

CITY OF PASADENA  
City Council Minutes  
July 19, 2021 – 4:30 P.M.  
City Hall Council Chamber

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:** Mayor Gordo called the meeting to order at 4:37 p.m. The pledge of allegiance was led by Vice Mayor Wilson.

**ROLL CALL:**  
Councilmembers:  
Mayor Victor M. Gordo  
Vice Mayor Andy Wilson  
Councilmember Tyron Hampton  
Councilmember John J. Kennedy  
Councilmember Steve Madison  
Councilmember Gene Masuda  
Councilmember Jessica Rivas  
Councilmember Felicia Williams

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

**CEREMONIAL MATTERS** Mayor Gordo announced the recognition of two Pasadena Legacy Businesses, Mijares Restaurant and George L. Throop Company, and provided a biographical summary of each business.

Tina Jimenez, Alice Mijares, and Rlene Mijares de Lang, representing Mijares Mexican Restaurant, and Jeff Throop, President of George L. Throop Company, expressed appreciation to the community, City Council, and staff for the support and recognition.

Mayor Gordo and Councilmember Kennedy thanked Ms. Jimenez, Mrs. Mijares, Mrs. Mijares de Lang, and Mr. Throop for their business contributions to the community.

**PUBLIC COMMENT** The following individuals expressed concerns with the narrated video of the officer involved shooting of Anthony McClain posted on the City's website; the Pasadena Police Department policing and budget; advocated for the termination of Pasadena Police Chief Perez, Officers Dumaguindin and Serrano, and City Manager Steve Mermell; spoke on controversial incidents involving Pasadena Police Officers, and/or spoke on the need for alternatives to policing measures in the City:

Allen Shay, Pasadena resident  
June Williams, Pasadena resident  
Jason R., Los Angeles resident  
Michael Williams, Pasadena resident

Hiram Cormier, Jr., Los Angeles resident  
Oldem Denham, Pasadena resident  
Heavenly Hughes, representing My TRIBE Rise

Bert Newton, representing Making Housing and Community Happen, advocated for the City Council to move forward with the rezoning of land owned by churches and other religious organizations to allow for the building and providing of affordable housing.

In response to public comment, Steve Mermell, City Manager, announced that Chief Perez directed all critical incident videos and other elements to be removed from the Pasadena Police Department's website, as staff works on a video posting policy.

Vice Mayor Wilson requested that the Community Policer Oversight Commission review and provide input on the City's website posting policy. In response to public comment, Vice Mayor Wilson asked staff to confirm if the Housing Element will not be considered until 2025, and whether it includes rezoning of land owned by churches and other religious organizations. He also asked staff to provide an explanation as to why it will take four years to implement the requested rezoning.

Councilmember Hampton referred to an e-mail he sent to the Mayor and staff requesting a City Council discussion on how and when, narrated and non-narrated videos are posted to the City's website.

Mayor Gordo responded that he will work with the City Manager to determine a process related to Councilmember Hampton's request to agendize his requested discussion on the City's video posting policy; and staff will provide an update on the process used to develop the City's Housing Element and the timing when items related to the Housing Element will be agendized for discussion.

Councilmember Kennedy requested an update on the reporting of the officer involved shooting of Anthony McClain by the District Attorney's Office and the City's independent analysis.

Michele Beal Bagneris, City Attorney/City Prosecutor, responded that she will provide an update to the City Council once she receives information from the District Attorney's Office, and responded to questions.

## **CONSENT CALENDAR**

### **AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH WESCO DISTRIBUTION INC., FOR ELECTRICAL TREE WIRES FOR AN AMOUNT NOT-TO-EXCEED \$1,128,000**

**Recommendation:** It is recommended that the City Council: Find that the proposed action is not a project subject to the California Environmental Quality Act ("CEQA") pursuant to State

CEQA Guidelines Section 21065, 15060(c)(2), 15060(c)(3), and 15378, and as such, no environmental document pursuant to CEQA is required for the project; and

(2) Accept the bid dated April 30, 2021 submitted by WESCO Distribution Inc. ("Wesco"), in response to the Specification titled "Electrical Tree Wires" for the Water and Power Department ("PWP"); reject all other bids received; and authorize the issuance of a Purchase Order ("PO") with Wesco for three years or an amount not-to-exceed \$628,000, whichever occurs first, with two one-year optional extensions of \$250,000 each, whichever occurs first, for a maximum contract amount not-to-exceed \$1,128,000.

