

CITY OF PASADENA
City Council Minutes
June 13, 2022 – 4:30 P.M.
City Hall Council Chamber

The regular meeting was convened and held virtually by videoconference/teleconference.

OPENING: Mayor Gordo called the regular meeting to order at 4:32 p.m. (Absent: Vice Mayor Wilson). The pledge of allegiance was led by Javan Rad, Chief Assistant City Attorney.

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

Staff: Interim City Manager Cynthia Kurtz
Chief Assistant City Attorney Javan Rad
City Clerk Mark Jomsky

Ceremonial Matters Mayor Gordo announced a proclamation declaring June 15, 2022 as "Elder Abuse Awareness Day" in Pasadena. Manuel Carmon, Deputy Director of Public Health, recognized the Pasadena Elderly and Dependent Adult Liaison (PEDAL) Committee for their work and commitment to elder abuse awareness, and thanked the City Council for recognizing this important issue.

CONSENT CALENDAR

APPROVAL OF PASADENA ASSISTANCE FUND GRANT AWARDS FOR PROGRAM YEAR 2022

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; and

(2) Approve the proposed award of Pasadena Assistance Fund program year (PY) 2022 grant funds in the total amount of \$50,000 to the Armory Center for the Arts and the Boys & Girls Club of Pasadena.

RESOLUTION TO APPLY FOR THE CALIFORNIA HOUSING FINANCE AGENCY ACCESSORY DWELLING UNIT GRANT PROGRAM

Recommendation: It is recommended that the City Council:

(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 a significant effect on the environment;

(2) Adopt a resolution approving the City’s submission of an application to the California Housing Finance Agency (“CalHFA”) to provide grants related to predevelopment costs for the construction of accessory dwelling units; and (Resolution No. 9916)

(3) Authorize the Interim City Manager to execute, and the City Clerk to attest, a standard agreement, any amendments, and any and all other related documents deemed necessary to participate in the CalHFA program, if selected for funding.

Mark Jomsky, City Clerk, reported that one letter in support of the staff recommendation; and advocating for staff to amend the ADU regulations, was received by the City Clerk’s Office, distributed to the City Council, posted on-line, and made part of the public record for this item.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH NTT AMERICA, INC., TO PROVIDE MICROSOFT TEAMS PHONE SYSTEM AND GENESYS CLOUD CONTACT CENTER IMPLEMENTATION INCLUDING A DIALING PLAN WITH TECHNICAL SUPPORT IN AN AMOUNT NOT-TO-EXCEED \$1,880,965 FOR FIVE YEARS

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); and

(2) Authorize the Interim City Manager to enter into a five-year contract, as a result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with NTT America, Inc., to provide Microsoft Teams Phone System and Genesys Contact Center implementation including a dialing plan with 24/7 technical support for an amount not-to-exceed \$1,880,965, for five years, which includes a ten percent contingency on the base implementation cost only. Competitive Bidding is not required pursuant to the City Charter Section 1002(F), contracts for professional or unique services. (Contract No. 32296)

AUTHORIZATION TO ENTER INTO AN ANNUAL PURCHASE ORDER WITH THE CITY OF GLENDALE FOR MONITORING, MAINTENANCE, AND UPGRADES OF THE CITY’S RADIO SYSTEM BY MOTOROLA SOLUTIONS, INC.

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 Interim City Manager to enter into an annual purchase order with the City of Glendale for the monitoring, maintenance, and upgrades of the City’s radio system by Motorola

Solutions, Inc., in an amount not-to-exceed \$327,704 per year, or the grand total amount of \$1,802,119 for the six-year period beginning July 1, 2022 to June 30, 2028. 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; and

(3) Authorize the City Manager to execute future annual purchase orders beginning July 1, 2028 for monitoring, maintenance, and upgrades to the City's radio system, for as long as the City is a member agency of the Interagency Communications Interoperability (ICI) system.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH PRESIDIO NETWORKED SOLUTIONS GROUP, LLC TO IMPLEMENT A MOBILE WORKFORCE MANAGEMENT SOLUTION IN AN AMOUNT NOT-TO-EXCEED \$160,188

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); and

(2) Authorize the Interim City Manager to enter into a one-year contract, as a result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Presidio Networked Solutions Group, LLC for the implementation of a Mobile Workforce Management Solution in an amount not-to-exceed \$160,188, which includes a ten percent contingency. Competitive Bidding is not required pursuant to the City Charter Section 1002(F), contracts for professional or unique services. (Contract No. 32298)

PURCHASE ORDER AWARD TO TRIANGLE SPORTS, INC., FOR PROGRAM AND EVENT TROPHIES, MEDALS AND AWARDS NOT-TO-EXCEED \$117,909

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 State CEQA Guidelines Section 15378(b)(2), and as such, no environmental review is required;

(2) Accept the bid dated December 22, 2021 submitted by Triangle Sports, Inc., to furnish trophies, medals and awards, and authorize the Interim City Manager to enter into a contract with Triangle Sports, Inc., in an amount not-to-exceed \$117,909 over a three-year period; and

(3) Authorize the City Manager to extend the purchase order for up to two additional one-year terms in the annual amount of \$39,303 at the sole discretion of the City Manager, for a maximum total contract length of five years and grand total contract amount not-to-exceed \$196,515, if all options are exercised.

