

CITY OF PASADENA
City Council Minutes
November 16, 2020 – 2:00 P.M.
City Hall Council Chamber

SPECIAL MEETING

The virtual meeting was convened pursuant to Executive Order N-29-20 issued by Governor Gavin Newsom on March 17, 2020, and was held solely by videoconference/teleconference

OPENING: Vice Mayor Hampton called the special meeting to order at 2:04 p.m. The pledge of allegiance was led by Councilmember McAustin.

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 Vice Mayor Hampton requested that the meeting be adjourned in memory of those that have suffered due to death and illness caused by COVID-19 in Pasadena, the nation and around the world; and victims of gun violence and traffic accidents that resulted in the loss of lives in the City.

Councilmember Kennedy spoke on the passing of JoAnna Foster, longtime Pasadena resident, and asked that the meeting be adjourned in her memory.

CONSENT CALENDAR

Item discussed separately

AUTHORIZATION TO ENTER INTO A CONTRACT WITH JONCO WEST TO PROVIDE JANITORIAL SERVICES IN FOUR CITY OWNED PARKING LOTS IN AN AMOUNT NOT-TO-EXCEED \$185,130 FOR THE INITIAL THREE-YEAR TERM

FINANCE COMMITTEE: AUTHORIZATION TO ENTER INTO A CONTRACT WITH ORIGAMI RISK LLC FOR A RISK/LIABILITY MANAGEMENT INFORMATION SYSTEM (RMIS)

Recommendation: It is recommended that the City Council:
(1) Find that this action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3);
(2) Authorize the City Manager to enter into a five-year contract, as the result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Origami

Risk LLC for a Risk/Liability Management Information System (RMIS) to manage its liability programs in an amount not-to-exceed \$544,904, which includes the base contract amount of \$524,682, and a contingency of \$20,222 to provide for any necessary change orders; and (Contract No. 31933)

(3) Amend the Fiscal Year 2021 Operating Budget by appropriating \$132,442 to the Liability & Claims budget account, 50712002-811400, from the General Liability Fund unassigned fund balance. (Budget Amendment No. 2021-17)

MUNICIPAL SERVICES COMMITTEE: APPROVE PROFESSIONAL SERVICES CONTRACTS IN THE AMOUNT OF \$750,000 FOR THE CUSTOMER INFORMATION SYSTEM PROJECT FOR THE WATER AND POWER DEPARTMENT AND AUTHORIZE THE CITY MANAGER TO AMEND AND/OR APPROVE CHANGE ORDERS FOR EXISTING AND RECOMMENDED CONTRACTS RELATED TO THE CUSTOMER INFORMATION SYSTEM PROJECT IN AMOUNTS NOT-TO-EXCEED \$2,000,000

Recommendation: It is recommended that the City Council:

(1) Find that the proposed action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3) (Common Sense Exemption or General Rule);

(2) Authorize the City Manager to enter into contracts, as a result of a competitive selection process specified in Section 4.08.047 of the Pasadena Municipal Code, in support of the Customer Information System ("CIS") replacement project with the following:

- a) TMG Utility Advisory Services Inc., for Project Management, Testing Lead, Functional Architect, Oracle Utility Developer and Technical Architect services in an amount not-to-exceed \$150,000 or three years, whichever occurs first; (Contract No. 31922)
- b) Utility Solutions Partners LLC. for Project Management, Testing Lead, Training Lead, Functional Architect, and Oracle Utility Developer services in an amount not-to-exceed \$150,000 or three years, whichever occurs first; (Contract No. 31928)
- c) KRE Consulting for Project Management and Training Lead services in an amount not-to-exceed \$125,000 or three years, whichever occurs first; (Contract No. 31929)
- d) Red Clay Consulting Inc. for Oracle Utility Developer, and Conversion Specialist services in an amount not-to-exceed \$125,000 or three years, whichever occurs first; (Contract No. 31923)
- e) Prithibi LLC. for Technical Architect services in an amount not-to-exceed \$75,000 or three years, whichever occurs first; and (Contract No. 31935)

