

CITY OF PASADENA
City Council Minutes
OCTOBER 21, 2024 – 5:00 P.M.
City Hall Council Chamber

OPENING:

Councilmember Masuda called the regular meeting to order at 5:00 p.m. (Absent: Vice Mayor Madison, Mayor Gordo)

CLOSED SESSION

On the order of the Councilmember Masuda, the regular meeting recessed at 5:00 p.m. to discuss the following closed session item:

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

Name of Case: 615 S Catalina Ave LLC v. City of Pasadena, et al.
Los Angeles County Superior Court Case No. 24STCP02861

The above closed session item was not discussed.

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL

Regarding pending litigation pursuant to Government Code Section 54956.9(d)(1)

Name of Case: Devis v. City of Pasadena
Case No.: 19STCV13542; B339511

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

Name of Case: Belzer v. Rodriguez, et al.
LASC Case No.: 23AHCV00157

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

Agency Designated Representatives: Miguel Márquez and Tiffany Jacobs-Quinn

Employee Organization: International Brotherhood of Electrical Workers (IBEW)

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

Agency Designated Representatives: Miguel Márquez and Tiffany Jacobs-Quinn

Employee Organization: Pasadena Police Officers Association (PPOA)

Vice Mayor Madison
arrived at 5:33 p.m.

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL regarding significant exposure to potential litigation pursuant to Government Code Section 54956.9(d)(2): Los Angeles Regional Water Quality Control Board Claim No. 9589 0710 5270 0685 9022 69

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

On the order of Vice Mayor Madison, the regular meeting reconvened at 6:03 p.m. The pledge of allegiance was led by Councilmember Hampton.

ROLL CALL:

Councilmembers:

Mayor Victor M. Gordo (Absent)
Vice Mayor Steve Madison
Councilmember Tyron Hampton
Councilmember Justin Jones
Councilmember Jason Lyon
Councilmember Gene Masuda
Councilmember Jessica Rivas
Councilmember Felicia Williams

Staff:

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

CEREMONIAL MATTERS

Vice Mayor Madison presented a proclamation declaring the week of October 20-26, 2024, as National Friends of the Libraries Week, and expressed gratitude to the City's Library staff and the Friends of the Library organization for supporting learning opportunities for individuals of all ages and promoting positive civic engagement. Janice Siegel accepted the proclamation, on behalf of the Friends of the Library, and emphasizing the importance of public libraries and the opportunities they open. Christine Reader, Adult Services Librarian, thanked the Friends of the Library for their volunteerism and supporting learning opportunities for the community.

Vice Mayor Madison presented a proclamation proclaiming the month of October 2024 as Bullying Prevention Awareness Month, and expressed gratitude to the Pasadena Youth Network and their efforts to raise awareness on the negative impacts of bullying. Lola Osborne, Deputy Director of Parks, Recreation, and Community Services, spoke on the importance of respecting one another and to prevent bullying.

Vice Mayor Madison presented a proclamation recognizing Red Ribbon Week 2024, reaffirming the City's commitment to preventing substance abuse and promoting the well being of all residents. Christy Zamani and Claudia Hathcock, Day One, accepted the proclamation, thanked the City Council for the recognition, sharing details on the upcoming National Drug Take Back Day event on October 26, 2024.

Vice Mayor Madison presented a certificate of commendation to City Attorney/City Prosecutor Michelle Bagneris for her 25 years of service to the City, and spoke on her numerous accomplishments spanning over two decades. City Attorney Bagneris thanked the City Council for their continued support and expressed her gratitude for the opportunity to serve the City of Pasadena.

Vice Mayor Madison requested the meeting be adjourned in memory of Maddalena Riboli from the iconic San Antonio Winery and Sharp Seating in Pasadena, and spoke on her vital role as a leading woman in the American wine industry.

Vice Mayor Madison also requested for the meeting to be adjourned in memory of Trader Joe's founder and Pasadena resident, Alice Coulombe, noting her many roles and contributions to the City.

**PUBLIC COMMENT ON
MATTERS NOT ON THE
AGENDA**

The following individuals spoke in opposition to the Arroyo Seco Water Reuse Project and/or provided various comments:

Jessica Hernandez Solis, Save San Pascual Coalition
Roy Payan, residence not stated
Steve Crouch, Pasadena resident
Yael Pardess, Los Angeles Resident

Samuel Blumberg, Pasadena resident, requested for the City Council to consider a letter of support that Pasadena does not support hate or bigotry.