Item discussed separately

CONTRACT AWARD TO ALL CITY MANAGEMENT SERVICES, INC., FOR CROSSING GUARD SERVICES AT SELECT PASADENA UNIFIED SCHOOL DISTRICT SITES

AUTHORIZATION TO AMEND PURCHASE ORDER 1221661 WITH MAXIM HEALTH NURSING SERVICES HOLDINGS, INC., INCREASING THE NOT-TO-EXCEED AMOUNT BY \$100,000 FROM \$74,999 TO \$174,999 FOR NURSING SERVICES

Recommendation: It is recommended that the City Council:

- (1) Find that the recommended 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) Authorize an amendment to Purchase Order 1221661 with Maxim Health Nursing Services Holdings, Inc., (Maxim Health), increasing the value of \$74,999 by \$100,000 to a revised not-to-exceed amount of \$174,999 for the duration of FY2022; and
- (3) To the extent this transaction could be considered a separate procurement subject to competitive selection, as competitive bidding is not required, pursuant to City Charter Section 1002(F), contracts for professional or unique services, grant the proposed amendment to the purchase order with Maxim Health an exemption from the Competitive Selection process set forth in the Competitive Bidding and Purchasing Ordinance, pursuant to Pasadena Municipal Code Section 4.08.049(B), contracts for which the City's best interests are served.

CONTRACT AWARD TO NOHO CONSTRUCTORS FOR MCKINLEY SCHOOL PICKLEBALL AND TENNIS COURTS PROJECT FOR AN AMOUNT NOT-TO-EXCEED \$217,625

Recommendation: It is recommended that the City Council:

- (1) Find the contract proposed in the agenda report to be categorically exempt under the California Environmental Quality Act (CEQA) pursuant to Title 14, Chapter 3, Article 19, Section 15301, Class 1 – Existing Facilities, and that there are no features that distinguish this project from others in the exempt class, and therefore, there are no unusual circumstances;
- (2) Authorize the Interim City Manager to enter into an Addendum to the Joint Use Facilities Agreement (No. 13,991-5) with Pasadena Unified School District for the improvements and use of the McKinley School Sports Courts; and (Contract No. 13,991-20)
- (3) i) Accept the bid dated May 19, 2022, submitted by NoHo Constructors in response to the plans and specifications for the McKinley School Pickleball and Tennis Courts project, and ii) authorize the Interim City Manager to enter into a contract for an amount not-to-exceed \$217,625, which includes the base contract amount of \$174,100 and a contingency of \$43,525 to provide for any necessary change orders. (Contract No. 32294)

CONTRACT AWARD TO CYBERTECH CONSTRUCTION COMPANY, INC., FOR FIRE STATION 38 RENOVATION AND SEISMIC RETROFIT FOR AN AMOUNT NOT-TO-EXCEED \$1,608,721

Recommendation: It is recommended that the City Council:

- (1) Find the contract proposed in the agenda report to be categorically exempt under the California Environmental Quality Act (CEQA) pursuant to Title 14, Chapter 3, Article 19, Section 15301, Class 1 – Existing Facilities, and there are no features that distinguish this project from others in the exempt class, and therefore, there are no unusual circumstances; and
- (2) i) Accept the bid dated March 1, 2022, submitted by Cybertech Construction Company, Inc., in response to the plans and specifications for Fire Station 38 – Renovation and Seismic Retrofit project, ii) reject all other bids received, and iii) authorize the Interim City Manager to enter into a contract for an amount not-to-exceed \$1,608,721, which includes the base contract amount of \$1,398,888 and a contingency of \$209,833 to provide for any necessary change orders. (Contract No. 32295)

Mark Jomsky, City Clerk, reported that one letter in support of the staff recommendation was received by the City Clerk's Office, distributed to the City Council, posted on-line, and made part of the public record for this item.

