

CITY OF PASADENA
City Council Minutes
August 2, 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: Mayor Gordo called the meeting to order at 4:34 p.m. The pledge of allegiance was led by Councilmember Masuda.

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 Ali Everett, Accessibility Coordinator, provided introductory comments, and James Farr and Martin Sweeny, members of the Accessibility and Disability Commission, spoke on the creation of the award to honor Robert Gorski's legacy; and presented the inaugural Robert Gorski Access Award to Donna Pomerantz, Pasadena resident. Ms. Pomerantz thanked her family for their support, and the Commission and the City Council for the award and recognition.

Mayor Gordo spoke on Roberts Gorski's past employment with the City and his accomplishments related to making the City more accessible for disabled individuals; and congratulated Ms. Pomerantz on her achievements.

Vice Mayor Wilson congratulated and thanked Ms. Pomerantz and her husband, Mike, on their achievements and advocacy for individuals with disabilities.

Councilmember Kennedy spoke on the passing of Gary Hindoyan, long-time Pasadena resident and owner of Burger Continental, and requested that the meeting be adjourned in his memory.

Mayor Gordo and Vice Mayor Wilson shared fond memories of Mr. Hindoyan and voiced support to adjourn the meeting in his memory.

PUBLIC COMMENT The following individuals 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 expressed concerns with the Pasadena Police Department, policing policies, and the Department's budget:

Michael Williams, Pasadena resident
June Williams, Pasadena resident
Jasmine Richards Abdullah, Black Lives Matter Pasadena
Adriana Bautista, Pasadena resident
Evie, Pasadena resident
Kaveh Naeeni, Pasadena resident
Sarah Cruz, Pasadena resident

Allen Shay, Pasadena resident, spoke on the need for the Pasadena Police, Chief John Perez, and the City Council to support community outreach by attending a community event on August 15, 2021.

Mayor Gordo asked Mr. Shay to send information on the community event to his office.

In response to Councilmember Hampton's inquiry on an update on the investigation into the officer involved shooting of Anthony McClain, Michele Beal Bagneris, City Attorney/City Prosecutor, stated that the internal investigation relies largely on the District Attorney's Office; and responded to questions.

Councilmember Hampton spoke on the need to develop a policy that requires internal investigations to be completed within three months, and requested that a discussion on such a policy be agendized at a future City Council meeting.

CONSENT CALENDAR

CONTRACT AWARD TO LICHER DIRECT MAIL, INC., INFUSE BRANDING, INC., AND ICOLOR PRINTING AND MAILING, INC., FOR PRINTING SERVICES NOT-TO-EXCEED \$1,686,625, \$258,000 AND \$147,345, RESPECTIVELY

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed action is not a project subject to the California Environmental Quality Act (CEQA) pursuant to Section 21065 of CEQA and Sections 15060(c)(2), 15060(c)(3), and 15378 of the State CEQA Guidelines and, as such, no environmental document pursuant to CEQA is required for the project;
- (2) Accept the bid dated April 20, 2021, submitted by Licher Direct Mail, Inc., for offset and digital printing; (Contract No. 32115)
- (3) Accept the bid dated April 20, 2021, submitted by Infuse Branding, Inc., for envelope printing; (Contract No. 32117)
- (4) Accept the bid dated April 20, 2021, submitted by iColor Printing & Mailing, Inc., for oversized printing; (Contract No. 32118)
- (5) Reject all other bids; and
- (6) Authorize the City Manager to enter into three-year contracts with two optional one-year extensions as follows:

- A) Licher Direct Mail, Inc., for an initial three-year contract in an amount not-to-exceed \$1,011,975 with two optional one-year terms of \$337,325 per extension for a maximum contract length of five-years and a not-to-exceed contract amount of \$1,686,625.
- B) Infuse Branding, Inc., for an initial three-year contract in an amount not-to-exceed \$154,800 with two optional one-year terms of \$51,600 per extension for a maximum contract length of five-years and a not-to-exceed contract amount of \$258,000.
- C) iColor Printing & Mailing, Inc., for an initial three-year contract in an amount not-to-exceed \$88,407 with two optional one-year terms of \$29,469 per extension for a maximum contract length of five-years and a not-to-exceed contract amount of \$147,345.

