictions at 120 South Roosevelt Avenue:

Vera Krekouv, Pasadena resident
Jacques Khatchadourian, Pasadena resident
Peter Kupelian, Pasadena resident
Mhuer Khacher, Pasadena resident
Angel Marti Castillo, Democratic Socialists of America

In response to public comment, and questions by Councilmember Hampton and Vice Mayor Kennedy, City Manager Mermell stated that staff will research the concerns, contact the public speakers to provide the contact information for Chancela Al-Mansour with the Housing Rights Center, and provide an update in the weekly newsletter.

David Llanes, Pasadena Police Officers Association (PPOA), distributed correspondence and spoke on the need to work with PPOA to come to a mutual contractual agreement.

Julie McKune, Altadena resident, spoke in support of affordable housing, expressed concerns with homelessness in the City, and spoke on economical justice.

CONSENT CALENDAR

AUTHORIZE CITY MANAGER TO EXECUTE RECURRING SERVICE AGREEMENT WITH COUNTY OF LOS ANGELES FOR DIAL-A-RIDE SERVICES TO RESIDENTS IN THE UNINCORPORATED AREAS OF ALTADENA, KINNELOA, CHAPMAN WOODS, AND EAST SAN GABRIEL IN FISCAL YEAR 2019 THROUGH FISCAL YEAR 2021

Recommendation:

(1) Find that the Agreement is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3); and

(2) Authorize the City Manager to enter into an Agreement with the County of Los Angeles for the City of Pasadena to provide Dial-A-Ride services to residents in the unincorporated areas of Altadena, Kinneloa, Chapman Woods, and East San Gabriel, for the period July 1, 2018 to June 30, 2021. The County of Los Angeles will provide service reimbursements in an amount not-to-exceed \$910,000. Neither Competitive Bidding or Competitive Selection are required pursuant to City Charter Section 1002(H) and Pasadena Municipal Code Section 4.08.049(A)(3), contracts with other governmental agencies. (Contract No. 22,973)

APPOINTMENT OF BOGHOS PATATIAN TO THE LIBRARY COMMISSION (Mayor Nomination)

APPOINTMENT OF STEVEN OLIVAS TO THE PLANNING COMMISSION (District 3 Nomination)

APPOINTMENT OF MARK MASTROMATTEO TO THE RECREATION AND PARKS COMMISSION (District 6 Nomination)

APPOINTMENT OF JULI CANAVAN TO THE COMMISSION ON THE STATUS OF WOMEN (District 7 Nomination)

APPOINTMENT OF JONATHAN LEVY TO THE ENVIRONMENTAL ADVISORY COMMISSION (District 7 Nomination)

RESIGNATION OF ROBIN ALLEN FROM THE SENIOR COMMISSION (District 2 Nomination)

MINUTES APPROVED

June 18, 2018
June 25, 2018
July 2, 2018

CLAIMS RECEIVED

Claim No. 13,119	Taylor Nightingale	\$	25,000.00+
Claim No. 13,120	Chao Xu		1,423.86
Claim No. 13,121	Chapman Glucksman Dean Roeb & Barger, Attorneys at Law, representing Julie Hardinge		25,000.00+
Claim No. 13,122	Allison Lucas		1,629.14

It was moved by Vice Mayor Kennedy, seconded by Councilmember Masuda, to approve all items on the Consent Calendar. (Motion unanimously carried) (Absent: None)

OLD BUSINESS

PLANNED DEVELOPMENT 36 – 3200 EAST FOOTHILL BOULEVARD MIXED USE PROJECT: 3200 EAST FOOTHILL BOULEVARD

Recommendation: It is recommended that the City Council:

- (2) Adopt the Land Use Findings (Attachment A of the agenda report) for a Zone Map Amendment to change the zoning of the site from EPSP-d2-IG-B4 (East Pasadena Specific Plan, subarea d1, general industrial district) to Planned Development (PD) 36;
- (3) Adopt the Land Use Findings (Attachment A of the agenda report) to establish PD36 – 3200 East Foothill Boulevard Planned Development with the Conditions of Approval in Attachment B of the agenda report;
- (4) Direct the City Attorney to prepare an Ordinance for a Zone Map Amendment to change the zoning of the site from EPSP-d2-IG-B4 (East Pasadena Specific Plan, subarea d1, general industrial district) to establish PD 36; and
- (5) Direct the City Clerk to file a Notice of Determination with the Los Angeles County Recorder.