AUTHORIZATION TO ENTER INTO A THREE-YEAR CONTRACT WITH VITAL MEDICAL SERVICES, LLC TO PROVIDE NON-EMERGENCY MEDICAL SERVICES TO INMATES FOR AN AMOUNT NOT-TO-EXCEED \$832,000

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) (Common Sense Exemption);
- (2) Authorize a three-year contract with Vital Medical Services, LLC for an amount not-to-exceed \$832,000, which includes a 10% contingency of \$76,000, to provide non-emergent medical services to inmates housed in the Pasadena City Jail. Competitive Bidding is not required pursuant to the City Charter Section 1002(F), contracts for professional or unique services; and
- (3) To the extent this could be considered a separate procurement subject to the Competitive Selection Process, it is further recommended that the City Council grant the 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 No. 32299)

ADOPTION OF FISCAL YEAR 2023 RECOMMENDED GENERAL FEE SCHEDULE

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; and
- (2) Adopt a resolution approving the Fiscal Year (FY) 2023 General Fee Schedule. (Resolution No. 9917)

Mark Jomsky, City Clerk, reported that one letter in opposition to the City imposing on-street dining fees for restaurants in the Playhouse Village, was received by the City Clerk's Office, distributed to the City Council, posted on-line, and made part of the public record for this item.

Item discussed separately

ECONOMIC DEVELOPMENT AND TECHNOLOGY COMMITTEE:
UTILIZATION OF PUBLIC RIGHT-OF-WAY FOR OUTDOOR DINING

LEGISLATIVE POLICY COMMITTEE: AMENDMENT OF THE 2022 STATE LEGISLATIVE PLATFORM REGARDING MENTAL HEALTH AND BEHAVIORAL HEALTH

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed action is categorically not subject to the California Environmental Quality Act (CEQA) pursuant to Section 21065 of CEQA and Sections 15060(c)(2), 15060(c)(3), and 15378 of the State CEQA Guidelines, and as such, no environmental document pursuant to CEQA is required; and
- (2) Amend the 2022 State Legislative Platform to include support for legislation which supports efforts to improve access to programs and services for mental and behavioral health, including frameworks that help people with mental health and substance use disorders get care and support.

Legislative Policy Committee Recommendation: At its May 24, 2022 meeting, the Legislative Policy Committee recommended the City Council approve the staff recommendation to amend the 2022 State Legislative Platform as described in the agenda report. The Committee also discussed adding similar language to the Federal Legislative Platform. Staff conferred with the City's Legislative Advocate and confirmed there are no active bills in Congress related to mental and behavioral health. Staff will continue to monitor Federal legislation, and will return to the Council with Federal Legislative Platform recommendations in the future.

APPROVAL OF
MINUTES

April 25, 2022
May 2, 2022

CLAIMS RECEIVED

Claim No.	Claimant	Claim Amount
2022-0039	Tatiana Larissa Mihowich	\$ 10,000.00+

2022-0040	Mercury Insurance as subrogee of Steve Hindle Wirija	7,367.34
2022-0041	Louise Hindle	6,103.68
2022-0042	SMS Holdings	2,817.11
2022-0043	Emmett Lynch	3,000.00
2022-0044	Harolyn Rhue	25,000.00+
2022-0045	Samuel Mendoza	25,000.00+
2022-0046	Joseeth DeJesus Madera	25,000.00+
2022-0047	State Farm Insurance	10,000.00+
2022-0048	Robert Harrison	6,654.00
2022-0049	Houry Sevani	25,000.00+
2022-0050	Tina Browne	150.00
2022-0051	Viviana Olivares	8,896.26
2022-0052	Rhya Turovsky	925.00

Motion

It was moved by Councilmember Williams, seconded by Councilmember Hampton, to approve all items on the Consent Calendar with the exception of Item 7 (Contract Award to all City Management Services, Inc.) and Item 13 (Utilization of Public Right-of-Way for Outdoor Dining), which were discussed separately:

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

NOES: None

ABSENT: Vice Mayor Wilson

ABSTAIN: None

CONSENT ITEMS DISCUSSED SEPARATELY

CONTRACT AWARD TO ALL CITY MANAGEMENT SERVICES, INC., FOR CROSSING GUARD SERVICES AT SELECT PASADENA UNIFIED SCHOOL DISTRICT SITES

Recommendation: It is recommended that the City Council:

(1) Find that the proposed action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3) the "Common Sense" rule that CEQA only applies to projects that may have an effect on the environment; and

(2) Authorize the Interim City Manager to enter into a contract, based on a competitive selection process pursuant to Pasadena Municipal Code Section 4.08.047, with All City Management Services, Inc., for crossing guard services from the period of August 2022 through June 2025 in an amount not-to-exceed \$284,518 per year, or a grand total of \$853,554 for first three years of the contract, with the option of two additional one-year terms valued at \$304,114 annually at the discretion of the City Manager. If all options are exercised, the five

year grand total not-to-exceed amount is \$1,461,782. Competitive bidding is not required pursuant to City Charter Section 1002(F) for professional or unique services. (Contract No. 32317)

Councilmember Hampton raised several questions regarding determining the locations for placing crossing guards and thanked staff for working with PUSD to promote school safety. In response, Brenda Harvey-Williams, Director of Parks, Recreation & Community Services (PRCS), stated the City works closely with PUSD and parents crossing guard placement, and confirmed that the proposed contract budget allows for additional crossing guards, if needed.

