

CITY OF PASADENA
City Council Minutes
July 11, 2022 – 4:30 P.M.
City Hall Council Chamber

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

On the order of the Mayor, the regular meeting recessed at 4:34 p.m., to discuss the following closed session (Absent: Councilmember Kennedy):

CLOSED SESSION

**CITY COUNCIL CONFERENCE REGARDING PUBLIC
EMPLOYMENT pursuant to Government Code Section 54957
Position: City Manager**

The above closed session item was discussed, with no reportable action at this time.

OPENING:

Mayor Gordo called the regular meeting to order at 5:12 p.m. The pledge of allegiance was led by Miguel Marquez, the new Pasadena City Manager. (Absent: Councilmember Kennedy)

ROLL CALL:

Councilmembers:

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

Staff:

Interim City Manager Cynthia Kurtz
City Attorney Michele Beal Bagneris
City Clerk Mark Jomsky

**APPROVAL OF AGREEMENT FOR EMPLOYMENT BETWEEN
THE CITY OF PASADENA AND MIGUEL MARQUEZ**

Recommendation: It is recommended that the City Council:

- (1) Find that the project proposed in the agenda report is exempt under the California Environmental Quality Act (CEQA) Guidelines Section 15301(b)(3), the Common Sense Exemption that CEQA only applies to projects that may have an effect on the environment; and
- (2) Approve the Agreement for Employment between the City of Pasadena and Miguel Marquez for his services as City Manager effective August 29, 2022. (Contract No. 23,680)

Yadi, Pasadena resident, welcomed the new City Manager, and spoke on various topics and issues impacting the City, as well as the needed traits of a good City Manager.

Mayor Gordo read a statement and provided an overview of the staff report, summarizing the compensation package to be provided to the employee as part of the recommended action.

It was moved by Councilmember Hampton, seconded by Vice Mayor Wilson, to approve the agreement for employment between the City of Pasadena and Miguel Marquez:

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

NOES: None

ABSENT: Councilmember Kennedy

ABSTAIN: None

CEREMONIAL MATTERS

Mayor Gordo presented a proclamation declaring July 2022 as “Parks Make Life Better Month,” in the City of Pasadena. Brenda Harvey-Williams, Director of Parks, Recreation and Community Services, received the proclamation, provided information on the Department's programs supporting the community, and expressed appreciation to the Mayor, City Council and the community for the recognition.

Mayor Gordo requested that the meeting be adjourned in memory of Theodore “John” Stacks Jr., a fixture at the intersection of Pasadena Avenue and Del Mar Boulevard for decades. Mayor Gordo recognized Mr. Stacks for his work ethic and tenacity to overcome the challenges in his life, his kindness and positivity with strangers and friends alike, and how he helped make the community a better place.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Michael Williams, Pasadena resident, advocated for the termination of Pasadena Police Officers Dumaguindin and Serrano involved in the shooting of Anthony McClain, advocated for holding the Pasadena Police Officers accountable, and urged the City Council to take action on this matter.

In response to Councilmember Hampton's inquire related to the Anthony McClain administrative review, Interim City Manager shared information on the administrative review process, noting that it is expected to conclude by the end of July.

Ryan Bell, representing Pasadena Tenants Union, expressed concerns and spoke on dozens of no-fault evictions occurring across the City violating a Los Angeles County resolution, and urged the City to help circulate information on tenants' rights and referred the community to <https://dcba.lacounty.gov/noevictions/> for more information.

In response to Councilmember Hampton concerns related to the evictions of tenants in Pasadena, Interim City Manager Kurtz stated the City Council adopted an ordinance ending the City's Moratorium on evictions effective June 30, 2022, and highlighted that the City has

set aside \$2.5 million dollars for rental assistance to low-income residents covering non-payment and back rent rental assistance. The City Manager noted that the information is posted on the City of Pasadena website and questions related to the program may be directed to the City Manager's Office and the Housing Department.

City Attorney Bagneris noted that tenants can seek assistance at the Housing Rights Center with respect to help with eviction notices.

Councilmember Hampton asked the Public Information Office (PIO) to circulate the information to the community.

Allen Shay, Pasadena resident, welcomed the new City Manager, and spoke on matters related to the shooting of Anthony McClain, stating that the change in City leadership should focus on resolving this matter as requested by the community.

Jonathan Fuhrman, Pasadena resident, spoke on issues of housing density and housing growth in Pasadena, advocating for increased allowable density, heights, reduced required parking, helping developers to produce new housing units; spoke in opposition to the revised South Fair Oaks Specific Plan; and followed up on comments by Mr. Bell that the tenants being evicted have continued to pay their rent yet are being evicted on the pretext that the landlords wish to upgrade the rental units.

Hiram Cormier Jr., Los Angeles resident, advocated for justice for Anthony McClain and other victims of officer-involved shootings, and urged the new City Manager to fire the Police Officers involved in shooting residents.