The Mayor provided an overview on the discussion of the item at the July 9, 2018 City Council meeting.

The following individuals spoke in opposition to the staff recommendation and/or provided comments and/or suggestions on various aspects of the staff recommendation:

Jay Hugar, Pasadena resident
Jeanette Mann, Pasadena resident
Kevin Castaing, residence not stated
Jeff Rupp, Pasadena resident
Peter Matthiessen, Pasadena resident

Lucy Penido, Pasadena resident
Janet Waldron, Pasadena resident
Kevin Cloud Brechner, Pasadena resident
Kristen Shrader-Frechette, Pasadena resident
Constance Wright, Lower Hastings Ranch Association
Jill Shook, Pasadena resident

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

Angeli DiLucca, Pasadena resident
Peter Hartgens, Pasadena resident
Joshua Blumenkopt, Pasadena resident
Miles Miller, Altadena resident
Michelle White, Pasadena resident

Michele Beal Bagneris, City Attorney/City Prosecutor, responded to questions related the City Council's discussion boundaries on the item.

David Reyes, Director of Planning and Community Development, and John Bellas, the City's CEQA Consultant, responded to questions related to the projects Health Risk Assessment (HRA), Minimum Efficiency Reporting Value (MERV) filter levels, the City's General Plan, and items related to the proposed project's various components.

Vice Mayor Kennedy stated for the record that he met with staff and a representative of the applicant who reiterated information that was previously provided related to the proposed project. He also stated that he would not support the project without confirmation that all future residents of the proposed project will be provided (through a lease agreement) full disclosure of all known health risks related to the project.

Theresa Fuentes, Assistant City Attorney, responded to questions related the projects HRA and the proposed projects parking structure; and suggested that an amendment to Condition of Approval No. 24 could incorporate the Vice Mayor's request.

Councilmember Masuda reiterated his opposition to the proposed project based on the health risks associated with the housing development's location adjacent to the freeway, density of projects in the surrounding area, insufficient parking spaces, and traffic and congestion concerns in the surrounding area.

Councilmember Hampton also expressed concerns with the traffic and congestion surrounding the proposed project site, the resulting impacts to the City's infrastructure through water and power, health concerns with the project adjacent to the freeway; and stated his opposition to the project and the need for staff to review and amend the City's General Plan to avoid this type of development in the future.

Councilmember Gordo expressed the need to complete the specific planning process to provide development guidance, concurred with statements related to heavy traffic and congestion on Foothill Boulevard, and expressed concerns with the number of proposed projects in the area that may exasperate already impactful traffic issues and conditions. Mr. Gordo spoke in favor of staff re-visiting the road diet on Sierra Madre Villa and completing a study on accumulative impacts analysis on all the projects in East Pasadena, specifically the east corridor prior to moving forward with the proposed project, and asked the developer to work with the neighborhoods to develop a mitigation plan.

Mike Bagheri, Transportation Development Manager, responded to questions related to the Adaptive Control System (ACS), a CIP project, with construction to commence on August 2019, which is a traffic system that adapts to the volume of traffic in the system, and the Department's California Environmental Quality Act (CEQA) and Southern California Association of Governments (SCAG) regional transportation model and thresholds that are used to analyze such projects.

Councilmember McAustin spoke on the challenges of the state imposed traffic regulations and the difficulty residents may have in understanding the impacts, the need to provide education efforts to explain the proposed traffic mitigation measures of the proposed project to the residents of the surrounding neighborhoods; and spoke in favor of the proposed project, including the "decoupled" parking program.