	<p>f) Rich Solutions LLC. for Conversion Specialists services in an amount not-to-exceed \$125,000 or three years, whichever occurs first; (<u>Contract No. 31924</u>)</p> <p>(3) Authorize the City Manager to amend contracts and/or approve change orders for the existing and recommended CIS contracts, listed in Table 1, in an aggregate amount not-to-exceed \$2,000,000; and</p> <p>(4) Approve amendments of the Fiscal Year 2021 Capital Improvement Program ("CIP") budget to appropriate: \$1,787,500 to Power Capital Fund CIP No. 3022 from the Light and Power Fund balance; and, \$962,500 to Water Capital Fund CIP No. 1011 from the Water Fund balance. (<u>Budget Amendment No. 3032-18</u>)</p>		
RESIGNATIONS, APPOINTMENTS, & REAPPOINTMENTS	<p>REAPPOINTMENT OF CYNTHIA KURTZ AS THE CITY'S REPRESENTATIVE ON THE BOARD OF DIRECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA EFFECTIVE JANUARY 1, 2021 (City Nomination)</p> <p>REAPPOINTMENT OF GENE MASUDA AS CITY OF PASADENA NON-VOTING REPRESENTATIVE TO THE METRO GOLD LINE FOOTHILL EXTENSION CONSTRUCTION AUTHORITY SERVING AT THE PLEASURE OF THE COUNCIL FOR A TERM OF 4 YEARS, COMMENCING JANUARY 1, 2021 (City Nomination)</p> <p>REAPPOINTMENT OF C. DOUGLAS KRANWINKLE TO THE ROSE BOWL OPERATING COMPANY BOARD (District 3 Nomination)</p>		
APPROVAL OF MINUTES	<p>August 24, 2020 August 31, 2020 September 7, 2020 September 14, 2020 September 21, 2020 September 28, 2020</p>		
CLAIMS RECEIVED	<p>Claim No. 13,640 Aracely Sanchez</p> <p>Claim No. 13,641 Ben Perlmutter, Esq, representing Sarah Davenport</p>	<p>Not stated</p> <p>\$ 25,000.00+</p>	
PUBLIC HEARINGS SET	<p>November 23, 2020, 2:00 p.m. - Substantial Amendment to the Annual Action Plan (2020-2021) for the Community Development Block Grant Program</p> <p>December 14, 2020, 2:00 p.m. - Zoning Code Text Amendments to Chapter 17.62 of the Pasadena Municipal Code (and other applicable sections) Related to the Historic Preservation Ordinance</p>		

It was moved by Councilmember Kennedy, seconded by Councilmember Wilson, to approve all items on the Consent Calendar, with the exception of Item 1 (Authorization to Enter into a Contract with Jonco West), which was discussed separately:

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

NOES: None

ABSENT: Mayor Tornek

ABSTAIN: None

CONSENT ITEMS
DISCUSSED SEPARATELY

AUTHORIZATION TO ENTER INTO A CONTRACT WITH JONCO WEST TO PROVIDE JANITORIAL SERVICES IN FOUR CITY OWNED PARKING LOTS IN AN AMOUNT NOT-TO-EXCEED \$185,130 FOR THE INITIAL THREE-YEAR TERM

Vice Mayor Hampton requested that this item be held to a future City Council meeting and asked staff to review opportunities for Pasadena-based companies to compete for such contracting opportunities or use the Municipal Assistance, Solutions, and Hiring (MASH) program personnel to provide the janitorial services at the parking lots.

Mayor Tornek joined the meeting at 2:18 p.m.

Councilmember Kennedy asked staff to provide information on why there is an 80% price difference from the lowest and highest bidders of the proposed contract. He stated the following for the record, "Jonco for the record, for those who are not looking at the actual agenda report, Jonco is an Eastvale, California company and their annual price for these services is \$56,100 and the highest bidder is RMP Safety Services, Inc., and their pricing is \$315,760 and there is a hodgepodge of responses for annual pricing in there...just for the record." He requested that staff determine if the services requested can be completed annually in the amount of \$56,100 by training Pasadena residents to complete such services; and asked staff to provide a copy of the bid specification to the City Council.

Steve Mermell, City Manager, responded that staff will hold this item to allow for an additional review of the proposals, and return at a future City Council meeting with the information requested.

Following discussion, by consensus of the City Council, and on order of the Mayor, staff was directed to return with the requested information at a future City Council meeting.

INFORMATION ITEM

UPDATE AND PROGRESS REPORT ON THE ONE ARROYO FOUNDATION EFFORTS

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

City Manager Mermell provided introductory comments, and Michelle Garrett, Project Manager, and Dan Rothenberg, One Arroyo Foundation, jointly presented a PowerPoint presentation on the item, and responded to questions.

Councilmember Kennedy expressed his concerns to Mr. Rothenberg and the One Arroyo Foundation Board (One Arroyo) regarding the diversity of the Foundation's Board of Directors, and requested that they consider a more ethnic diversity of the Board's membership, suggesting that the composition of the One Arroyo Board mirror the composition of the City's community.