Olden Denham, Pasadena resident, advocated for charter change to give more oversight of the Police Department to the City Council, and spoke on AB392.

Allen Shay, Pasadena resident, reflected on his community activism, spoke on improving the community, and provided other various comments.

Maria Castellon, Commission on the Status of Women, announced details for the upcoming Light a Candle Event on Thursday, October 24, 2024 in honor of Domestic Violence Awareness Month.

Jill Thompson, Commission on the Status of Women, spoke on the importance of raising awareness regarding domestic violence, uplifting the voices of survivors, and helping them heal.

Monet Bagneris, Pasadena resident, warmly congratulated City Attorney/City Prosecutor Michele Beal Bagneris on her 25 years of service to the City and her amazing accomplishments during that time.

CONSENT CALENDAR

City Manager/ Executive
Director

AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CJ CONCRETE CONSTRUCTION INC., FOR CURB RAMP ADA IMPROVEMENTS AND MISCELLANEOUS SIDEWALK REPAIR PROGRAM FOR AN AMOUNT NOT-TO-EXCEED \$730,000 (Public Works Dept.)

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; and

(2) Award contract to lowest and best bid dated August 29, 2024 submitted by CJ Concrete Construction Inc., in response to the plans and specifications for the Curb Ramp ADA Improvements and Miscellaneous Sidewalk Repair Program, Fiscal Years 2024 and 2025 projects, and authorize the City Manager to enter into a contract for an amount not-to-exceed \$730,000 which includes the base contract amount of \$642,800 and a contingency of \$87,200 to provide for any necessary change orders. (Contract No. 33092)

ITEM PULLED FROM THE AGENDA

AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SELECT ELECTRIC INC., FOR INSTALLATION OF A TRAFFIC SIGNAL AT DEL MAR BOULEVARD AND MICHIGAN AVENUE FOR AN AMOUNT NOT-TO- EXCEED \$675,274 (Public Works Dept.)

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 Section 15303, Class 3 – New Construction or Conversion of Small Structures, 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) Award contract to lowest and best bid dated August 29, 2024 submitted by Select Electric Inc., in response to the project plans and specifications for the Installation of a Traffic Signal at Del Mar Boulevard and Michigan Avenue, and authorize the City Manager to enter into a contract for an amount not-to-exceed \$675,274 which includes the base contract amount of \$587,195 and a contingency of \$88,079 to provide for any necessary change orders. (Contract No. 33096)

APPROVE FINAL TRACT MAP NO. 082787 FOR CREATION OF SIX AIR PARCELS FOR RESIDENTIAL CONDOMINIUM PURPOSES AT 65 NORTH WILSON AVENUE (Public Works Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that the project was previously determined Categorically Exempt from the California Environmental Quality Act (Section 15303, Class 3, New Construction or Conversion of Small Structures), and that no further CEQA approvals are required for the final tract map, and that the final tract map is not a project and exempt under Section 15268(b) of the State CEQA Guidelines as a ministerial action;
- (2) Adopt a resolution to approve Final Tract Map No. 082787 for the creation of six air parcels for residential condominium purposes (Resolution No. 10091); and
- (3) Authorize the City Clerk to execute the Certificate on the Tract Map showing the City's approval of said Map.

Hearing Officer Recommendation: Final Tract Map No. 082787 (Attachment A of the agenda report), for the creation of six air parcels for residential condominium purposes, was reviewed and approved in tentative form by the Subdivision Hearing Officer on December 18, 2019. The exercise of the right granted must be commenced within three years, or by December 18, 2022. The applicant submitted the final map to the City for review in April 2020.

AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CRAFTWATER ENGINEERING INC., FOR PROFESSIONAL ENGINEERING AND DESIGN SERVICES FOR THE EATON WASH STORMWATER CAPTURE PROJECT – DESIGN PHASE FOR AN AMOUNT NOT-TO-EXCEED \$2,026,231 (Public Works Dept.)

AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH BLACK & VEATCH CORPORATION FOR PROFESSIONAL ENGINEERING AND DESIGN SERVICES FOR THE BROOKSIDE PARK STORMWATER CAPTURE PROJECT – DESIGN PHASE FOR AN AMOUNT NOT-TO-EXCEED \$1,791,557 (Public Works Dept.)

REJECT THE BID DATED AUGUST 30, 2024, SUBMITTED BY ATI RESTORATION, LLC IN RESPONSE TO SPECIFICATIONS FOR CRIME SCENE CLEAN UP SERVICES (Police Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that the project proposed in the agenda report is exempt from 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; and
- (2) Reject the bid dated August 30, 2024, submitted by ATI Restoration, LLC in response to specifications for crime scene cleanup services.

AUTHORIZE THE CITY MANAGER TO SUBMIT THE 2024 CONTINUUM OF CARE CONSOLIDATED APPLICATION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR \$6,322,833 OF HOMELESS SERVICES FUNDING (Housing Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that the recommended action in the agenda report is exempt from 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;
- (2) Authorize the filing of the 2024 Continuum of Care (CoC) Consolidated Application with the U.S. Department of Housing and Urban Development (HUD) for a funding request in the amount of \$6,322,833 for seventeen projects;
- (3) Authorize the City Manager to execute, and the City Clerk to attest, the 2024 CoC Consolidated Application and all other related HUD documents, grant agreements and amendments;
- (4) Authorize the City Manager to enter into contracts with the administering agency of two new projects, if selected for funding as detailed in page 2 of Attachment A (in the agenda report), with grant terms beginning in the 2025 calendar year and in amounts equal to what is awarded by HUD; and
- (5) Authorize the City Manager to execute amendments to the contracts specified under Recommendation 4 for five consecutive years with additional funding annually, in amounts equal to what is awarded by HUD, as set forth in the agenda report.

LEGISLATIVE POLICY COMMITTEE: SUPPORT FOR THE LOS ANGELES COUNTY AFFORDABLE HOUSING, HOMELESSNESS SOLUTIONS, AND PREVENTION NOW TRANSACTIONS AND TAX USE INITIATIVE ("MEASURE A") ON THE NOVEMBER 5, 2024 BALLOT (Housing Dept.)

MUNICIPAL SERVICES COMMITTEE: DIRECT THE CITY ATTORNEY TO PREPARE AN ORDINANCE AMENDING SECTION 10.40.140 (STANDING IN ALLEYS) OF THE PASADENA MUNICIPAL CODE TO PROVIDE LANGUAGE ALLOWING FOR ADDITIONAL PARKING RESTRICTIONS IN ALLEYS (Transportation Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that the action proposed in the agenda report is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines per Section 15061(b)(3), "Common Sense" exemption; and
- (2) Direct the City Attorney to prepare and return with an ordinance amending Section 10.40.140 of the Pasadena Municipal Code within 60 days to provide language that would allow the Department of Transportation to post additional parking restrictions in alleys consistent with the provisions set forth in the Agenda Report.

MUNICIPAL SERVICES COMMITTEE: DIRECT THE CITY ATTORNEY TO PREPARE AN ORDINANCE TO AMEND THE PASADENA MUNICIPAL CODE TO ADOPT AN UNDATED METER RATE STRUCTURE FOR THE SOUTH LAKE PARKING METER ZONE, AND TO ADOPT A NEW RATE STRUCTURE FOR THE SHOPPERS LANE PARKING LOTS (Transportation Dept.)

Recommendation: It is recommended that the City Council:

(1) Find that the action proposed in the agenda report is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15273 (Rates, Tolls, Fares, and Charges);

(2) Direct the City Attorney to prepare and return with an ordinance within 60 days consistent with the provisions set forth in the Agenda Report amending Pasadena Municipal Code Chapter 10.45.225 (South Lake Parking Meter Zone) to:

- a. Adopt an occupancy-based parking meter rate and authorize the Director of Transportation to adjust the base parking rate at no less than \$1.00 per hour and no greater than \$5.00 per hour as permitted by posted parking regulations.
 - i. The rates shall be based on parking demand, with the goal of reaching occupancy by vehicles at the rate of 70 to 90 percent for parking meter spaces on each block at such times and hours that payment is required;
 - ii. Rate changes will not occur more than once every six months;
 - iii. As defined in the agenda report, adopt an escalated parking meter rate allowing the Director of Transportation to set the escalated parking rate to be up to two times the base meter rate for any parking beyond an initial base parking period; and
 - iv. Beginning on July 1, 2025, and on each July 1, thereafter, the maximum rates shall be raised by an amount equal to the change in the consumer price index and rounded down to the nearest quarter of a dollar; and

(3) Adopt a resolution amending the Fiscal Year (FY) 2025 General Fee Schedule to adopt new rates for the Shoppers Lane Parking Lots (Resolution No. 10092).