The Mayor spoke on the General Plan and planning process in East Pasadena, the proposed project complying with policies in place, the Land Use and Mobility Element of the City's General Plan, and the Environmental Impact Report that assesses the cumulative impacts of all the developments in the City, and on the Conditions of Approval related to developing properties near freeways; and voiced his support for approving the proposed project.

MOTION:

Following discussion, it was moved by Councilmember Hampton, second by Councilmember Gordo, to table action on the item pending the outcome of a neighborhood traffic analysis and plan for the surrounding neighbors:

In response to Vice Mayor Kennedy's request, Theresa Fuentes, stated that Condition of Approval No. 24 could be amended as follows: "The applicant shall, at the time of lease signing for individual residential units with separate HVAC systems, provide a brochure notifying the future residents of the need for maintaining the filter screens and keeping windows closed to ensure adequate fresh air filtration and provide a copy of the health risk assessment prepared for the project. In addition, the applicant shall record a notice of the risk hazard of diesel particulates and the need for screen maintenance in the property titles and include this notice with lease agreements. Lastly, the applicant shall be responsible for replacing HVAC filter screens in accordance with manufactures recommendations."

Mr. Reyes requested that the motion include the applicant's volunteered condition related to Local Hiring and Procurement During Construction.

SUBSTITUTE MOTION:

Following further discussion, it was moved by Councilmember McAustin, seconded by Vice Mayor Kennedy, to approve the staff recommendation, including the modification to the Condition of Approval No. 24 and the local hire program, as detailed above:

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

**ORDINANCE – FIRST
READING**

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE OFFICIAL ZONING MAP ESTABLISHED BY TITLE 17 (ZONING CODE), CHAPTER 17.20, SECTION 17.20.020 OF THE PASADENA MUNICIPAL CODE TO CHANGE THE DESIGNATION FOR THE AREA GENERALLY LOCATED ON SOUTH SIDE OF E. FOOTHILL BLVD. EAST OF N. KINNELOA AVE. AND NORTH OF THE 210 FREEWAY THAT COMPRISES THE 3200 FOOTHILL BLVD PLANNED DEVELOPMENT, AND AMENDING APPENDIX A TO THE ZONING CODE TO CREATE PD 36 – 3200 E. FOOTHILL BLVD. PLANNED DEVELOPMENT"

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

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

PUBLIC HEARING

**PUBLIC HEARING: ARTCENTER COLLEGE OF DESIGN
MASTER PLAN AND FINAL ENVIRONMENTAL IMPACT
REPORT (SCH NO. 2016091009) SOUTH CAMPUS: 870,888,
950, AND 988 SOUTH RAYMOND AVENUE AND 1111 SOUTH
ARROYO PARKWAY HILLSIDE CAMPUS: 1700 LIDA
STREET**

Recommendation:

- (1) Adopt a resolution certifying the Final Environmental Impact Report (EIR), adopting findings pursuant to the California Environmental Quality Act (CEQA), and adopting the Mitigation Monitoring and Reporting Program for the ArtCenter College of Design Master Plan project;
- (2) Adopt a resolution approving the Master Plan, Minor Conditional Use Permit for Reduced Parking, Minor Conditional Use Permit for Tandem Parking, and Private Tree Removals, with the findings and conditions of approval therein;
- (3) Adopt a resolution allowing construction activities above and below the Metro Gold Line to occur outside the hours specified in Section 9.36.070.B. (Construction Projects – Noise Ordinance) of the Pasadena Municipal Code;
- (4) Adopt the findings in Attachment A of the agenda report for a Zoning Map Amendment to change the zoning designation of the properties located at 870 and 888 South Raymond Ave. from Industrial General, South Fair Oaks Specific Plan, Height Limit 56 feet (IG-SP-2-HL-56) and 1111 South Arroyo Parkway from Central District Specific Plan, Arroyo Corridor/Fair Oaks (CD-6) to Public and Semi-Public (PS), respectively (Attachment D of the agenda report);
- (5) Adopt the findings in Attachment A of the agenda report to approve a Development Agreement for the project;
- (6) Consider the findings in Attachment A of the agenda report to amend Section 17.48.060 (Signs – Master Sign Plan) Zoning Code to allow Outdoor Electronic Signs;
- (7) Conduct first reading of an ordinance amending the official Zoning Map of the City of Pasadena established by Section 17.20.020 of Title 17 of the Pasadena Municipal Code (Zoning Code) to implement the zone change contained in the agenda report;
- (8) Conduct first reading of an ordinance approving a Development Agreement between the City of Pasadena and ArtCenter College of Design related to the Master Plan; and

