

CITY OF PASADENA
City Council Minutes
October 23, 2023 – 4:30 P.M.
City Hall Council Chamber

OPENING:

Mayor Gordo called the regular meeting to order at 4:30 p.m.

CLOSED SESSION

On the order of the Mayor, the regular meeting recessed at 4:41 p.m. to discuss the following closed session:

CITY COUNCIL CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code Section 54956.8
Property Location: 430 N. Holliston Avenue, #114, Pasadena, CA 91106

Agency Negotiator: Miguel Márquez

Negotiating Party: Doris Mae Leonard

Under Negotiation: Modification of Repayment Amount and Terms of City Homebuyer Assistance Loan

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

Name of Case: Conejo v. City of Pasadena, et al.

Los Angeles County Superior Court Case No. 21STCV12626

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

On the order of the Mayor, the regular meeting reconvened at 5:31 p.m. The pledge of allegiance was led by Councilmember Hampton.

ROLL CALL:

Councilmembers:

Mayor Victor M. Gordo
Vice Mayor Felicia Williams
Councilmember Tyron Hampton
Councilmember Justin Jones
Councilmember Jason Lyon
Councilmember Steve Madison
Councilmember Gene Masuda
Councilmember Jessica Rivas (arrived at 5:44 p.m.)

Staff:

City Manager Miguel Márquez
City Attorney/City Prosecutor Michele Beal Bagneris
City Clerk Mark Jomsky

CEREMONIAL MATTERS

Councilmember Madison and Mayor Gordo recognized William Velayos (aka "MagixMC"), for his impact and generosity supporting the Boys & Girls Club of Pasadena, and presented him with a certificate on behalf of the City Council thanking him for his recent donation of 12 Alienware laptops to the club, that will help club participants learn and

develop skills in coding, game design, and media production. Lisa Cavelier, CEO of Boys & Girls Club of Pasadena, expressed her gratitude to Mr. Velayos for his work with the club. Mr. Velayos thanked the City Council for this recognition, and spoke on using his network and collaborating with others to introduce new programs to the Boys and Girls Club.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

The following individuals expressed their concerns and shared comments regarding climate change, environmental impacts, and the Council's adopted resolution to achieve carbon-free energy by 2030:

Councilmember Rivas joined the dais at 5:44 p.m.

Carlos Robles, Professor at Cal State LA
Gabriel Bozzola, Pasadena resident
Joel Haber, Pasadena resident
Lucian Werner, Pasadena resident
Malcom Tisdale, Pasadena resident
Josh Fischer, Pasadena resident
Shirui Peng, Pasadena resident

Olden Denham, Pasadena resident, spoke on the upcoming City Charter study effort, and voiced concerns regarding the difficulty of getting into an affordable housing unit in the City.

Allen Shay, Pasadena resident, shared concerns for the pricing of the affordable housing units in the City and requested an update on the City's Charter study effort.

David Whitehead, Pasadena resident, thanked the City's Planning Department staff for listening to residents' concerns regarding additional dwelling units (ADUs); he also requested the City to conduct a study of impact fees relating to the construction of ADUs.

Yadi, Pasadena resident, commented on government transparency and privacy; noting her recent public records act requests for documents on the City's use of surveillance equipment, ShotSpotter, and cell site simulator.

Keisha Wilkins, residence not stated, advocated for the City to recognize Troop, who began their careers in Pasadena, and suggested naming a City street in honor of the local musicians.

SPECIAL ITEM

2023 SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG) UPDATE BY RICKY CHOI, DIRECTOR OF GOVERNMENT AND COMMUNITY RELATIONS

Mayor Gordo introduced Ricky Choi, Director of Government and Community Relations for the SGVCOG, who presented information on the COG's work related to implementing regional solutions to support local and diverse communities, programs and projects to improve the

quality of life for San Gabriel Valley residents, and their goals for the upcoming year.

Mayor Gordo thanked Mr. Choi for the presentation and expressed gratitude for the work that they do with the various cities and school districts.

Vice Mayor Williams requested for the Mosquito and Vector Control District to provide a similar status update on mosquitos, including efforts to control mosquito populations (i.e., through spraying).

Mayor Gordo suggested revisiting a vector control function within the City's Health Department.

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

CONSENT CALENDAR

Item Discussed Separately

ENTER INTO TWO FUND TRANSFER AGREEMENTS WITH LOS ANGELES COUNTY FLOOD CONTROL DISTRICT TO ACCEPT COMPETITIVE SAFE, CLEAN WATER GRANT FUNDS (Public Works Dept.)

