

CITY OF PASADENA  
City Council Minutes  
October 21, 2019 – 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 Kennedy)

Martin Truitt, Pasadena resident, distributed material and expressed concerns regarding the cannabis related closed session items.

On the order of the Mayor, the regular meeting recessed at 5:33 p.m. to discuss the following closed session:

Councilmember Kennedy  
arrived at 5:43 p.m.

**CONSIDERATION OF INITIATION OF LITIGATION pursuant to  
Government Code Section 54956.9(d)(4) (one potential case)**

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

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL  
regarding pending litigation pursuant to Government Code  
Section 54956.9(d)(1)**

**Name of Case: The Atrium Group, LLC v. City of Pasadena,  
et. al.**

**US District Court, Central District of CA, case no. 2:19-cv-  
07605-CAS-MAA**

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL  
regarding pending litigation pursuant to Government Code  
Section 54956.9(d)(1)**

**Name of Case: WOW Health and Wellness, LLC v. City of  
Pasadena, et. al.**

**LASC Case No. 19STCP03844**

The above closed session items were discussed, with discussions continuing following the conclusion of the regular meeting (continued on Page 14 below).

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

**Agency Designated Representatives: Jennifer Curtis and  
Steve Mermell**

**Employee Organization: Non-Represented Executive, Non-Represented Management, and Non-Represented Non-Management**

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

**Agency Designated Representatives: Jennifer Curtis and Steve Mermell**

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

The above closed session items were not discussed.

On order of the Mayor, the regular meeting reconvened at 7:01 p.m. The pledge of allegiance was led by Councilmember Masuda.

**ROLL CALL:**  
Councilmembers:

Mayor Terry Tornek  
Vice Mayor Tyron Hampton  
Councilmember Victor Gordo  
Councilmember John J. Kennedy  
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**

Councilmember Kennedy stated the following for the record:

"Elijah E. Cummings, a Democratic congressman from Baltimore, Maryland who gained national attention for his principled stands on politically charged issues in the United States House of Representatives, his calming effect on anti-police riots in Baltimore, and forceful opposition to the presidency of Donald Trump, died on October 17 at a hospice center in Baltimore. He was 68.

Cummings was the son of South Carolina sharecroppers who had followed the Great Migration north to factory jobs in Baltimore. He is a graduate of my alma mater, Howard University, where he was student body president. A law degree from the University of Maryland followed. Congressman Cummings also received 13 honorary doctoral degrees from Universities throughout the nation.

Congressman Cummings dedicated his life to uplifting and empowering the people he was sworn to represent. He began his career of public service in the Maryland House of Delegates, where he served for 14 years and became the first African American in Maryland history to be named Speaker Pro Tem. Since 1996, Congressman Cummings has proudly represented Maryland's 7<sup>th</sup> Congressional District in the U.S. House of Representatives.

Congressman Cummings often said that our children are the living messages that we send to a future we will never see. He was committed to ensuring that our next generation has access to quality healthcare and education, clean air and water, and a strong economy defined by fiscal responsibility. He said, "By providing students in our Nation with such an education, we help save our children from the clutches of poverty, crime, drugs, and hopelessness, and we help safeguard our Nations' prosperity for generations yet unborn."

Congressman Cummings served as the Chairman of the Committee on Oversight and Reform. As the main investigative committee in the House of Representatives, Oversight and Reform has jurisdiction to investigate any federal program and any matter with federal policy implications. Congressman Cummings was also a senior member of the House Committee on Transportation and Infrastructure, serving on both the Subcommittee on Coast Guard and Maritime Transportation and the Subcommittee on Railroads, Pipelines, and Hazardous Materials.

At the Invitation of my sister, Lena L. Kennedy, Congressman Cummings made several visits to Pasadena, California. I had the cherished and unique honor of hosting Congressman Cummings at my home on two occasions. Although during his last visit earlier this year, he was struggling, he did not complain because he was more committed to righting our democracy than allowing the obvious pain from illness to stop his mission. He spoke at Pasadena City College, historic Friendship Church, where Dr. Martin Luther King once spoke, and First African Methodist Episcopal Church. In addition to speaking engagements, he wrote a biweekly column for the Baltimore Afro-American newspaper. Congressman Cummings was an active members of New Psalmist Baptist Church and survived by his wife Dr. Maya Rockeymoore Cummings and three children.