Geoffrey Baum, representing West Pasadena Residents' Association, welcomed the new City Manager Judge Marquez, expressed thanks and appreciation to Cynthia Kurtz for her work and dedication as Interim City Manager, and spoke in support of finding new revenue enhancement measures for the Rose Bowl, while advocating for a robust process where neighbors have the opportunity to provide their opinions, guidance, and support.

Marie Perez, Pasadena resident, expressed her concerns surrounding a 60-day eviction notice she received on July 1, 2022, a 10% rent increase that recently went into effect, the use of renovations and repairs to justify rent increases and evictions, stating that these changes result in housing that only the rich can afford.

Jill Shook, representing Making Housing and Community Happen, express her thanks and appreciation to City for breaking ground on the 69 unit affordable housing project for homeless seniors, acknowledged the City Council for being a model for many other cities and expressed her excitement for the new City Manager.

Heavenly Hughes, representing My TRIBE Rise, echoed all the comments from previous speakers, and urged the new City Manager to bring healing to the community by looking closely into community claims of corruption and police brutality occurring in Pasadena; and thanked the City for recognizing the Juneteenth holiday.

Adrianna Bautista, representing BLM Dena, advocated for the termination of Pasadena Police Officers Dumaguindin and Duncan involved in the shooting of Anthony McClain, and spoke on the District Attorney's (DA) report of the incident, stating she has requested the release of the Police body-worn camera footage of the shooting of Anthony McClain.

CONSENT CALENDAR

CONTRACT AWARD TO J.K. MIKLIN, INC. DBA YAMADA ENTERPRISES FOR LIBRARY SHELVING PROCUREMENT AND INSTALLATION FOR AN AMOUNT NOT-TO-EXCEED \$733,700

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) Guidelines in accordance with Title 14, Chapter 3, Article 19, Section 15301, Class 1, minor alternations of existing public facilities involving negligible or no expansion of use beyond that previously existing at the time of the lead agency's determination, and that there are no features that distinguish this project from others in the exempt class, and therefore, there are no usual circumstances; and
- (2) i) Accept the bid dated May 26, 2022, submitted by J.K. Miklin, Inc., dba Yamada Enterprises ("Yamada Enterprises") as the sole and lowest bidder in response to the Request For Proposal (RFP) Specifications for Library Bookstacks at Rose Palace; ii) authorize the Interim City Manager to enter into a contract for an amount not-to-exceed \$733,700 which includes the base contract of \$667,000 and a contingency of \$66,700 to provide for any necessary change orders. (Contract No. 32338)

Mark Jomsky, City Clerk, reported that one letter expressing concerns with the staff recommendation and requesting further clarification related to the expenditure for the Rose Palace, was received by the City Clerk's Office, distributed to the City Council, posted on-line, and made part of the public record.

RECOGNITION OF REVENUE FROM THE ESTATE OF ROBERT G. LOW IN THE AMOUNT OF \$68,000 AND APPROPRIATION TO SUPPLEMENT THE PURCHASE OF CHILDREN'S BOOKS

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

- (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; and

(2) Amend the Department of Libraries and Information Services Fiscal Year (FY) 2023 Operating Budget by recognizing and appropriating \$68,000 from the Estate of Robert G. Low. (Budget Amendment 2023-1)

Mark Jomsky, City Clerk, reported that one letter in support of additional books for children, advocating for books that promote values and positive social change, was received by the City Clerk's Office, distributed to the City Council, posted on-line, and made part of the public record.

AUTHORIZE TIME EXTENSIONS FOR CONTRACTS WITH SIERRA CYBERNETICS, INC., SUPERB TECH, INC., TRINUS CORPORATION, 22ND CENTURY TECHNOLOGIES, INC., HOWROYD-WRIGHT EMPLOYMENT AGENCY, INC. DBA APPLEONE EMPLOYMENT SERVICES, JADA SYSTEMS, INC., AND JBA INTERNATIONAL LLC TO PROVIDED AS-NEEDED IT TEMPORARY STAFFING SERVICES

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed contracts are 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 extend Contract No. 31456 with Sierra Cybernetics, Inc., Contract No. 31457 with Superb Tech, Inc., Contract No. 31463 with Trinus Corporation, Contract No. 31460 with 22nd Century Technologies, Inc., Contract No. 31461 with Howroyd-Wright Employment Agency, Inc., DBA AppleOne Employment Services, Contract No. 31458 with Jada Systems, Inc., and Contract No. 31462 with JBA International LLC for IT temporary staffing services to December 31, 2023, without increasing the authorized total not-to-exceed amount on each contract. (Contract Nos. 31456-1, 31457-1, 31463-1, 31460-1, 31461-1, 31458-1, and 31462-1)

APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PASADENA AND THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS FOR THE TERM OF JULY 1, 2022 - JUNE 30, 2026

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed action in the agenda report is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA guidelines Section 15061(b)(3) (Common Sense Exemption); and
- (2) Approve a Memorandum of Understanding (MOU) between the City of Pasadena and the International Brotherhood of Electrical Workers for the term of July 1, 2022 through June 30, 2026.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH G.B. COOKE, INC., FOR THE LABOR AND MATERIALS TO REPAIR AZUSA CONDUIT FOR THE WATER AND POWER DEPARTMENT FOR AN AMOUNT NOT-TO-EXCEED \$319,000.