Item discussed separately

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH OVERDRIVE, INC., IN AN AMOUNT NOT-TO-EXCEED \$750,000 TO PROVIDE EBOOKS AND EAUDIOBOOKS FOR THE LIBRARIES AND INFORMATION SERVICES DEPARTMENT

AMENDMENT TO CONTRACT NO. 31892 WITH SCOTT FAZEKAS AND ASSOCIATES AND CONTRACT NO. 31893 WITH TRUE NORTH COMPLIANCE SERVICES, INC., TO INCREASE THE TOTAL NOT-TO-EXCEED AMOUNT FOR EACH THREE-YEAR CONTRACT BY \$1,125,000 FROM \$300,000 TO \$1,425,000 FOR BUILDING AND FIRE PLAN REVIEW SERVICES

Recommendation: It is recommended that the City Council:

- (1) Find that the action proposed in the agenda report is exempt from the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Section 15061(b)(3) (General Rule);
- (2) Authorize the City Manager to amend Contract No. 31892 with Scott Fazekas and Associates by increasing the contract amount by \$1,125,000 thereby increasing the not-to-exceed amount from \$300,000 to \$1,425,000 for continued plan review services, for a three-year term; (Contract No. 31892-1)
- (3) Authorize the City Manager to amend Contract No. 31893 with True North Compliance Services, Inc., by increasing the contract amount by \$1,125,000 thereby increasing the not-to-exceed amount from \$300,000 to \$1,425,000 for continued plan review services, for a three-year term; (Contract No. 31893-1)
- (4) Authorize the City Manager to extend each contract for up to two additional one-year periods not-to-exceed \$475,000 per year.

Item discussed separately

APPROVAL OF AMENDMENT TO LEASE AGREEMENT WITH TOVA, LLC (CITY AGREEMENT NO. 20,222) FOR OPERATION OF PASADENA JOB CENTER PROGRAM AT 500 N. LAKE AVENUE

AUTHORIZATION TO ENTER INTO CONTRACTS WITH ITERIS, INC., FEHR AND PEERS, AND KIMLEY-HORN AND ASSOCIATES, INC., FOR CONSULTANT SERVICES TO PREPARE TECHNICAL TRANSPORTATION STUDIES FOR A FOUR-YEAR TERM WITH AN ANTICIPATED COMMENCEMENT DATE OF SEPTEMBER 1, 2021

Recommendation: It is recommended that the City Council:

- (1) Find the contracts proposed in the agenda report to provide consultant services for the preparation of technical transportation studies are 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, as the result of a competitive selection process as specified by Pasadena Municipal Code Section 4.08.047, with Iteris, Inc., to provide consultant services to prepare technical transportation studies on an as-needed basis for a period of four years for an amount not-to-exceed \$600,000; (Contract No. 32111)
- (3) Authorize the City Manager to enter into a contract, as the result of a competitive selection process as specified by Pasadena Municipal Code Section 4.08.047, with Fehr and Peers to provide consultant services to prepare technical transportation studies on an as-needed basis for a period of four years for an amount not-to-exceed \$300,000; and (Contract No. 32112)
- (4) Authorize the City Manager to enter into a contract, as the result of a competitive selection process as specified by Pasadena Municipal Code Section 4.08.047, with Kimley-Horn and Associates, Inc., to provide consultant services to prepare technical transportation studies on an as-needed basis for a period of four years for an amount not-to-exceed \$200,000. (Contract No. 32113)

**RESIGNATIONS,
APPOINTMENTS, &
REAPPOINTMENTS**

APPOINTMENT OF ROBERT A. CROOK TO THE ARTS AND CULTURE COMMISSION (District 5 Nomination)