The President of the United States provided Congressman Elijah Cummings the rare honor of ordering flags at the White House and all public buildings, as well as at military and naval stations, to fly at half-staff through Friday.

Rep. Elijah E. Cummings will lie in state in the U.S. Capitol on Thursday before a funeral at his home church in Baltimore on Friday, October 25. A formal memorial ceremony for members of Congress, the Cummings family, and invited guests will be held on Thursday morning, followed by a public viewing. House Speaker Nancy Pelosi said. "In the House, Elijah was our North Star," Pelosi (D-Calif) said in a statement. "He was a leader of towering character and integrity, whose stirring voice and steadfast values pushed the Congress and country to rise always to a higher purpose." Cummings funeral will be held at New Psalmist Baptist Church, the West Baltimore church where he was a parishioner for decades."

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

Emanuel Najera, Pasadena resident, requested that the City provide transportation to students who may be affected by Pasadena Unified School District's (PUSD's) decision to close schools in the City.

The following individuals spoke in support and advocated for affordable housing projects for homeless individuals, safety concerns for homeless individuals, and the need to disperse affordable housing throughout the City:

Anthony Manousos, Greater Pasadena Affordable Housing  
Group (GPAHG)  
June Williams, GPAHG  
Peter Hartgens, GPAHG

Pastor Burnes, Pasadena resident, expressed concerns with PUSD's decision to close three elementary schools, specifically Roosevelt Elementary, which will displace many students with special needs; and asked the City Council to advocate to PUSD on behalf of the parents not to close the school.

Councilmembers Kennedy, Gordo, and Vice Mayor Hampton spoke on the disappointing actions taken by PUSD related to the lack of distributed information on school closures; and provided information on community meetings attended and hosted by the Councilmembers and the Vice Mayor.

Deidra Duncan, Pasadena resident, submitted a public records request; and reiterated her request for assistance with releasing a towed vehicle, as well as with the excessive impound fees.

In response to public comment and Vice Mayor Hampton's inquiry, City Manager Mermell, provided information on the impounded vehicle and City's fees that have already been waived, noting that the tow company's daily impound fees are beyond the scope of

City decision-making. Mr. Mermell stated that staff will provide information on impound fees in the City Manager's weekly newsletter.

Vice Mayor Hampton requested additional information on the actions that led to Ms. Duncan's vehicle to be towed.

Michael Vogler, representing Vogler Law Offices, PC, expressed concerns with the City's cannabis licensing process and made several requests related to the process.

Yuny Parada, Pasadena resident, thanked the City Council, Mayor, staff, and sponsors for their assistance in making the Latino Heritage Parade and Festival, held on Saturday, October 19, 2019 a success.

The City Council and Mayor thanked and acknowledged staff, coordinators, the community, and volunteers for their support in making the Latino Heritage Parade and Festival a successful event.

Judy Lind, Pasadena resident, spoke on a fatal accident that occurred on September 3, 2019, expressed concerns with speeding on Orange Grove Boulevard between Walnut Street and Lincoln Avenue, and requested actions that will slow down traffic in the area.

Vice Mayor Hampton responded that a community meeting will be scheduled to receive input on concerns related to traffic speeds on Orange Grove Boulevard. Councilmember Madison suggested additional traffic signals on Orange Grove Boulevard to slow down traffic.

### CONSENT CALENDAR

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH MAUELL CORPORATION FOR THE INSTALLATION OF A VIDEO WALL SYSTEM AT THE WATER AND POWER BACKUP DISPATCH CENTER, AND ASSOCIATED PREVENTIVE MAINTENANCE AND EMERGENCY SERVICES IN AN AMOUNT NOT-TO-EXCEED \$254,664**

**Recommendation:**

(1) Find the proposed action to be categorically exempt under the California Environmental Quality Act ("CEQA") pursuant to Section 15301 (Existing Facilities). There are no features that distinguish this project from others in the exempt class, and therefore, there are no unusual circumstances; and