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed action is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15301, Existing Facilities; and Section 15302, Replacement or Reconstruction; and that there are no features that distinguish this project from others in the exempt classes, and therefore, there are no unusual circumstances; and
- (2) Accept the bid dated June 10, 2022, submitted by G.B. Cooke, Inc., in response to Specifications to furnish and deliver Repair Azusa Conduit; reject all other bids received, and authorize the Interim City Manager to enter into a contract with G.B. Cooke, Inc., for an amount not-to-exceed \$319,000, which includes a base contract amount of \$290,000 and a 10% contingency to provide for any necessary change orders. (Contract No. 32323)

CONTRACT AWARD TO PETERSON-CHASE GENERAL ENGINEERING CONSTRUCTION, INC., FOR ON-CALL SERVICES FOR REMOVAL AND INSTALLATION OF CONCRETE K-RAIL AND TL2 SLEDS IN AN AMOUNT NOT-TO-EXCEED \$271,220

Recommendation: It is recommended that the City Council:

- (1) Find the actions proposed in the agenda report are exempt from 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) i) Accept the bid dated June 9, 2022, submitted by Peterson-Chase General Engineering Construction, Inc., in response to the specifications to provide On-call Services for Removal and Installation of Concrete K-rail and TL2 Sleds; ii) reject all other bids received; and iii) authorize the Interim City Manager to enter into a contract for a three-year term in an amount not-to-exceed \$271,220, which includes the base contract amount of \$226,010 for three years and a contingency of \$45,210 to provide for any necessary change orders. (Contract No. 32330)

CONTRACT AWARD TO GRBCON, INC. FOR STORM DRAIN REPAIRS – FISCAL YEAR (FY) 2021/2022 PROJECT FOR AN AMOUNT NOT-TO-EXCEED \$405,433

Recommendation: It is recommended that the City Council:

- (1) Find the project proposed in the agenda report to be categorically exempt under the California Environmental Quality Act (CEQA) Guidelines in accordance with Title 14, Chapter 3, Article 19, Section 15301, Class 1, minor alterations of existing public facilities involving negligible or no expansion of use beyond that previously existing at the time of the lead agency's determination, and that there are no features that distinguish this project from others in the exempt class, and therefore, there are no unusual circumstances; and
- (2) i) Accept the bid dated June 2, 2022, submitted by GRBCON, Inc. for Storm Drain Repairs – FY 2021/2022, and ii) authorize the Interim City Manager to enter into a contract for an amount not-to-exceed

\$405,433, which includes the base contract amount of \$352,550 and a contingency of \$52,883 to provide for any necessary change orders. (Contract No. 32297)

ADOPT RESOLUTION OF INTENTION TO VACATE NINA STREET FROM SUNNYSLOPE AVENUE TO EAST TERMINUS

Recommendation: It is recommended that the City Council:

- (1) Adopt a Resolution of Intention to vacate Nina Street from Sunnyslope Avenue to its East terminus;
- (2) Set a public hearing for Monday, August 15, 2022, at 5:30 p.m. to consider the proposed street vacation prior to adoption of the Resolution Ordering the Vacation in accordance with the requirements and recommendations contained in this report and subject to conditions in the agenda report; and
- (3) Direct the City Clerk to publish and post a Notice of Hearing in accordance with the requirements of the Streets and Highways Code Sections 8320, et seq. (Resolution No. 9927)

CONTRACT AWARD TO PRECISION AERIAL SERVICES, INC., TO FURNISH AND DELIVER INSPECTION, SERVICE, REPAIR, AND MAINTENANCE OF BOOM, CRANE, AND AERIAL PLATFORM TRUCKS IN AN AMOUNT NOT-TO-EXCEED \$797,500 FOR UP TO FIVE YEARS

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) i) Accept the bid dated June 6, 2022, submitted by Precision Aerial Services, Inc., (Precision) to furnish and deliver inspection, service, repair, and maintenance of boom, crane, and aerial platform trucks; and ii) authorize a contract with Precision for an amount not-to-exceed \$478,500 (which includes a \$43,500 contingency) over a three-year period, with the option for two additional one-year extensions, in the annual amount of \$159,500 (which includes a \$14,500 contingency), at the discretion of the City Manager, for a maximum total contract length of five years and a grand total contract amount of \$797,500 (Contract No. 32322)

