

**MINUTES OF THE SPECIAL MEETING OF THE
CITY COUNCIL/REDEVELOPMENT SUCCESSOR AGENCY
OF THE CITY OF SOUTH PASADENA
CONVENED THIS 11TH DAY OF JULY, 2012 7:19 P.M.
AMEDEE O. "DICK" RICHARDS, JR., COUNCIL CHAMBERS
1424 MISSION STREET**

**ROLL CALL, INVOCATION,
PLEDGE OF ALLEGIANCE**

Mayor Cacciotti convened the open session of the special meeting of the South Pasadena City Council/Redevelopment Successor Agency (Agency) at 7:19 p.m. City Clerk/Agency Secretary Kilby called the roll. City Councilmembers/Agency Members present: Joe, Khubesrian and Schneider; Mayor Pro Tem/Agency Vice Chair Putnam; and Mayor/Agency Chair Cacciotti. Absent: None. Other officials present: City Manager/Agency Executive Director Gonzalez; City Attorney/Agency Counsel Adams; Police Chief Payne; Fire Chief Wallace; Finance Director Thai; City Librarian Fjeldsted; Public Works Director Toor; Community Services Director Pautsch; Planning and Building Director Watkins; Transportation Manager Woods; Senior Planner Mayer; Contract Planner Linn; and City Clerk Kilby.

Councilmember Khubesrian offered the invocation and led the Pledge of Allegiance.

**CLOSED SESSION
ANNOUNCEMENTS**

City Attorney Adams said that at approximately 6:00 p.m., Mayor Pro Tem Putnam recessed the City Council meeting into Closed Session to discuss items on the Closed Session agenda. He said there was no one from the public wishing to speak on items on the Closed Session agenda. He said ultimately all Members of the City Council were present. The City Council addressed Item #3, he said, labor negotiations, allowed into Closed Session pursuant to Government Code Section 54957.6, regarding a conference with labor negotiators concerning all of the bargaining units of the City. He said the City negotiator who provided the City Council with an update was City Manager Sergio Gonzalez. The City Council discussed this item, he said, and took no action. The City Council also considered anticipated litigation, he said, which is allowed into Closed Session pursuant to Government Code Section 54956.9(b)—a significant exposure to litigation due to claims that have been filed by the Police Officers' Association, the Firefighters' Associa-

tion, the Battalion Chiefs' Association, and the Public Service Employees' Association, against the City of South Pasadena. The City Council was given a brief on the status of the claims, he said, and the City Council took no action in Closed Session. He said there is an item on the Open Session agenda that relates to this matter.

BROWN ACT PREAMBLE

Mayor Cacciotti read the preamble to the Brown Act, which he pointed to in a frame hanging on a wall of the Council Chambers.

PRESENTATION OF CERTIFICATES OF APPRECIATION TO OUTGOING YOUTH COMMISSIONERS KARINNA LOO AND ALEXANDRA PRIME

Mayor Cacciotti presented a Certificate of Appreciation to outgoing Youth Commissioner Karinna Loo. Outgoing Youth Commissioner Alexandra Prime could not be present.

PRESENTATION OF PROCLAMATION DECLARING JULY 31, 2012, AS FRIENDS OF THE SOUTH PASADENA PUBLIC LIBRARY BOOKSTORE RECOGNITION DAY

Mayor Cacciotti presented a proclamation declaring July 31, 2012, as Friends of the South Pasadena Public Library Bookstore Recognition Day to Kristen Dubé, Friends President, and Dorothy M. Cohen, one of the founders of the bookstore. He said the 30th Anniversary of the Bookstore is being celebrated this month, and that the Bookstore has raised approximately \$1.1 million over that time. President Dubé invited all to the 30th Anniversary celebration July 31, 2012.

PRESENTATION OF CERTIFICATE OF APPRECIATION TO SENIOR CENTER VOLUNTEER JACQUELINE CERVANTES

Mayor Cacciotti presented a Certificate of Appreciation to Senior Center volunteer Jacqueline Cervantes. She read a statement she had prepared about her experience. Councilmembers Joe and Khubesrian expressed appreciation for her volunteer work.