Recommendation of the South Lake Parking Place Commission:

On March 23, 2023, the South Lake Parking Place Commission unanimously recommended that the City Council approve the following changes to parking rates in the South Lake area, as further detailed in the body of the Agenda Report:

South Lake Parking Meters – On-street

- Adopt an occupancy-based parking rate structure similar to the one adopted for the Playhouse Parking Meter Zone.
- Adopt an escalated parking rate.
- Each fiscal year, raise the maximum rates by CPI.

Shoppers Lane Parking Lots

- Eliminate the 90-minute free period and replace with a validation program for merchants.
- Adopt an occupancy-based parking rate structure for the lots.
- Raise the daily maximum rate to \$12.
- Extend the hours of operation of the Shoppers Lane lots to 24 hours a day, 7 days a week.
- Each fiscal year, raise the maximum rates by CPI.

The SLPPC revisited and unanimously reaffirmed their recommend rate changes in May of 2024.

City Council

APPROVE A SECOND AMENDMENT TO EMPLOYMENT AGREEMENT FOR CITY MANAGER (Human Resources 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 CEQA guidelines Section 15061(b)(3) "Common Sense" exemption; and
- (2) Approve a second amendment to the employment agreement for City Manager Miguel Márquez to provide an increase to salary and the classification's salary control rate. It is further recommended that the Mayor be authorized to sign the second amendment to the employment agreement to reflect City Council-approved changes. (Contract No. 23,680-2)

**RESIGNATIONS,
APPOINTMENTS, &
REAPPOINTMENTS**

APPOINTMENT OF MALISSA BARNWELL-SCOTT, ED.D. TO THE HUMAN SERVICES COMMISSION (District 5 Nomination)

APPOINTMENT OF CHRISTIAN JONES TO THE NORTHWEST COMMISSION (District 5 Nomination)

APPOINTMENT OF FELIX BREDEEN TO THE ENVIRONMENTAL ADVISORY COMMISSION (District 6 Nomination)

APPOINTMENT OF LISA WILSON TO THE HUMAN SERVICES COMMISSION (Agency Nomination)

REAPPOINTMENT OF PAULA VERRETTE, M.D. TO THE COMMUNITY POLICE OVERSIGHT COMMISSION (District 6 Nomination)

City Clerk/ Secretary

MINUTES APPROVED

July 29, 2024

July 29, 2024

August 5, 2024

August 5, 2024

August 12, 2024

August 12, 2024

City Council Special Meeting

Successor Agency to the Pasadena Community Development Commission

City Council

Successor Agency to the Pasadena Community Development Commission

City Council

Successor Agency to the Pasadena Community Development Commission

August 19, 2024	City Council
August 19, 2024	Successor Agency to the Pasadena Community Development Commission
August 26, 2024	City Council Special Meeting
August 26, 2024	City Council
August 26, 2024	Successor Agency to the Pasadena Community Development Commission
September 2, 2024	City Council
September 2, 2024	Successor Agency to the Pasadena Community Development Commission
September 9, 2024	City Council
September 9, 2024	Successor Agency to the Pasadena Community Development Commission
September 16, 2024	City Council
September 16, 2024	Successor Agency to the Pasadena Community Development Commission
September 23, 2024	City Council
September 23, 2024	Successor Agency to the Pasadena Community Development Commission
September 30, 2024	City Council
September 30, 2024	Successor Agency to the Pasadena Community Development Commission
October 7, 2024	City Council
October 7, 2024	Successor Agency to the Pasadena Community Development Commission
October 14, 2024	City Council
October 14, 2024	Successor Agency to the Pasadena Community Development Commission