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH PARKIA INC., FOR THE DUNHAM ALLEY VOLTAGE CONVERSION PROJECT FOR AN AMOUNT NOT-TO-EXCEED \$334,058**

**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 15302 (Class 2 – Replacement or Reconstruction) 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) Accept the bid dated May 14, 2021, submitted by Parkia Inc. ("Parkia"), in response to Specifications for the Dunham Alley Conversion Project; reject all other bids; and, authorize the City Manager, or his designee, to enter into a contract not-to-exceed \$334,058, which includes a base contract amount of \$290,485 and a contingency of \$43,573 to provide for any necessary change orders. (Contract No. 32095)

**AUTHORIZE ISSUANCE OF A PURCHASE ORDER WITH TOTER, LLC FOR PURCHASE OF 7,000 ROTATIONAL MOLDED AUTOMATED REFUSE CONTAINERS IN AN AMOUNT NOT-TO-EXCEED \$375,000**

**Recommendation:** It is recommended that the City Council:

(1) Find that this action is exempt under the California Environmental Quality Act (CEQA) in accordance with Section 15061(b)(3), the General Rule that CEQA only applies to projects that may have an effect on the environment;

(2) Authorize the City Manager to enter into a contract with Toter, LLC for the purchase of 7,000 rotational molded automated refuse containers in an amount not-to-exceed \$375,000. 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) It is further recommended that the City Council grant the proposed contract an exemption from the Competitive Selection process pursuant to Pasadena Municipal Code Section 4.08.049(B) contracts for which the City's best interests are served.

**CONTRACT AWARD TO EAGLESHIELD PEST CONTROL, INC., FOR INTEGRATED PEST MANAGEMENT EXTERIOR AND INTERIOR SERVICES AT 37 SITES FOR AN AMOUNT NOT-TO-EXCEED \$219,507**

**Recommendation:** It is recommended that the City Council:

(1) Find that this action is exempt under the California Environmental Quality Act (CEQA) in accordance with Section 15061(b)(3), the General Rule that CEQA only applies to projects that may have an effect on the environment; and

(2) Accept the bid dated May 27, 2021, submitted by EagleShield Pest Control Inc. (EagleShield), in response to the Notice Inviting Bids for Integrated Pest Management, reject all other bids, and authorize the City Manager to enter into a contract with EagleShield for an amount not-to-exceed \$129,088 over a three-year period with the option for two one-year additional terms at the discretion of the City Manager, for a maximum total contract length of five years and a total contract amount of \$219,507. (Contract No. 32097)

**AUTHORIZE PURCHASE ORDER WITH LOS ANGELES TRUCK CENTERS, LLC DBA VELOCITY VEHICLE GROUP FOR PURCHASE OF EIGHT RENEWABLE COMPRESSED NATURAL GAS (CNG) AUTOMATED SIDE-LOADING REFUSE PACKERS FOR A TOTAL COST OF \$3,170,903**

**Recommendation:** It is recommended that the City Council:

(1) Find that this action is exempt under the California Environmental Quality Act (CEQA) in accordance with Section 15061(b)(3), the General Rule that CEQA only applies to projects that may have an effect on the environment;

(2) Authorize the issuance of a purchase order to Los Angeles Truck Centers, LLC dba Velocity Vehicle Group for purchase of eight renewable Compressed Natural Gas (CNG) automated side-loading refuse packers for a total of \$3,170,903. 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) It is further recommended that the City Council grant the proposed contract an exemption from the Competitive Selection process pursuant to Pasadena Municipal Code Section 4.08.049(B) contracts for which the City's best interests are served.

**CONTRACT AWARD TO DBX, INC., FOR INSTALLATION OF NEW TRAFFIC SIGNAL AT INTERSECTION OF FAIR OAKS AVENUE AND BELLEVUE DRIVE FOR AN AMOUNT NOT-TO-EXCEED \$500,000**

**Recommendation:** It is recommended that the City Council:

(1) Find the project proposed in the agenda report to be categorically exempt under the California Environmental Quality Act (CEQA) Guidelines in accordance with Title 14, Chapter 3, Article 19, Section 15301, Class 1 (minor alterations of existing facilities),

and Section 15303, Class 3 (construction of limited numbers of new, small facilities or structures), 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) Accept the bid dated June 8, 2021, submitted by DBX, Inc., in response to the project plans and specifications for Installation of New Traffic Signal at the Intersection of Fair Oaks Avenue and Bellevue Drive project, reject all other bids, and authorize the City Manager to enter into a contract for an amount not-to- exceed \$500,000, which includes the base contract amount of \$411,926 and a contingency of \$88,074 to provide for any necessary change orders. (Contract No. 32099)

Mark Jomsky, City Clerk, reported that two letters were received expressing concerns related to the staff recommendation, and advocating for transparency and public input on the matter, which were distributed to the City Council, posted on-line, and made part of the public record.

