

CITY OF PASADENA
City Council Minutes
September 20, 2021 – 4:30 P.M.
City Hall Council Chamber

UNOFFICIAL UNTIL
APPROVED BY CITY COUNCIL

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 Wilson called the meeting to order at 4:32 p.m. The pledge of allegiance was led by Councilmember Rivas.

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 Councilmember Kennedy introduced Judge Tara Newman to the City Council, providing biographical information on Ms. Newman who was born and raised in Pasadena, and congratulated her on her new position as a judge in the Los Angeles County Superior Court. The City Council congratulated Judge Newman on her appointment.

Honorable Judge Newman expressed gratitude and appreciation to Councilmember Kennedy and the City Council for this recognition.

Councilmembers Madison and Kennedy spoke on the passing of Ricard Dean Esbenshade, long-time Pasadena resident, and requested that the meeting be adjourned in his memory.

Councilmember Kennedy spoke on the passing of Dr. Trudell Skinner, a long-time educator and administrator within the Pasadena Unified School District, including Principal of Blair High School, and requested that the meeting also be adjourned in her memory.

Councilmember Rivas spoke on the passing of Arlene Okimura, long-time Pasadena resident and Pasadena Police and Fire Departments volunteer, and requested that the meeting also be adjourned in her memory.

Mayor Gordo, spoke on the passing of William Woods, past Public Works City employee, expressed condolences to his family and friends, and requested that the City Council meeting also be adjourned in his memory.

PUBLIC COMMENT

The following individuals advocated for the City Council to move forward with the rezoning of land owned by churches and other religious organizations to allow for by-right development and providing of affordable housing:

Ezra Muthiah, Altadena resident
Blair Miller, Pasadena resident
Lindsay Dennis, Pasadena resident
David Gist, Pasadena resident
Connie Casey O'Donnell, Altadena resident

In response to Councilmember Hampton's request for an update on the staff's rezoning of land owned by religious organizations, Steve Mermell, City Manager, stated that staff anticipates bringing the matter to the Planning Commission in November 2021 and subsequently to the City Council.

Sonja Berndt, Pasadena resident, advocated for the City to implement a similar program as the Crisis Assistance Helping Out On The Streets (CAHOOTS) program; and expressed concerns with the Pasadena Outreach Response Team (PORT) program serving in this capacity.

In response to public comment, Councilmember Williams asked staff to provide an update on the City's PORT program, including information on funding, through the City Manager's weekly newsletter.

The following individuals spoke on controversial incidents involving Pasadena police officers, expressed concerns with the Pasadena Police Department, and the Department's policing policies; advocated for the termination of Pasadena Police Chief Perez, Officers Dumaguindin, Serrano, Mulrooney, and/or City Manager Steve Mermell, and requested Michele Beal Bagneris, City Attorney/City Prosecutor, remove any restrictive protective orders on the incident report related to Anthony McClain:

Kat Ross, representing Showing Up for Racial Justice
Michael Williams, Pasadena resident
Jasmine Richards Abdullah, representing Black Lives Matter
Pasadena
Julia R., Los Angeles resident
Adriana Bautista, Pasadena resident

In response to public comment and at the direction of Vice Mayor Wilson, City Attorney Bagneris stated that there is no restraining order, and there is nothing that has been issued that would prevent the District Attorney's Office from completing their investigation; provided information on the civil litigation; and responded to questions.

City Manager Mermell provided information on the critical incident video related to the officer involved shooting of Anthony McClain; and responded to questions.

Councilmember Kennedy strongly urged any video or audio recordings associated with Anthony McClain's death in the possession of the City of Pasadena, including the Pasadena Police Department or other Pasadena government entity, be released to the public domain.

In response to Councilmember Hampton's inquiry related to the agendaizing a discussion on a policy that requires internal investigations to be completed within three months, Mayor Gordo stated that the matter will be agendaized at a future Public Safety Committee meeting.