PRESENTATION OF THE SOUTH PASADENA CHAMBER OF COMMERCE ANNUAL REPORT

Odom Stamps, incoming Chair, South Pasadena Chamber of Commerce Board, introduced Steve Dahl, current Chair, who made a presentation about the accomplishments of the Chamber of Commerce. Scott Feldmann, Chamber CEO, presented the financial report. Councilmember Joe acknowledged the Chamber's accomplishments.

Gretchen Robinette, 921 Indiana Avenue, commended the Chamber of Commerce on its accomplishments and success.

By voice vote (5 ayes), the City Council approved to receive and file the annual report of the South Pasadena Chamber of Commerce.

(Putnam, Khubesrian)

**COUNCILMEMBERS'
COMMENTS**

Councilmember Joe presented a series of photographs on the overhead monitor of the recent concert in the park and acknowledged efforts of those involved.

Mayor Pro Tem Putnam announced a tour of a water pollution control plant and displayed a flyer on the overhead projector.

Mayor Pro Tem Putnam reported that the Director of the San Gabriel Valley Council of Governments has been criminally charged and that three cities have now withdrawn from the organization. Mayor Pro Tem Putnam requested that an item be added to a future agenda to consider the City's continued membership in the San Gabriel Valley Council of Governments, seconded by Councilmember Schneider.

Mayor Pro Tem Putnam reported on how the distance of a marathon evolved.

Councilmember Schneider remarked that the audiovisual quality has improved with recent updates. Councilmember Khubesrian commented on the new cameras.

Councilmember Khubesrian acknowledged efforts of all involved in putting on the 4th of July festivities, particularly contributions by Ted Shaw. She reported on the Senior Citizen Commission and the Ad hoc Subcommittee of the City Council/School Board.

Mayor Cacciotti reported that he saw photographs from the 1800s at the recent South Pasadena High School (SPHS) reunion. He suggested that the City collaborate with the SPHS Alumni Association Historical Society for the City's 125th birthday celebration.

Mayor Cacciotti said he's received noise complaints from several residents. He requested that Police Chief Payne provide a report on noise regulations and time

and day restrictions for outdoor landscaping and other equipment, seconded by Mayor Pro Tem Putnam.

Mayor Cacciotti requested that a strategic planning session be scheduled in November 2012 or January 2013, seconded by Mayor Pro Tem Putnam. He requested that staff present a report on the July through September budget, income vs. expenses, in October 2012.

Mayor Cacciotti introduced three boy scouts from Troop 366. They introduced themselves; one explained that they are attending to fulfill a requirement of the Communications Merit Badge.

**CITY MANAGER
COMMUNICATIONS**

City Manager Gonzalez announced the summer City Council meeting schedule. He introduced Desiree Jimenez, new Deputy City Clerk. She made remarks.

**REORDERING OF AND
ADDITIONS TO THE
AGENDA**

Councilmember Schneider said that members of the audience have requested that Item #24, community forum on the SR-710, follow Item #19 due to time sensitivity. No objections were voiced. Mayor Cacciotti said that without objection, this was so ordered.

City Manager Gonzalez requested that an item be added as an emergency item related to the Arroyo Verdugo Subregion. Since Mayor Cacciotti cannot attend a meeting scheduled for Monday, July 19, 2012, he said, and since there is no appointed alternate, the City Council needs to appoint an alternate before Monday's meeting. A number of critical issues are on the agenda, he said.

City Attorney Adams outlined the requirements for adding an item to the agenda on an emergency basis. He said that this item came up after the posting of the agenda, and that it requires immediate action. This issue qualifies as an item that can be voted on to be added to the agenda, he said.

By roll call vote (5 ayes), the City Council added an item to the agenda on an emergency basis to appoint an alternate representative to the Arroyo Verdugo Subregion.