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

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

**ECONOMIC DEVELOPMENT AND TECHNOLOGY COMMITTEE:
UTILIZATION OF PUBLIC RIGHT-OF-WAY FOR OUTDOOR
DINING**

Recommendation: It is recommended that the City Council:

- (1) Find that the Utilization of Public Right-of-Way for Outdoor Dining is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Sections 15301, 15303, 15304, and 15311, and that there are no features that distinguish this project from others in the exempt classes, and therefore, there are no unusual circumstances;
- (2) Approve the revised sidewalk/alley and new on-street dining permit fees for inclusion into the Fiscal Year (FY) 2023 General Fee Schedule;
- (3) Direct the City Attorney to draft an amendment to the City's Sidewalk Dining on Public Walkways Ordinance, Pasadena Municipal Code (PMC) Chapter 12.13, for inclusion of on-street dining, within 30 days consistent with the provisions set forth in the agenda report; and
- (4) Adopt On-Street Dining Design Guidelines to be effective on September 1, 2022.

Economic Development and Technology Committee

Recommendation: On June 1, 2022, staff presented this report to the City Council's Economic Development and Technology Committee (EDTech). EDTech supported the staff recommendations, but proposed changes to standardize and simplify the two base fees for all business improvements districts, at \$12.00 and at \$7.75 per square foot per year, for sidewalk/public alley and for on-street dining permit fees, respectively.

Brian Wallace, representing the Playhouse Village, expressed concerns with the proposed sidewalk dining fees, citing various challenges experienced by restaurants, and requested waving fees for spaces that are used for public benefit such as public seating.

Following discussion, the Interim City Manager stated that staff will work with the Economic Development and Technology Committee and the various districts to further review where it might be appropriate to utilize the public right-of-way as outdoor seating and address the matter surrounding liability, maintenance, design, etc.

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

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

ORDINANCE - FIRST READING

Conduct first reading of **“AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA ADOPTING A MILITARY EQUIPMENT POLICY”**

Mark Jomsky, City Clerk, reported that one letter in support of the proposed ordinance related to the City’s Military Equipment Policy and one letter expressing concerns with the Pasadena Police Department’s military equipment inventory, specifically the .50 caliber rifle, were received by the City Clerk’s Office, distributed to the City Council, posted on-line, and made part of the public record for this item.

The above ordinance was offered for first reading by Councilmember Rivas:

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

ORDINANCE - ADOPTED

Adopt **“AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 5 (BUSINESS LICENSES AND REGULATIONS) OF THE CITY OF PASADENA MUNICIPAL CODE TO INCREASE THE TIME ALLOWED FOR CANNABIS APPLICANTS TO SECURE PERMITS”** *(Introduced by Vice Mayor Wilson)* (Ordinance No. 7393)

The above ordinance was adopted by the following vote:

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

Adopt **“AN ORDINANCE OF THE CITY OF PASADENA AMENDING VARIOUS SECTIONS OF TITLE 17 (ZONING CODE) OF THE CITY OF PASADENA MUNICIPAL CODE TO IMPLEMENT THE EAST COLORADO SPECIFIC PLAN UPDATE, AND AMENDING THE OFFICIAL ZONING MAP ESTABLISHED BY THE ZONING CODE, CHAPTER 17.20, SECTION 17.20.020 TO MODIFY THE BOUNDARIES OF THE EAST COLORADO SPECIFIC PLAN, REDESIGNATE ZONES WITHIN THE SPECIFIC PLAN AREA, AND REDESIGNATE ZONES FOR PARCELS LOCATED OUTSIDE THE SPECIFIC PLAN AREA”** (*Introduced by Vice Mayor Wilson*) (Ordinance No. 7394)

Javan Rad, Chief Assistant City Attorney, stated that the format of the ordinance is different than the version that went to City Council for first reading on May 23, 2022, but noted that the changes were non-substantive, and made only to comply with a request made by the publishing company.

Arrian Torkian, Los Angeles resident, expressed concerns with the proposed ordinance amending Exhibit 2, Page 18, No. 8. “Unit Mix. For projects west of Hill Avenue with 50 dwelling units or more, inclusive of any density bonus, at least 20 percent of the total number of units shall have a minimum of 3 bedrooms”, stating he believes the requirement will have an adverse impact and unintended consequences that would reduce the total number of affordable units included in a project, and urged the City Council to review this item and remove any unit mix restrictions within the updated Specific Plan.