CONSENT CALENDAR

AUTHORIZE PURCHASE ORDER AWARD WITH THERMAL AIR CONDITIONING, INC., TO FURNISH AND DELIVER HEATING, VENTILATION AND AIR CONDITIONING EQUIPMENT FOR A NEW SYSTEM AT THE SENIOR CENTER FOR AN AMOUNT NOT-TO-EXCEED \$127,174

Recommendation: It is recommended that the City Council:

(1) Find that this action is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines in accordance with Title 14, Chapter 3, Article 19, Class 1, Section 15301, Existing Facilities, which exempts minor alteration of existing public facilities where no expansion of existing use will take place; and

(2) Accept the bid dated August 10, 2021, submitted by Thermal Air Conditioning, Inc. (Thermal Air), for the purchase of Trane Packing Units and Adaptable Curbs to replace the existing heating, ventilation and air conditioning (HVAC) system at the Senior Center; reject all other bids received; and authorize a purchase order with Thermal Air for an amount not-to-exceed \$127,174.

Item discussed separately

AUTHORIZATION TO ENTER INTO A CONTRACT WITH MOTOROLA SOLUTIONS, INC., FOR THE MONITORING AND MAINTENANCE OF THE CITY'S RADIO COMMUNICATIONS SYSTEM

AUTHORIZATION TO APPLY FOR HOMELESS HOUSING, ASSISTANCE AND PREVENTION FUNDING WITH THE STATE OF CALIFORNIA BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY

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

- (1) Find that the recommended action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines per Section 15061(b)(3), the "common sense" provision that CEQA only applies to projects that may have an effect on the environment;
- (2) Authorize the application for Homeless Housing, Assistance and Prevention Round 3 funding for eligible programs and activities that serve people experiencing homelessness; and
- (3) Authorize the City Manager to certify or execute, and the City Clerk to attest, the application and all other documents, agreements and amendments related to the application and subsequent State award.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH THE CITY OF LOS ANGELES TO PROVIDE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS TENANT-BASED RENTAL ASSISTANCE

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

- (1) Find that the recommended action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3), the "common sense" provision that CEQA only applies to projects that may have a significant effect on the environment;
- (2) Authorize the City of Pasadena to enter into a contract with the City of Los Angeles in the amount of \$280,670 to provide Housing Opportunities for Persons with AIDS (HOPWA)-funded rental assistance; and
- (3) Authorize the City Manager to execute, and the City Clerk to attest, all related documents, agreements and amendments. (Contract No. 23,558)

Item discussed separately

MUNICIPAL SERVICES COMMITTEE: AUTHORIZE PURCHASE ORDER WITH 72 HOUR LLC (DBA: CHEVROLET OF WATSONVILLE/ NATIONAL AUTO FLEET GROUP) FOR PURCHASE OF EIGHT SPORT UTILITY VEHICLES, SEVEN 3/4-TON TRUCKS AND TWO 1/2-TON TRUCKS FOR A TOTAL OF \$739,763

Item discussed separately

MUNICIPAL SERVICES COMMITTEE: AUTHORIZE PURCHASE ORDER WITH QUINN COMPANY FOR PURCHASE OF ONE CATERPILLAR CAT 440 BACKHOE LOADER FOR \$167,731

Item discussed separately

MUNICIPAL SERVICES COMMITTEE: AUTHORIZE PURCHASE ORDER WITH ALTEC, INC., FOR PURCHASE OF ONE ALTEC AT235 ARTICULATING TELESCOPIC AERIAL BUCKET TRUCK FOR \$174,358

APPROVAL OF MINUTES

August 16, 2021
August 23, 2021
August 30, 2021
September 6, 2021

CLAIMS RECEIVED

Claim No. 13,763	Dr. Homa Badihian and Parviz Payghamy	\$ 25,000.00+
Claim No. 13,764	Robert F. Fedors	1,704.50

PUBLIC HEARING SET

September 27, 2021, 5:00 p.m. - Draft Consolidated Annual Performance and Evaluation Report (2020-2021 Program Year) for Projects Funded from Community Development Block Grant, Emergency Solutions Grant, and Home Investment Partnership Act