(Putnam, Joe)

**ITEMS PULLED FROM THE
CONSENT CALENDAR FOR
SEPARATE
CONSIDERATION**

Councilmember Joe requested that Item #13, Sewer Improvement Project and loan, be removed from the Consent Calendar for separate consideration. Mayor Cacciotti requested that Item #10, warrants, be removed for comment.

**APPROVAL OF THE
MINUTES OF THE
REGULAR MEETING OF
JUNE 20, 2012**

By roll call vote (5 ayes), the City Council approved the minutes of the regular meeting of June 20, 2012.

(Putnam, Khubesrian)

**REJECTION OF THE
CLAIM AND THE SUPPLE-
MENTAL CLAIM AGAINST
THE CITY PRESENTED BY
THE SOUTH PASADENA
POLICE OFFICERS' ASSO-
CIATION, THE SOUTH
PASADENA FIREFIGHT-
ERS' ASSOCIATION,
SOUTH PASADENA
BATTALION CHIEFS'
ASSOCIATION, THE
SOUTH PASADENA PUBLIC
SERVICE EMPLOYEES
ASSOCIATION FOR
BREACH OF CONTRACT**

By roll call vote (5 ayes), the City Council rejected the claim and its supplement that were presented to the City on behalf of the employee bargaining units and employees of the City, the South Pasadena Police Officers' Association, the South Pasadena Firefighters' Association, the South Pasadena Battalion Chiefs' Association, and the South Pasadena Public Service Employees' Association, for breach of contract.

(Putnam, Khubesrian)

**ADOPTION OF
RESOLUTION NO. 7227
APPROVING THE ANNUAL
AUDITOR'S REPORT AND
AUTHORIZING THE
COLLECTION OF THE
LIBRARY SPECIAL TAX
FOR FISCAL YEAR
2012/2013**

By roll call vote (5 ayes), the City Council adopted Resolution No. 7227, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, APPROVING THE ANNUAL AUDITOR'S REPORT AND SETTING THE RATE OF THE LIBRARY SPECIAL TAX TO FINANCE LIBRARY SERVICES FOR FISCAL YEAR 2012/13.

(Putnam, Khubesrian)

**AWARD OF CONTRACT IN
THE AMOUNT OF \$60,000
TO SA AND ASSOCIATES
FOR CONSTRUCTION
MANAGEMENT AND
INSPECTION SERVICES
FOR THE GLENDON WAY
AND EL CENTRO STREET**

By roll call vote (5 ayes), the City Council accepted a proposal dated May 23, 2012, from SA and Associates for construction management and inspection services for the Glendon Way and El Centro Street Rail Crossing Modification Project and the Arroyo Drive, Marengo Avenue, Meridian Avenue, and Huntington Drive Sewer Improvement Project; rejected all other proposals received; and authorized

RAIL CROSSING MODIFICATION PROJECT AND THE ARROYO DRIVE, MARENGO AVENUE, MERIDIAN AVENUE AND HUNTINGTON DRIVE SEWER IMPROVEMENT PROJECT

the City Manager to execute an agreement with SA and Associates for a not-to-exceed amount of \$60,000.

(Putnam, Khubesrian)

APPROVAL OF PREPAID WARRANTS IN THE AMOUNT OF \$2,507,418.16, AND PAYROLL IN THE AMOUNT OF \$883,086.85

Mayor Cacciotti reported that various cities have filed for bankruptcy due to their inability to cover their payroll. He said that the City of South Pasadena is able to make its payroll, but that this is a substantial amount every two weeks. Mayor Pro Tem Putnam remarked that he and the other Councilmembers review warrants prior to the meeting. If he has questions, he contacts the City Manager, he said, and if the answers are satisfactory, he does not raise the issue at the meeting.

By roll call vote (5 ayes), the City Council approved prepaid warrants #173620-173943 in the amount of \$2,507,418.16, and payroll 06-22-12 and 07-06-12 for a total of \$3,390,505.01. The City Council approved Redevelopment Successor Agency warrants for \$15,909.91 (included in above total).