CLAIMS RECEIVED AND FILED

Claim No.	Claimant	Claim Amount
2025-0047	Wendy Soo Hoo	\$ 5,000.00
2025-0048	Mercury Insurance as subrogee of Roderick Dolphin	<35,000.00
2025-0049	Nicole King	2,200.00
2025-0050	Xiomara Der Sarkissian	35,000.00+
2025-0051	Kafshi Bennett	35,000.00+
2025-0052	Gina Acuna	35,000.00+
2025-0053	Drive Insurance Company a/s/o Haiying Ouyang	10,000.00+
2025-0054	LaTrina Brown	35,000.00+
2025-0055	Jonathan Michael Ruane	323.63
2025-0056	Linda L. Lopez	1,847.00
2025-0057	Chris Demarco	532.87
2025-0058	Onni Paseo LLC	Not stated
2025-0059	Robert Bolan	750.00
2025-0060	Mykail Smith	400.00
2025-0061	Jemirian Joseph	140.00
2025-0062	Andrew Hernandez c/o Interns Exchange of the Auto Club	3,817.08

2025-0063	Ellen Lum	800.00
2025-0064	Erica L. Freeman	100.00
2025-0065	Duplicate of 2025-0064	
2025-0066	Jordan Modesti	362.00
2025-0067	Maki Shewfelt	250.00
2025-0068	Jacqueline Rochelle Williams	120.00
2025-0069	Armando Juarez	400.00
2025-0070	Thomas Keiser	147.00
2025-0071	Susan Jackson	1,287.00
2025-0072	Michael Steriacci	54.99
2025-0073	Tessa Dixon	35,000.00+
2025-0074	Joe Herrera	666.41

PUBLIC HEARING SET

November 18, 2024, 6:00 p.m. – Approval of the Lamanda Park Specific Plan

As required by the Brown Act, and prior to City Council action, Vice Mayor Madison reported on Item 12 of the Consent Calendar regarding the compensation adjustments for the City Manager.

MOTION:

It was moved by Councilmember Lyon, seconded by Councilmember Williams, to approve all items on the Consent Calendar, with the exception of Items 5, 6, and 9. (Motion unanimously approved) (Absent: Mayor Gordo)

CONSENT ITEMS DISCUSSED SEPARATELY

Councilmember Jones stated a conflict of interest, recused himself from Items 5 and 6, and left the meeting at 6:46 p.m.

AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CRAFTWATER ENGINEERING INC., FOR PROFESSIONAL ENGINEERING AND DESIGN SERVICES FOR THE EATON WASH STORMWATER CAPTURE PROJECT – DESIGN PHASE FOR AN AMOUNT NOT-TO-EXCEED \$2,026,231 (Public Works Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed action in the agenda report does not constitute 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) Authorize the City Manager to enter into a contract, as the result of the competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Craftwater Engineering Inc., for professional engineering and design services for the Eaton Wash Stormwater Capture Project – Design Phase in an amount not-to-exceed \$2,026,231, which includes the base contract amount of \$1,761,940 and a contingency of \$264,291 to provide for any necessary change orders. Competitive price bidding is not required pursuant to City Charter Section 1002(F) (contracts for professional or unique services). (Contract No. 33093)

Olden Denham, Pasadena resident, suggested reserving some of the water supply in the dams to utilize in the event of an emergency, such as a wildfire.

AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH BLACK & VEATCH CORPORATION FOR PROFESSIONAL ENGINEERING AND DESIGN SERVICES FOR THE BROOKSIDE PARK STORMWATER CAPTURE PROJECT – DESIGN PHASE FOR AN AMOUNT NOT-TO-EXCEED \$1,791,557 (Public Works Dept.)