It was moved by Councilmember Williams, seconded by Councilmember Kennedy, to approve all items on the Consent Calendar, with the exception of Item 2 (Authorization to Enter Into a Contract with Motorola Solutions, Inc.), Item 5 (Authorize Purchase Order with 72 Hour LLC), Item 6 (Authorize Purchase Order with Quinn Company), and Item 7 (Authorize Purchase Order with Altec, Inc.), which were discussed separately:

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

NOES: None

ABSENT: None

ABSTAIN: None

Public Comment on Consent Calendar

City Clerk Jomsky reported that related to Item No. 5 (Authorize Purchase Order with 72 Hour LLC), 19 letters were received in opposition to the staff recommendation, one letter in support, and two providing suggestions; related to Item 6 (Authorize Purchase Order with Quinn Company), and Item 7 (Authorize Purchase Order with Altec, Inc.), 15 letters per item, were received in opposition to the staff recommendation, expressing concerns, and providing comments/suggestions, with the correspondence received having been distributed to the City Council, posted on-line, and made part of the public record.

The following individuals expressed concerns and/or in opposition to Consent Calendar items 2 (Authorization to Enter Into a Contract with Motorola Solutions, Inc.), Item 5 (Authorize Purchase Order with 72 Hour LLC), Item 6 (Authorize Purchase Order with Quinn Company), and/or Item 7 (Authorize Purchase Order with Altec,

Inc.), with the vehicle purchases being opposed due to climate concerns and the City continuing to invest in gas-powered vehicles:

Adriana Bautista, Pasadena resident

Kathy Berlin, representing League of Women Voters Pasadena area

Carl Selkin, representing Social Justice Committee of Pasadena Jewish Temple and Center

Robert Haw, representing Citizens' Climate Lobby – Pasadena Foothill Chapter

Benjamin Garza, West Covina resident

Christine Trevino, Pasadena resident

**CONSENT ITEMS
DISCUSSED SEPARATELY**

AUTHORIZATION TO ENTER INTO A CONTRACT WITH MOTOROLA SOLUTIONS, INC., FOR THE MONITORING AND MAINTENANCE OF THE CITY'S RADIO COMMUNICATIONS SYSTEM

Recommendation: It is recommended that the City Council:

(1) Find that the proposed contract 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 contract with Motorola Solutions, Inc., for the monitoring and maintenance of the City's radio communications system in an amount not-to-exceed \$679,470 for a period of three years from November 1, 2021 to October 31, 2024. Competitive bidding is not required pursuant to City Charter Section 1002(H), contracts with other governmental entities or their contractors; and

(3) Grant the proposed contract an exemption from the Competitive Selection process pursuant to Pasadena Municipal Code Section 4.08.049(B) contracts for which the City's best interests are served. (Contract Nos. 32153)

Following public comment, it was moved by Councilmember Madison, seconded by Councilmember Kennedy, to approve the staff recommendation:

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

NOES: None

ABSENT: None

ABSTAIN: None

MUNICIPAL SERVICES COMMITTEE: AUTHORIZE PURCHASE ORDER WITH 72 HOUR LLC (DBA: CHEVROLET OF WATSONVILLE/ NATIONAL AUTO FLEET GROUP) FOR PURCHASE OF EIGHT SPORT UTILITY VEHICLES, SEVEN 3/4-TON TRUCKS AND TWO 1/2-TON TRUCKS FOR A TOTAL OF \$739,763

MUNICIPAL SERVICES COMMITTEE: AUTHORIZE PURCHASE ORDER WITH QUINN COMPANY FOR PURCHASE OF ONE CATERPILLAR CAT 440 BACKHOE LOADER FOR \$167,731

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) Authorize the issuance of a purchase order with Quinn Company (Quinn) for the purchase of one Caterpillar CAT 440 Backhoe Loader in an amount not-to-exceed \$167,731. Neither Competitive Bidding nor Competitive Selection are required pursuant to City Charter Section 1002(H) and Pasadena Municipal Code Section 4.08.049(A)(3), contracts with other governmental entities.