In response to Councilmember Kennedy's comments, Mr. Rothenberg stated that he is committed to looking further at diversity on the One Arroyo Board.

The City Council commended Mr. Rothenberg, the One Arroyo, and staff for their funding efforts and preservation work at the Arroyo Seco.

Vice Mayor Hampton reiterated his request for Native American representation on the One Arroyo Board; and spoke on the need for monthly newsletter updates on the Foundation's efforts.

Mark Jomsky, City Clerk, read aloud comments from John Favre, Pasadena resident, (whom also submitted correspondence) requesting information related to governance and design of the Lower Arroyo.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA CONFIRMING THE AWARD OF ITS WATER REVENUE/REFUNDING BONDS 2020A SERIES

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 of CEQA and Section 15378 of the State CEQA Guidelines and, as such, no environmental document pursuant to CEQA is required for the project; and
- (2) Adopt a resolution confirming the award of the City of Pasadena Water Revenue/Refunding Bonds, 2020A Series. (Resolution No. 9819)

City Clerk Jomsky read aloud comments from Ken Kules, Pasadena resident, expressing concerns with the staff recommendation.

Matt Hawkesworth, Director of Finance, presented a PowerPoint presentation on the item, and responded to questions. Gurcharan Bawa, General Manager of Water and Power, provided information on staff's actions to update the City's Water Master Plan; and responded to questions.

Following discussion, it was moved by Councilmember McAustin, seconded by Councilmember Masuda, to approve the staff recommendation:

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

OLD BUSINESS

DIRECT THE PREPARATION OF A RESOLUTION ESTABLISHING THE PROCESS FOR APPOINTMENT OF MEMBERS OF THE POLICE OVERSIGHT COMMISSION

Recommendation: It is recommended that the City Council direct the City Attorney to prepare a resolution establishing the process for appointment of members to the Police Oversight Commission.

City Manager Mermell provided an overview of the agenda report as part of his oral presentation, and responded to questions.

City Clerk Jomsky read aloud comments providing comments/suggestions on the appointment process of members to the Police Oversight Commission, City staff, and Pasadena Police Department from the following individuals:

Jon, Pasadena resident
Lynnette West-Carter, Pasadena resident
Mary Christine Boomhower, Pasadena resident
Michael Tulskey, Pasadena resident
Elise Mallory, Glendora resident
Staajabu Heshimu, Pasadena resident
Daniel James, Pasadena resident
Bonnie James, Pasadena resident
Sonja K. Berndt, Pasadena resident
Catherine O'Neal-Petterson, Pasadena resident
Pastor Kerwin Manning, Pasadena resident
Wendy Roskin, Altadena resident
Kenichi Yoshida, Pasadena resident
Pasadena Alumni Chapter of Kappa Alpha Psi Fraternity, Inc.
Breath Justice
Rev. Tera Klein, representing Throop Unitarian Universalist Church
Michele Saywell, Los Angeles resident
Elizabeth Murphy, Los Angeles resident
Gleason Bauer, Pasadena resident
Ferne Hayes, Pasadena resident
Carolynn Ghiloni, Sierra Madre resident
Jennifer L. Collins, Pasadena resident
Ben Vargas, Pasadena resident
Allen Edson, Pasadena resident'

Florence Annang, Pasadena resident
Kelley V., Pasadena resident
Topher Mathers, Pasadena resident
Patrice Marshall McKenzie, Pasadena resident
Ana Derby, Pasadena resident
David Chavez, Pasadena resident
Gina Dance, Pasadena resident
Neftali Del Rio, Pasadena resident
Jill Suzanne Shook, Pasadena resident
Juliana Serrano, Pasadena resident
Kim Douglas, Kris Ockershauser, John Jackson, and Ed Washatka, representing Pasadenans Organizing for Progress and Coalition for Increased Oversight of Pasadena Police

He also reported that a number of correspondence letters and emails providing comments/suggestions on the Community Police Oversight Commission selection process, or expressing appreciation to the Pasadena Police officers were received from the following individuals:

Susan Burke, residence not stated
Kora McNaughton, Pasadena resident
Chris, residence not stated
Becky Glidewell, residence not stated
Tim Harris, residence not stated
Tim Kearns, residence not stated
Lisa Ohlund, residence not stated
Armando Cervantes, residence not stated
Miguel Abascal, residence not stated
Glissette Negron, residence not stated
Peggy Kane, residence not stated
David Calavitta, residence not stated
Jane Angha, residence not stated
Angela Hicks, residence not stated
Sarah Linck, residence not stated
Josh Mallory, residence not stated
Mr. Tom Gaines, residence not stated
Derek Locklin, residence not stated
Charles Reep, residence not stated
Cheryl Lindaman, residence not stated
Michael Orosco, residence not stated
Rachel Dunn, residence not stated
Stacey Dunn, residence not stated
Hannah Tyree, residence not stated
Courtney Duarte, residence not stated
Kathy Choi, residence not stated
Kim Carter, residence not stated
Omar Sahagun, residence not stated
Erin Lewis Morris, residence not stated