(9) Direct the City Clerk to file a Notice of Determination with the Los Angeles County Recorder. (Resolution Nos. 9666, 9667, 9668) **Recommendation of the Planning Commission:** On May 9, 2018, the Planning Commission voted to recommend approval of the Master Plan to the City Council. The Commission's discussion included publicly accessible amenities at the South Campus, the compressed natural gas (CNG) facilities, nighttime construction over and below the Metro Gold Line, and the digital gallery at the South Campus. Ten public speakers generally supported the Project; however, four of the speakers spoke in opposition to the proposed digital gallery.

Staff recommended approval of the Project, but did not support the CNG facility at the Hillside Campus nor the Zoning Code Amendment to create a review process for digital signs. ArtCenter's representatives verbally withdrew a request for the CNG facility at the Hillside Campus, but continued to request the Zoning Code Amendment. The Commission approved the staff recommendation, as well as supported the Zoning Code Amendment. However, the Commission requested that if the City Council supports the Zoning Code Amendment that it be returned to the Commission for further review related to the types of projects that could be eligible to apply for a digital sign.

Design Commission Advisory Review: On November 10, 2015, the Design Commission conducted review of the proposed Master Plan. The review focused on issues pertaining to urban design related to architecture, landscaping, site planning, and other aesthetic issues on the South Campus. The discussion included that the project design should support interaction between the building, internal circulation, and streets as well as relationship between other major uses in the vicinity, such as Huntington Hospital and the Shriners for Children Medical Centers.

The City Clerk opened the public hearing; and reported that the public hearing notice was published in the Pasadena Journal and the Pasadena Weekly on June 28, 2018, July 5, 2018, and July 12, 2018; 360 copies of the notice were mailed and 275 copies of the notice were posted on June 29, 2018; and that the City Clerk's office received 11 letters in favor of the item, 2 letters in opposition to the item, and 2 letters providing comments, which were distributed and made part of the public hearing record.

David Reyes, Director of Planning and Community Development, provided introductory comments, and David Sinclair, Planner, provided a PowerPoint presentation on the item and responded to questions.

Dr. Lorne Buchman and Rollin Homer, ArtCenter College of Design/applicant, provided a PowerPoint presentation on their projected project, and responded to questions.

Councilmember Madison expressed concerns with the Development Agreement, the negotiated Public Benefit Fee, and the lack of an adopted City policy when it comes to applying the Public Benefit Fee to non-profit organizations in the City, and stated his preference that such a policy should be approved by the City Council prior to implementation.

City Manager Mermell responded to questions related to the negotiation of the development agreement between the City and ArtCenter College of Design.