MUNICIPAL SERVICES COMMITTEE: AUTHORIZE PURCHASE ORDER WITH ALTEC, INC., FOR PURCHASE OF ONE ALTEC AT235 ARTICULATING TELESCOPIC AERIAL BUCKET TRUCK FOR \$174,358

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) Authorize the issuance of a purchase order with Altec, Inc. (Altec) for the purchase of one Altec AT235 Articulating Telescopic Aerial Bucket Truck for an amount not-to-exceed \$174,358. Neither Competitive Bidding nor Competitive Selection are required pursuant to City Charter Section 1002(H) and Pasadena Municipal Code Section 4.08.049(A)(3), contracts with other governmental entities.

The above three Consent Calendar items were discussed concurrently.

Councilmember Hampton stated that when the items were presented at the Municipal Services Committee, he voted in opposition of Item 5 (Authorize Purchase Order with 72 Hour LLC), as he believes staff should immediately purchase electric replacement vehicles.

City Manager Mermell provided introductory comments, and Mark McCullough, Public Works Administrator, presented a PowerPoint on the staff recommendation to authorize a Purchase Order Contract with 72 Hour LLC, and information on the City's Zero Emission Fleet strategy, the City's Zero Emission Vehicles (ZEV) and hybrid fleet and available alternatives, GHG emission analysis, purchasing alternatives, and responded to questions.

Vice Mayor Wilson, Chair of the Municipal Services Committee, summarized the Committee's discussion on the matter, including the majority of the Committee supporting the staff recommendation with the understanding that the Committee will annually review the City's Zero Emission Fleet strategy and direction to staff to present vehicle purchases through the Committee for review.

Councilmember Madison spoke on the need for the City to focus on racial equity and diversity, and climate change mandates, including reducing carbon emissions, and expressed strong concerns with the staff recommendation to purchase vehicles that create carbon emissions.

Councilmember Kennedy requested that staff provide a comparative analysis on available hybrid and electrical vehicles that pertain to the City's fleet in order to provide information to the Councilmembers on alternatives to fossil fuel options.

Following discussion, it was moved by Councilmember Hampton, seconded by Councilmember Williams, to approve Consent Calendar Item 6 (Authorize Purchase Order with Quinn Company), and Item 7 (Authorize Purchase Order with Altec, Inc.):

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

MUNICIPAL SERVICES COMMITTEE: AUTHORIZE PURCHASE ORDER WITH 72 HOUR LLC (DBA: CHEVROLET OF WATSONVILLE/ NATIONAL AUTO FLEET GROUP) FOR PURCHASE OF EIGHT SPORT UTILITY VEHICLES, SEVEN 3/4-TON TRUCKS AND TWO 1/2-TON TRUCKS FOR A TOTAL OF \$739,763

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) Authorize the issuance of a purchase order to 72 Hour LLC dba Chevrolet of Watsonville/ National Auto Fleet Group (72 Hour) for the purchase of eight sport utility vehicles (SUV), seven 3/4 ton trucks and two 1/2 ton trucks, in an amount not-to-exceed \$739,763 (includes \$67,251 contingency allowance). Neither Competitive Bidding nor Competitive Selection are required pursuant to City Charter Section 1002(H) and Pasadena Municipal Code Section 4.08.049(A)(3), contracts with other governmental entities.

Mayor Gordo spoke on the importance for the City to make a statement to the vehicle industry that municipalities want to move away from fossil fuel vehicles.

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

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

PUBLIC HEARINGS

PUBLIC HEARING: APPEAL OF THE BOARD OF ZONING APPEALS' DECISION ON CONDITIONAL USE PERMIT NO. 6816 REGARDING THE PROPERTY LOCATED AT 1827 EAST VILLA STREET

City Clerk Jomsky reported that the item will be continued due to an error in the posting notice, and staff recommends that this item be continued to October 18, 2021 at 4:30 p.m.