APPOINTMENT OF SOPHIA GUTIERREZ TO THE DESIGN COMMISSION

(Historic Preservation Commission Nomination)

APPOINTMENT OF JULIANNA DELGADO TO THE DESIGN COMMISSION (Planning Commission Nomination)

CLAIMS RECEIVED

Claim No. 13,742	Grigoryan Blum & Grigoryan, representing Jose Rogelio Trejo	\$ 25,000.00+
Claim No. 13,743	Grigoryan Blum & Grigoryan, representing Maria Socarro Castaneda Trejo	25,000.00+
Claim No. 13,744	Owen, Patterson & Owen, LLP, representing Blas Marquez	25,000.00+

Claim No. 13,745	Owen, Patterson & Owen, LLP, representing Neli Martinez Moreno	25,000.00+
Claim No. 13,746	Sonia Uribe	7,443.75
Claim No. 13,747	Lani Dela Noche	10,000.00+
Claim No. 13,748	Joseph Young	Not stated

PUBLIC HEARING SET

August 9, 2021, 5:00 p.m. – Zoning Code Amendment to Cannabis Business Regulations

It was moved by Councilmember Williams, seconded by Vice Mayor Wilson, to approve all items on the Consent Calendar, with the exception of Item 2 (Authorization to Enter into a Purchase Order with Overdrive, Inc.), and Item 4 (Approval of Amendment to Lease Agreement with Tova, LLC), which were discussed separately:

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

CONSENT ITEMS DISCUSSED SEPARATELY

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH OVERDRIVE, INC., IN AN AMOUNT NOT-TO-EXCEED \$750,000 TO PROVIDE EBOOKS AND EAUDIOBOOKS FOR THE LIBRARIES AND INFORMATION SERVICES DEPARTMENT

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed actions are exempt from the California Environmental Quality Act ("CEQA") in accordance with Section 15061(b)(3), the common sense exemption (formerly the General Rule) that CEQA only applies to projects that may have an effect on the environment; and
- (2) Authorize the City Manager, or his designee, to enter into a purchase order ("PO") without competitive bidding pursuant to City Charter Section 1002(C), contracts for labor, materials, supplies or services available from only one vendor, and pursuant to Pasadena Municipal Code Section 4.08.049(B) contracts for which the City's best interests are served, with OverDrive, Inc. ("OverDrive"), for an amount not-to-exceed \$450,000 for three years or until the not-to-exceed amount has been expended, whichever occurs first, with an option for two additional one-year terms of \$150,000 each at the approval of the City Manager, for a maximum contract amount not-to-exceed \$750,000.

Phyllis Chestang, Pasadena resident, expressed concerns with the City's inappropriate use of funds related to the staff recommendation, and with the content of the library's collection.

Mark Jomsky, City Clerk, reported that one letter expressing concerns regarding the proposed staff recommendation was received, distributed to the City Council, posted on-line, and made part of the public record.

City Manager Mermell reported that staff has reached out to Ms. Chestang to respond to her concerns, and that the City's Library policy on how books are selected is posted on the City's website; and responded to questions.

Councilmember Kennedy spoke on the books mentioned by the public speaker (Little Black Sambo, The Lone Ranger, and others), which many individuals may find offensive. He requested that staff review the Pasadena Public Library collection development process/policy; and agendaize the matter at a future City Council meeting for discussion to ensure the City is acquiring books that do not denigrate ethnic groups.

Mayor Gordo asked staff to circulate the Pasadena Public Library collection development process/policy to the City Council and the Human Relations Commission for feedback on the matter.