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

Jared Gold, ArtCenter College of Design
Johnny Perez, ArtCenter Student Government
Nina Chomsky, Linda Vista-Annandale Association
Mark Fennimore, Pasadena resident
Philip Hettema, Pasadena resident
Robert Davidson, ArtCenter College of Design
Tom Stern, ArtCenter College of Design

The following individuals spoke in opposition to the staff recommendation and/or provided comments and/or suggestions on various aspects of the staff recommendation:

Avram Gold, Pasadena resident
John Latta, Madison Heights Neighborhood Association (MHNA)
Kristen Harrison, MHNA
Erika Foy, MHNA
Suzie Boyer, Pasadena resident
Katherine Schneider, Illig-Brown Properties, LLC
Mic Hansen, West Pasadena Residents' Association
Phil Hosp, Pasadena resident

Councilmember Wilson requested that staff work with the applicant to develop a reasonable work schedule that limits the hours allowed for night construction and that such provisions be incorporated as part of Mitigation J1, as described in the resolution regarding noise; and stated the need for additional information and discussion on the proposed digital gallery.

In addition, Councilmember Wilson raised concerns regarding the intrusion of construction parking into adjacent neighborhoods, urging that this be addressed prior to approval.

In response to Councilmember Wilson's concerns, Assistant City Attorney Theresa Fuentes proposed that Condition of Approval No. 38 – Parking Spaces – Review Required, be amended to include the following language, "...and to ensure no parking intrusion in the surrounding neighborhoods, if demand exceeds supply the excess demand shall be accommodated on the campus."

Councilmember McAustin spoke in favor of the proposed project master plan, expressed concerns with digital signs in the City, echoed support to table Recommendation No. 6 to allow staff to evaluate and review the proposed ArtCenter's digital gallery. She spoke in favor of the Development Agreement, which includes the negotiated Public Benefit Fee, and for the City Council to consider a "Payments in Lieu of Taxes" (PILOT) program as the City evaluates its financial situation.

Vice Mayor Kennedy spoke in support of the staff recommendation and voiced support for additional discussion on the proposed digital gallery.

Councilmember Gordo spoke on the need to agendize at a future City Council meeting a discussion of a City policy regarding PILOT programs that takes into consideration applicable organizations and criteria. He spoke in favor of the staff recommendation including the Development Agreement with a caveat that a policy regarding the PILOT program be agendized at a future City Council meeting. He stated that if the City Council determines that such a PILOT program is not appropriate, the ArtCenter College of Design and any other similarly negotiated agreements will be amended; and expressed concern with the proposed gallery and stated that the City should not approve land use entitlements based on the current owner or operator.

Michele Beal Bagneris, City Attorney/City Prosecutor, responded to questions related to the City's ability to regulate content on a digital gallery.

It was noted by Assistant City Attorney Theresa Fuentes that the action on Recommendation No. 6 pertaining to the Zoning Code Text Amendment could be bifurcated from any action taken on Recommendations Nos. 1-5 and 7-9.

The Mayor requested that staff forward Recommendation No. 6, related to the digital gallery, to the Planning Commission for further consideration, to initiate a Zoning Code text amendment pursuant to Pasadena Municipal Code, Section 17.74.030, which will begin the process of a discussion with staff and the Planning Commission on the digital gallery, and then return to the City Council for consideration. It was noted by the Mayor that the proposed action by the City Council to adopt the development agreement as negotiated and written, in relation to the Public Benefit Fee, would be the maximum amount applied to the ArtCenter College of Design, but could be revised based on future City Council policy discussions.

Following discussion, it was moved by Councilmember Madison, seconded by Councilmember Hampton, to close the public hearing. (Motion unanimously carried) (Absent: None)

Councilmember Madison spoke in favor of the staff recommendation, reiterated his concerns related to the Development Agreement, including the negotiated Public Benefit Fee. He requested that in light of the Artcenter's contributions to the community, that any motion be drafted in such a way that the Artcenter is protected in terms of what has already been negotiated (e.g. the negotiated Public Benefit Fee as a maximum) but also protected in the event that the City decides otherwise; (e.g. reducing or eliminating the Public Benefit Fee) suggesting that the Development Agreement include a one year reopener pending further policy decisions of the City. He also spoke in favor of the Artcenter's sign concept, but that the City should address the issues related to health and safety expressed by the community.