Tim Bundy, residence not stated
Ildefonso Magat, residence not stated
Kelly Chun, residence not stated
Linda Hooker, residence not stated
Georgia Carpenter, residence not stated
Marion Gomez, residence not stated
Gretchen Wotherspoon, Pasadena resident
Philip Poirier, residence not stated
Jenny W., residence not stated
Jessica Burchett, residence not stated
Robert Gaudet, residence not stated
Jessica Sanchez, residence not stated
Leo F. Amari, residence not stated
Jordan Gaudet, residence not stated
Percy Tucker, residence not stated
Roger Roldan, residence not stated
Kim Henry, residence not stated
Chris Arteaga, residence not stated
Carlo Sainz, residence not stated
David Killgore, residence not stated
Cam and Rob Christian, residence not stated
Thomas Corrales, residence not stated
Grace Bedoya, residence not stated
Maria Ornelas, residence not stated
Robert Uribe, residence not stated
Bradley May, residence not stated
Jeanine May, residence not stated
Jeff Snodgrass, residence not stated
Melissa Marquez, residence not stated
Steve Bedoya, residence not stated
Tina Lemos, residence not stated
Edie Chilcutt, residence not stated
Ruben Salcedo, residence not stated
Mitchell Chilcutt, residence not stated
Joseph Gray, residence not stated
Christine Pando, residence not stated
Julie Farino, residence not stated
Nicole Hernandez, residence not stated
Raul Solis, residence not stated
Lilybeth, Karganilla, residence not stated
Rafael Pando, residence not stated
Joel Kelley, Los Angeles resident
Kathleen Wright, residence not stated
Kathleen Howard, residence not stated
Michelle Sanchez, residence not stated
Tim Gray, residence not stated
David Schinnerer, residence not stated
Brian Lau, residence not stated
Eric Gray, residence not stated
Jon M. Shepherd, residence not stated

Christian, residence not stated
Yvonne Madrigal, residence not stated
Maria, residence not stated
Deanne Gray, residence not stated
Charlie Barakat, residence not stated
Dustin DeMesa, residence not stated
Patrick Barakat, residence not stated
Jamie Payne, residence not stated
Michael Ingram, residence not stated
Lisa Kelley, residence not stated
Brian De La Rosa, residence not stated
Deric Ortiz, residence not stated
Saidi Diaz, residence not stated
Nawal Barakat, residence not stated
C. Villegas, residence not stated
Stanley Brinkley, residence not stated
Traci Ridling, residence not stated
Ruben Cardenas, residence not stated
Jazzmin Gomez, residence not stated
Traci Kelley, residence not stated
Monica Brinkley, residence not stated
Raidel Franco, residence not stated
Michael Barakat, residence not stated
Grace Bedoya, residence not stated
Erika Moore, residence not stated
Tiffany Duenas, residence not stated

Councilmember Madison expressed disappointment in the staff report's conclusion that there are no best practices related to establishing the process for appointment of members to the City's Community Police Oversight Commission (CPOC). He stated that Ordinance No. 7368 should be amended to note that the nominating or appointing authority, which he believes is the appointing Councilmember, should have the right to replace or remove members not the City Council. He expressed concerns with the language/passive voice in the ordinance related to the community member's nomination, and noted that under Absences and Vacancies, if a CPOC member has three unexcused absences, the City Council takes over the appointment. His preference is that the appointing Councilmember be responsible for appointing the replacement member.

Michele Beal Bagneris, City Attorney/City Prosecutor, stated that all of the City's commissions, where the City Council nominates members, the City Council is the appointing authority; and responded to questions.

In response to Councilmember Madison's request, City Clerk Jomsky stated that he would amend the City's Commissions/Committees/Boards Annual Reports to include

information on the nominating authority of commission, committee, and board members to ensure transparency; and responded to questions.

Mayor Tornek spoke on the need to direct staff to work with a community panel to provide a number of recommended individuals for the City Council to consider when selecting the three community-based organization members to the CPOC.