Recommendation: It is recommended that the City Council:

(1) Find that the proposed action in the agenda report does not constitute 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) Authorize the City Manager to enter into a contract, as the result of the competitive selection process, as specified by Section 4.08.047 of the Pasadena Municipal Code, with Black & Veatch Corporation for professional engineering and design services for the Brookside Park Stormwater Capture Project – Design Phase in an amount not-to-exceed \$1,791,557, which includes the base contract amount of \$1,557,875 and a contingency of \$233,682 to provide for any necessary change orders. Competitive price bidding is not required pursuant to City Charter Section 1002(F) (contracts for professional or unique services). (Contract No. 33094)

MOTION:

It was moved by Councilmember Rivas, seconded by Councilmember Lyon, to approve the staff recommendations for Items 5 and 6. (Motion unanimously approved) (Absent: Councilmember Jones, Mayor Gordo)

In response to Councilmember Hampton's inquiry regarding public comment and retaining water for firefighting purposes, Kris Markarian, Acting Public Works Director, reported that the purpose of the stormwater capture project is to treat the water and percolate it to the Raymond Basin, not for firefighting purposes.

Councilmember Jones returned to the meeting at 6:49 p.m.

LEGISLATIVE POLICY COMMITTEE: SUPPORT FOR THE LOS ANGELES COUNTY AFFORDABLE HOUSING, HOMELESSNESS SOLUTIONS, AND PREVENTION NOW TRANSACTIONS AND TAX USE INITIATIVE ("MEASURE A") ON THE NOVEMBER 5, 2024 BALLOT (Housing Dept.)

Recommendation: It is recommended that the City Council:

(1) Find that the action proposed in the agenda report is not a "project" subject to the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 21065 and within the meaning of Section 15378(b);

(2) Support the Affordable Housing, Homelessness Solutions, and Prevention Now Transactions and Tax Use Initiative ("Measure A"), a half-cent sales tax that would fund homelessness services and affordable housing; and

(3) Authorize the Mayor to send letters in support of Measure A, as appropriate.

Bert Newton, Pasadena resident, spoke in support of Los Angeles County Measure A and the need to increase funding for affordable housing and homeless services.

MOTION:

It was moved by Councilmember Rivas, seconded by Councilmember Williams, to approve the staff recommendation for Item 9. (Motion unanimously approved) (Absent: Mayor Gordo)

ORDINANCES – FIRST READING

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING VARIOUS SECTIONS OF TITLE 17 (ZONING CODE) OF THE PASADENA MUNICIPAL CODE TO 1) ALLOW WALK-UP WINDOWS AT RESTAURANTS BY-RIGHT; 2) CREATE AN ADMINISTRATIVE CONDITIONAL USE PERMIT PROCESS FOR THE ON-SITE SALE OF ALCOHOL AT RESTAURANTS; 3) ESTABLISH REGULATIONS FOR OUTDOOR DINING ON PRIVATE PROPERTY AT RESTAURANTS; 4) CHANGE TIME LIMITS AND EXTENSIONS; 5) MAKE CLARIFICATIONS AND CORRECTIONS; AND 6) CODIFY ZONING CODE INTERPRETATIONS”

The ordinance above was introduced by Councilmember Hampton:

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

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA DELETING SECTIONS 9.36.130 AND 9.36.140 OF TITLE 9, CHAPTER 9.36 OF THE PASADENA MUNICIPAL CODE REGARDING NOISE RESTRICTIONS”

The ordinance above was introduced by Councilmember Lyon:

In response to Councilmember Hampton’s inquiry regarding the proposed ordinance, City Attorney Bagneris reported that the proposed item is a clean-up item and that the Public Safety Committee will be having a more in-depth discussion on the Noise Restrictions Ordinance in the future.

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

Conduct first reading of “AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 10, CHAPTER 10.45, SECTION 10.45.220 OF THE PASADENA MUNICIPAL CODE REGARDING THE PASADENA PLAYHOUSE PARKING METER ZONE”

The ordinance above was introduced by Councilmember Hampton:

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

OLD BUSINESS

RECREATION AND PARKS COMMISSION: PROPOSED OPTIONS TO RECOGNIZE RHYTHM AND BLUES (R&B) MUSIC GROUP TROOP (Public Works Dept.)

Recommendation: It is recommended that the City Council:

- (1) Find that the proposed options in the agenda report to recognize Troop are categorically exempt from the California Environmental Quality Act (CEQA) under Section 15061(b)(3), “Common Sense” exemption that CEQA only applies to projects that have the potential for causing a significant effect on the environment; as well as under Section 15301 as a minor alteration of an existing facility with no change in capacity; and
- (2) Review and select amongst four proposed options to recognize rhythm and blues (R&B) music group, Troop; or
- (3) Provide alternate direction.