Following further discussion, It was moved by Councilmember Madison, second by Councilmember Hampton, to approve the staff recommendations, excluding Recommendation No. 6, and adopt the Development Agreement terms as negotiated, amended to include a one year reopener providing adequate time for the City to consider a policy related to the Public Benefit Fee for non-profit organizations, and amend Condition No. 38 related to parking monitoring and Mitigation J-1 related to night construction, as detailed above. (Motion unanimously carried) (Absent: None)

It was moved by Councilmember Madison, seconded by Vice Mayor Kennedy, direct staff to work with the Planning Commission and the ArtCenter College of Design to come to an agreement related to the digital gallery sign (staff Recommendation No. 6):

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

**ORDINANCE – FIRST
READING** Continued

Conduct first reading of “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 FOR THE PROPERTIES AT 870 AND 888 S. RAYMOND AVENUE AND 1111 S. ARROYO PARKWAY (ARTCENTER COLLEGE OF DESIGN)”

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

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

Conduct first reading of “AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF PASADENA AND ARTCENTER COLLEGE OF DESIGN RELATED TO THE MASTER PLAN FOR THE SOUTH CAMPUS (870, 888, 950, AND 988 S. RAYMOND AVENUE AND 1111 S. ARROYO PARKWAY) AND HILLSIDE CAMPUS (1700 LIDA STREET)”

Councilmember Madison directed staff to ensure the language related to the Development Agreement terms include a one-year reopener providing adequate time for the City to consider a policy related to the Public Benefit Fee for non-profit organizations.

Following discussion, the above ordinance was offered, as amended, for first reading by Councilmember Madison:

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

PUBLIC HEARINGS Continued

**PUBLIC HEARING: APPEAL OF BOARD OF ZONING
APPEALS' DECISION ON AFFORDABLE HOUSING
CONCESSION PERMIT NO. 11866 LOCATED AT 233 NORTH
HUDSON AVENUE**

Due to time constraints, the City Council, applicant and appellant agreed to continue the public hearing, on the above item to July 23, 2018.

It was moved by Councilmember Wilson, seconded by Councilmember Masuda, to continue the public hearing to July 23, 2018, at 7:00 p.m. (Motion unanimously carried) (Absent: None)

**CONTINUED PUBLIC HEARING: REVISION TO PLANNED
DEVELOPMENT NO. 35 (COLORADO HILL) 1347-1355 EAST
COLORADO BOULEVARD AND 39 NORTH HILL AVENUE;
1336 EAST COLORADO BOULEVARD**

Recommendation: It is recommended that the City Council cancel the public hearing at the request of the applicant.

It was moved by Councilmember McAustin, seconded by Councilmember Masuda, to cancel the public hearing at the request of the applicant. (Motion unanimously carried) (Absent: None)

**RECOMMENDATIONS FROM
OFFICERS AND
DEPARTMENTS**

**FISCAL YEAR 2019 GENERAL FUND BUDGET REDUCTION
OPTIONS**

Due to time constraints, the City Council agreed to defer the discussion on the above item to a future City Council meeting.

**DESIGNATION OF VOTING DELEGATES AND ALTERNATES
- LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE,
SEPTEMBER 12-14, 2018 - LONG BEACH**

Due to time constraints, the City Council agreed to defer the discussion on the above item to a future City Council meeting.

**ORDINANCE – FIRST
READING** Continued

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 4 OF THE PASADENA MUNICIPAL CODE TO ADD A NEW CHAPTER 4.42 ENTITLED "TRANSACTIONS AND USE TAX" TO BE ADMINISTERED BY THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION, SUBJECT TO ADOPTION BY THE ELECTORATE"

The above ordinance was offered for first reading by Vice Mayor Kennedy:

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

**RECOMMENDATIONS FROM
OFFICERS AND
DEPARTMENTS** Continued

ADOPTION OF RESOLUTIONS RELATED TO THE CALLING OF A GENERAL MUNICIPAL ELECTION OF THE CITY OF PASADENA CONSOLIDATED WITH THE STATEWIDE GENERAL ELECTION HELD ON TUESDAY, NOVEMBER 6, 2018, TO SUBMIT A LOCAL $\frac{3}{4}\%$ SALES TAX BALLOT MEASURE AND A RELATED ADVISORY BALLOT MEASURE
Recommendation: It is recommended that the City Council:

- 1) Find that the proposed action is not a project subject to California Environmental Quality Act (CEQA) as defined in Section 21065 and Section 15378 of the State CEQA Guidelines and, as such, no environmental document pursuant to CEQA is required for the project;
- (2) Adopt a resolution of the City Council of the City of Pasadena calling and giving notice of a General Municipal Election of the City of Pasadena on Tuesday, November 6, 2018, for the submission of a local $\frac{3}{4}\%$ sales tax ballot measure and a related advisory ballot measure; (Resolution No. 9669)
- (3) Adopt a resolution of the City Council of the City of Pasadena requesting the Board of Supervisors of the County of Los Angeles authorize and order the consolidation of the City of Pasadena General Municipal Election with the Statewide General Election to be held on Tuesday, November 6, 2018, and requesting the Los Angeles County Registrar-Recorder/County Clerk to administer said election on behalf of the City; (Resolution No. 9670)
- (4) Adopt a resolution of the City Council of the City of Pasadena setting priorities for the filing of written arguments pertaining to a proposed local sales tax measure and related advisory ballot measure; and directing the City Attorney to prepare an impartial analysis for each measure; and

(5) Adopt a resolution of the City Council of the City of Pasadena providing for the filing of rebuttal arguments. (Resolution No. 9672)

City Manager Mermell presented a PowerPoint presentation on the item and responded to questions.

Michael Kassarian, Pasadena resident, advocated removing the non-binding advisory measure from the ballot due to concerns with the Pasadena Unified School District (PUSD) financial issues.

Councilmembers Hampton and Gordo expressed concerns with the Los Angeles County's ability to pursue voter approval for increased taxes, and spoke in support of the staff recommendation.

Councilmember Wilson stated, due to public feedback he received, staff should consider unbundling the PUSD in order to avoid losing votes.

Councilmember McAustin and Vice Mayor Kennedy spoke on feedback from their constituents related to the cumulative burden the residents and business owners are receiving with the increase of the City's minimum wage, potential new tax, additional regulations from the State and/or City; and asked staff to be mindful of the effect on the residents and business owners.

In response, City Manager Mermell state that staff will commence a Minimum Wage Impact study and a report will be presented to the City Council prior to February 2019.

Vice Mayor Kennedy suggested providing notice in the City's In-Focus Newsletter to inform the City residents and business owners of the Minimum Wage Impact study in process; and spoke in favor of the staff recommendation.

The City Clerk reported that the action to adopt a resolution setting priorities for the filling of written arguments will be agendized at the next City Council meeting to designate up to five members of the City Council, and per the request of Vice Mayor Kennedy, he will contact the Councilmembers to inquire of their interest.

Following discussion, It was moved by Vice Mayor Kennedy, seconded by Councilmember Hampton, to approve the staff recommendations, with the exception of Recommendation No. 4,

related to adopting a resolution setting priorities for the filing of written arguments, to be agendized for future consideration at the July 23, 2018 City Council meeting. (Motion unanimously carried) (Absent: None)

COUNCIL COMMENTS

Councilmember McAustin spoke on her meetings with various commissioners and relayed their concerns regarding the lack of understanding of their roles as commissioners, including lack of knowledge and experience, and requested that the Mayor appoint an ad hoc committee to review the commissioners experience to determine if training is required and other measures.

The Mayor spoke on the on the 42nd assembly of the Committee on Space Research (COSPAR), and Astro-Fest 2018, a week-long series of space-themed events and activities for the public.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 12:51 a.m., in memory of Judge John Henry Sandoz, long time Pasadena resident.


Terry Torrek, Mayor
City of Pasadena

ATTEST:



City Clerk