The above ordinance was adopted by the following vote:

AYES: Councilmembers Hampton, Kennedy, Madison, Masuda,
Mayor Gordo
NOES: Councilmember Rivas
ABSENT: Vice Mayor Wilson
ABSTAIN: Councilmember Williams

INFORMATION ITEM

PREDEVELOPMENT PLAN REVIEW OF A THREE-LOT SUBDIVISION AND TWO NEW SINGLE-FAMILY RESIDENCES ON UNDEVELOPED LAND AT 58, 60, 64 LOS ALTOS DRIVE

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

It was moved by Councilmember Madison, seconded by Councilmember Hampton, to receive and file the information:

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

NOES: None

ABSENT: Vice Mayor Wilson

ABSTAIN: None

CONTINUED PUBLIC HEARING

CONTINUED PUBLIC HEARING: INTERIM CITY MANAGER'S FISCAL YEAR (FY) 2023 RECOMMENDED OPERATING BUDGET

Recommendation: It is recommended that the City Council receive public comment and continue the public hearing to the June 20, 2022 City Council meeting at 5:00 p.m., or such other date as the City Council may determine, and at which time the City Council will be asked to close the public hearing and formally adopt the Interim City Manager's Fiscal Year (FY) 2023 Recommended Operating Budget.

Mark Jomsky, City Clerk, reported on correspondence regarding the Interim City Manager's Fiscal Year (FY) 2023 Recommended Operating Budget: one letter advocating for additional funding to the City Attorney Department to support the Community and Police Oversight Commission's training; seven letters advocating for additional funding for the Health Department for non-police violence intervention and prevention, and mental health support services; nine letters advocating for the City to provide additional funding to the Housing Department to provide low cost housing, rental assistance, interim shelters, and tenant protection services; three letters advocating for additional funding for Parks, Recreation and Community Services Department to for youth summer employment programs, summer camps, and Pasadena Veterans Day programming; eight letters expressing concerns with the increase to the Pasadena Police Department's budget, advocating for accountability and transparency related to PPD's budget; seven letters advocating for additional funding for the Public Works Department for watering of public street trees; nineteen letters expressing concerns with the Rose Bowl Deficit and advocating for the City to not provide additional funding towards the Rose Bowl debt; three letters advocating for transparency and a complete analysis related to the Rose Bowl Operating Company's budget, and/or eliminating the cap on the Rose Bowl Admission Tax; twenty-three letters in support of Rose Bowl Stadium, advocating for the City to identify and consider implementing long-term funding sources to support the ongoing operating and maintenance expenses of the Rose Bowl; one letter in opposition to RBOC significantly altering the Rose Bowl Stadium, which is a National Historic Landmark; one letter advocating for the City to provide funding to the Transportation Department for non-carbon fueled transportation; fifteen letters advocating for the City to request additional funding for the "The Arroyo Link" (a proposal to create a multi-use path from downtown

Pasadena to the Arroyo Seco) as part of the Measure R Project list; and one letter expressing concerns with the City allocating funds to the Water & Power Department for the Arroyo Seco Canyon Project, with all correspondence received by the City Clerk's Office distributed to the City Council, posted on-line, and made part of the public record for this item.

Sonja Berndt, Pasadena resident, spoke on the underfunding of City departments that provide essential services and critical programs for the poorest residents of the City, and expressed concerns and opposition to the proposed Pasadena Police Department budget, as well as the City diverting money from the General Fund to pay Rose Bowl bond debt.

Following public comment, it was moved by Councilmember Hampton, Seconded by Councilmember Williams to continue the public hearing on the item to June 20, 2022 at 5:00 p.m.:

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

PUBLIC HEARING

PUBLIC HEARING: APPROVAL OF THE ANNUAL ACTION PLAN (2022-2023) AND RELATED FUNDING APPLICATIONS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIP ACT, AND EMERGENCY SOLUTIONS GRANT PROGRAMS

Recommendation: It is recommended that upon the 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);
- (2) Approve the Annual Action Plan, including the funding allocations set forth therein for Program Year 2022-2023 program activities under the Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), and HOME Investment Partnerships (HOME) programs, for submittal to the U.S. Department of Housing and Urban Development (HUD);
- (3) Approve the submittal of a grant application for CDBG Program Year 2022-2023 entitlement funds in the amount of \$2,129,176, and \$20,000 in program income for a total availability of \$2,149,176 for program activities;
- (4) Approve the submittal of a grant application for ESG Program Year 2022-2023 entitlement funds in the amount of \$180,376 for program activities;
- (5) Approve the submittal of a grant application for HOME Program Year 2022-2023 entitlement funds in the amount of \$923,944, and

\$100,000 in program income funds for a total availability of \$1,023,944 for program activities; and

(6) Authorize the Interim City Manager to execute, and the City Clerk to attest, the Annual Action Plan (2022-2023), the grant applications, certifications, and any and all other documents deemed necessary by HUD to obtain the allocation of the aforementioned federal entitlement funds.