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH FWD SEAGRAVE HOLDINGS LP, DBA: SEAGRAVE FIRE APPARATUS LLC FOR THE PURCHASE OF TWO 2023 SEAGRAVE CAPITOL CAB PUMPERS FOR A TOTAL OF \$2,675,633 (Fire Dept.)

Recommendation: It is recommended that the City Council:

- 1) Find that the action in the agenda report is exempt under the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines per Section 15061 (b)(3), the "Common-Sense" exemption that CEQA only applies to projects that may have an effect on the environment; and
- (2) Authorize the City Manager to enter into purchase order with FWD Seagrave Holdings LP, DBA: Seagrave Fire Apparatus, LLC for the purchase of two 2023 Seagrave Capitol Cab Pumpers in an amount not-to-exceed \$2,675,633. 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.

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH SOUTH COAST FIRE EQUIPMENT INC., FOR THE PURCHASE OF TWO 2023 PIERCE ENFORCER TRIPLE COMBINATION PUMPERS FOR A TOTAL OF \$2,825,309 (Fire Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that that the action in the agenda report is exempt under the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines per Section 15061(b)(3), the "Common-Sense"

exemption that CEQA only applies to projects that may have an effect on the environment; and

(2) Authorize the City Manager to enter into a purchase order with South Coast Fire Equipment Inc., for the purchase of two 2023 Pierce Enforcer Triple Combination Pumpers in an amount not-to-exceed \$2,825,309. 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.

AUTHORIZATION TO ENTER INTO A PURCHASE ORDER WITH ENTERPRISE FLEET MANAGEMENT INC, DBA: ENTERPRISE FLEET MANAGEMENT EXCHANGE INC., FOR THE PURCHASE OF FIVE 2023 CHEVY BOLT ELECTRIC UTILITY VEHICLES (EUVs) FOR AN AMOUNT NOT-TO-EXCEED \$167,813 (Fire Dept.)

Recommendation: It is recommended that the City Council:

(1) Find that the recommended actions in the agenda report are exempt from the California Environmental Quality Act ("CEQA") pursuant to the State CEQA Guidelines per Section 15061 (b)(3), the "Common-Sense" exemption that the CEQA only applies to projects that may have an effect on the environment; and

(2) Authorize the City Manager to enter into a purchase order with Enterprise Fleet Management Inc, DBA: Enterprise Fleet Management Exchange Inc., for the purchase of five (5) 2023 Chevy Bolt Electric Utility Vehicles (EUVs) in an amount not-to-exceed \$167,813 for the Fire Department and the Planning & Community Development Department. Neither Competitive Bidding nor Competitive Selection are required pursuant to City Charter Section 1002(H) and Pasadena Municipal Code Section 4.08.049(A)(7), contracts for which the City's best interests are served.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH SPEAKEASY JIU JITSU LLC; DBA STRAIGHT BLAST GYM SOCAL NOT-TO-EXCEED \$200,000 (Police Dept.)

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 State CEQA Guidelines Section 15061(b)(3) "Common-Sense" exemption that CEQA only applies to projects that may have the potential for causing a significant effect on the environment; and

(2) (a) Accept the proposal dated August 15, 2023, submitted by Speakeasy Jiu Jitsu LLC; DBA Straight Blast Gym SoCal in response to the specifications for Defensive Tactics Training for Police – Instruction and Training Facility, (b) authorize the issuance of a contract with Speakeasy Jiu Jitsu LLC; DBA Straight Blast Gym SoCal in an amount not-to-exceed \$120,000 for a period of three years, and (c) authorize the City Manager to extend the agreement for up to two additional one-year periods in the annual amount of \$40,000 for a total over five years of \$200,000 without further City Council approval consistent with the terms of the specifications. (Contract No. 32768)

Item Pulled; To Be Heard
on October 30, 2023
Council Meeting

AUTHORIZE A CONTRACT AWARD FOR SECURITY GUARD SERVICES FOR CALTRANS PROPERTIES WITH AMERICAN GLOBAL SECURITY INC., FOR AN AMOUNT NOT-TO-EXCEED \$237,500 (Housing Dept.)

Item Pulled; To Be Heard
on October 30, 2023
Council Meeting

AUTHORIZE A CONTRACT AWARD FOR PROPERTY INSPECTION SERVICES WITH SCOTLAND YARD HOME INSPECTIONS FOR INSPECTION OF CALTRANS PROPERTIES FOR AN AMOUNT NOT-TO-EXCEED \$262,500 (Housing Dept.)