(Putnam, Khubesrian)

AUTHORIZE A LOAN IN THE AMOUNT OF \$750,000 FROM THE CITY'S GENERAL FUND RESERVES TO THE SEWER FUND AND AWARD OF CONTRACT TO NIKOLA CORPORATION IN THE AMOUNT OF \$621,482 FOR CONSTRUCTION OF THE ARROYO DRIVE, MARENGO AVENUE, MERIDIAN AVENUE AND HUNTINGTON DRIVE SEWER IMPROVEMENT PROJECT

As requested by Councilmember Joe, Public Works Director Toor explained the project, which he said will replace sewer lines throughout the City. This is the first project, he said, to initiate annual sewer replacement. He said that the loan that is being requested from the General Fund will be repaid from the sewer fund. He responded to questions about repaying the loan.

As advised by City Attorney Adams, Councilmember Joe and Mayor Pro Tem Putnam, who stated that they live less than 500 feet from one of the subject sites (Arroyo Drive), recused themselves and left the dais and the Council Chambers.

Discussion continued on repayment, with Public Works Director Toor responding to additional questions and City Manager Gonzalez adding to the

discussion on conventional financing vs. borrowing from the State.

By roll call vote (3 ayes, Councilmembers Joe and Khubesrian and Mayor Cacciotti); (2 recused, due to conflict of interest, Councilmember Joe and Mayor Pro Tem Putnam), the City Council authorized a loan in the amount of \$750,000 from the City's General Fund reserves to the City's Sewer Fund and directed the Finance Director to take appropriate action necessary to complete the transaction; accepted a bid dated May 29, 2012, from Nikola Construction Corporation for the construction of the Arroyo Drive, Marengo Avenue, Meridian Avenue, and Huntington Drive Sewer Improvement Project; rejected all other bids received; and authorized the City Manager to enter into a contract with Nikola Construction Corporation for a not-to-exceed amount of \$621,482.

(Khubesrian, Schneider)

Councilmember Joe and Mayor Pro Tem Putnam returned to the dais.

**PUBLIC COMMENT
Caltrans TAC meeting on SR-710 freeway extension**

Leni Ferrero, 2020 Fremont Avenue, reported on a Caltrans Technical Advisory Committee (TAC) meeting held today on the SR-710 freeway extension. She said she believed that the freeway was dead but found that Caltrans is pursuing the freeway extension with no concept of South Pasadena's concerns. Mayor Cacciotti said he had similar concerns when he attended the stakeholder meeting on the SR-710.

San Gabriel Valley Council of Governments

Sam Burgess, 626 Prospect Avenue, said that he planned to request that the City's membership in the San Gabriel Valley Council of Governments be discussed. However, he said, Mayor Pro Tem Putnam already raised the issue.

**PUBLIC HEARING TO
CONSIDER A RESOLUTION
FINDING THE CITY OF
SOUTH PASADENA TO BE
IN CONFORMANCE WITH
THE CONGESTION
MANAGEMENT PROGRAM
(CMP) AND ADOPTING**

Senior Planner Mayer presented the staff report on the proposal to adopt a resolution finding the City of South Pasadena to be in conformance with the Congestion Management Program (CMP) and adopting the CMP Local Development Report. He responded to questions.

**THE CMP LOCAL
DEVELOPMENT REPORT**

Mayor Cacciotti opened the public hearing. No one came forward and he closed the public hearing.

RESOLUTION NO. 7228

By roll call vote (5 ayes), the City Council adopted Resolution No. 7228, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089.

(Putnam, Joe)

**ADOPTION OF LIGHTING
AND LANDSCAPING
MAINTENANCE DISTRICT
RESOLUTION NO. 7229
CONFIRMING AN ANNUAL
LEVY AND COLLECTION
OF ASSESSMENTS FOR FY
2012-13**

Public Works Director Toor presented the staff report on the proposed resolution confirming an annual levy and collection of assessments for FY 2012-13. He responded to questions. Mayor Pro Tem Putnam displayed a map of the District. Public Works Director Toor said a brochure is also available to the public. Mayor Cacciotti said that the assessments are not increased due to Proposition 218; Public Works Director Toor said the City Attorney can research this avenue for the future. Mayor Cacciotti said that significant savings can be achieved by replacing existing landscaping with drought-tolerant plants.