(2) Authorize the City Manager, or his designee, to enter into a contract, based on a competitive selection process pursuant to Pasadena Municipal Code ("PMC") Section 4.08.047, with Mauell Corporation to furnish and install a Video Wall Display System at the Backup Dispatch Center and provide associated preventive maintenance, and emergency services in an amount not-to-exceed \$254,664, which includes a base contract amount of \$231,513 and a 10% contingency of \$23,151 to provide for any unforeseen conditions. (Contract No. 31598)

**AUTHORIZATION TO ENTER INTO PURCHASE ORDERS WITH ADVANCED CONTROL SYSTEMS, INC., FOR A FULL UPGRADE TO THE SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM, AN UPGRADE TO THE RECEIVING STATION REMOTE TERMINAL UNITS, AND AN ASSOCIATED SUPPORT AGREEMENT 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 Section 15301 (Existing Facilities) and that there are no features that distinguish this project from others in the exempt class and, therefore, there are no unusual circumstances; and
- (2) Authorize the City Manager, or his designee, to enter into the following two purchase orders ("PO"), without competitive bidding pursuant to City Charter Section 1002(F), Contracts for professional or unique services, with Advanced Control Systems, Inc., ("ACS"), for a total amount not-to-exceed \$1,267,916 to:
  - a. Provide a full upgrade of the Supervisory Control and Data Acquisition ("SCADA") system and Remote Terminal Units ("RTUs"), at various receiving stations, in an amount not-to-exceed \$657,993, which includes a base contract amount of \$572,168 and a 15% contingency of \$85,825;
  - b. Provide ongoing support of the SCADA system in an amount not-to-exceed \$360,545 for an initial term of three years, with two optional one-year extensions of \$123,158 and \$126,220, respectively, resulting in a final total contract value of \$609,923; and
- (3) Grant the proposed purchase orders exemptions 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.

**ADOPT A RESOLUTION ESTABLISHING A NEW CLASSIFICATION AND SALARY CONTROL RATE**

**Recommendation:**

(1) Find that 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; and

(2) Amend the Salary Resolution to establish a Risk Manager classification in the Department of the City Manager and set salary control rate. (Resolution No. 9739)

Item discussed separately

**AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH EWT HOLDINGS III CORPORATION TO FURNISH AND DELIVER ION EXCHANGE RESIN FOR AN AMOUNT NOT-TO-EXCEED \$1,737,717 FOR AN INITIAL TERM OF THREE YEARS FOR THE WATER AND POWER DEPARTMENT**

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH PENHALL COMPANY TO FURNISH LABOR AND EQUIPMENT FOR THE SAW CUTTING OF CONCRETE AND ASPHALT PAVEMENT FOR AN AMOUNT NOT-TO-EXCEED \$224,179 PER YEAR FOR THE WATER AND POWER DEPARTMENT**

**Recommendation:**

(1) Find that the proposed action is not considered a "project" per Section 21065 of the California Environmental Quality Act ("CEQA") and is therefore not subject to CEQA review pursuant to Sections 15060(c)(2), 15060(c)(3), and 15378 of the State CEQA Guidelines; as such, no environmental document pursuant to CEQA is required for the action;

(2) Accept the bid dated September 16, 2019, submitted by Penhall Company in response to Specification WD-19-19, to furnish labor and equipment for the saw cutting of concrete and asphalt pavement for the Water and Power Department ("PWP"), reject all other bids received, and authorize the City Manager to enter into a contract with Penhall Company for an amount not-to-exceed \$224,179 for one year; and

(3) Authorize the City Manager to extend the contract for three optional one-year terms not-to-exceed \$224,179 per year. If the three additional one-year terms are exercised, the total contract amount is \$896,716 for a maximum duration of four years. (Contract No. TBD)

**AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH JCI JONES CHEMICALS, INC., TO FURNISH AND DELIVER LIQUEFIED CHLORINE GAS FOR AN AMOUNT NOT-TO-EXCEED \$381,024 FOR AN INITIAL THREE YEARS FOR THE WATER AND POWER DEPARTMENT**