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

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

APPROVAL OF AMENDMENT TO LEASE AGREEMENT WITH TOVA, LLC (CITY AGREEMENT NO. 20,222) FOR OPERATION OF PASADENA JOB CENTER PROGRAM AT 500 N. LAKE AVENUE

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

- (1) Find that the leasing of the building located at 500 N. Lake Avenue from TOVA, LLC ("Owner") for the purpose of providing job training and employment services for day laborers (the "Job Center") is categorically exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15301 (Existing Facilities); and
- (2) Authorize the City Manager to execute the First Amendment to Standard Industrial/Commercial Single-Tenant Lease-Gross with Owner, with terms and conditions as generally described in the agenda report, and any other documents necessary to carry out the lease, to enable the City to continue leasing the building located at

500 N. Lake Avenue for operation of the Job Center. (Contract No. 20,222-1)

The following individuals spoke in favor of the staff recommendation and provided comments on the matter:

Anthony Manousos, representing Making Housing and Community Happen
Kimberly Douglas, Pasadena resident
Ryan Bell, Pasadena resident
Ed Washatka, Pasadena resident
Sonja Berndt, Pasadena resident
Anita Mackey, representing League of Women Voters Pasadena area
Jill Shook, representing Making Housing and Community Happen

Following discussion, it was moved by Councilmember Rivas, 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

PUBLIC HEARING

REQUEST FOR TIME EXTENSION: CONDITIONAL USE PERMIT NO. 6279 FOR REHABILITATION OF HISTORIC YWCA BUILDING & CONSTRUCTION OF A TWO-TO-SIX-STORY, 91,000-SQUARE-FOOT BUILDING FOR USE AS A HOTEL 78 NORTH MARENGO AVENUE, 155 EAST UNION STREET & 95 NORTH GARFIELD AVENUE

Recommendation: It is recommended that the City Council:

- (1) Find that the project proposed in the agenda report was subject to environmental review in the Environmental Impact Report certified by the City Council on August 16, 2016, and that there are no changed circumstances or new information which would require further environmental review;
- (2) Find that the findings and conditions of the original approval still apply;
- (3) Find that the proposed project meets the current height, setbacks, and floor area ratio requirements of the Zoning Code and is consistent with the General Plan, the Central District Specific Plan, and the Zoning Map; and
- (4) Based on these findings, approve the request for Time Extension for one additional year, to August 16, 2022.

City Clerk Jomsky reported that 48 copies of the notice were posted on July 18, 2021, 44 copies of the notice were mailed on July 19, 2021, 48 copies of the revised notice were posted on July 22, 2021, and 44 copies of the revised notice were mailed on July 21, 2021; and one letter expressing concerns regarding the staff recommendation, and one letter in support of a one-year extension, were received, distributed to the City Council, posted on-line, and made part of the public record.

City Manager Mermell provided in oral update on the YWCA building project, and David Reyes, Director of Planning and Community Development, provided information related to the extensions granted to the project, and responded to questions.

The following individuals spoke in opposition to the staff recommendation or project, and advocated for affordable housing in the City:

Charlie Carnow, representing UNITE HERE Local 11
Robert Mazariegos, representing UNITE HERE Local 11

Mayor Gordo provided information on previous discussions by the City Council related to the project, including the Request For Proposal process.

Councilmember Williams requested that staff provide an update on the historic YWCA building including information on the City's efforts to maintain the property and identify additional funding the City may pursue (i.e. historical preservation funds).

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

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

Councilmember Williams stated that she will not vote in favor of the staff recommendation, as she believes fundamentally the findings to approve the Time Extension of the original approval cannot be made due to changes in current circumstances (i.e. market, conditions, technical analysis, etc.) related to the Environmental Impact Report approved by the City Council in 2016. In addition, she stated that the City is currently updating the City's Specific Plan.

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

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

Public Comment on Multiple Agenda Items Jill Shook, representing Making Housing and Community Happen, spoke in favor of staff providing a fiscal impact report related to the acquisition of properties for affordable housing; spoke in favor of the Public Benefit Agreement with CSCDA related to the property at 289 N. El Molino Avenue; and provided information on other municipalities that are adopting citywide, by-right zoning provisions for development on church properties.

Philip Burns, Pasadena resident, spoke in favor of staff providing a fiscal impact report related to the acquisition of properties for affordable housing; and expressed concerns with the Draft 2021-2029 Housing Element, which he believes lacks actions to help with affordable housing in the City.