Following a brief discussion, it was moved by Councilmember Masuda, seconded by Councilmember Rivas, to continue the Public Hearing on the item to October 18, 2021 at 4:30 p.m.:

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

CONTINUED PUBLIC HEARING: LINCOLN AVENUE SPECIFIC PLAN UPDATE

Recommendation: It is recommended that the City Council:

- (1) Adopt the Addendum to the 2015 Pasadena General Plan Environmental Impact Report (EIR) along with the EIR, and find that the Addendum properly discloses only minor technical changes or additions to the EIR, and none of the conditions triggering a subsequent or supplemental EIR are present, as set forth in State CEQA Guidelines Section 15164;
- (2) Make the Findings for Approval for the General Plan Map and Text Amendments, Specific Plan Amendment, and Zoning Code Map and Text Amendments;
- (3) Adopt a resolution approving the General Plan Map and Text Amendments;
- (4) Adopt a resolution approving the recommended Lincoln Avenue Specific Plan; and

(5) Direct the City Attorney to prepare an ordinance for the Zoning Code and Text Amendments within 90 days consistent with the provisions set forth in the agenda report.

Recommendation of the Planning Commission: On June 23, 2021, the Planning Commission recommended that the City Council approve the proposed Lincoln Avenue Specific Plan (LASP), including the General Plan Map and Text Amendments, Zoning Code Map and Text Amendments, and the Addendum, as presented by staff, with the following recommended changes:

1. Amend the General Plan Land Use Diagram to allow housing in the LASP-CG zone within the Lincoln North Subarea;
2. Prioritize streetscape enhancements within the Lincoln North Subarea, that improve pedestrian and bicycle safety and connections;
3. Revise existing and/or add a new implementation program to explore the creation of a Business Improvement District to help fund a parking management program that reduces or eliminates parking requirements for individual properties and identifies other parking supply opportunities in the LASP-CG zone within the Lincoln North Subarea;
4. Clarify the public open space requirements and consider renaming and/or including a definition in the LASP;
5. Revise requirements specific to the Kettle's Nursery site located at the intersection of Wyoming Street and Lincoln Avenue and convert them into guidelines to support the redevelopment of the site and encourage preservation of the existing one-story midcentury structure on the northwest portion of the site; and
6. Incorporate a goal and/or policy stating a preference to retain existing architectural style in the LASP-CG zone within the Lincoln North Subarea.

Mark Jomsky, City Clerk, opened the public hearing; reported that the public hearing notice was published in the Pasadena Press and the Pasadena Journal on September 2, 2021, September 9, 2021, and September 16, 2021; one letter providing comments and suggestions related to Kettle's Nursey property located within the Lincoln Specific Plan (LSP), and 1 letter in opposition to the LSP update were received by the City Clerk's Office, which were distributed to the City Council, posted on-line, and made part of the public record.

David Reyes, Director of Planning and Community Development, Martin Potter, Planner, Anita Cerna, Senior Planner, presented a PowerPoint presentation on the item, with all responding to questions.

Councilmember Hampton thanked staff for the work on the LSP, including outreach to the neighborhood. He expressed concerns with the City Council's lack of local control related to land use models due to the state legislature imposing new laws; and spoke on his numerous requests for staff to provide an update on the City's General Plan and Specific Plans, which should reflect the changes imposed by the state. He requested staff to provide an analysis on the state's new land use laws and how those apply to the City's General Plan and Specific Plans including LSP.

Councilmember Kennedy disclosed the following for the record, "I own property, property that I grew up in and my family has owned since 1947 on that street [Hammond Street]. I think I can be objective and fair in discussing the Plan and asking questions."

Mayor Gordo spoke on the need for staff to provide the City Council and the community with a clear understanding of the new state laws, the resulting interplay with the City's General Plan and the City's Specific Plans, and specifically the recent actions (Senate Bill Nos. 9-Housing Development: Approvals and 10-Planning and Zoning; Housing Development; Density) signed by the Governor. He stated that he will ask cities in the San Gabriel Valley to consider working together to challenge SB Nos. 9 and 10. He stated that he will work with staff to bring the discussion and analysis on state legislation and land use to a future City Council meeting, and will invite State Senator Anthony Portantino and Assemblyman Chris Holden to participate in the discussion. Mayor Gordo asked staff to determine how the City can challenge Senate Bill Nos. 9-Housing Development: Approvals and 10-Planning and Zoning; Housing Development; Density, and determine the long-term implications.