CONTRACT AWARD TO SOUTHWEST PIPELINE & TRENCHLESS CORP. FOR ANNUAL SEWER RELINING AND REPAIRS FISCAL YEAR 2022 - 2023 FOR AN AMOUNT NOT-TO-EXCEED \$1,930,879

Recommendation: It is recommended that the City Council:

- (1) Find the project proposed in the agenda report to be categorically exempt under the California Environmental Quality Act (CEQA) Guidelines in accordance with Title 14, Chapter 3, Article 19, Section 15301, Class 1, minor alterations of existing public facilities involving negligible or no expansion of use beyond that previously existing at the time of the lead agency's determination, and that there

are no features that distinguish this project from others in the exempt class, and therefore, there are no unusual circumstances; and
(2) i) Accept the bid dated June 16, 2022, submitted by Southwest Pipeline & Trenchless Corp., for the Annual Sewer Relining and Repairs Fiscal Year (FY) 2022 - 2023 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 \$1,930,879, which includes the base contract amount of \$1,679,025 and a contingency of \$251,854 to provide for any necessary change orders. (Contract No. 32312)

AUTHORIZE PURCHASE ORDER WITH BOB WONDRIES MOTORS (DBA: BOB WONDRIES FORD) TO FURNISH AND DELIVER FORD AUTOMOTIVE PARTS FOR AN AMOUNT NOT-TO-EXCEED \$1,250,000 FOR UP TO FIVE YEARS

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) i) Accept the bid dated May 20, 2022, submitted by Bob Wondries Motors dba Bob Wondries Ford (Wondries) for furnishing and delivering Ford automotive parts; ii) reject all other bids received; iii) authorize a purchase order with Wondries for an amount not-to-exceed \$750,000 (which includes a \$75,000 contingency) over a three-year period, with the option for two additional one-year extensions, in the annual amount of \$250,000 (which includes a \$25,000 contingency), at the discretion of the City Manager, for a maximum total contract length of five years and a grand total contract amount of \$1,250,000.

CONTRACT AWARD TO WISS, JANNEY, ELSTNER ASSOCIATES, INC.; KPFF, INC.; IDS GROUP, INC.; DEGENKOLB ENGINEERS; AND NABIH YOUSSEF & ASSOCIATES FOR ON-CALL STRUCTURAL ENGINEERING SERVICES FOR AN AMOUNT NOT-TO-EXCEED \$500,000 FOR EACH CONSULTANT

Recommendation: It is recommended that the City Council:

- (1) Find the project proposed in the agenda report to be categorically exempt under the California Environmental Quality Act (CEQA) Guidelines in accordance with Title 14, Chapter 3, Article 5, Section 15061(b)(3), the General Rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment;
- (2) Authorize the Interim City Manager to enter into a contract, as the result of a competitive selection process specified by Section 4.08.047 of the Pasadena Municipal Code, with Wiss, Janney, Elstner Associates, Inc., for On-Call Structural Engineering Services for a total amount not-to-exceed \$500,000 over a four-year term on terms and conditions set forth in the agenda report. Competitive bidding is not required pursuant to City Charter Section 1002(F) (contracts for professional or unique services);(Contract No. 32324)

(3) Authorize the Interim City Manager to enter into a contract, as the result of a competitive selection process specified by Section 4.08.047 of the Pasadena Municipal Code, with KPFF, Inc., for On-Call Structural Engineering Services for a total amount not-to-exceed \$500,000 over a four-year term on terms and conditions set forth in the agenda report. Competitive bidding is not required pursuant to City Charter Section 1002(F) (contracts for professional or unique services); (Contract No. 32325)

(4) Authorize the Interim City Manager to enter into a contract, as the result of a competitive selection process specified by Section 4.08.047 of the Pasadena Municipal Code, with IDS Group, Inc., for On-Call Structural Engineering Services for a total amount not-to-exceed \$500,000 over a four-year term on terms and conditions set forth in the agenda report. Competitive bidding is not required pursuant to City Charter Section 1002(F) (contracts for professional or unique services);(Contract No. 32326)

(5) Authorize the Interim City Manager to enter into a contract, as the result of a competitive selection process specified by Section 4.08.047 of the Pasadena Municipal Code, with Degenkolb Engineers for On-Call Structural Engineering Services for a total amount not-to-exceed \$500,000 over a four-year term on terms and conditions set forth in the agenda report. Competitive bidding is not required pursuant to City Charter Section 1002(F) (contracts for professional or unique services); (Contract No. 32327)

(6) Authorize the City Manager to enter into a contract, as the result of a competitive selection process specified by Section 4.08.047 of the Pasadena Municipal Code, with Nabih Youssef & Associates for On-Call Structural Engineering Services for a total amount not-to-exceed \$500,000 over a four-year term on terms and conditions set forth in the agenda report. Competitive bidding is not required pursuant to City Charter Section 1002(F) (contracts for professional or unique services); and (Contract No. 32328)

(7) Authorize the City Manager to extend the term of the contracts.