Item Pulled; To Be Heard
on October 30, 2023
Council Meeting

AUTHORIZE THREE CONTRACT AWARDS FOR BROKER LISTING SERVICES FOR CALTRANS PROPERTIES WITH: 1) DEASY PENNER PODLEY, 2) BEAUTIFUL PASADENA HOMES INC., DBA DAVE KNIGHT REAL ESTATE TEAM, AND 3) SOTHEBY'S INTERNATIONAL FOR A COMBINED TOTAL AMOUNT NOT-TO-EXCEED \$1,387,260 (Housing Dept.)

AUTHORIZATION TO ENTER INTO CONTRACT WITH KELLY SPICERS STORES FOR SHEET-CUT PAPER, PARENT-SIZE PAPER, NCR, AND ENVELOPE SUPPLY NOT-TO-EXCEED \$183,693 (Finance Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed action in the agenda report 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) Accept the bid dated August 22, 2023 submitted by Kelly Spicers Stores in response to specifications to furnish sheet-cut paper, parent-sized paper, NCR, and envelopes and authorize the City Manager to enter into a contract with Kelly Spicers Stores for an amount not-to-exceed \$183,693 for a one-year period. (Contract No. 32764)

FINANCE COMMITTEE: AMENDMENTS TO FISCAL YEAR 2024 CAPITAL IMPROVEMENT PROGRAM AND AUTHORIZE THE CITY MANAGER TO EXECUTE ALL AGREEMENTS FOR THE RECEIPT OF ACTIVE TRANSPORTATION PROGRAM AND HIGHWAY SAFETY IMPROVEMENT PROGRAM GRANT FUNDS IN THE AMOUNT OF \$10,942,040 (Public Works Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed actions in the agenda report are not "projects" as defined in the California Environmental Quality Act (CEQA), Public Resources Code Section 21065 and Section 15378(b)(4) and (5) of the State CEQA Guidelines, and as such, are not subject to environmental review;
- (2) Amend the Fiscal Year 2024 Capital Improvement Program (CIP) Budget as detailed in Attachment A and B of the agenda report (Budget Amendment No. 2024-21); and

(3) Authorize the City Manager or designee to execute any and all agreements associated with the receipt of \$9,938,000 in Active Transportation Program (ATP) Cycle 6 grant funds and \$1,004,040 in Highway Safety Improvement Program (HSIP) Cycle 11 grant funds.

FINANCE COMMITTEE: ACCEPTANCE OF “SAFE STREETS AND ROADS FOR ALL ACTION PLAN” GRANT FUNDS AND AMEND THE CITY’S BUDGET TO RECEIVE AND EXPEND FUNDS
(Transportation Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that the recommended actions in the agenda report are exempt from the California Environmental Quality Act (CEQA) Guidelines per Section 15061(b)(3), the “Common-Sense” exemption that CEQA only applies to projects that may have an effect on the environment;
- (2) Authorize the City Manager to enter into an agreement with the Federal Highway Administration (FHWA) to receive grant funding for the Safe Streets and Roads for All (SS4A) Action Plan Grant in the amount of \$200,000 and execute any subsequent agreements regarding this grant award (Contract No. 23,926); and
- (3) Amend the City’s operating budget to receive and appropriate \$200,000 as detailed in the fiscal impact section of the agenda report. (Budget Amendment No. 2024-22)

FINANCE COMMITTEE: AUTHORIZE THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE TASK FORCE FOR REGIONAL AUTO THEFT PREVENTION AND AMEND THE POLICE DEPARTMENT’S FISCAL YEAR 2024 OPERATING BUDGET BY RECOGNIZING REVENUE AND APPROPRIATING \$247,595 (Police Dept.)

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 15061(b)(3), the “Common-Sense” exemption that CEQA applies only to projects that may have an effect on the environment;
- (2) Authorize the City Manager to enter into a memorandum of understanding with the Task Force for Regional Auto Theft Prevention (TRAP) (Contract No. 23,927); and
- (3) Amend the Police Department’s Fiscal Year (FY) 2024 Operating Budget by recognizing revenue and appropriating \$247,595 in the General Fund (101) as detailed in the Fiscal Impact Section of the agenda report. (Budget Amendment No. 2024-23)

FINANCE COMMITTEE: AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL (ABC) FOR A GRANT AND AMEND THE POLICE DEPARTMENT’S FISCAL YEAR 2024 OPERATING BUDGET BY RECOGNIZING REVENUE AND APPROPRIATING \$40,000 (Police Dept.)