Recommendation of the Recreation and Parks Commission: On October 1, 2024, four proposed options were presented to the Recreation and Parks Commission along with relevant background information. The Commission unanimously supported Option ‘D’ to install a plaque on the exterior wall at the entrance to the Pasadena Civic Auditorium.

Kris Markarian, Acting Director of Public Works, presented a PowerPoint presentation on the item, provided background information on the project and the process, presented recognition options, and responded to questions.

City Clerk Jomsky reported that 3 letters advocating for the City Council to honor Troop in various ways (renaming the dance room at the Jackie Robinson Center, a street named after the group, a plaque at Pasadena High School, and/or by placing a plaque at the Civic Center), and 10 letters in opposition to the City renaming Dayton Street, including 1 letter/petition with 39 signatures in opposition to the City renaming Dayton Street, 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.

Rose Robinson, Pasadena resident, spoke in opposition to renaming a dance room at Jackie Robinson Center and advocated for the City to honor Troop in another way.

Allen Shay, Pasadena resident, advocated for the City Council to honor Troop and provided various options to consider.

The following individuals spoke in support of honoring Troop with a plaque at the Civic Auditorium and provided comments:

Caprice Lee, residence not stated
Aaron Gallardo, Castle Green HOA
David Woodbury, Pasadena resident

Michelle Hooker, Pasadena resident, spoke in opposition to renaming Dayton Street to honor Troop.

Olden Denham, Pasadena resident, expressed gratitude for the City Council considering ways to honor Troop.

Keisha Wilkins, residence not stated, thanked City staff for their efforts in identifying various options to honor Troop.

Councilmember Masuda thanked City staff for their efforts and collaborating with Ms. Wilkins, and advocated for honoring Troop with a plaque at the Civic Auditorium.

Councilmember Jones expressed support for honoring Troop with a plaque at the Civic Auditorium and also suggested that Troop pursue some type of recognition at Pasadena High School, which has a wall of honor for notable people that attended the school.

Councilmember Hampton echoed support for honoring Troop with a plaque at the Civic Auditorium and a dedication at Pasadena High school. He also stated his disappointment that the process and policy for dedications was changed only after the applicant had followed the previously established unofficial procedure.

Councilmember Williams spoke in support of a plaque to commemorate Troop, stated her preference for the plaque to be placed at Central Park, site of the musical group's rehearsals and past performances, and advocated for the plaque to include historical information on Troop as a learning opportunity for the public.

Discussion ensued regarding the design process of the plaque, how City staff is working with the Parks and Recreation Commission, as well as the Pasadena Center Operating Company, to place the proposed plaque, and the nexus between Troop and Central Park.

Councilmember Hampton suggested City staff look into creating a webpage identifying all of the City's plaques and places of interest as a visitor's tool, and to centralize information on all commemorations in Pasadena on dedicated City website page.

Following discussion, it was moved by Councilmember Masuda, seconded by Councilmember Jones, to approve the staff recommendation to honor Troop with a plaque at the Civic Auditorium, as well as a friendly amendment to honor Troop with a second plaque with robust historical information on the music group at Central Park. (Motion unanimously approved) (Absent: Mayor Gordo)

**REPORTS AND
COMMENTS FROM
COUNCIL COMMITTEES**

**Legislative Policy
Committee**

SUPPORT OF PROPOSITION 36, "ALLOWS FELONY CHARGES AND INCREASES SENTENCES FOR CERTAIN DRUG AND THEFT CRIMES" ON THE NOVEMBER 6, 2024 STATE GENERAL ELECTION BALLOT (Office of the City Manager)

Recommendation: It is recommended that the City Council:

- (1) Find that the action proposed in the agenda report is covered by the "Common Sense" exemption set forth in State CEQA Guidelines Section 15061(b)(3) as CEQA only applies to projects that may have a significant effect on the environment; and
- (2) Support Proposition 36 on the November 5, 2024, state ballot.

Alex Hernandez, Assistant to the City Manager, presented a PowerPoint presentation on the item, provided a brief overview of Proposition 36, and responded to questions.

In response to Councilmember Lyon's inquiry regarding how Proposition 36 aligns with the City's legislative platform, Assistant to the City Manager Hernandez reported that the areas in alignment pertain to public safety and quality of life issues.