Councilmember Williams congratulated staff on their effort updating the complex LSP; and stated that she can't support the update to LSP because it is based on a General Plan that is no longer applicable to the City. She stated that she believes there are several issues with the City's General Plan: 1) The maximum density does not take into account the density bonus, 2) The City is acquiring 60 acres of land (710 stub) which are not accounted for in the City's General Plan, 3) the Census data which provides information on how the City is growing is still being analyzed by the state and has not yet been made part of the record; and 4) due to the COVID-19 pandemic, residents are living in very crowded conditions. She asked staff to determine if the building of mixed-used projects in the last twenty years has reduced greenhouse gas emissions, and what improvements can be made to the City's mixed-use buildings, which she believes are unattractive and impractical.

Vice Mayor Wilson expressed concerns with the updated LSP that allows for a maximum building height of 39 feet in an area that allows for mix-use development, as it is a strong possibility that a

developer will request a height variance to go beyond 39 feet. He also spoke on the need for staff to be clear on the definition and terminology of "sidewalk amenity zone."

Mayor Gordo asked staff to address the height limits that may be up to 50 feet and would be located adjacent to a single-family residential property, which he believes is unacceptable.

Jason Haniuk, Pasadena resident, expressed appreciation for the development on Lincoln Avenue, spoke in favor of the staff recommendation, and provided comments related to the Kettle's Nursery property.

Motion: Following discussion, it was moved by Councilmember Kennedy, seconded by Councilmember Rivas, to close the public hearing:

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

NOES: None

ABSENT: None

ABSTAIN: None

In response to Councilmember Hampton's inquiry related to staff's ability to move forward with aspects of the updated LSP, City Manager Mermell responded that if the City Council does not approve the updated LSP, the existing Specific Plan's zoning provisions will remain in place. He stated that staff will analyze and determine if parking requirements and other aspects of the plan can be implemented, however, staff will avoid any action that may appear as "spot zoning."

Mayor Gordo asked staff to conduct the analysis on new state laws and the impacts to the City's General Plan and Specific Plans as soon as possible, provide information on the implications and risks of not approving the updated LSP, and conduct a community meeting to provide information to City residents on the implications of not updating the LSP prior to the matter returning to the City Council.

Motion: Following further discussion, it was moved by Councilmember Hampton, seconded by Mayor Gordo, to table the item, and direct staff to provide further information to the City Council on the impacts of new state laws such as Senate Bill 8 – Housing Crisis Act of 2019, Senate Bill No. 9 - Housing Development: Approvals, and Senate Bill 10 - Planning and Zoning; and Housing Development; Density:

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

**PUBLIC HEARING: A SUBSTANTIAL AMENDMENT TO THE
2020-2021 AND 2021-2022 ANNUAL ACTION PLANS RELATED
TO CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY
(CARES) ACT ESG-CV FUNDS AND EMERGENCY SOLUTIONS
GRANT FUNDS**

Recommendation: It is recommended that upon close of the public hearing the City Council take the following actions:

- (1) Find that the recommended action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines per Section 15061(b)(3), the "General Rule" that CEQA only applies to projects that may have an effect on the environment;
- (2) Approve the submission of a Substantial Amendment to the 2020-2021 Annual Action Plan to the U.S. Department of Housing and Urban Development to reprogram ESG-CV funding from homelessness prevention to emergency shelter activities; and
- (3) Approve the submission of a Substantial Amendment to the 2021-2022 Annual Action Plan to the U.S. Department of Housing and Urban Development to revise previously approved funding allocations for Emergency Solutions Grant (ESG) funds and add project activities.

City Clerk Jomsky opened the public hearing; reported that the public hearing notice for the 2021-2022 Annual Action Plan was published in the Pasadena Press and the Pasadena Journal on August 12, 2021; and on September 16, 2021, the public hearing notice for the 2020-2021 Annual Action Plan was published in the Pasadena Press and the Pasadena Journal; one letter providing comments and suggestions on the item was received by the City Clerk's Office, which was distributed to the City Council, posted online, and made part of the public record.

City Manager Mermell provided an oral summary of the staff report; and responded to questions.

Sonja Berndt, Pasadena resident, expressed concerns with the lack of detailed information on the City's expenses related to uses for emergency shelters, and advocated for the City Council and staff to create a tiny shelter "village" and/or repurpose local motels for interim homeless housing.