**CONTRACT AWARDS TO ARNOLD AND WALTERS TELECOMMUNICATIONS CONSULTANTS AND MAGELLAN ADVISORS, LLC FOR FIBER NETWORK ENGINEERING AND CONSTRUCTION MANAGEMENT SERVICES**

**Recommendation:** It is recommended that the City Council:

(1) Find that the following proposed action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15301(c) and Section 15303 New Construction or Conversion of Small Structures;

(2) Authorize the City Manager to enter into contracts, based on a competitive selection process pursuant to Pasadena Municipal Code Section 4.08.047, with Arnold and Walters Telecommunications Consultants and Magellan Advisors, LLC for fiber network engineering and construction management services for an initial three-year period in an amount not-to-exceed \$270,000 each; and (Contract Nos. Arnold and Walters – 32082; Magellan – 32090)

(3) Authorize the City Manager to extend the contracts for two optional one-year terms in the amount of \$90,000 per extension, for a maximum contract length of five years and a not-to-exceed contract amount of \$450,000 per each contract

**MUNICIPAL SERVICES COMMITTEE: ADOPT A RESOLUTION OF THE CITY OF PASADENA APPROVING THE SUBMITTAL OF A FUNCTIONAL CLASSIFICATION CHANGE FOR LOCAL STREETS AND ROADS TO THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION**

**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 Section 15061(b)(3) of the State CEQA Guidelines; and

(2) Adopt a resolution of the City of Pasadena approving the submittal of a functional classification change for local streets and roads to the State of California Department of Transportation (Caltrans). (Resolution No. 9858)

**Recommendation of the Transportation Advisory Commission:** On May 27, 2021, the Transportation Advisory Commission approved staff's recommendation. Commission input resulted in the extension of the Howard Street segment from Los Robles Avenue to Fair Oaks Avenue.

RESIGNATIONS,  
APPOINTMENTS, &  
REAPPOINTMENTS

**APPOINTMENT OF JAMES ARAGON TO SERVE AS CITY REPRESENTATIVE TO THE PASADENA UNIFIED SCHOOL DISTRICT (PUSD) REDISTRICTING COMMISSION**

**APPOINTMENT OF BEVERLY BOGAR TO SERVE AS CITY REPRESENTATIVE TO THE PASADENA UNIFIED SCHOOL DISTRICT (PUSD) REDISTRICTING COMMISSION**

**APPOINTMENT OF RUTH RICHARDSON TO SERVE AS CITY REPRESENTATIVE TO THE PASADENA UNIFIED SCHOOL DISTRICT (PUSD) REDISTRICTING COMMISSION**

**RECOGNIZE REVENUE OF \$1,000,000 AND APPROPRIATE \$333,333 TO THE FISCAL YEAR 2022 OPERATING BUDGET AND INCREASE THE PERSONNEL ALLOCATION BY 1.0 LIMITED-TERM FULL-TIME EQUIVALENT (FTE) FOR THE JUSTICE REINVESTMENT INITIATIVE GRANT**

**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 Section 21065 of CEQA and State CEQA Guidelines Sections 15060(c)(2), 15060(c)(3) and 15378; and, as such, no environmental document pursuant to CEQA is required for the project;

(2) Authorize the City Manager to enter into a Memorandum of Understanding (MOU) with the United States Department of Justice to accept and administer these grant funds on behalf of the City of Pasadena; and (Contract No. 23,533)

(3) Amend the City Attorney/City Prosecutor's Office's Fiscal Year 2022 Operating Budget by recognizing \$1,000,000 and appropriating \$333,333 in United States Department of Justice – Justice Reinvestment Initiative grant funds and increase the department's personnel allocation by 1.0 limited-term FTE position. (Budget Amendment No. 2022-04)