**Recommendation:**

- (1) Find that the proposed action is not a project subject to the California Environmental Quality Act ("CEQA") pursuant to Section 21065 of CEQA Sections 15060(c)(2), 15060(c)(3), and 15378 of the State CEQA Guidelines, and as such, no environmental document pursuant to CEQA is required;
- (2) Accept the bid dated July 23, 2019, submitted by JCI Jones Chemicals, Inc., ("JCI") in response to Specification WD-19-07, to furnish and deliver liquefied chlorine gas for the Water and Power Department ("PWP"); reject all other bids received, and authorize the City Manager to enter into a purchase order with JCI for an amount not-to-exceed \$381,024 for three years; and
- (3) Authorize the City Manager to extend the purchase order for three optional one-year terms not-to-exceed \$127,008 per year, allowing for a unit price increase that shall not exceed the change in the rate of the current Producer Price Index (PPI). If the three additional one-year terms are exercised, the total purchase order amount is \$762,048 for a maximum duration of six years.

Item discussed separately

**AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH CUMMINS, INC., FOR THE PURCHASE OF THREE EMERGENCY PORTABLE ELECTRICAL GENERATORS FOR AN AMOUNT NOT-TO-EXCEED \$302,532 FOR THE WATER AND POWER DEPARTMENT**

**ADOPT A RESOLUTION AUTHORIZING SUBMITTAL OF APPLICATIONS TO AND AGREEMENTS WITH CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) FOR GRANT FUNDING WHEN CALRECYCLE PROVIDES NOTICES OF FUNDS AVAILABLE UNDER ITS RUBBERIZED PAVEMENT GRANT PROGRAM DURING NEXT FIVE YEARS**

**Recommendation:** It is recommended that the City Council adopt a resolution approving the submittal of applications to and agreements with the California Department of Resources Recycling and Recovery (CalRecycle) under CalRecycle's Rubberized Pavement Grant Program whenever CalRecycle makes funds available during the next five years. (Resolution No. 9740)

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH WESTIN TECHNOLOGY SOLUTIONS, LLC. TO PROVIDE COMPUTERIZED MAINTENANCE MANAGEMENT SYSTEM ASSESSMENT AND IMPLEMENTATION PLAN SERVICES FOR THE WATER AND POWER DEPARTMENT**

**Recommendation:**

- (1) Find that the proposed action is not a project subject to the California Environmental Quality Act ("CEQA") pursuant to Section 21065 of CEQA and Sections 15060(c)(2), 15060(c)(3),



and 15378 of the State CEQA Guidelines, and as such, no environmental document pursuant to CEQA is required for the project; and

(2) Authorize the City Manager to enter into a contract for an amount not-to-exceed \$157,344 for one year, as the result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Westin Technology Solutions, LLC ("Westin") to provide Computerized Maintenance Management System Assessment and Implementation Plan services for the Water Division. (Contract No. 31594)

RESIGNATIONS,  
APPOINTMENTS, &  
REAPPOINTMENTS

**APPOINTMENT OF CARRIE CHASTEEN-ELFARRA TO THE DESIGN COMMISSION** (Historic Preservation Commission Nomination)

**APPROVAL OF THIRD AMENDMENT TO EMPLOYMENT AGREEMENT FOR CITY MANAGER**

**Recommendation:**

(1) Find that 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; and

(2) Approve an amendment to the employment agreement for City Manager Steven B. Mermell to provide an increase to his annual salary. It is further recommended that the Mayor be authorized to sign the amendment to the employment agreement to reflect City Council-approved changes. (Contract No. 22,636-3)

APPROVAL OF MINUTES

September 23, 2019

September 30, 2019

The City Clerk reported that the September 23, 2019 minutes were amended, related to the Closed Session, Page 1, third paragraph, to read as follows:

~~"The following individuals provided comments on closed session items"~~ "The following individuals spoke in opposition to the City participating in pending litigation related to the City of Boise v. Robert Martin."

CLAIMS RECEIVED

|                  |   |    |            |
|------------------|---|----|------------|
| Claim No. 13,407 | Jada Marie Brown  | \$ | 6,200.00   |
| Claim No. 13,408 | Mark Melichar   |    | 525.97     |
| Claim No. 13,409 | Baro Wright   |    | 10,000.00+ |
| Claim No. 13,410 | Jason Javaheri, Esq.,<br>representing Salomon<br>Oxlaj Carrillo |    | 25,000.00+ |

Vice Mayor Hampton left the dais at 7:56 p.m.