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 15061(b)(3), the “Common-Sense” exemption that CEQA applies only to projects that may have an effect on the environment;
- (2) Adopt a resolution authorizing the City to receive the grant funding from ABC as detailed in the agenda report (Resolution No. 10015);
- (3) Amend the Police Department’s Fiscal Year (FY) 2024 Operating Budget by recognizing revenue and appropriating \$40,000 in the General Fund (101) (Budget Amendment No. 2024-24); and
- (4) Authorize the City Manager to enter into a contract for a grant with the State of California Department of Alcoholic Beverage Control. (Contract No. 23,928)

Item Discussed Separately

FINANCE COMMITTEE: AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TACTICAL SUPPORT EQUIPMENT INC., NOT-TO-EXCEED \$1,281,614 FOR THE PURCHASE OF A CELLULAR SITE SIMULATOR AND AMEND THE POLICE DEPARTMENT’S FISCAL YEAR 2024 OPERATING BUDGET BY APPROPRIATING \$1,281,614 (Police Dept.)

FINANCE COMMITTEE: AMENDMENT OF THE HOUSING DEPARTMENT’S FISCAL YEAR 2024 OPERATING BUDGET IN THE AMOUNT OF \$379,900; APPROVAL OF KEY TERMS OF HOUSING ACQUISITION LOAN AGREEMENT WITH HERITAGE HOUSING PARTNERS TO PROVIDE PURCHASE FINANCING IN AN AMOUNT NOT-TO-EXCEED \$379,900 TO IMPLEMENT PURCHASE OPTIONS ON AFFORDABLE HOMEOWNERSHIP UNIT AT 588 NORTH FAIR OAKS AVENUE, #103 (Housing Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed housing financing and acquisition activity, as described in the agenda report, does not have a significant effect on the environment and has been determined to be categorically exempt under Class 26 (Acquisition of Housing) of the State California Environmental Quality Act (“CEQA”) and, specifically, Section 15326 of the State CEQA Guidelines;
- (2) Amend the Housing Department’s Fiscal Year (FY) 2024 Operating Budget by appropriating \$379,900 from the Inclusionary Housing Fund’s unappropriated fund balance for the HHP Housing Acquisition Project (Budget Amendment No. 2024-25);
- (3) Approve key business terms, as described in the agenda report, of the proposed Housing Acquisition Loan Agreement (the “Agreement”) with Heritage Housing Partners; and
- (4) Authorize the City Manager to execute the Agreement and all documents necessary to effectuate the staff recommendation. (Contract No. 32765)

Item Discussed Separately

FINANCE COMMITTEE: AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION TO RECOGNIZE AND APPROPRIATE \$675,000 TO THE FISCAL YEAR

2024 PUBLIC HEALTH DEPARTMENT OPERATING BUDGET TO SUPPORT THE PASADENA OUTREACH AND RESPONSE TEAM (“PORT”) PROGRAM AND AMEND CONTRACT NO. 32463 WITH UNION STATION HOMELESS SERVICES (Public Health Dept.)

**CITY COUNCIL/
CITY ATTORNEY/
ADVISORY BODIES**

LICENSE AGREEMENT WITH AEG FOR ONE (1) SOCCER MATCH TO BE HELD IN JULY 2024 (Rose Bowl Operating Company)

Recommendation: It is recommended that the City Council:
 (1) Find that the license agreement proposed in the agenda report is categorically exempt under California Environmental Quality Act (CEQA) Guidelines Section 15323 (Normal Operations of Facilities for Public Gatherings), there are no features that distinguish this project from others in this exempt class, and therefore there are no unusual circumstances present;
 (2) Authorize the General Manager to negotiate and enter into a license agreement with AEG to host one (1) soccer match in July 2024 (Contract No. 23,929); and
 (3) Recommend that the City Council make the findings set forth in the agenda report and required by Pasadena Municipal Code (PMC) Section 3.32.270.A to authorize the Rose Bowl Operating Company (RBOC) to host displacement event number 19 for 2024.