Advisory Commission Recommendations: On March 8, 2022, the Northwest Commission approved recommendations for City Council consideration for CDBG City Set-Aside projects listed in Attachment A of the agenda report. On March 9, 2022, the Human Services Commission approved recommendations for City Council consideration for CDBG public service projects listed in Attachment A in the agenda report.

City Clerk Jomsky, opened the public hearing and reported that the public hearing notice was published in the Pasadena Journal and the Pasadena Press on May 12, 2022 and June 9, 2022.

William Huang, Director of Housing, provided introductory comments, and Randy Mabson, Program Coordinator III, presented a PowerPoint presentation on the item, and responded to questions.

It was moved by Councilmember Hampton, seconded by Councilmember Masuda, to close the public hearing:

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

NOES: None

ABSENT: Vice Mayor Wilson

ABSTAIN: None

It was moved by Councilmember Hampton, seconded by Councilmember Masuda, to approve the staff recommendation:

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

NOES: None

ABSENT: Vice Mayor Wilson

ABSTAIN: None

PUBLIC HEARING: DESIGNATION OF THE JOSEPHINE P. EVERETT HOUSE/SHAKESPEARE CLUB OF PASADENA AT 171 SOUTH GRAND AVENUE AS A HISTORIC MONUMENT

Recommendation: It is recommended that the City Council:

(1) Find that the designation of a historic resource is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15308, Class 8 of the CEQA Guidelines pertaining to Actions by Regulatory Agencies for Protection of the Environment and there are no features that distinguish this project

from others in the exempt class, and therefore, there are no unusual circumstances;

(2) Find that the building at 171 South Grand Avenue meets Criterion 2 and 3 for designation as a Historic Monument pursuant to Pasadena Municipal Code (PMC) Section 17.62.040.C.1.c.(2) and (3) because it is associated with the life of a person who is significant to the history of the region and beyond, Josephine P. Everett, and is an exceptional representation of the work of an architect whose work is significant to the region, Marston & Maybury;

(3) Adopt a resolution approving a Declaration of Historic Monument Designation for 171 South Grand Avenue, Pasadena, California; (Resolution No. 9918)

(4) Authorize the Mayor to execute the Declaration of Historic Monument Designation for 171 South Grand Avenue, Pasadena, California (attached to the resolution); and

(5) Direct the City Clerk to record the declaration with the Los Angeles County Recorder.

Recommendation of the Historic Preservation Commission: At its regular meeting of March 15, 2022, the Historic Preservation Commission recommended that the City Council approve the designation of the Josephine P. Everett House/Shakespeare Club of Pasadena at 171 South Grand Avenue as a Historic Monument under Criteria 2 and 3 of PMC Section 17.62.040.

City Clerk Jomsky opened the public hearing; reported that 12 copies of the public hearing notice were posted and 275 copies of the public hearing notice were mailed on March 27, 2022. He also reported that one letter in support of the staff recommendation, was received by the City Clerk's Office, distributed to the City Council, posted on-line, and made part of the public record for this item.

Councilmember Madison expressed his thanks and gratitude to staff and the Shakespeare Club for brining this item forward and spoke in support of the designation of the Shakespeare Club of Pasadena as a Historic Monument.

Ellen Yeany, President of the Shakespeare Club of Pasadena, spoke in support of the staff recommendation, thanked the City for its support of the Shakespeare Club over the years, and noted that the Club is celebrating 50 years of proud ownership and stewardship of the house.

It was moved by Councilmember Madison, seconded by Councilmember Hampton, to close the public hearing:

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

NOES: None

ABSENT: Vice Mayor Wilson

ABSTAIN: None

It was moved by Councilmember Madison, seconded by Councilmember Hampton, to approve the staff recommendation:

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

NOES: None

ABSENT: Vice Mayor Wilson

ABSTAIN: None

PUBLIC HEARING: TO CONSIDER GRANTING NON-EXCLUSIVE SOLID WASTE FRANCHISES AND ADOPTION OF RESOLUTION SETTING MINIMUM INSURANCE REQUIREMENTS FOR FRANCHISEES

Recommendation: It is recommended that the City Council:

(1) Find that the non-exclusive Solid Waste Collection Franchise System Ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061(b)(3);

(2) After closure of the public hearing, grant renewal of a non-exclusive franchise to 20 existing franchises from the date of execution through June 30, 2023, with up to four, one-year renewal terms at the sole discretion of the City Manager, consistent with the Solid Waste Collection Franchise Ordinance. The franchisees shall have no vested or contract rights in any of the four additional, one-year renewal terms;

(3) Direct the City Attorney to prepare the necessary ordinances for the approved applications and authorize the Interim City Manager to enter into the franchise agreements on or after the effective date of the ordinance approving such franchises; and

(4) Adopt a resolution setting the minimum levels and standards of liability insurance for non-exclusive solid waste collection franchises. (Resolution No. 9919)

City Clerk Jomsky, opened the public hearing and reported that the public hearing notice was published in the Pasadena Journal and the Pasadena Press on May 19, 2022.