PUBLIC HEARING SET

**August 9, 2021, 4:30 p.m.** – Appeal of the Board of Zoning Appeals' Decision on Conditional Use Permit No. 6816 Regarding the Property Located at 1827 East Villa Street

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

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

NOES: None

ABSENT: None

ABSTAIN: None

## **SPECIAL ITEM**

### **COVID-19 UPDATE FROM DR. YING-YING GOH, PUBLIC HEALTH OFFICER**

Dr. Ying-Ying Goh, Director of Public Health/Health Officer, provided a PowerPoint presentation and update related to COVID-19, including information on confirmed COVID-19 cases in the US, California, and Pasadena, concerns related to the rapid increase in transmissions associated with the Delta variant, strategies to curb the impacts of another rise in COVID-19 cases, the City's Vaccine Dashboard, vaccine opportunities, requiring indoor masking, and responded to questions.

Councilmember Williams stated that she believes the City is eroding the public trust by constantly changing the rules related to COVID-19; and voiced opposition to an indoor mask mandate.

Councilmember Hampton stated that due to high percentage of Pasadenans that have been vaccinated, he does not support requiring indoor masking at this time.

Councilmember Madison spoke on staff's actions to respond to a dynamic health crisis, and on the need to follow the direction of the City's Public Health Officer.

Michele Beal Bagneris, City Attorney/City Prosecutor, provided information on State Health and Safety framework, which provides the Health Officer the authority and responsibility when issuing health orders; and responded to questions.

Vice Mayor Wilson thanked and congratulated staff for their efforts in establishing the City as a leader in vaccination rates, and voiced support for the City's Public Health Officer, and her leadership on this issue.

Mayor Gordo strongly encourage the public to get vaccinated, and asked staff and Councilmembers to redouble efforts in reaching out to the communities who are resisting the vaccination to get them vaccinated. He asked Dr. Goh and the Public Health Department staff to provide clarity, information, guidelines and assistance to the

public and local businesses related to indoor masking requirements as soon as possible. He also asked staff to include information on Los Angeles County's masking requirements related to restaurants; and request that the Los Angeles County and the State of California adopt similar regulations to those of Pasadena to provide consistency related to mask requirements in the region. Lastly, he requested that Dr. Goh provide information on a COVID-19 mandatory vaccination model (including legal requirements) for the community in anticipation of the need to implement such a policy.

Councilmember Williams and Vice Mayor Wilson advocated for allowing businesses or events that screen for vaccinations to be allowed to be exempt from mask wearing requirements; and requested that staff provide information when the mask wearing mandate will be terminated.

Councilmember Kennedy spoke in favor of following scientific data and spoke in support of Dr. Goh's Health guidance related to mask mandates; and asked the City Attorney to provide information on Jacobson v. Massachusetts, the United States Court case where the ruling upheld the authority of states to enforce compulsory vaccination laws, which may then be applied to the City.

City Clerk Jomsky reported that 23 letters opposing any mask mandates in the City, and four letters supporting a mask mandate if required, and providing comments on the matter, were received, distributed to the City Council, posted on-line, and made part of the public record.

The following individuals provided comments on the matter including, advocating to not mandate masks for individuals who have received the COVID-19 vaccination:

Mary Forrest, Pasadena resident  
Dr. Patrick O'Brien, representing Arrowhead Pharmaceuticals, Inc.

City Manager Mermell reported, that due to all the concerns related to the Delta variant of COVID-19, he has instructed the Human Resources Department to develop a mandatory vaccination policy for City employees that is similar to that of the City of San Francisco, and University of California System.

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

**RECOMMENDATIONS  
FROM OFFICERS AND  
DEPARTMENTS**

**CITY COUNCIL DISCUSSION AND DIRECTION REGARDING  
ADDITIONAL GOALS AND CONSIDERATIONS FOR THE  
REDISTRICTING TASK FORCE TO PRIORITIZE ONCE ALL  
LEGAL CRITERIA ARE MET**



**Recommendation:** It is recommended that the City Council:

- (1) Find that the proposed action is exempt from the California Environmental Quality Act pursuant to State CEQA Guidelines, Section 15061(b)(3), the General Rule that CEQA only applies to projects that may have an effect on the environment;
- (2) Receive the information provided in the agenda report; and
- (3) Provide direction to the City's Redistricting Task Force on any additional goals or considerations that might be prioritized when contemplating adjustments to Council District boundaries once all legal criteria and required redistricting principles are met.