**REPORTS AND
COMMENTS FROM
COUNCIL COMMITTEES**

Economic Development and Technology Committee

APPROVAL OF A PUBLIC BENEFIT AGREEMENT WITH THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY (CSCDA) FOR ACQUISITION BY CSCDA OF THE APARTMENT PROPERTY AT 289 N. EL MOLINO AVENUE FOR CONVERSION TO WORKFORCE AFFORDABLE HOUSING

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed actions are exempt from the California Environmental Quality Act ("CEQA") in accordance with State CEQA Guidelines Sections 15061(b)3 ("Common Sense Exemption") and 15326, because they consist of the acquisition of housing for housing assistance programs;
- (2) Approve the terms of a Public Benefit Agreement with the California Statewide Communities Development Authority ("CSCDA") for CSCDA's acquisition of the 105-unit apartment property located at 289 N. El Molino Avenue;
- (3) Authorize the City Manager or designee to approve minor, non-material modifications to the Public Benefit Agreement that are consistent with the purpose and intent of CSCDA's Low-and Moderate-Income/Workforce Housing Rental Program ("Program"); and
- (4) Authorize the City Manager to execute the Public Benefit Agreement and related documents and take any actions that may be required to implement CSCDA's Program. (Contract No. 23,538)

City Clerk Jomsky reported that one letter in support of the staff recommendation was received, distributed to the City Council, posted online, and made part of the public record.

City Manager Mermell provided introductory comments, and Jim Wong, Senior Project Manager, provided a PowerPoint presentation on the item, and responded to questions.

Councilmember Hampton, Chair of the Economic Development and Technology Committee, summarized the Committee's discussion on the item, and responded to questions.

Councilmember Kennedy stated that he believes the staff report does not reflect the current high market rents in the City, which he believes is between \$3,100 and \$4,840; and spoke in favor of the staff recommendation that will result in additional affordable housing in the City.

Councilmember Williams spoke on the need for staff to conduct a fiscal impact or analysis report on the City's property tax revenues, impacts to the City's budget.

Jasmine Richards Abdullah, representing Black Lives Matter Pasadena spoke in favor of the staff recommendation, and advocated for additional affordable housing in the City.

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

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

DRAFT 2021-2029 HOUSING ELEMENT

Recommendation: It is recommended that the City Council authorize the Director of Planning and Community Development to submit the Draft 2021-2029 Housing Element to the California Housing and Community Development Department (HCD).

City Clerk Jomsky reported that 65 letters expressing concerns, providing comments and suggestions on the item, including a petition titled "Housing is a Human Right Make Housing Affordable in Pasadena" with a number of signatures, were received, distributed to the City Council, posted on-line, and made part of the public record.

David Reyes, Director of Planning and Community Development, presented a PowerPoint presentation on the item, including background information related to statewide housing requirements, housing challenges, local leadership, and responded to questions. Laura Stetson, representing MIG, Inc. (City consultants), presented a PowerPoint presentation summarizing the City's Draft 2021-2029 Housing Element; and responded to questions.

Councilmember Kennedy stated the following for the record:

"How many units of affordable housing, rental or for sale were created in the City over the past 8 years? The California Housing and Community Development Department Regional Housing Needs Assessment has determined that the City must produce 9,429 housing units, of which a little less than 6,000 must be affordable. What would it take to actually, realistically achieve the referenced number, in dollars...I would like to know if you thought about a dollar amount, zoning regulations, goodwill, et cetera? Is there anything that is presented in the 2021-2029 Draft Housing Element that is affirmative, definitive, certain in actually building roughly 9,500 new units of housing? In my view, as one Councilmember, I have a strong feeling that the Housing Element as currently written reminds me of a fantasy movie many of us watched as kids...the Wizard of Oz. The protagonist in the movie is a little girl by the name of Dorothy who is displaced from her home in Kanas and somehow ends up in a place called Oz. Dorothy wants to go home to Kansas and is told that she must follow the Yellow Brick Road to the Emerald City to see the Wizard to get back home. So Dorothy and her tiny dog Toto set off on the journey to Emerald City. Along the Yellow Brick Road, Dorothy meets a Scarecrow, who wants a brain; a Tin Woodman, who seeks a heart; and a Cowardly Lion, who desires courage. Yes, to solve the housing crisis in Pasadena it will take brains, it will take many hearts beating together, and it will take courage unseen as of yet. When Dorothy finally meets the Wizard of Oz he offers to take her back to Kansas in his hot air balloon, a metaphor for those who would talk home but are unwilling to do what is necessary to create a number of houses mandated. Dorothy is left behind as she retrieves her little dog Toto who jumped out of the balloon's carriage. Dorothy is distraught and in tears. But, Glinda the Good Witch of the North appears and tells Dorothy that she always had the power to return home using the ruby slippers. Glinda instructs Dorothy to tap her heels together three times and say; "There's no place like home. There's no place like home. There's no place like home." There are literally thousands of people who once lived in Pasadena who have no ruby slippers but would like to come back home to Pasadena. There is no place like home! The 2021-2029 Housing Element must be different from past documents, more than an exploration, a study, a conversation, and an appeasement. We know better than to exclaim; "If I only had a brain, If I only had a heart, If I only had the Nerve." Again, we have a brain, heart and nerve! Working together

we can solve the homeless and housing crisis in Pasadena. As you have already stated, the 2021-2029 Draft Housing Element does not do that, but we as a Council, as you've already stated have the option of putting real teeth in this [Housing] Element. And I hope we will consider that and I would like to enter my comments for the record and have them officially part of the record and the element itself if appropriate. Thank you Mayor."

In response to Councilmember Kennedy's inquiry, Mr. Reyes responded that staff has not considered a dollar amount as the 2021-2029 Draft Housing Element does not put forth requirements or plans for the City to build 9,000 housing units or 6,000 affordable units.

Councilmember Kennedy asked staff to provide information on the dollar amount staff believes it would take the City to meet the Regional Housing Needs Assessment (RHNA) allocation for Pasadena.

Vice Mayor Wilson spoke on the importance of preserving the City's affordable housing units, which counts towards the City's RHNA numbers. He also spoke on the importance for the City to ensure sufficient green and open spaces related to new development; and asked that staff amend the 2021-2029 Draft Housing Element, Page 59, to accurately reflect that the City did not participate with RoomKey and HomeKey programs, but rather participated in a similar City program to allow for permanent conversion of motels for supportive and transitional housing.

The following individuals expressed concerns with the City's 2021-2029 Draft Housing Element, and/or provided suggestions and comment on the item, including advocating for continued supportive, alternative, transitioning and affordable housing in the City; amend zoning regulations to allow affordable housing on religious properties; and tenant protections:

Sonja Berndt, Pasadena resident
Andrew Good, representing Pasadena For All
Julie McKune, Altadena resident
Blair Miller, Pasadena resident
Topher Mathers, Pasadena resident
Charlotte Bland, Pasadena resident
Bert Newton, representing Making Housing and Community Happen (MHCH)
Carl Selkin, representing The Social Justice Committee of Pasadena Jewish Temple and Center
Teresa Eilers, representing Union Station Homeless Services
Adriana Bautista, Pasadena resident
Joshua Christensen, Representing Southwest Regional Council of Carpenters (SRCC)
Crispin Carrasco, representing SRCC

Rev. Mike Kinman, representing All Saints Church
Hugh Martinez, Pasadena resident
Anthony Manousos, representing MHCH
Anita Mackey, League of Women Voters Pasadena Area
Rev. Connie Tamkin, representing San Gabriel Valley
Community Land Trust
Banaff Rahimi, Pasadena resident
Ryan Bell, Pasadena resident
Rev. Brita Pinkston, representing Pasadena Foursquare
Church
Joel Bryant, Pasadena resident
Allison Henry, Pasadena resident
Jill Jones, representing New Holiness Church
Johnathan Edwards, Pasadena resident
Ed Washatka, representing Pasadenans Organizing for
Progress

In response to public comment, Councilmember Kennedy stated the following: "I don't think he (the speaker) had any evidence to support his pronouncement that people who are day laborers do not pay taxes. And I think that's a slap at the efforts that this Council has supported. I certainly do not support the statement that was made. Thank you Mayor."