CONTRACT AWARD TO iTENNIS, LLC and MOVE YOUR FEET TO OPERATE THE CITY'S TENNIS PROGRAM

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 15061(b)(3), and as such, no environmental review is required; 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 iTennis, LLC and Move Your Feet to operate the City's tennis program for three years with two optional one-year extension periods subject to the approval of the City Manager. (Contract No. 23,698 and 23,699)

Interim City Manager Kurtz and City Clerk Jomsky reported that the correct vendor name is Lisa Thomas dba Move Your Feet.

CONTRACT AWARD TO MISSION SCHOOL TRANSPORTATION, INC., FOR SCHOOL BUS TRANSPORTATION SERVICES

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 General 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, as the result of a competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Mission School Transportation, Inc., for school bus transportation services in an amount not-to-exceed \$145,388 for the first three years of the contract, with the option of two additional one-year terms valued at \$54,621 annually at the discretion of the City Manager. If all options are exercised, the five year grand total not-to-exceed amount is \$254,630. Competitive price bidding is not required pursuant to City Charter Section 1002(F) (contracts for professional or unique services). (Contract No. 32306)

DETERMINATION OF EXEMPT SURPLUS LAND FOR CITY-OWNED PARCELS 121 N. CHESTER AVENUE (APN 5738-019-907) AND 228 DEL MONTE STREET (APN 5728-010-901)

Recommendation: Staff recommends that the City Council:

- (1) Find that the proposed action is categorically exempt from CEQA under "Surplus Government Property Sales" exemption (per Title 14, Chapter 3, Article 19, Class 12, Section 15312); there are no features that distinguish this project from others in the exempt classes, and therefore, there are no unusual circumstances;
- (2) Declare both the subject parcels as "Exempt Surplus Real Properties" under the California Surplus Land Act per Section 54221(f)(1)(B); find that the proposed action is categorically exempt from the California Surplus Land Act under the provision that these properties are both less than 5,000 square feet in size;
- (3) Find that 228 Del Monte Street is an unbuildable parcel; declare that each of parcels to be exempt from the Pasadena Municipal Code's requirements of competitive sale pursuant to Section 4.02.040(f); and
- (4) Authorize the Interim City Manager to negotiate with the adjacent residential owners for the sale of the subject parcels at no less than their appraised values. (Resolution No. 9934)

FINANCE COMMITTEE: DIRECTION TO PREPARE AN ORDINANCE AMENDING PASADENA MUNICIPAL CODE CHAPTERS 4.44 AND 4.101 TO ENHANCE THE CITY'S ABILITY TO COLLECT UNPAID TRANSIENT OCCUPANCY TAXES AND TOURISM BUSINESS IMPROVEMENT DISTRICT MONIES

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed actions are exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3) (Common Sense Exemption); and

(2) Direct the City Attorney to prepare and return with an ordinance within 60 days to enhance the City's ability to collect delinquent Transient Occupancy Tax or Tourism Business Improvement District monies.

City Advisory Bodies

BROOKSIDE GOLF COURSE FEE CEILING ADJUSTMENTS

Recommendation of the Rose Bowl Operating Company: It is recommended that City Council:

(1) Find that action proposed in the agenda report is exempt from environmental review pursuant to State CEQA Guidelines Section 15061(b)(3), the "common sense exemption" that CEQA only applies to projects that may have a significant effect on the environment, and there are no features that distinguish this action from others in the exempt class, and therefore, there are no unusual circumstances; and

(2) Authorize the General Manager to adjust the Brookside Golf Fee ceilings annually based on City of Pasadena CPI recommendation, rounded up to the nearest whole dollar.

Mark Jomsky, City Clerk, reported that one letter advocating for mini-golf at the Brookside Golf Course, was received by the City Clerk's Office, distributed to the City Council, posted on-line, and made part of the public record.

RESIGNATIONS,
APPOINTMENTS, &
REAPPOINTMENTS

APPOINTMENT OF LUCINDA OVER TO THE HISTORIC PRESERVATION COMMISSION (Rose Villa/Oakdale Landmark District Nomination)

APPOINTMENT OF CINDY CLARK-SCHNUELLE TO THE HISTORIC PRESERVATION COMMISSION (District 5 Nomination)

APPOINTMENT OF RICK COLE TO THE PLANNING COMMISSION (District 5 Nomination)

APPOINTMENT OF JEFFREY "JOE" FENSTERMAKER TO THE TRANSPORTATION ADVISORY COMMISSION (District 3 Nomination)