Regarding the employment agreement with the City Manager (Item 11), the Mayor provided an overview of the staff report and compensation information that is part of the recommended action.

Following discussion, it was moved by Councilmember Kennedy, seconded by Councilmember Wilson, to approve all items on the Consent Calendar, with the exception of Item 4 (Authorization to Enter Into A Purchase Order with EWT Holdings III Corporation) and Item 7 (Authorization to Enter Into A Purchase Order with Cummins, Inc.), which were discussed separately; and the amendment to the September 23, 2019 City Council minutes as detailed above. (Motion unanimously carried) (Absent: Vice Mayor Hampton)

**CONSENT ITEMS  
DISCUSSED SEPARATELY**

**AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH EWT HOLDINGS III CORPORATION TO FURNISH AND DELIVER ION EXCHANGE RESIN FOR AN AMOUNT NOT-TO-EXCEED \$1,737,717 FOR AN INITIAL TERM OF THREE YEARS FOR THE WATER AND POWER DEPARTMENT**

**Recommendation:**

- (1) Find that the proposed action is not a project subject to the California Environmental Quality Act ("CEQA") pursuant to Section 21065 of CEQA and Sections 15060(c)(2), 15060(c)(3), and 15378 of the State CEQA Guidelines, and as such, no environmental document pursuant to CEQA is required; and
- (2) Accept the bid dated September 10, 2019, submitted by Evoqua Water Technologies LLC ("Evoqua") in response to Specification WD-19-06 to furnish and deliver ion exchange resin for the Water and Power Department ("PWP"), reject all other bids, and authorize the City Manager to enter into a purchase order with EWT Holdings III Corporation, dba Evoqua Water Technologies LLC, for an amount not-to-exceed \$1,737,717 for an initial term of three years, or until funds are expended, whichever occurs first; with two optional one-year terms of \$579,239 each or until the funds are expended, whichever occurs first. If the two additional one-year terms are exercised, the total contract value would be \$2,896,195 for a maximum contract duration of five years.

Gary Cho, Engineer, responded to questions related to the responsibilities and costs associated with the operation and maintenance of the Monk Hill Treatment Plant.

Following brief discussion, it was moved by Councilmember Wilson, seconded by Councilmember McAustin, to approve the staff recommendation. (Motion unanimously carried) (Absent: Vice Mayor Hampton)

**AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH CUMMINS, INC., FOR THE PURCHASE OF THREE EMERGENCY PORTABLE ELECTRICAL GENERATORS FOR AN AMOUNT NOT-TO-EXCEED \$302,532 FOR THE WATER AND POWER DEPARTMENT**

**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 Common Sense Exemption that CEQA only applies to projects that may have an effect on the environment;
- (2) Authorize the issuance of a purchase order with Cummins Inc., for the purchase of three emergency portable electrical generators for the Water and Power Department ("PWP") in an amount not-to-exceed \$302,532. Competitive bidding is not required pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors for labor, materials, supplies or services; and
- (3) Grant the proposed purchase order 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.

Gurcharan Bawa, General Manager of Water and Power, and Gary Cho, Engineer, responded to questions related to the use of the diesel-fueled generators for the water wells and booster stations.

Emanuel Najera, Pasadena, requested clarifying information regarding the name of the source and provider of the diesel-fueled generators.

Following discussion, it was moved by Councilmember Wilson, seconded by Councilmember Gordo, to approve the staff recommendation. (Motion unanimously carried) (Absent: Vice Mayor Hampton)

**RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

Vice Mayor Hampton returned to the dais at 8:04 p.m.

**RESPONSE TO LOS ANGELES COUNTY CIVIL GRAND JURY FINAL REPORT 2018-2019 – THE IMPACT OF THE HOMELESS ON PUBLIC LIBRARIES**

**Recommendation:** It is recommended that the City Council authorize the Mayor to transmit the proposed responses, which appear in the body of the agenda report, to the Presiding Judge of the Los Angeles County Superior Court for those portions of the Civil Grand Jury's Final Report 2018-2019 – "The Impact of the Homeless on Public Libraries," that address the City of Pasadena, in order to comply with the recommendations listed in the Report.