Mayor Cacciotti opened the public hearing. No one came forward and he closed the public hearing.

By roll call vote (5 ayes), the City Council adopted Resolution No. 7229, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, CONFIRMING AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR CERTAIN MAINTENANCE IN AN EXISTING DISTRICT, PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2 OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA.

(Putnam, Cacciotti)

**CONFIRMATION OF THE
CHARGES ASSESSED BY
THE COUNTY OF LOS**

Fire Chief Wallace presented the staff report on confirmation of the charges assessed by the County of Los Angeles Department of Agricultural Commis-

**ANGELES DEPARTMENT
OF AGRICULTURAL
COMMISSIONER/WEIGHTS
AND MEASURES WEED
ABATEMENT DIVISION
FOR WEED CLEARANCE
ON RESPECTIVE PARCELS
OF LAND OF
UNIMPROVED PRIVATE
PROPERTIES
CONSTITUTING A FIRE
HAZARD**

sioner/Weights and Measures Weed Abatement Division for weed clearance on respective parcels of land of unimproved private properties constituting a fire hazard. A list of affected properties was posted on the front door of the City Council Chambers on July 5, 2012.

Councilmember Schneider said that at the last meeting, a resident reported that a vacant lot on Grevelia Street owned by Caltrans is creating a fire hazard. Fire Chief Wallace said he would investigate.

Mayor Cacciotti opened the public hearing. No one came forward and he closed the public hearing.

By roll call vote (5 ayes), the City Council, following the hearing to hear any objections or protests from property owners related to the cost of abating the seasonal growth of hazardous weeds to prevent the spread of uncontrolled fires, confirmed the weed-clearance charges.

(Putnam, Khubesrian)

**APPEAL OF THE
PLANNING COMMISSION'S
DECISION TO DENY A
PLANNED DEVELOPMENT
PERMIT, TENTATIVE
TRACT MAP, AND DESIGN
REVIEW FOR 1933-1941
MILL ROAD**

RESOLUTION NO. 7230

Mayor Cacciotti said that since he lives within 500 feet of the subject property, he must recuse himself from the discussion. He left the dais and the Chambers. Mayor Pro Tem Putnam assumed control of the meeting.

Contract Planner Linn presented the staff report on the appeal of the Planning Commission's decision to deny a Planned Development Permit, Tentative Tract Map, and Design Review for 1933-1941 Mill Road. She said modifications to the proposed Conditions of Approval (Exhibit B) have been made and have been submitted to the City Council. Minor modifications have been made since, she said, which she read. She said, Condition No. 17 is revised to read: "Prior to the submittal of the Final Map for approval all required site and street improvements (Fire Department apron, sewer connections, utility lines, replacement paving, street improvements, curb and gutter repairs, gas and electrical service connections, etc.) shall be installed and signed off by the applicable City departments/ service providers or a bond for labor and material and performance at 125% of the estimated value of the

improvement shall be posted by the applicant." [Additions underlined.] The remainder of the condition remains the same, she said. She said Condition No. 19 is revised to read: "Prior to the issuance of ~~final permits for~~ the Certificate of Occupancy for 1939 Mill Road and final inspection of the new garage at 1933 Mill Road, ~~and the new sprinkler system for 1933 Mill Road,~~ the applicant shall complete implementation of all green and sustainable elements identified by the Green Point Rated Existing Home Elements evaluation conducted for each of the residential dwelling units." [Deletions shown in strike through; additions underlined.]