**CITY CLERK/
SECRETARY**

CLAIMS RECEIVED AND FILED

Claim No.	Claimant	Claim Amount
2024-0082	981 North Lake Ave	\$ 2,847,70
2024-0083	Daniel Villa	25,000+
2024-0084	Claudia Lorena Martinez	25,000+
2024-0085	Gabriela Quintero-Lopez	25,000+
2024-0086	Jorge Amulfo Hernandez Lopez	25,000+

MOTION:

It was moved by Councilmember Masuda, seconded by Vice Mayor Williams, to approve all items on the Consent Calendar, with the exception of Items 6 (Security Guard Services for Caltrans Properties), 7 (Property Inspection Services with Scotland Yard Home Inspections for Caltrans Properties) and 8 (Broker Listing Services for Caltrans Properties), which were held until the October 30, 2023 City Council meeting, and for Items 1 (LA County Flood Control Safe, Clean Water Grant Funds), 14 (Purchase of Cellular Site Simulator), and 16 (Operating Budget for Pasadena Outreach and Response Team (“PORT”) Program), to be discussed separately. (Motion unanimously approved) (Absent: None)

City Clerk Jomsky reported that Consent Calendar Item 17 received two letters expressing concerns regarding Rose Bowl Operating Company’s recommendation due to unsafe actions of attendees at the October 15th soccer game, and stated that the correspondence was distributed to the City Council, posted online, and made part of the public record.

**ITEM DISCUSSED
SEPARATELY**

FINANCE COMMITTEE: AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TACTICAL SUPPORT EQUIPMENT INC., NOT-TO-EXCEED \$1,281,614 FOR THE PURCHASE OF A CELLULAR SITE SIMULATOR AND AMEND THE POLICE DEPARTMENT'S FISCAL YEAR 2024 OPERATING BUDGET BY APPROPRIATING \$1,281,614 (Police Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find the proposed action in the agenda report is exempt from the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Section 15061(b)(3), the "Common-Sense" exemption that CEQA only applies to projects that may have the potential for causing a significant effect on the environment;
- (2) (a) accept the bid dated August, 14, 2023, submitted by Tactical Support Equipment Inc. (TSE), in response to specification for a cellular site simulator for the Police Department, and (b) authorize the issuance of a contract with TSE in an amount not-to-exceed \$1,281,614. This includes the base amount of \$1,074,548, use tax of \$107,066 and contingency of \$100,000; and
- (3) Amend the Police Department's Fiscal Year (FY) 2024 Operating Budget by appropriating \$1,281,614 from the unappropriated fund balance in the Asset Forfeiture Fund (207) for the purchase of the cellular site simulator.

City Clerk Jomsky reported that the City Clerk's office received three letters of opposition and/or comments relating to the lack of oversight and privacy right concerns with the use of cell site simulators in the City, which were posted online, distributed to the City Council, and made part of the public record for the item.

PUBLIC COMMENT

The following individuals provided public comment on the item, speaking in opposition to the staff recommendation due to issues related to privacy:

Yadi, Pasadena resident

Mike Katz-Labace, representative from Oakland Privacy

In response to Councilmember Rivas' questions, Sergeant Edgar Sanchez, Pasadena Police – Robbery Homicide Division, confirmed that the item did not go to the Community Police Oversight Commission for their review and input. Lieutenant Keith Gomez, Pasadena Police – Violent Crimes Division, reported that a departmental policy has been prepared and reviewed by command staff, and would be implemented if the purchase contract is approved.

In response to questions posed by Councilmember Lyon regarding the purchase approval and policy approval process/implementation in terms of state law, City Attorney Bagneris stated that legal counsel will conduct research to determine if a policy will need to be approved in tandem with, or prior to, the approval of the purchase agreement. She noted staff will also confirm whether a department policy or council-

approved policy is necessary to meet state statute requirements; and emphasized that typically City Council does not weigh in on Police Department policies.

Mayor Gordo suggested deferring the item to the October 30, 2023 Council meeting so that legal counsel can complete the requested research based on state statute requirements.

Vice Mayor Williams also requested City staff to return to the City Council with the privacy policy so that Council can understand the impacts of the policy.

Following discussion, on order of the Mayor, and consensus of the City Council, the item was held until the October 30, 2023 meeting, with staff directed to provide the requested information.

ITEM DISCUSSED SEPARATELY

FINANCE COMMITTEE: AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION TO RECOGNIZE AND APPROPRIATE \$675,000 TO THE FISCAL YEAR 2024 PUBLIC HEALTH DEPARTMENT OPERATING BUDGET TO SUPPORT THE PASADENA OUTREACH AND RESPONSE TEAM (“PORT”) PROGRAM AND AMEND CONTRACT NO. 32463 WITH UNION STATION HOMELESS SERVICES (Public Health Dept.)