Mayor Gordo left the meeting  
6:57p.m.

Mark Jomsky, City Clerk, presented a PowerPoint presentation on the item, including providing historical data and information on goals and considerations related to redistricting, redistricting meetings, and responded to questions. Vince Farhat, Chair of the Redistricting Task Force, thanked the City Council for the opportunity to serve on the Task Force, and thanked City Clerk Jomsky and the City Clerk staff for their work and support of the Task Force.

City Clerk Jomsky reported that one letter on behalf of the Downtown Pasadena Neighborhood Association advocating for a Downtown/Central Council District, was received, distributed to the City Council, posted on-line, and made part of the public record.

Councilmember Masuda noted the historical practices and impacts of utilizing Colorado Boulevard as a touching point for all Council districts, and his interest in hearing from other Councilmembers whether crossing Colorado would be an acceptable practice to balance district populations.

Mayor Gordo returned to the  
meet at 7:13 p.m.

Councilmembers Madison, Williams, and Kennedy stated that in regards to Colorado Boulevard and business districts, they believe redistricting should aim for as little disruption as possible, that continuity for the districts, City staff, City residents, and voters is important. Councilmembers Madison and Williams spoke on allowing the elections to roll forward related to voters participating in 2022 to 2024 election cycles.

David Ely, Consultant Demographer, provided background and information on prior City redistricting efforts in terms of the Colorado Boulevard practice; and responded to questions. Douglas Johnson, with National Demographics Corporation, provided information on the California's Citizens Redistricting Commission requesting the State's Supreme Court for an extension of the December 15, 2021 deadline to adopt redistricting plans, including the City's legislative and legal requirements, and responded to questions.

Councilmember Williams spoke in favor of not crossing Colorado Boulevard as a boundary and advocated for the following:

- Minimize changes to voters participating in 2022 to 2024 election cycles;
- Minimize the number of residents who would have their representation changed by the redistricting process
- Continue to maintain recognizable boundaries
- Preserve core of existing Council District boundaries

Councilmember Rivas stated that she is supportive of tweaking or adjusting the boundary lines as it relates to Colorado Boulevard if it is necessary to meet the City's requirements as a fair approach.

Vice Mayor Wilson spoke on the Redistricting Workshop held in District 7, and asked the Redistricting Task Force (RTF) to look at simpler ways to collect input from the public, and suggested surveying the community. He suggested that the Downtown Pasadena Neighborhood Association (which cuts across Colorado Boulevard) be considered a community of interest, which includes the Playhouse Village.

Councilmember Kennedy spoke on the Redistricting Workshop held in District 3; thanked City staff, RTF members, and the City's redistricting consultants. He advocated that empirical data should lead the redistricting process and any adjustments to the Council District boundaries.

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

## **PUBLIC HEARING**

### **CONTINUED PUBLIC HEARING: APPEAL OF THE BOARD OF ZONING APPEALS' DECISION ON MODIFICATION TO CONDITIONAL USE PERMIT NO. 6222 REGARDING THE PROPERTIES LOCATED AT 3420 AND 3500 N. ARROYO BLVD (ARROYO SECO CANYON PROJECT)**

**Recommendation:** It is recommended that the City Council:

- (1) Adopt a resolution certifying the Final Environmental Impact Report (SCH No. 2014101022) and adopting Environmental Findings of Fact and a Mitigation Monitoring and Reporting Program (Attachment C of the agenda report);
- (2) Adopt a resolution adopting a Statement of Overriding Consideration for the project (Attachment D of the agenda report); and (Resolution Nos. 9859, 9860)
- (3) Uphold the Board of Zoning Appeal's decision and approve Modification to Conditional Use Permit No. 6222 with the findings in Attachment A and conditions in Attachment B of the agenda report.

The City Clerk reported that 66 copies of the notice were posted on May 24, 2021, and 376 copies of the notice were mailed on May 21, 2021; one letter in favor of the proposed project, 87 letters/emails stating opposition, expressing concerns, and/or providing

suggestions related to the Arroyo Canyon Project, including a petition containing over 1,000 signatures, were received, distributed to the City Council, posted on-line, and made part of the public record.