Councilmember McAustin spoke on the need for transparency during the application and appointee process of the CPOC members; and requested that all applicants submitted for CPOC members be made available on the City website for a transparent process; and that all Councilmember appointees are presented at a public meeting for confirmation by the City Council. She spoke in favor of staff developing an application form for the CPOC members to sign and attest their affiliation with law enforcement members, including as much information on their background as possible.

Vice Mayor Hampton voiced support for a public setting of appointing CPOC members at a City Council meeting. He requested that the appointees complete an Economic Interest Form, and complete Trauma Informed and Racial Bias training.

Javan Rad, Chief Assistant City Attorney, provided information on Ordinance No. 7368, Section 2.60.100 Disclosure Requirements; and responded to questions.

Councilmember Wilson echoed requests for the City Council to be as transparent as possible during the process for appointing members to the CPOC. He also spoke in favor of a community process to select six potential candidates for the community CPOC members, and for the City Council to select and/or vet the candidates. He also believes that each Councilmember's appointee should be presented to the City Council at a public meeting as part of a public vetting appointment process.

Mayor Tornek spoke in favor of requesting community group representatives that are recommended as applicants and would like to serve on the CPOC to be screened by the Public Safety Committee (PSC) prior to appearing before the City Council for approval.

Councilmember Gordo expressed concerns with the lack of detailed information related to the appointment process for CPOC members; and spoke in support of the PSC screening applicants to submit 6 recommended appointees to the City Council for approval. He spoke on the need for staff and the consultant to provide a list of criteria that the City Council is looking for in CPOC members. He also spoke on the need to clearly define the training and

timeline/deadline for completing the training in advance of being selected as CPOC members. When determining training requirements, staff must take into consideration City policy, state statutes, Constitutional Law, and practical issues of policing. He does not believe 30 hours of training is sufficient for CPOC members; and requested that staff better define the criteria and training for CPOC members. He spoke in favor of staggering the term limits of CPOC members; and suggested that the initial term appointments run concurrently with the nominating Councilmember's term of office. He also spoke in support of Councilmember-elect Felicia Williams being allowed to participate in the appointment of the member from City Council District No. 2 to the CPOC.

Councilmember Kennedy spoke in favor of moving forward in empaneling the CPOC with a fair process, and directing staff to provide criteria and training in an expeditious manner.

Councilmember Wilson asked staff to delegate to the PSC the roll of assembling the panel from community-based organizations that would then nominate the six candidates for the City Council to consider appointing to the CPOC.

Staff reported technical difficulties during the meeting

Following discussion, City Attorney/City Prosecutor Bagneris summarized the staff's road map that includes the following:

- The Public Safety Committee will conduct a review of the six applicants recommended from the community-based organization panel, and have its process for vetting and bringing forward the six individuals for City Council consideration and selection of three CPOC members;
- The Pasadena Police Department (PPD) (as provided in Ordinance No. 7368) will serve as the facilitator of training and will develop training curriculum for presentation to the City Council for approval;
- A resolution will be drafted by the City Attorney's Office on the appointment process of commissioners to the Community Police Oversight Commission (CPOC);
- The resolution will also include rules and regulations for the CPOC;
- City Attorney, City Manager and/or the PPD will provide the budget for the Independent Police Auditor (IPA) and CPOC staff, as well as any additional PPD staff needed to provide support to the CPOC;
- City Attorney will recruit the IPA; and
- The City Council will appoint CPOC members

In response to Vice Mayor Hampton's request, City Attorney/City Prosecutor Bagneris responded that staff will work with PPD to develop a curriculum related to the required areas of training, which will include bias training.

Katheryn Olsen, with Change Integration Consulting, LLC (City consultant), provided information on data gathered on jurisdictions that were reviewed related to police oversight commissioners payments and compensation.

City Clerk Jomsky provided information on the Planning Commission's compensation, and the City Council policy on child care reimbursement and allowances; and responded to questions.

Councilmember Wilson spoke in favor of providing compensation to the CPOC members and recommended a compensation rate of \$50 per meeting.

Vice Mayor Hampton spoke in support of compensation and child care allowance to the CPOC members.

Councilmember Gordo spoke on the need for staff to provide a transparent process related to the IPA selection process; and supported compensating CPOC members at the level of \$100 per meeting.

Mayor Tornek stated that a \$100 stipend per meeting for childcare on a reimbursable basis is a reasonable approach for the CPOC.

Councilmember McAustin asked staff to reevaluate the Planning Commission's compensation to ensure child care reimbursement is provided.