Councilmember Williams reported that she submitted detailed comments related to the text of the City's 2021-2029 Draft Housing Element to the Planning Department staff and City Manager. She spoke on the need for staff to focus on the administrative side/City policy related to the 2021-2029 Draft Housing Element, specifically strengthening the language on adaptive reuse of office, retail, etc., preserving existing naturally occurring affordable housing, vacancy tax, and No Net Loss Law that differs from the State (which may be defined as any units that are below market rate that are torn down and are replaced with like units in the new development). In addition, she recommended to revisit the inclusionary housing policy, specifically when counting 20 percent of the units to exclude the work force units in the calculation to encourage developers to build very low, low, workforce, and market housing. She asked staff to look at the City of Hayward's Housing Element and provide information to the City Council related to prevailing wages; and spoke on the need for staff to consider project/labor or prevailing wage agreement on some of the new developments. Councilmember Williams expressed concerns with the lack of connection of housing and jobs in the City's 2021-2029 Draft Housing Element; and recommended working with new employers (i.e. General Motors, Xencor) and provide a working population in the City for those companies by providing incentives or bonuses to such companies in exchange for contributions to the City's inclusionary housing funds or support the City's affordable housing or other efforts

Councilmember Hampton echoed Councilmember Williams' request for information on the City of Hayward's private developers prevailing wage policy. He expressed concerns with the lack of information in the 2021-2029 Draft Housing Element on the City's goals related to housing security and interim housing, the City's goals to reach out to other government agencies that own property (i.e. Post Office, Caltrans), and homeownership opportunities. He advocated for the City to move forward with Accessory Dwelling Units (ADU) preset plans for City residents, and rezoning of land owned by churches and other religious organizations to allow for the building and providing of affordable housing.

Councilmember Madison echoed Councilmember Hampton's comments on the need for additional information and programs related to homeownership opportunities; and spoke on the need for staff to explore the repatriation of the Caltrans properties to the City along the 710 corridor.

Councilmember Rivas spoke in favor of approving the staff recommendation in order to keep the process moving, and also advocated for a more definitive Housing Element plan to address the housing crisis.

Councilmember Kennedy also asked staff to work with the Planning Commission and the Housing Task Force to continue to work on the 2021-2029 Draft Housing Element taking into consideration City Council and public comments.

Vice Mayor Wilson expressed concerns related to the 2021-2029 Draft Housing Element, which has plenty of ideas, but he believes the ideas should be narrowed to policies.

Councilmember Williams spoke on the need for the City to work with other non-profit organizations (i.e. Villa Esperanza, PCC), and asked staff to ensure the City's Zoning Code Amendment to allow development of affordable housing on religious property also includes non-profit organizations. She stated that she believes Program No. 11, Alternative Housing Opportunities, of the 2021-2029 Draft Housing Element, does not require a new ordinance, but rather staff should amend the City's zoning code to better support existing (i.e. William Carey International University, Fuller) and new institutional housing.

Councilmember Madison stated that he is not in favor of amending Program No. 11, Alternative Housing Opportunities, Page 44 of the 2021-2029 Draft Housing Element as there is a strong movement to convert religious property into affordable housing; and that the current verbiage of Program No. 11 includes "...or other Zoning Approach" which addresses inclusivity.

Vice Mayor Wilson expressed concerns with directing staff to

amend the Zoning Code, as he believes those instructions are staff level decisions. He recommended that the City Council approve the staff recommendation, research amending Program No. 11, Alternative Housing Opportunities, Page 44 of the 2021-2029 Draft Housing Element, return to the City Council with a recommendation, and include a sentence that would clarify longer term or secondary evaluation of other or similar opportunities of non-profit institutions to accommodate housing.