Recommendation: It is recommended that the City Council:

(1) Find that the proposed action in the agenda report is not subject to the California Environmental Quality Act (“CEQA”) pursuant to Section 21065 of CEQA and State CEQA Guidelines Sections 15060(c)(2), 15060(c)(3), and 15378, and as such, no environmental document pursuant to CEQA is required;

(2) Authorize the City Manager to enter into an agreement with the Substance Abuse and Mental Health Services Administration (“SAMHSA”) to accept and administer \$900,000 in Congressional Directive Spending (“CDS”) grant funds on behalf of the City of Pasadena to support services for unhoused individuals through the Pasadena Outreach Response Team (“PORT”) program (Contract No. 23.930);

(3) Amend the Fiscal Year 2024 Public Health Department Operating Budget by recognizing and appropriating \$675,000 of SAMHSA CDS funding awarded to the Department (Budget Amendment No. 2024-26);

(4) Authorize the City Manager to amend Contract No. 32463 with Union Station Homeless Services to increase the not-to-exceed amount by \$498,667 from \$567,007 to a revised amount of \$1,065,674 for Peer Outreach and Licensed Clinical Social Worker (“LCSW”) Services, contingent on grant funding; Competitive Bidding is not required pursuant to City Charter Section 1002(F) Contracts for Professional or Unique Services (Contract Amendment No. 32463-1); and

(5) To the extent this action could be considered a separate procurement subject to the Competitive Selection Process, it is

recommended that the City Council grant an exemption pursuant to Pasadena Municipal Code (PMC) Section 4.08.049 (B), contracts for which the City's best interests are served.

PUBLIC COMMENT

Andrew Good, residence not stated, expressed support for the Pasadena Outreach Response Team ("PORT") program and the staff recommendation, noting the positive impact it has on the lives of unhoused individuals, and the vital services it provides to the community.

MOTION:

It was moved by Councilmember Hampton, seconded by Councilmember Lyon, to approve the staff recommendation. (Motion unanimously approved) (Absent: None)

ITEM DISCUSSED SEPARATELY

Councilmember Jones recused himself from the item due to a conflict of interest, and left the dais at 6:38 p.m.

ENTER INTO TWO FUND TRANSFER AGREEMENTS WITH LOS ANGELES COUNTY FLOOD CONTROL DISTRICT TO ACCEPT COMPETITIVE SAFE, CLEAN WATER GRANT FUNDS (Public Works Dept.)

Recommendation: It is recommended that the City Council:

(1) Find that the proposed action in the agenda report is not a "project" as defined in the California Environmental Quality Act (CEQA), Public Resources Code Section 21065 and Section 15378(b)(4) of the State CEQA Guidelines, and as such, is not subject to environmental review; and

(2) Authorize the City Manager to execute two fund transfer agreements with the Los Angeles County Flood Control District to receive a total of \$4,491,375 in Measure W – Safe, Clean, Water Program Regional Program grant funds. (Contract No. 23,931 – Brookside Park and Contract No. 23,932 – Eaton Wash Stormwater)

It was moved by Vice Mayor Williams, seconded by Councilmember Hampton, to approve staff recommendation. (Motion unanimously approved) (Absent: Councilmember Jones)

OLD BUSINESS

Councilmember Jones returned at 6:40 p.m.

MILITARY EQUIPMENT ANNUAL REPORT AND RENEWAL OF EXISTING MILITARY EQUIPMENT (Police Dept.)

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 15061(b)(3), the "Common-Sense" exemption that CEQA applies only to projects that may have an effect on the environment;

(2) Find that at each type of military equipment identified in the Pasadena Police Department (PPD) June 2022 to June 2023 Annual Military Equipment Report has complied with the standards for approval set forth in the PPD Military Equipment Policy 711 and Government Code Section 7070 et seq.; and

(3) Approve the continued use of the currently authorized military equipment by renewing Ordinance no. 7395 pursuant to Government Code Section 7071(e)(1).

Eugene Harris, Pasadena Police Chief, introduced the item, and Lieutenant Monica Cuellar reviewed the staff report on the City's military equipment, Assembly Bill 481, and annual review requirements.

Councilmember Rivas inquired if the PDD Military Equipment Policy 711 had been updated recently and requested additional information on military equipment usage for training, field deployment, and accuracy check.

Lieutenant Cuellar clarified that the PDD Military Equipment Policy 711 has not been updated since it was approved in 2022, and in response to her inquiry, the term "field deployment" in the staff report does not refer to actual usage of the equipment. She emphasized that most of the equipment is primarily used for de-escalation tactics, that all equipment has usage protocols, and that staff is properly trained to use the listed ammo and equipment.

Councilmember Rivas spoke on the benefits of having the Community Policy Oversight Commission review the PDD's Military Equipment Policy 711 and annual report to promote transparency and accountability with the community.