City Clerk/Secretary

ADOPTION OF A RESOLUTION ACCEPTING THE "CERTIFICATE OF THE CANVASS OF THE ELECTION RETURNS" AND THE "CERTIFICATE OF THE CANVASS OF THE WRITE-IN VOTES" AS PREPARED AND CERTIFIED BY THE LOS ANGELES COUNTY REGISTRAR-RECORDER/COUNTY CLERK FOR THE PASADENA PRIMARY MUNICIPAL ELECTION CONSOLIDATED WITH THE JUNE 7, 2022 STATEWIDE PRIMARY ELECTION

Recommendation: It is recommended that the City Council:

(1) Find that the proposed action is not a project subject to California Environmental Quality Act (CEQA) as defined in Section 21065 and Section 15378 of the State CEQA Guidelines and, as such, no environmental document pursuant to CEQA is required for the project; and

(2) Adopt a resolution accepting the "Certificate of the Canvass of the Election Returns" (Exhibit A to the resolution) and "Certificate of the Canvass of the Write-In Votes" (Exhibit B to the resolution) as prepared and certified by the Los Angeles County Registrar-Recorder/County Clerk for the Pasadena Primary Municipal Election, consolidated with the Statewide Primary Election held on June 7, 2022 declaring the following persons, receiving a majority of the votes cast, are elected to the following offices, each for a full term of 4 years: (Resolution No. 9928)

John J. Kennedy Member of the City Council, District 3
 Jessica Rivas Member of the City Council, District 5
 Jason Lyon Member of the City Council, District 7

Mark Jomsky, City Clerk, reported the following:

John J. Kennedy, having received 58.94% of the total votes cast for District 3, is re-elected as member of the City Council, representing District 3 for a full term of four years

Jess Rivas, having received 97.64% of the total votes cast for District 5, is elected as member of the City Council, representing District 5 for a full term of four years

Jason Lyon, having received 51.56% of the total votes cast for District 7, is elected as member of the City Council, representing District 7 for a full term of four years

He noted that the start of each term begins on Monday, December 12, 2022.

APPROVAL OF MINUTES

May 16, 2022

CLAIMS RECEIVED

Claim No.	Claimant	Claim Amount
2022-0053	Integrated Community Options	\$ 10,000.00+
2022-0054	Naheel Innabi	25,000.00+
2022-0055	Juan Carlos Morales	25,000.00+
2022-0056	21 st Century Insurance Company a/s/o Erik Lima	6,945.42
2022-0057	Emmanuel Scales	25,000.00+
2022-0058	Katherine Kitto	Not stated
2022-0059	Lina Kyung Kang	1,632.95
2022-0060	Allstate Insurance Company a/s/o Oscar Rivera	7,060.62
2022-0061	Thomas Keiser	1,035.00
2022-0062	Elizabeth Ann Romero	9,900.00
2022-0063	William Humberto Pineda	3,000.00

2023-0001	Ebong Okon	25,000.00+
2023-0002	Mercury Insurance a/s/o Carlos Delgado	1,399.09
2023-0003	Latisha Ranie Robinson	1,191.00

PUBLIC HEARINGS SET July 18, 2022, 5:00 p.m. – 2021 – 2029 Housing Element Update

August 15, 2022, 5:30 p.m. – Proposed Vacation of Nina Street from Sunnyslope Avenue to East End.

Motion It was moved by Vice Mayor Wilson, seconded by Councilmember Williams, to approve all items on the Consent Calendar, including the amended name associated with Item 13 (Contract award to iTennis, LLC and Lisa Thomas, dba Move Your Feet to operate the City's tennis program):

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

CONTINUED PUBLIC HEARING

CONTINUED PUBLIC HEARING: SOUTH FAIR OAKS 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 California Environmental Quality Act (CEQA) Guidelines Section 15164;

(2) Make the Findings for Approval for the General Plan Map Amendment, Specific Plan Amendment, and Zoning Code Map and Text Amendments;

(3) Adopt a resolution approving the General Plan Map Amendment; (Resolution No. 9929)

(4) Adopt a resolution approving the recommended South Fair Oaks Specific Plan; and (Resolution No. 9930)

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

Recommendation of the Planning Commission: On April 13, 2022, by a vote of 5-2, the Planning Commission recommended that the City Council approve the proposed South Fair Oaks Specific Plan (SFOSP), including the General Plan Map Amendment, Zoning Code Map and Text Amendments, and the Addendum, as presented by staff, with the following recommended changes:

- Include an implementation program in the SFOSP related to public-private partnerships for the creation of paseos and publicly accessible open space (Included in the staff recommendation); and
- Incorporate language in the SFOSP that would give the review authority the ability to approve limited deviations from development standards not including allowed height setbacks, or tree planting requirements, for commercial properties when it can be clearly demonstrated that compliance with the standards would result in a substantial hardship. (Staff does not recommend that this recommendation be incorporated into the SFOSP).

In addition, staff refined the proposed SFOSP that was presented to the Planning Commission to reflect feedback received. Refer to Attachment A of the agenda report for the Recommended SFOSP. The 1998 SFOSP is also included as Attachment B of the agenda report.