Mayor Gordo and Councilmember Kennedy spoke in favor of staff analyzing the recommended edits to Program No. 11, Alternative Housing Opportunities, Page 44 of the 2021-2029 Draft Housing Element and return to the City Council with a recommendation.

Councilmember Rivas expressed concerns with amending Program No. 11, Alternative Housing Opportunities, Page 44 of the 2021-2029 Draft Housing Element to include "Non-Profit Institutions" as the term does not include Pasadena Unified School District properties.

City Manager Mermell stated that the current draft of the 2021-2029 Draft Housing Element is sufficient to submit to the California Housing and Community Development Department (HCD), staff has benefited from the discussion on the item, and recommends the following amendment to Program No. 11, Alternative Housing Opportunities, Page 44 of the 2021-2029 Draft Housing Element, Implementation, bullet point one: "Create standards and a review process for the establishment of affordable housing via a Religious Institution Housing Ordinance. And also explore opportunities on properties owned by non-profits as well as other Zoned PS or former school properties."

The City Council expressed appreciation and congratulated staff, Planning Commission, Task Force, residents, and consultants on their hard work and providing clarity on the 2021-2029 Draft Housing Element in order to manage the City Council and the community's expectations.

Following discussion, it was moved by Councilmember Rivas, seconded by Councilmember Kennedy, to approve the staff recommendation and direct staff to continue working with the Planning Commission and Task Force to revise the 2021-2029 Draft Housing Element, specifically look at maximizing the production of affordable housing, and improve tenant protections with specific measure goals and policies:

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 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” (Introduced by Councilmember Hampton)
(Ordinance No. 7379)

Councilmember Masuda disconnected from the meeting at 9:54 p.m.

City Clerk Jomsky reported that one letter advocating for the proposed ordinance to be amended to require customers to "opt in" rather than "opt out" of disposable accessory foodware, was received, distributed to the City Council, posted on-line, and made part of the public record.

Cheryl Auger, representing Ban SUP (Single Use Plastics), advocated for the proposed ordinance be amended to require customers to "opt in" rather than "opt out" of disposable accessory foodware.

Following public comment, the above ordinance was adopted by the following vote:

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

Adopt “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”
(Introduced by Councilmember Madison)

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

PUBLIC COMMENT
(Continued)

Hiram Cormier, Jr., Los Angeles Resident 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 expressed concerns with the Pasadena Police Department's officer involved shooting investigation process.

COUNCIL COMMENTS

Councilmember Williams spoke on the work of the Environmental

Advisory Commission and others regarding a potential ban on motorized lawn gardening equipment, and requested that the matter be agendized at a future City Council meeting

Mayor Gordo spoke on the reopening of Pasadena Unified School District (PUSD) schools, expressed disappointment that PUSD did not address an employee vaccination policy, and asked the City Manager to consult with Dr. Ying-Ying Goh, Public Health Officer, and report to the City Council in a memorandum what authority the City, City's Health Department, or Health Officer might have related to encouraging a vaccination policy for PUSD employees, including withholding funds provided by the City to the School District.

Councilmember Kennedy and Mayor Gordo thanked and congratulated all individuals involved with the July 29, 2021, groundbreaking event for the new park in Playhouse Village.

CLOSED SESSION

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

Agency Designated Representatives: Jennifer Curtis and Steve Mermell

Employee Organizations: Pasadena Firefighters Association (PFFA) and Non-Represented Management

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

Name of Case: Eve Komesar v. City of Pasadena

LASC Case No.: BC677632

The above closed session items were not discussed.

ADJOURNMENT

On order of the Mayor, the meeting of the City Council adjourned at 10:06 p.m., in memory of Mr. Gary Hindoyan, long-time community business person.

Victor M. Gordo, Mayor
City of Pasadena

ATTEST:

City Clerk