Motion: Following public comment, it was moved by Councilmember Madison, seconded by Councilmember Williams, to close the public hearing:

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

NOES: None

ABSENT: None

ABSTAIN: None

Jennifer O'Reilly-Jones, Program Coordinator II, provided information on the City's motel voucher program, including budget information; and responded to questions.

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

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 AUTHORIZING THE ISSUANCE BY THE CITY OF NOT TO EXCEED \$27,645,000 AGGREGATE PRINCIPAL AMOUNT OF CITY OF PASADENA WATER REVENUE/REFUNDING BONDS, 2021A SERIES, PAYABLE OUT OF THE WATER FUND, AND APPROVING THE EXECUTION AND DELIVERY OF A SEVENTH SUPPLEMENT TO WATER REVENUE BOND INDENTURE AND A CONTINUING DISCLOSURE AGREEMENT IN CONNECTION THEREWITH (Introduced by Councilmember Williams) (Ordinance No. 7380)

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 ITEM

PREDEVELOPMENT PLAN REVIEW OF A NEW 112-UNIT SENIOR AFFORDABLE HOUSING PROJECT AT 280 RAMONA ST / 279 EAST HOLLY STREET

Following discussion, the Vice Mayor reported that the above item will not be considered due to the lateness of the hour and will be agendized at a future City Council meeting.

PUBLIC COMMENT
(Continued)

The following individuals advocated for the City Council to terminate and/or prosecute Officers Mulrooney, Dumaguindin, and Serrano, Pasadena Police Chief Perez, and/or City Manager Steve Mermell, and spoke on controversial incidents involving Pasadena police officers, and expressed concerns with the Pasadena Police Department, and the Department's policing policies

Hiram Cormier Jr, Los Angeles Resident
Fahren J., representing South Pasadena Black Lives Matter
Carolynn Ghiloni, Sierra Madre resident
Evie, Pasadena resident
Allen Shay, Pasadena resident

Carl Selkin, representing Social Justice Committee of Pasadena Jewish Temple and Center, advocated for additional rent relief for Pasadena residents that are affected by the COVID-19 pandemic.

In response to public comment, Councilmember Williams requested information and/or an update on the City's rent relief funds that have been applied for and received by Pasadena residents, and whether there exists a potential expiration of such funds.

In response to Councilmember Williams's request, City Manager Mermell responded that staff will provide an update in the weekly newsletter; and he will contact Mr. Selkin to address his concerns.

COUNCIL COMMENTS

Councilmember Madison requested an update on his request that the Public Health Officer provide a report on the impacts of the Texas abortion law on the City of Pasadena; and asked the City Council to consider a resolution in opposition to the Texas legislation.

CLOSED SESSION

On order of the Vice Mayor, the meeting recessed at 9:11 p.m. to discuss the following closed session (Absent: None):

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

Name of Case: Pasadena Tournament of Roses v. City of Pasadena

US Court of Appeals, 9th Circuit, Case No. 21-55856

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

Name of Case: Edward Chan v. City of Pasadena

LASC Case No.: 20STCP01486

Councilmember Madison
recused himself due to a
potential conflict and removed
himself from the meeting at
10:26 p.m.

Councilmember Hampton
was excused himself and left
the meeting at 10:45 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 LABOR NEGOTIATORS
pursuant to Government Code Section 54957.6**

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

**Employee Organization: Pasadena Management Association
(PMA)**

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

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

**Employee Organizations: Service Employees International
Union (SEIU), Local 721**

The above closed session items were not discussed.

ADJOURNMENT

On order of the Vice Mayor, the meeting of the City Council
adjourned at 11:02 p.m., in memory of Mr. Ricard Dean
Esbenshade, long-time Pasadena resident; Dr. Trudell Skinner, a
long-time educator and administrator within the Pasadena Unified
School District; Ms. Arlene Okimura, long-time Pasadena resident
and volunteer with the Pasadena Police and Fire Departments; and
Mr. William Woods, past Public Works City employee.

Victor M. Gordo, Mayor
City of Pasadena

ATTEST:

City Clerk