Following further discussion, it was moved by Councilmember Wilson, seconded by Councilmember McAustin, to direct staff to prepare a resolution establishing a process for appointment of members to the Community Police Oversight Commission, taking into consideration the direction to staff detailed above:

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

NOES: None

ABSENT: None

ABSTAIN: None

**REPORTS AND COMMENTS
FROM COUNCIL
COMMITTEES**

**PROPOSED CHANGE TO THE CITY COUNCIL ADOPTED
SPEED HUMP POLICIES AND PROCEDURES**

Recommendation: It is recommended that the City Council:

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

(2) The Department of Transportation recommends a proposed change to the City Council adopted Speed Hump Policy. In addition to allowing speed humps on Federal Highway Administration (FHWA) Functional Classified "Local Streets", staff recommends utilizing the City Council adopted Pasadena Street Types Plan to allow streets defined as "Access Streets – Residential" to be added to the category of streets where speed humps would be permitted.

Recommendation of the Transportation Advisory

Commission: A proposed change to the current Speed Hump Policies and Procedures was presented to the Transportation Advisory Commission (TAC) at a special meeting on October 22, 2020. TAC supported staff's recommendation to utilize the City Council adopted Pasadena Street Types Plan and allow streets defined as "Access Streets – Residential" to be added to the category of streets where speed humps would be permitted.

City Clerk Jomsky read aloud comments expressing concerns related to speed bumps and the staff recommendation from the following individuals:

Sven, Pasadena resident
J., Pasadena resident

He also reported that two letters and emails providing comments/suggestions related to changes to the City's Speed Hump Policies and Procedures were received from the following individuals:

Stacy Rain Strickler, Pasadena resident
Sven, Pasadena resident

Laura Cornejo, Director of Transportation, provided introductory comments, and Richard Dilluvio, Senior Planner, provided a PowerPoint presentation on the item, and responded to questions.

Vice Mayor Hampton requested that staff provide a report to the Municipal Services Committee on the various options to slow down traffic, excluding any proposals for installing bike lanes, as he does not believe bike lanes slow down traffic. He spoke on the need to install speed bumps in residential neighborhoods where parks and schools are located, specifically at La Pintoresca Park.

Ms. Cornejo and Mr. Dilluvio responded that staff will conduct additional analysis, including a traffic investigation on Raymond Avenue, and report back to the City Council.

Following discussion, it was moved by Vice Mayor Hampton, seconded by Councilmember Wilson, to approve the staff recommendation:

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

NOES: None

ABSENT: None

ABSTAIN: None

UPDATE TO CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) TRANSPORTATION PERFORMANCE THRESHOLDS OF SIGNIFICANCE

Recommendation: It is recommended that the City Council:

(1) Find that:

- a. the adoption of New Transportation Performance Measure Thresholds of Significance for California Environmental Quality Act (CEQA) is not a “project” pursuant to CEQA Guidelines Sections 15060(c)(3) and 15378;
- b. the thresholds are promulgated pursuant to State CEQA Guidelines Section 15064.7;
- c. the thresholds have been formally subjected to a public review process; and
- d. the thresholds are supported by substantial evidence as summarized in the agenda report.

(2) Adopt a resolution updating the existing Transportation Performance Measures and Thresholds of Significance for CEQA for the new measure to:

- a. update the transportation performance thresholds based on a 2017 Baseline travel demand model;
- b. include the incremental change in Vehicle Miles Travelled/service population and Vehicle Trips/service population thresholds to be 15% below 2017 Citywide baseline average to evaluate Vehicle Miles Travelled and Vehicle Trips per service population CEQA impacts; and
- c. maintain the Proximity and Quality of the Transit Network metric, the Proximity and Quality of the Bicycle Network metric, and the Pedestrian Accessibility metric to remain at the 2017 Baseline level. (Resolution No. 9820)

Recommendation of the Municipal Services Committee: On November 10, 2020, staff presented the CEQA transportation impact threshold recommendations to the Municipal Services Committee (MSC). MSC approved staff’s recommendation by a vote of 3-1.

Recommendation of the Transportation Advisory

Commission: On July 23, 2020, staff presented the CEQA transportation impact threshold recommendations to the Transportation Advisory Commission (TAC) (Attachment A of the agenda report). The Commission moved to recommend approval of the staff's recommendation to:

- a. update the travel demand forecast model to 2017 conditions
- b. accept the 15% baseline thresholds factor

The TAC further moved that staff provide more information to clarify the paradigm shift from Level of Service (LOS) to Vehicle Miles Travelled (VMT) with further discussion of what projects would be affected by lower thresholds. The motion passed seven in favor and two in opposition.