Mayor Pro Tem Putnam said that the public hearing was continued until today in order to hear testimony on new items that were not part of the report on June 6, 2012. Planner Linn said new items are the re-circulated Negative Declaration for the project (with no substantive changes) and the resolution for approval, which is contained in the agenda packet. City Attorney Adams noted that the Conditions of Approval document (Exhibit B of the resolution) is also new.

As requested by Mayor Pro Tem Putnam, City Attorney Adams said that the City Council is limited in its right to disapprove certain projects providing affordable housing. A good argument could be made, he said, that City Council discretion to deny the project is limited. Planner Linn responded to questions about affordable housing, the Planned Development Permit (PDP), the Covenants, Conditions and Restrictions, the finding that must be made to deny the project due to its providing affordable housing, historic designations for the units, and the "superior design" criteria for a PDP.

Speakers expressing support for the project were Odom Stamps, 318 Fairview Avenue; Glen Duncan, 2031 Berkshire Avenue; and Carrie Adrian, 602 Garfield Avenue.

Those opposing the project were Michael and Olivia Galvin, 1947 Mill Road; Cynthia Vargas, 720 Garfield Avenue; Walter Cervantes, 1921 Mill Road; and George Chavez, 1925 Mill Road, who distributed materials.

John Lesak, architect for the project, responded to questions posed by the City Councilmembers.

Mayor Pro Tem Putnam invited the applicant to address issues that were raised by project opponents. Allen Lowy, attorney for the applicant, said that the original staff report submitted to the Planning Commission recommended approving the project. He said all elements of the package need to be taken together.

Mayor Pro Tem Putnam raised the issue of fair decision making and distributed an article, "When an Elected Official Feels Passionately About an Issue: Fair Process Requirements in Adjudicative Decision-Making," *Western City*, October 2006. He said that on public hearing matters, it is improper for a City Councilmember to meet with anyone on either side of the issue due to the quasi-judicial nature of the hearing.

Mayor Pro Tem Putnam closed the public hearing. Discussion continued. Planning and Building Director Watkins, Planner Linn, and City Attorney Adams responded to questions.

Mayor Pro Tem Putnam reopened the public hearing and invited the applicant to respond to an amendment proposed by Councilmember Joe requiring the applicant to apply to the Cultural Heritage Commission (CHC) for historic designation for three of the units. Applicant Attorney Lowy responded that this condition is acceptable.

By roll call vote (4 ayes, Councilmembers Joe, Khubesrian, and Schneider, and Mayor Pro Tem Putnam; 1 recused, due to conflict of interest, Mayor Cacciotti), the City Council approved adding an amendment to the following motion to add a provision regarding the three buildings not currently designated as historic. The City Council approved requiring the applicant to submit a request to the CHC to designate the three properties on the site as historic and to be added to the City's historic inventory of properties.

(Joe, Khubesrian)

Councilmember Khubesrian made a motion to amend the following motion to add to the Conditions of Approval a requirement that an arborist examine an oak tree on speaker Olivia Galvin's property after landscaping is implemented to advise on watering, which the Councilmember said was in response to a concern raised by speaker Galvin. The motion died for lack of a second. Councilmember Joe requested that staff investigate the oak tree issue as part of the condition related to a drainage plan.

In regard to a concern related to hazards caused by parked cars at the site, Councilmember Khubesrian said that this should be addressed.

Mayor Pro Tem Putnam said he did not agree that this project reflected "superior design," but he said the State has taken away the City Council's right to deny the project.

By roll call vote (4 ayes, Councilmembers Joe, Khubesrian, and Schneider, and Mayor Pro Tem Putnam; 1 recused due to conflict of interest, Mayor Cacciotti), the City Council adopted Resolution No. 7230, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, ADOPTING A NEGATIVE DECLARATION AND APPROVING AN APPLICATION FOR A TENTATIVE TRACT MAP, PLANNED DEVELOPMENT PERMIT, AND DESIGN REVIEW, FOR 1933-1941 MILL ROAD THEREBY REVERSING THE PLANNING COMMISSION'S DECISION TO DENY THE PROJECT, approving Project #0927-PDP/TTM/DRX subject to conditions. On an amendment proposed by Councilmember Khubesrian and accepted by the maker and seconder of the motion, the City Council added to the Conditions of Approval a requirement that all five units must be updated to meet the Green Point standards. On an amendment proposed by Councilmember Joe and seconded by Councilmember Khubesrian, accepted by the maker and seconder of the motion, and approved as noted above, the City Council added a provision regarding the three buildings not currently designated as historic: the City Council approved requiring the applicant to submit a historic designation application