City Manager Mermell provided introductory comments, and Michelle Perera, Director of Library and Information Services, presented a PowerPoint presentation on the item, and responded to questions.

Councilmember Masuda stated that he does not believe one Public Health Technician for all City public libraries is sufficient to provide the necessary services.

The Mayor reported that the Los Angeles County Civil Grand Jury is currently accepting applications for individuals interested in volunteering and serving on the jury.

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

**DIRECTIVE ON THE FUTURE OF THE HAHAMONGNA WATERSHED PARK ADVISORY COMMITTEE (HWPAC)**

**Recommendation:**

(1) Find that the action proposed in the agenda report is not a project subject to the California Environmental Quality Act ("CEQA") pursuant to CEQA Section 21065 and State CEQA Guidelines Sections 15060(c)(2) and (c)(3), and 15378 of the State CEQA Guidelines; and

(2) Provide direction in response to the Hahamongna Watershed Park Advisory Committee's proposed modification to the composition of the Committee.

Ara Maloyan, Director of Public Works, provided introductory comments, and Rosa Laveaga, Public Works Supervisor, presented a PowerPoint presentation on the item, and responded to questions.

Vice Mayor Hampton and Councilmember McAustin voiced support for HWPAC's recommendation to modify the composition of the Committee as detailed in the agenda report.

Councilmember Madison asked staff to ensure that HWPAC share information related to the Devil's Gate Reservoir Restoration Project.

Vice Mayor Hampton and Councilmember Gordo requested that HWPAC oversight include monitoring the Devil's Gate Reservoir Restoration Project, including the sediment removal phase of the project, and provide the community an opportunity to voice concerns.

The following individuals provided comments and/or made suggestion related to the item:

Nina Chomsky, Pasadena resident  
Don Bremner, Pasadena resident  
Cindy Schnellie, Pasadena resident

Councilmember Kennedy requested that HWPAC provide update reports, as well as related safety concerns, to the Public Safety Committee on the Devil's Gate Reservoir Restoration Project and sediment removal project.

Following discussion, it was moved by Vice Mayor Hampton, seconded by Councilmember Gordo, to approve the staff recommendation, agreeing to the Hahamongna Watershed Park Advisory Committees proposed modification to the composition of the Committee (5 members from the Recreation & Parks Commission, 1 volunteer designated from the Environmental Advisory Commission, 1 volunteer designated from the Northwest Commission, and 2 at-large members of the community); and amended to include the oversight and monitoring of the Devil's Gate Reservoir Restoration Project, and sediment removal project; and direct the City Attorney to prepare an ordinance to modify Pasadena Municipal Code, Section 2.100.120. (Motion unanimously carried) (Absent: None)

### **INFORMATION ITEM**

**CITY ATTORNEY MINI BRIEFING: PRESERVATION OF CHARTER CITY/HOME RULE/LOCAL CONTROL MATTERS**  
**Recommendation:** This report is intended to provide information to the City Council, no action is required.

Michele Beal Bagneris, City Attorney/City Prosecutor, presented a PowerPoint presentation on the item, and responded to questions.

Councilmember Wilson spoke on the need for staff and the City Council to develop strategies to deal with State legislation that impinges on City regulations and local control.

Following discussion, by consensus of the City Council, and on order of the Mayor, the information was received and filed.

### **COUNCIL COMMENTS**

Councilmember Wilson reminded the public and City Council that the Pasadena Complete Streets Coalition is currently celebrating "Walktober," celebrating walking in Pasadena with various events throughout the City in the month of October.

On order of the Mayor, the regular meeting recessed at 9:18 p.m. to discuss the following closed session (Absent: ):

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL regarding pending litigation pursuant to Government Code Section 54956.9(d)(1)**

**Name of Case: The Atrium Group, LLC v. City of Pasadena, et. al.**

**US District Court, Central District of CA, case no. 2:19-cv-07605-CAS-MAA**

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL regarding pending litigation pursuant to Government Code Section 54956.9(d)(1)**

**Name of Case: WOW Health and Wellness, LLC v. City of Pasadena, et. al.**

**LASC Case No. 19STCP03844**

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

**ADJOURNMENT**

Following comments, on order of the Mayor, the regular meeting of the City Council adjourned at 10:38 p.m.

ATTEST:

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

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