Following a brief discussion, it was moved by Councilmember Masuda, seconded by Councilmember Williams, to close the public hearing:

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

NOES: None

ABSENT: Vice Mayor Wilson

ABSTAIN: None

It was moved by Councilmember Masuda, seconded by Councilmember Williams, to approve the staff recommendation:

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

OLD BUSINESS

MUNICIPAL SERVICES COMMITTEE: PREPARATION OF AN ORDINANCE AMENDING CHAPTER 8 OF THE PASADENA MUNICIPAL CODE REQUIRING THE ELECTRIFICATION OF BUILDINGS IN CERTAIN SPECIFIC CATEGORIES

Recommendation: It is recommended that the City Council:

- (1) Adopt the Environmental Determination that the proposed project is exempt from environmental review pursuant to the guidelines of the California Environmental Quality Act (CEQA) (Public Resources Code § 21080(b)(9); Administrative Code, Title 14, Chapter 3, § 15308, Class 8, Actions by Regulations for the Protection of the Environment);
- (2) Direct the City Attorney to prepare an ordinance and return within 60 days amending the Pasadena Municipal Code by amending Title 8, Health and Safety Code requiring the electrification of buildings in certain specific categories; and
- (3) Consider the proposed electrification requirements as recommended by staff in the agenda report, and direct staff to return to the City Council within one year of the effective date of an ordinance to review implementation and consider broadening the scope to include single-family residences, accessory dwelling units (ADU), and junior accessory dwelling units (JADU).

Environmental Advisory Commission (EAC) Recommendation:

The proposed building electrification requirements were presented to the Environmental Advisory Commission (EAC) on May 10, 2022. The EAC supports the proposed ordinance, although they did recommend broadening the scope to include newly constructed single-family residences, accessory dwelling units (ADU) and junior accessory dwelling units (JADU).

As noted, the EAC is recommending that the requirements be expanded to include single-family and ADU's. This is not the staff recommendation at this time based on a few reasons. First, staff recognizes that multi-family and commercial projects are most often designed and constructed by industry professionals who are prepared for code changes such as these and have experience in designing and permitting to new code requirements. Staff would like to establish and monitor the process with this segment of projects before extending this to single-family and ADU projects that are most often permitted by a non-professional homeowner. Second, the City of Pasadena received a grant from the Southern California Association of Governments (SCAG) to assess the City's ADU permitting processes to remove barriers and to identify where improvements can be made to accelerate ADU production. To avoid any conflicts with this program, ADU's should be exempt from additional regulations until completion of the project, which is

anticipated to wrap up in the Fall of 2022. Lastly, in January 2023 the State Building Code will be amended to require that single-family construction be “electric ready” meaning it is constructed so that it can be converted to all-electric should this be a choice of the homeowner. This would set-up future single-family residences to be prepared for, and designed as, all-electric when the City’s requirements go into place rather than requiring homeowners to redesign their projects in advance of these changes at a substantial cost and time delay.

Mark Jomsky, City Clerk, reported that the City Clerk’s Office received fifteen letters (including one letter from sixteen individuals representing local organizations) in support of a comprehensive, all-electric building code for new construction; one letter in support of the staff recommendation; and one letter requesting information related to the impacts when comparing electricity to natural gas, noting concerns with possible black-outs and the City’s ability to generate adequate electricity, with all correspondence distributed to the City Council, posted on-line, and made part of the public record for this item.

David Reyes, Director of Planning, provided introductory comments, and Ron Takiguchi, Building Official, and Guille Nunez, Management Analyst V, presented y6a PowerPoint presentation on the item, with all responding to questions.

Following discussion, David Reyes, Director of Planning, responded to questions related to requirements for outdoor gas barbecues/grills for new multi-family units, stating that staff will further review the matter and report back to the City Council on whether to broaden the scope to include single-family residences, accessory dwelling units (ADU’s), and junior accessory dwelling units (JADU’s), within one-year of the effective date of the ordinance.