Mark Jomsky, City Clerk, opened the public hearing; reported that the public hearing notice was published in the Pasadena Journal and Pasadena Press on May 5, 2022, May 12, 2022 and May 19, 2022.

Mark Jomsky, City Clerk, reported that three letters expressing concerns with the proposed South Fair Oaks Specific Plan Update, and providing comments on to improve the plan, were received by the City Clerk's Office, distributed to the City Council, posted on-line, and made part of the public record.

Jennifer Page, Acting Director of Planning and Community Development, introduced the agenda item, and Anita Cerna, Principal Planner, presented a PowerPoint presentation on the item; and all responded to questions.

Interim City Manager Cynthia Kurtz stated that given the State requirements related to density, that a phased approach will continue to support housing opportunities with approximately 950 residential units and will provide the City Council with the latitude to revisit the South Fair Oaks Specific Plan proposed densities as further development involving residential housing occurs over time within the Specific Plan.

In response to Mayor Gordo comments regarding the publicly accessible open space, paseo standards, and requirements, Jennifer Page, Acting Director of Planning and Community Development, stated that the requirements for new developments within specific parcels occurs during the Design Review phase.

Councilmember Madison, thanked staff for the revised recommendations; and advocated for increasing the 20% inclusionary requirements for new development as part of the Specific Plan update, requesting that staff further review the City's

Inclusionary Housing Ordinance to determine the feasibility of binding the 20% increase to the inclusionary requirement subject to each corridor/specific plan development production goal, which would help achieve the goal of increasing affordable housing production within the South Fair Oaks Specific Plan; and requested staff report back to the City Council on the matter.

Interim City Manager Cynthia Kurtz and Deputy City Attorney Theresa Fuentes responded to questions related to inclusionary housing, noting that state law would require the City to do a Nexus Study on the return on investment and impacts.

Vice Mayor Wilson asked staff to be cautious when allowing for discretion and flexibility surrounding the paseo standards and requirements, stating the “flexibility” should not defeat the intended functions of paseos; and advocated to implement the Complete Street Program on South Raymond Street, requesting that staff report back to the City Council on the plan to implement a multimodal program on South Raymond; and requested incorporating language prioritizing the future of the Glenarm Power Plant within the South Fair Oaks Specific Plan.

Councilmember Hampton spoke in support of the Councilmember Madison's request to further review whether the City's Inclusionary Housing Ordinance can vary in percentage by area/specific plan.

Following discussion, Deputy City Attorney Fuentes responded to questions regarding the process for amending the Specific Plan once approved, stating that the Specific Plan is a planning document that sets development parameters and policies, but does not “run with the land” and can be amended. She noted that the set density (which cannot be decreased) is constrained by state law; and stated that projects that comply with the specific plan parameters are by-right until such time as a project seeks a discretionary action where the approval would allow the project to exceed the set parameters.

The following individuals provided comments on the agenda item:

Tom Priestley, Pasadena resident
Julia Bradsher, representing Huntington Medical Research Institute (HMRI)
Brad McCoy, representing Hunting Hospital
Susan Kane, representing Huntington Medical Research Institute
Andrew Salimian, representing Pasadena Heritage
Nina Chomsky, representing Linda Vista-Annandale Association
Greg McLemore, Pasadena resident
Rollin Homer, representing ArtCenter College of Design

Councilmember Rivas spoke in opposition to any proposal to decrease density in the Specific Plan update, and spoke in support of the original recommended density levels as proposed at the May 23, 2022 City Council meeting. Councilmember Rivas expressed support for further discussion on reviewing other ways to promote affordable housing through the City's inclusionary ordinance and/or by other methods.

Councilmember Williams spoke on the public comment provided by HMRI related to concerns with their project's proposed north paseo, and spoke in support of giving HMRI credit for their existing paseo as part of the future project; and expressed her support for staff's recommendation, echoing Councilmember Wilson's request for strengthening the language surrounding redevelopment of the Glenarm site.

Mayor Gordo and Vice Mayor Wilson spoke on the HMRI existing paseo, reiterating the need to be mindful of the standards and goals on paseo requirements outlined in the plan when the project is considered during the Design Review process.

Vice Mayor Wilson advocated for the addition of South Raymond Avenue as a complete street, to the greatest extent possible, and spoke in support of the alternative plan, given that this approval is just a baseline, and can be revisited to add additional density, if desired, at a later time.

Councilmember Madison expressed concerns surrounding the lack of discussion on whether the proposed housing development production would include homeownership opportunities or be solely rental units.