City Manager Mermell, and Mitch Dion, Assistant General Manager Water and Power, provided introductory comments, and Natalie Ouwersloot, Principal Engineer, presented a PowerPoint presentation on the item, with all responding to questions. Steve Stewart, Hydrologist with Dudek, (City Consultants) provided information on the appellant's (Arroyo Seco Foundation et.al.) daily stream flow analysis; and responded to questions.

Vice Mayor Wilson expressed concerns with the City digging itself in a deeper ditch by using and relying on the diminishing water resource.

Tim Brick, Ken Kules and Hugh Bowles, representing the appellant (Arroyo Seco Foundation et.al) presented a PowerPoint on protecting the Arroyo Seco and the Raymond Basin, the need to accommodate fish in the Arroyo Seco, and responded to questions.

Councilmember Kennedy stated that it appears to him that significant information is missing from the Final Environmental Impact Report (FEIR) (SCH No. 2014101022) per Mr. Kules, and advocated for not approving the staff recommendation, and for staff to recirculate the FEIR to ensure the project proceeds in the correct process.

Theresa Fuentes, Assistant City Attorney, provided information on California Environmental Quality Act (CEQA), state law that mandates the City Council take affirmative action to certify a CEQA document; and responded to questions.

Gurcharan Bawa, General Manager of Water and Power, provided information on the City applying and receiving grants for the proposed project, which has been a long process, and responded to questions.

Councilmember Williams spoke on the importance for the City Council to separate the project from the policy issues, which is the Raymond Basin policy and the Arroyo Seco Project EIR issues. She encouraged the City Council to review the information from the Board of Zoning Appeals (BZA) and other decisions to disentangle the two issues, and focus on project concerns.

Kristin Starbird, with Dudek, (City Consultants), provided information on the FEIR, and biological study that studied the current conditions of the Arroyo Seco; and responded to questions.

The following individuals expressed concerns with the Arroyo Seco project, advocated against the staff recommendation, supported allowing the river to flow, and the need to protect the fish in the area:

Emily Goodall, Pasadena resident  
Laura Solomon, representing the Pasadena Audubon Society  
Dorothy Wong, Altadena resident

The following individuals spoke in favor of the staff recommendation and the Arroyo Seco project:

Paul Lofthouse, Pasadena resident  
Jim G., Pasadena resident

Hugh Bowles, Ken Kules and Tim Brick, representing the appellant (Arroyo Seco Foundation et.al) rebutted staff's presentation by providing information on a 1995 Feasibility Study Report by Converse Consultants, and stating that the CEQA report lacks an analysis of hydraulic impacts.

Natalie Ouwersloot, Principal Engineer, responded by reiterating that the proposed project will create additional area to capture storm water that is going over the Devils Gate Dam and lost to the ocean, converting a dirt lot to naturalized basin, and additional information related to the proposed project and the FEIR.

Following discussion, it was moved by Councilmember Williams, seconded by Vice Mayor Wilson, to close the public hearing:

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

The City Council thanked Mr. Bowles, Mr. Kules, and Mr. Brick for their attention, advocacy, and time in bringing their concerns related to this item to the City Council. Vice Mayor Wilson spoke on City's role and responsibility to manage its water supply in a sustainable and resilient manner.

Councilmembers Madison, Masuda and Rivas spoke in support of the staff recommendation.

Councilmember Williams proposed that the City Council uphold the BZA's decision to adopt the FEIR with the modified conditions (Attachment B of the agenda report) and provide policy direction to the City Manager that further protects the Raymond Basin and the

natural environment. She further recommended removing Conditions of Approval for Modification to Conditional Use Permit #6222 Nos. 12, 13 and 14 (resulting in the renumbering of the Conditions of Approval):

12. The project should seek stream flows that maximize percolation in the streams and habitats, to the extent possible.
13. The project should make renewed efforts to identify and understand the fish status within the streams and seek to support its habitat.
14. A communication plan shall be developed by the Water and Power Department. The purpose of the communication plans is to provide interested parties the status of the project.

And make those three items above into administrative direction to the City Manager, amended as follows:

- The Water and Power Department will conduct an infiltration study to analyze percolation rates in the stream within the project area;
- The Water and Power Department will operate the water intake and divergent system in accordance with a Fish Survey, the California Department of Fish and Wildlife permits, and other regulatory requirements;
- The Water and Power Department should make renewed efforts to identify and understand the fish population and status within the streams and seek to support that habitat; and
- The Water and Power Department along with the other agencies will explore the means to recharge the Raymond Basin, and provide semi-annual updates to the Municipal Services Committee or the City Council on their efforts to work with the Raymond Basin Management Board to promote long-term sustainability of the Raymond Basin.