The following individuals provided comments on the agenda item:

Wesley Reutimann, Pasadena resident
Rian Barrett, representing Pasadena-Foothills Association of Realtors
Michael Rochmes, representing Climate Reality Project Green Building Committee – Los Angeles Chapter
Kimberly Orbe, representing Sierra Club – Los Angeles
Reverend Tera Landers, representing Throop Unitarian Universalist Church
Greg Apodaca, representing Community 2.0.
Cynthia Cannady, Pasadena resident
Sarah Wiltfong, representing Los Angeles County Business Federation
Topher Mathers, representing Active San Gabriel Valley
Christy Zamani, Pasadena resident and representing Day One

DeAndr Valencia, representing Building Industry Association
(BIA) - Los Angeles/Ventura
Kathy Berlin, Pasadena resident

Councilmember Rivas thanked the members of the public that spoke on the importance of addressing the current climate emergency, noted her support to include new single-family residences, ADU's and JADU's as part of the ordinance requirements, and suggested staggering the timeline/effective date for residents as a way to minimize some of the ordinance's impacts on residents. Alternatively, if there was not support for this approach, she suggested that the City Council direct staff to report back sooner than one year with the requested analysis on single-family residence, ADU and JADU projects, with staff to analyze and review jurisdictions in Northern California that have implemented similar regulations.

Councilmember Kennedy expressed his support for a measured approach, allowing staff to complete the due diligence analysis, and direct any changes or alternative recommendations for review by the Environmental Advisory Commission (EAC), stating his support for the staff recommendation as presented.

Original Motion

It was moved by Councilmember Hampton, seconded by Councilmember Kennedy, to move the staff recommendation.

Following discussion, in response to questions related to outreach and education on the proposed electrification ordinance, the Interim City Manager stated that pending first reading of the ordinance tonight, staff will begin education and outreach immediately, as permitted by the ordinance.

Following discussion, Councilmember Hampton requested as part of the review on outdoor gas barbeques/grills to include an analysis on electrification vs. propane gas and natural gas for outdoor barbeques/grills.

Councilmember Rivas suggested a friendly amendment to the motion setting the implementation/effective date to occur within 30 days after publication of the ordinance.

Amended Motion

It was moved by Councilmember Kennedy, seconded by Councilmember Hampton, to approve the staff recommendation, amended by setting the implementation/effective date to occur within 30 days after publication of the ordinance:

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

NOES: None

ABSENT: Vice Mayor Wilson

ABSTAIN: None

PUBLIC COMMENT ON
MATTERS NOT ON THE
AGENDA

Michael Williams, Pasadena resident, expressed concerns with the Pasadena Police Department and advocated for the termination of Pasadena Police Officers Dumaguindin and Serrano involved in the shooting of Anthony McClain, stating the officers violated multiple Pasadena policing policies.

Gabriel Lizardo, Pasadena resident, questioned why public comment time was being reduced to two minutes, and spoke on the June 7, 2022 election voter turnout, and expressed concerns that there were no vote centers/polling sites and/or drop boxes in Council District 2.

Alisha Lopez, representing Day One, spoke on DUI prevention efforts in partnership with Rethinking Alcohol and Other Drugs (RAD) Coalition; and thanked several Pasadena bars and restaurants for their participation in this educational effort to reduce drunk driving.

Sharon Washington, representing Harvest Rock Reformers Salt and Light, spoke in opposition to the resolution adopted by the Pasadena City Council in support of Planned Parenthood and abortion access, noting she represents almost 300 people who signed a petition for revocation of the adopted resolution.

Bert Newton, representing Making Housing and Community Happen, expressed concerns with the City's ability to meet required Regional Housing Needs Assessment (RHNA) goals, and urged the City Council to consider the issue of affordable housing on religious lands/facilities at the July 11, 2022 meeting.

Councilmember Madison congratulated Councilmembers Kennedy, Rivas, and Councilmember-elect Lyons for their successful election to the City Council; provided a recap on the retirement events honoring Daryl Dunn, CEO and General Manager at Rose Bowl Operating Company, noting he spoke on behalf of the City Council in congratulating Mr. Dunn for his many accomplishments and years of service.

On the order of the Mayor, the regular meeting recessed at 7:00 p.m., to discuss the following closed session (Absent: Vice Mayor Wilson):

CLOSED SESSION

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

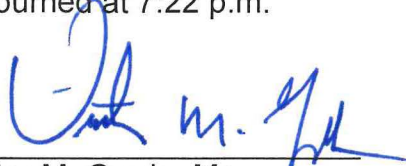
Agency Designated Representatives: Cynthia Kurtz and Tiffany Jacobs-Quinn

Employee Organization: Pasadena Management Association (PMA)

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

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 7:22 p.m.



Victor M. Gordo, Mayor
City of Pasadena

ATTEST:



City Clerk