Following discussion, Interim City Manager Cynthia Kurtz provided a recap of the City Council's amendments to the staff recommendation:

- Approve the alternate staff recommendation, incorporating as part of the Design Review process flexibility on issues surrounding paseos generally, with staff to review HMRI's project and determine if the design can be improved in a way to be more in-line with the updated Specific Plan requirements;
- Include South Raymond Avenue as part of the Complete Streets Program, to the greatest extent possible;
- Accelerate the review of the use of the Water & Power Building at Glenarm, analyzing its use as a utility, or for other uses, as well as determining the amount the City is paying in leases for office space, and whether there is bonding capacity available for redeveloping the site using office space lease savings; and
- Direct staff to prepare a Nexus Study on the issue of increasing the 20% inclusionary requirements for new development citywide, as well as by Specific Plan areas, to be reviewed by Economic Development and Technology Committee (EdTech).

Mayor Gordo spoke on the Northwest Specific Plan and stated that this Plan may be a good starting place for staff as they further analyze the potential for amending the inclusionary ordinance.

Councilmember Williams suggested staff also determine whether the inclusionary in-lieu fee can differ by Specific Plan area.

It was moved by Councilmember Madison, seconded by Vice Mayor Wilson, to close the public hearing:

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

Following discussion, it was moved by Councilmember Madison, seconded by Vice Mayor Wilson, to approve the alternative staff recommendation, incorporating the stated amendments, as detailed above:

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

**PUBLIC HEARING –
CONTINUED**

**CONTINUED PUBLIC HEARING: ZONING CODE AMENDMENT –
RELIGIOUS FACILITIES WITH AFFORDABLE HOUSING**

Recommendation: It is recommended that the City Council continue the public hearing to July 18, 2022 at 5:00 p.m.

It was moved by Vice Mayor Wilson, Seconded by Councilmember Williams to continue the public hearing on the item to July 18, 2022 at 5:00 p.m.:

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

**CONSIDERATION OF POSSIBLE ACTION RELATED TO A
LIBRARY SERVICES CONTINUATION SPECIAL TAX BALLOT
MEASURE**

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

(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 clearance is required for the action; and

(2) Direct Staff to prepare and return to the City Council for its consideration, all documents necessary to place a ballot initiative on the November 8, 2022 ballot related to the renewal of the Library Services Continuation Special Tax Measure.

ADVISORY COMMISSION AND COMMITTEE

RECOMMENDATIONS: On June 15, 2022, the Library Commission voted unanimously to recommend placement of the Library Service Continuation Measure, as described in the agenda report, on the November 8, 2022 general election ballot.

On June 29, 2022 the Board of The Friends of the Pasadena Public Library voted unanimously to recommend placement of the Library Service Continuation Measure on the November 8, 2022 general election ballot.

Tim McDonald, Acting Library Director, presented a PowerPoint presentation on the item and responded to questions.

Arnold Siegel, representing Protect Pasadena's Library 2022, spoke in support of the recommendation, noting the support of the Protect Pasadena Library 2022 Committee.

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

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

NOES: None

ABSENT: Councilmember Kennedy

ABSTAIN: None

**ORDINANCE - FIRST
READING**

Conduct first reading of "AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 12.13 OF TITLE 12 OF THE PASADENA MUNICIPAL CODE ENTITLED "SIDEWALK DINING ON PUBLIC WALKWAYS" TO RENAME CHAPTER 12.13 TO "OUTDOOR DINING WITHIN PUBLIC RIGHTS-OF-WAY" AND TO INCLUDE ON-STREET DINING"

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

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

NOES: None

ABSENT: Councilmember Kennedy

ABSTAIN: None

Conduct first reading of “**AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA GRANTING NON-EXCLUSIVE RENEWAL FRANCHISES FOR SOLID WASTE COLLECTION TO TWENTY (20) APPLICANTS**”

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

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

Mayor Gordo reported out on his June 26, 2022 travel to Sacramento on official City business to attend the California Transportation Commission (CTC) Hearing regarding the 710 stub relinquishment.

On the order of the Mayor, the regular meeting recessed at 8:08 p.m., reconvening closed session to discuss the following:

CLOSED SESSION
CONTINUED

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION pursuant to Government Code Section 54956.9(d)

Name of Case: Paris Holloway v. Bartman Horn
Case No.: U.S. District Court Case No. 15-CV-03867

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION pursuant to Government Code Section 54956.9(d)(1)

Name of Case: Lee v. City of Pasadena
Case No.: 19STCV26598

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

Agency Designated Representative: Cynthia Kurtz and Tiffany Jacobs-Quinn

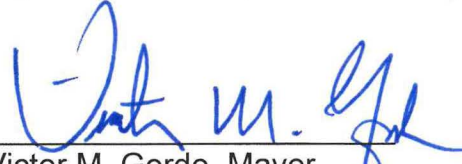
Employee Organization: Laborers’ International Union of North America (LIUNA)

Mayor Gordo stated a conflict existed for him with regard to this item, recused himself, and left the meeting at 9:28 p.m.

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 9:38 p.m. in memory of Theodore "John" Stacks Jr.



Victor M. Gordo, Mayor
City of Pasadena

ATTEST:



City Clerk