Mayor Gordo acknowledged staff's efforts to promote transparency; he also cautioned staff to consider how information about the equipment is made public, without jeopardizing the Police Department's ability to keep the public safe.

City Clerk Jomsky reported that one letter of opposition to the staff recommendation stating that the report does not comply with AB481 was received by the City Clerk's office received, distributed to the City Council, posted online, and made part of the public record.

PUBLIC COMMENT The following individuals expressed their concerns regarding the lack of details in the staff report:

Yadi, Pasadena resident
Raul Ibanez, Pasadena resident

In response to Councilmember Rivas' questions concerning annual report and notice requirements, Police Chief Harris confirmed that the annual report was posted in compliance with State requirements.

Councilmember Lyon suggested having staff reports for items dealing with State and/or legal requirements be signed off by the City Attorney to ensure that the City is in compliance with legal requirements.

MOTION: Following discussion, it was moved by Councilmember Madison, seconded by Vice Mayor Williams, to approve staff recommendation. (Motion unanimously approved) (Absent: None)

Vice Mayor Williams left the meeting at 7:14 p.m.

ORAL REPORT: REVIEW OF SHOTSPOTTER

Recommendation: This matter is presented for information only; no action is required.

Eugene Harris, Pasadena Police Chief, introduced the item, and Marcia Taglioretti, Commander of Criminal Investigations Division, provided a presentation on the ShotSpotter system, including the system capabilities, how it has contributed to significant incidents since its implementation, and the impacts it has on combatting gun violence. Police Chief Harris reported that the contract for ShotSpotter will be brought back for annual review in February 2024.

In response to Councilmember Hampton's inquiry about the inaccuracies of the system, Commander Taglioretti reported that it is difficult to exclude inaccuracies of the ShotSpotter system due to the instances where the system reported shots being fired but no evidence is found upon arrival. Police Chief Harris added, that at times, the type of gun fired can make it difficult for PPD Officers to determine if there was a failure in the system, or if there is a lack of evidence such as bullet casings found to validate the system's notification.

Councilmember Rivas thanked Commander Taglioretti for the report and requested that future reports include additional metric data pertaining to convictions and arrests, changes in response times, and why other jurisdictions have decided against renewing their contracts with ShotSpotter.

Following discussion, Councilmember Lyon inquired if the City has the ability to activate the ShotSpotter system to conduct audio surveillance from sound nodes in the community.

Commander Taglioretti reported that ShotSpotter controls the system and owns the data; and noted that the system only releases alerts to the Police Department when it detects gunshots, stating that the system does not release any information except for the alert itself.

Councilmember Lyon requested for the ShotSpotter privacy policies to be brought back in February 2024, along with the contract, for City Council review and discussion.

PUBLIC COMMENT

The following individuals expressed their concerns regarding the ineffectiveness of ShotSpotter and the lack of data presented by City staff:

Yadi, Pasadena Resident
Andrew Good, residence not stated
Allen Shay, Pasadena resident
Raul Ibanez, Pasadena resident

Tommy Corralez, residence not stated, expressed support for the use of the ShotSpotter system, and how it helps increase safety for those involved in any incident.

City Clerk Jomsky reported that one letter of opposition expressing concerns with the use of ShotSpotter and one letter advocating for the Community Police Oversight Commission to review the ShotSpotter system, were received by the City Clerk's office, distributed to the City Council, posted online, and made part of the public record for this item.

ORDINANCE – Second Reading

ADOPTION OF “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 8, CHAPTER 8.62 OF THE PASADENA MUNICIPAL CODE, PERTAINING TO THE CITY’S CONSTRUCTION AND DEMOLITION WASTE MANAGEMENT PROGRAM” (Councilmember Hampton) (Ordinance No. 7415)

The above ordinance was adopted by the following vote:

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

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

City Clerk

ADOPTION OF RESOLUTIONS RELATED TO THE CALLING AND GIVING NOTICE OF THE CITY OF PASADENA’S MARCH 5, 2024 PRIMARY MUNICIPAL ELECTION FOR THE OFFICE OF MAYOR AND FOR MEMBERS OF THE CITY COUNCIL IN DISTRICTS 1, 2, 4, AND 6, AS WELL AS A SPECIAL ELECTION FOR MEMBER OF THE CITY COUNCIL IN DISTRICT 3; AND IF NECESSARY THE CALLING AND GIVING NOTICE OF THE NOVEMBER 5, 2024 GENERAL MUNICIPAL ELECTION; AND THE CONSOLIDATION OF PASADENA’S PRIMARY AND GENERAL MUNICIPAL ELECTIONS WITH THE STATEWIDE PRIMARY AND GENERAL ELECTIONS; AND OTHER RELATED MATTERS