Recommendation of the Planning Commission: On September 9, 2020, staff presented the CEQA transportation impact threshold recommendations to Planning Commission (Attachment B of the agenda report). At the meeting, the Commission voted to approve the following motion:

"We recommend to the City Council that there is a need for more information and analysis of:

1. The Bike Network
2. Transit access and usage
3. Other methodologies from comparable cities
4. Impact on development of a threshold that is 20% below baseline
5. Mitigation measures and how they reduce neighborhood impact
6. How the City's Level of Service (LOS) analyses interacts with CEQA analyses"

On October 14, 2020, staff returned to Planning Commission to address the items included within the September 9, 2020 motion (Attachment C of the agenda report). At the meeting, the Commission voted and approved two separate motions:

The first motion approved staff's recommendation to update the baseline from 2013 thresholds to 2017 thresholds. The motion was approved 7-0. The second motion called for staff to "to identify the basis for the 15% threshold and reevaluate additional data to consider reducing the target below the 15% threshold. Additional data could include understanding the impacts of our switch to VMT over the last seven years; evaluate the change in threshold in the context of our Climate Action Plan and tie it to greenhouse gas reduction targets; compare it to other cities our size and their levels; and bring back Outside CEQA planning analysis to the Planning Commission." The motion was approved 7-0. Responses to the Commission's motion are contained within the body of the agenda report.

Laura Cornejo, Director of Transportation, provided a PowerPoint presentation on the item, and responded to questions. David Reyes, Director of Planning and Community Development, provided information on the negative impacts that could occur on development if the transportation performance thresholds are not updated; and responded to questions. John Muggridge, with Fehr & Peers (City consultants) provided information on data related to surrounding cities in terms of land uses and Vehicle Miles Travelled (VMT); and responded to questions.

Councilmember Wilson expressed concerns with the VMT/capita data for the San Gabriel Valley thresholds that include land use and transportation information for San Marino, as it has poor public transportation infrastructure.

Councilmember McAustin requested a map that displays Transient Oriented District (DOT) areas in the City.

Councilmember Gordo spoke in favor of adopting California Air Resources Board (CARB) 16.8% baseline Vehicles Miles Travelled (VMT)/service population and Vehicle Trips (VT)/service population thresholds, which would also comply with the City's Climate Action Plan to reduce greenhouse emissions.

Councilmember Madison spoke on the need to address the public's perception as to whether the City is making correct decisions in regards to this matter.

City Clerk Jomsky reported that a number of correspondence letters and emails providing comments/suggestions on the New Transportation Performance Measure Thresholds for CEQA were received, distributed to the City Council, posted on-line, and made part of the public record from the following individuals:

Erika Foy, Pasadena resident
Grant Johnson, representing Prism Engineering
Megan Foker, representing Livable Pasadena
Keep Pasadena Moving
Dan Beal, Pasadena resident
Kim Santell, Pasadena resident
Susan N. Mossman and Andrew Saliman, representing
Pasadena Heritage
Richard Luczynski, residence not stated
Glenn Camhi, Pasadena resident
Greg Beach, Pasadena resident
Kevin C. Castaing, residence not stated
Diane Kirby, representing Lower Hastings Ranch Association
Lawrence Harsha, Pasadena resident
Carol Harsha, Pasadena resident

In addition, he read aloud comments expressing concerns related to the staff recommendation and overdevelopment in the City, and the need for additional research; and providing comments and suggestions from the following individuals:

Ken Perry, Pasadena resident
Jeanette Man, Pasadena resident
Frank Duerr, representing Keep Pasadena Moving
Lee Allen, representing Keep Pasadena Moving
Janet Waldron, Pasadena resident
Nina Chomsky, Pasadena resident
J., Pasadena resident
Kristin Harrison, Pasadena resident
Erika Foy, Pasadena resident

Councilmember Kennedy was excused and disconnected from the meeting at 5:56 p.m.

Councilmember Wilson expressed concerns with the traffic impact analysis as being insufficient; spoke in favor of amending the thresholds that will provide additional review and mitigation measures for future City projects. He asked staff to return within 90 days, with a road map on strategies, costs and timeline for stricter baselines.

Councilmember McAustin spoke in support of the CARB 16.8% baseline Vehicles Miles Travelled (VMT)/service population and Vehicle Trips (VT)/service population thresholds.

Councilmember Gordo spoke on the need for additional public input on the matter, and asked staff to conduct a study session to determine how the City can be more aggressive and apply the standards differently throughout the City. He asked for a proposed timeline for such an effort and spoke in favor of conducting a joint meeting with the Planning Commission to ensure the public understands the facts.