City Manager Mermell and Assistant City Attorney Fuentes both responded that they believe Councilmember Williams' recommendation is an appropriate method to move forward with the project, and responded to questions.

Mayor Gordo stated the following for the record, "Councilmember Williams did provide, in advance a written proposed motion," and requested that the City Clerk electronically distribute the document.

It was moved by Councilmember Williams, seconded by Councilmember Hampton, to adopt a resolution certifying the Final

Environmental Impact Report, uphold the Board of Zoning Appeals decision as amended, and with direction to staff as detailed above:

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

**RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS**

**DESIGNATION OF VOTING DELEGATES AND ALTERNATES – LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE, SEPTEMBER 22-24, 2021 – SACRAMENTO**

City Clerk Jomsky summarized the designation of voting delegate and alternates to the League of California Cities Annual Conference.

Following a brief discussion, it was moved by Vice Mayor Wilson, seconded by Councilmember Williams, to designate Councilmember Williams as voting delegate and City Attorney Bagneris as alternate to represent the City of Pasadena at the League of California Cities Annual Conference, scheduled for September 22, 2021 through September 24, 2021:

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

**ORDINANCES – FIRST READING**

**Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA ADDING CHAPTER 8.63 TO TITLE 8 OF THE PASADENA MUNICIPAL CODE PERTAINING TO DISPOSABLE ACCESSORY FOODWARE ITEMS OPT-IN REQUIREMENT FOR RESTAURANTS AND THIRD-PARTY APP-BASED DELIVERY PLATFORMS”**

David Juarez, representing California Restaurant Association, voiced support for the proposed ordinance.

Following public comment, the above ordinance was offered for first reading by Councilmember Hampton:

AYES: Councilmembers Hampton, Kennedy, Madison, Masuda, Rivas, Williams Vice Mayor Wilson, Mayor Gordo  
NOES: None  
ABSENT: None

ABSTAIN: None

**Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING VARIOUS PROVISIONS OF TITLE 2 OF THE PASADENA MUNICIPAL CODE PRIMARILY RELATED TO SEVEN COMMISSIONS STAFFED BY THE PARKS, RECREATION AND COMMUNITY SERVICES DEPARTMENT”**

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

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

NOES: None

ABSENT: None

ABSTAIN: None

**ORDINANCE – ADOPTED**

**Adopt “AN ORDINANCE OF THE CITY OF PASADENA AMENDING PASADENA MUNICIPAL CODE TITLE 17 (ZONING CODE), ARTICLE 4, CHAPTER 17.46, SECTION 17.46.020 TO INCREASE THE SIZE OF ALLOWED ADDITIONS TO EXISTING SINGLE-FAMILY RESIDENCES WITHOUT REQUIRING TWO COVERED PARKING SPACES” (Introduced by Councilmember Kennedy) (Ordinance No. 7377)**

The above ordinance was adopted by the following vote:

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

NOES: None

ABSENT: None

ABSTAIN: None

**INFORMATION ITEMS**

**~~PREDEVELOPMENT PLAN REVIEW OF A PROPOSED 162-UNIT RESIDENTIAL CARE, GENERAL LAND USE AT 80 SOUTH OAKLAND AVENUE~~**

The above item was not considered.

**CLOSED SESSION**

On order of the Mayor, the special meeting recessed at 9:45 p.m. to discuss the following closed session (Absent: None):

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

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

**Employee Organizations: Pasadena Police Officers Association (PPOA)**

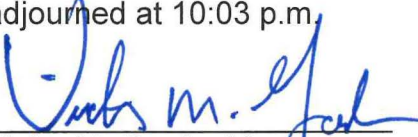
Councilmember Rivas  
recused herself due to a  
potential conflict and removed  
herself from the meeting at  
9:59 p.m.

**CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL**  
**Regarding pending litigation pursuant to Government Code**  
**Section**  
**54956.9(d)(1)**  
**Name of Case: Benedetti v. City of Pasadena, et al.**  
**Case No.: BC 19STCV30532**

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

**ADJOURNMENT**

On order of the Mayor, the special meeting of the City Council  
adjourned at 10:03 p.m.

  
\_\_\_\_\_  
Victor M. Gordo, Mayor  
City of Pasadena

ATTEST:

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