In response to Councilmember Williams' inquiry regarding financial costs of implementation of Proposition 36, City Manager Márquez reported that the County and/or State could potentially face costs for prosecution and providing a defense.

Councilmember Rivas expressed concerns related to the unfunded indirect costs that the measure would create, such as treatment for certain individuals with drug offenses.

In response to Councilmember Hampton's inquiries regarding drug offenses, City Prosecutor Tim Wellman reported that if Proposition 36 were passed by voters, the District Attorney's Office would have the discretion to charge a person in possession of illegal drugs as a felony if the person has two or more prior drug possessions, or other drug related offenses.

Vice Mayor Madison expressed concerns regarding Proposition 36, stating that it does not provide adequate funding for treatment, and may be unfairly applied to individuals based on race and ethnicity, and potentially lead to unfortunate consequences.

The following individuals spoke in opposition of the proposed state ballot measure Proposition 36 and/or provided other various comments:

Margaret diZerega, Vera Institute of Justice
Selina Ho, Vera Institute of Justice
Jess Farris, ACLU of Southern California

City Clerk Jomsky reported that two letters advocating for the City Council to oppose Proposition 36 and providing comments on the matter, and two letters (submitted for the Legislative Policy Committee meeting) advocating for the City to oppose Proposition 36 which risks budget cuts from LA County Programs, 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.

Councilmember Lyon expressed opposition Proposition 36, stating that the measure is a reaction to the uptick in shoplifting and property crimes in the past two years, noting that property crimes are still at a historically low point.

MOTION:

Following discussion, it was moved by Councilmember Lyon, seconded by Councilmember Rivas, to oppose state Proposition 36.

In response to Councilmember Masuda's inquiry regarding why there should be support for Proposition 36, City Attorney Bagneris noted that supporting arguments for the measure state that tougher laws and penalties may serve as a deterrent to committing crimes. Chief Assistant City Prosecutor Wellman added that under Proposition 36 individuals may be given an admonition, while if an individual is convicted of selling drugs such as fentanyl, and someone dies from those drugs, that person could be prosecuted for second degree murder.

Discussion ensued regarding the opportunity of treatment, lack of funding for treatment, wobblers, and the District Attorney's policies.

SUBSTITUTE MOTION:

Following additional discussion, it was moved by Councilmember Williams, seconded by Councilmember Hampton, to take no position. (Motion unanimously approved) (Absent: Mayor Gordo)

**RECOMMENDATIONS
FROM OFFICERS AND
DEPARTMENTS**

SUPPORT OF PROPOSITION 3 "CONSTITUTIONAL RIGHT TO MARRIAGE" ON THE NOVEMBER 5, 2024 STATE GENERAL ELECTION BALLOT

City Council

Recommendation: It is recommended that the City Council:

- (1) Find that the action proposed in the agenda report is covered by the "Common Sense" exemption set forth in State CEQA Guidelines Section 15061(b)(3) as CEQA only applies to projects that may have a significant effect on the environment; and
- (2) Support Proposition 3 on the November 5, 2024 state ballot.

Alex Hernandez, Assistant to the City Manager, provided a PowerPoint presentation on the item. Councilmember Lyon provided additional background information on the legislation, noting the social benefits of recognizing the fundamental rights to marry.

City Clerk Jomsky reported that one letter in support of Proposition 3 and one letter in opposition to Proposition 3, 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.

MOTION:

It was moved by Councilmember Lyon, seconded by Councilmember Rivas, to support Proposition 3. (Motion unanimously approved) (Absent: Mayor Gordo)

Vice Mayor emphasized the importance of Proposition 3, stating that the matter goes beyond sexual orientation, and that it allows for individuals of various backgrounds to have an equal right to form a committed, loving relationship that is recognized by the law.

ADJOURNMENT

Councilmember Williams reported that she attended the California League of Cities Annual Conference, stating that two hot topics discussed at the conference included civility at council meetings and housing laws.

On order of the Vice Mayor, the regular meeting of the City Council adjourned at 8:43 p.m. in memory of Maddalena Riboli and Alice Coulombe.



Victor M. Gordo, Mayor
City of Pasadena

ATTEST:



City Clerk