City Manager Mermell recommended a City Council workshop on the item to provide additional information on the complicated matter; and responded to questions. Theresa Fuentes, Assistant City Attorney, provided information on why the City must conduct a study in order to adopt a stricter baseline of 16.8%; and responded to questions.

Mayor Tornek expressed concerns with expending the City's resources to conduct a study to justify a higher percentage and screen more projects.

Councilmember Madison stated the following for the record, "I'm not sure I agree that when you have evidence that 16.8% clearly is appropriate, that studying it a scosh stricter at 20 is so arbitrary and capricious that a developer would want to try to file a lawsuit against City Hall. I think that's a reasonable exercise of our legislative

discretion. I think we could do 20%.” He spoke in favor of conducting a workshop to allow for additional public input on this matter.

Councilmember Masuda spoke in support of the 16.8% baseline Vehicles Miles Travelled (VMT)/service population and Vehicle Trips (VT)/service population thresholds; and for staff to return within 90 days, with a road map on strategies, costs and timeline for stricter baselines.

Following discussion, it was moved by Councilmember Wilson, seconded by Councilmember McAustin, to approve the staff recommendation, amended to change the 15% baseline thresholds to 16.8%, direct staff to organize a January 2021 workshop on the item, and return with recommendations on a strategy, timeline and costs for stricter levels and tighter thresholds within 90 days of the workshop:

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

INFORMATION ITEM

Councilmember Wilson was excused and disconnected from the meeting at 7:27 p.m.

PREDEVELOPMENT PLAN REVIEW OF A NEW 58-UNIT, 1-4 STORY MULTI-FAMILY RESIDENTIAL PROJECT AT 1870-1890 EAST WALNUT STREET, 175 NORTH GREENWOOD AVENUE, AND 170 NORTH PARKWOOD AVENUE

Recommendation: This report is intended to provide information to the City Council; no action is required.

David Reyes, Director of Planning and Community Development, provided introductory comments, and Jason Van Patten, Associate Planner, presented a PowerPoint presentation on the item, with both responding to questions.

Councilmember McAustin spoke on the developer’s two virtual community meetings to address community concerns.

City Clerk Jomsky read aloud comments from Jill Shook, Pasadena resident, who spoke in favor of the proposed project and the need for additional local affordable housing resources.

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

Vice Mayor Hampton and Councilmember Gordo asked staff to provide an update on Governor Newsom’s actions related to the closing of businesses and the Los Angeles County Board of Supervisor’s curfew implementation.

CLOSED SESSION

CITY COUNCIL CONFERENCE WITH REAL PROPERTY NEGOTIATORS Pursuant to Government Code Section 54956.8
Properties: A) 55 S. Raymond Ave.; B) 65 S. Raymond Ave.; C) 36 S. Fair Oaks Ave.; D) 41 S. DeLacey Ave.; E) 48 S. Fair Oaks Ave.; F) 30 S. Fair Oaks Ave.; G) 42 S. Fair Oaks Ave.

Agency Negotiator: Steve Mermell

Negotiating Parties: A) Amara Barroeta, dba Amara Chocolate & Coffee; B) Jo Wee, Ananya Chai, LLC, dba Fig Sprout; C) Uttam Adhikari, Kapil Adhikari, dba Himalayan Group; D) Yan Agaev, Linked Progress, Inc. dba White Horse; E) Chukiat Navasu, dba City Thai Restaurant; F) Dae Kyu, Insu Choi, Sena La, Indason Corp., dba Old Pasadena General Store; G) Nghi Hue Duong, N&N Beauty Salon, LLC;

Under negotiation: Price and terms of payment

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

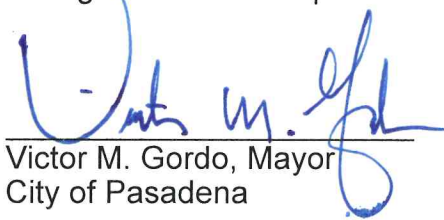
Employee Title and Unrepresented Employee: City Manager
City Representative: Terry Tornek

City Clerk Jomsky reported that public comment and correspondence was received on the item, posted on-line, and made part of the public record.

The above closed session items were not discussed.

ADJOURNMENT

On order of the Mayor, the special meeting of the City Council adjourned at 7:48 p.m., in memory of JoAnna Foster, long time Pasadena resident; and all those that are ill and have lost their lives during the COVID-19 pandemic.



Victor M. Gordo, Mayor
City of Pasadena

ATTEST:



City Clerk