RECOMMENDATION: It is recommended that the City Council:

(1) Find that the proposed actions in the agenda report are exempt from review pursuant to the California Environmental Quality Act (“CEQA”) in accordance with State CEQA Guidelines § 15061(b)(3) “Common-Sense” exemption:

(2) Adopt a resolution of the City Council of the City of Pasadena calling and giving notice of the City of Pasadena’s March 5, 2024 Primary Municipal Election for the Office of Mayor and for members of the City Council in Districts 1, 2, 4, and 6, as well as a Special Election for a member of the City Council in District 3 in compliance with City Charter Section 404; and if necessary, the calling and giving notice of the City of Pasadena’s November 5, 2024 General Municipal Election (Resolution No. 10,016);

(3) Adopt a resolution of the City Council of the City of Pasadena requesting the Board of Supervisors of the County of Los Angeles

approve the consolidation of the March 5, 2024 Primary Municipal Election, and if necessary, the November 5, 2024 General Municipal Election, with the Statewide Primary and General Elections, and direct the Los Angeles County Registrar-Recorder/County Clerk to administer said elections on behalf of the City, and for those elections to be conducted as one election (Resolution No. 10,017); and
(4) Adopt a resolution of the City Council of the City of Pasadena setting forth regulations relating to candidate statements for the March 5, 2024 Primary Municipal Election, and if necessary, the November 5, 2024 General Municipal Election (Resolution No. 10,018).

City Clerk Jomsky gave a brief presentation on the calling of the March 5, 2024 Primary Municipal Election and November 5, 2024 General Municipal Election. He also announced the opening and closing dates for the nomination period.

It was moved by Councilmember Hampton, seconded by Councilmember Lyon, and carried by the following motion of Council to approve staff recommendation. (Motion unanimously approved)
(Absent: Vice Mayor Williams)

APPROVAL OF APPOINTMENTS TO THE CHARTER STUDY TASK FORCE

RECOMMENDATION: It is recommended that the City Council:

(1) Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) in accordance with Section 15061(b)(3), the Common-Sense Exemption, which states that CEQA only applies to projects that may have an effect on the environment; and

(2) Approve the following appointments to the Charter Study Task Force:

Lena Kennedy – District 1
Margaret McAustin – District 2
Marcus D. Hatcher – District 3
Paul Novak – District 4
Liberty McCoy – District 5
Ken Chawkins – District 6
Andy Wilson – District 7
Vince Farhat – Mayor Nomination
Raul Salinas – At Large Nomination

Councilmember Rivas expressed concerns that the number of appointments to the Charter Study Task Force should be increased due to the importance of the subject matter, and that the list of appointees does not sufficiently address gender diversity issues. She suggested adding four more appointees, bringing the total to 13, with additional appointments to address gender diversity.

Councilmember Madison and Councilmember Lyon expressed support for Councilmember Rivas' suggestion.

Councilmember Madison left the meeting at 8:30 p.m.

Discussion ensued regarding the number of additional appointments, the timeline for the applications, and tentative turnaround time.

PUBLIC COMMENT

Allison Henry, Pasadena resident, expressed her support for adding additional appointments to the Charter Amendment Task Force.

Following discussion, by order of the Mayor, and consensus of the City Council, the item was held, with staff directed to reopen the application period and allow for additional applicants to apply for City Council consideration.

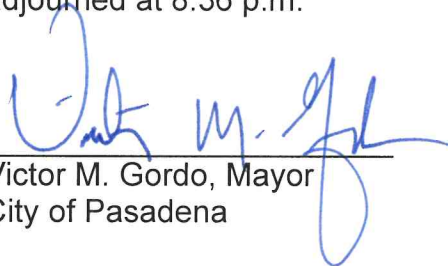
BRIEF REPORTS FROM REPRESENTATIVES/REQUESTS FOR FUTURE AGENDA ITEMS

Mayor Gordo reported that he traveled to Madera, California, to attend the California Transportation Commission Hearing related to the update on the 710 Relinquishment.

Mayor Gordo also reported that the City has co-created and joined the Glendale, Burbank, Pasadena Housing Trust Joint Powers Authority. He reported that the cities will work together towards obtaining grants for housing and funding to be directed to address affordable housing needs of the tri-cities, and for the funds to be provided to each of the respective housing departments for each City.

ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned at 8:36 p.m.



Victor M. Gordo, Mayor
City of Pasadena

ATTEST:



for City Clerk