to the CHC to request that the properties be deemed historic and be added to the City's historic inventory of properties—so that the five buildings become a cluster as a historic site, requiring that all proposed future changes be reviewed by the CHC. It was understood that the final Covenants, Conditions and Restrictions would be reviewed by the City Attorney, and if an agreement could not be reached, the document would be returned to the City Council for review and approval.

(Schneider, Khubesrian)

Mayor Cacciotti returned to the dais and called a brief recess. He reconvened the meeting at 10:10 p.m.

**ISSUANCE OF A NOTICE OF
NON-RENEWAL RELATED
TO A MILLS ACT
CONTRACT WITH
PROPERTY OWNERS OF 909
LYNDON STREET**

Senior Planner Mayer presented the staff report on the Issuance of a Notice of Non-Renewal related to a Mills Act contract with property owners of 909 Lyndon Street. He responded to questions.

Mayor Cacciotti opened the public hearing.

RESOLUTION NO. 7231

Speaking in favor of continuing the contract were Kathy Green, 867 Monterey Road; Lisa and Richard Petty, owners, 909 Lyndon Street; Marko Chase, 900 Bank Street; and Krista Ocon, 925 Lyndon Street.

John Lesak, 1242 Kolle Avenue, Vice Chair, Cultural Heritage Commission (CHC), said the commission has been working hard to bring clarity and certainty to the Mills Act process. CHC has revised the preservation incentives section of the ordinance, he said, which he said will be coming to the City Council. He said although he voted against the recommendation for non-renewal, he agrees that the owners' proposal is not in the best interest of the City.

Robert Conte, 1300 Oak Hill Avenue, Chair, CHC, said that because the proposal from the current owners did not outline substantial repairs, he supported non-renewal of the contract. The City has made a 12-year investment in the house, he said, and the prior owners completed substantial work.

Mayor Pro Tem Putnam said the items included in the existing contract have been completed. CHC Chair

Conte made remarks about the thorough CHC review and evaluation of the owners' proposal and responded to questions.

Mayor Cacciotti closed the public hearing.

By roll call vote (3 noes, Councilmembers Khubesrian, Mayor Pro Tem Putnam, and Mayor Cacciotti; 2 ayes, Councilmembers Joe and Schneider), a motion was defeated to extend the contract for one year, directing the owners to develop additional plans on what they can do that will be beneficial to the City as far as continuing the Mills Act.

(Schneider, Joe)

By roll call vote (3 ayes, Councilmember Khubesrian, Mayor Pro Tem Putnam, and Mayor Cacciotti; 2 noes, Councilmembers Joe and Schneider), the City Council adopted Resolution No. xxxx, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, ISSUING A NOTICE OF NONRENEWAL TO THE PROPERTY OWNERS OF 909 LYNDON STREET TO END THE ANNUAL RENEWAL OF A MILLS ACT CONTRACT.

(Putnam, Cacciotti)

**PROVIDE DIRECTION ON A
COMMUNITY FORUM ON
THE SR-710**

Dr. Bill Sherman, 320 Grand Avenue, Member, Freeway and Transportation Commission, and City Representative, Technical Advisory Committee on SR-710 Environmental Impact Report (EIR)/Environmental Impact Statement (EIS), made a presentation about why a forum is needed. The Freeway and Transportation Commission recommends this, he said. He distributed a proposed agenda. He said plans for a tunnel have already been drawn. By September, he said, there will be only three alternatives to consider. He responded to questions.

Transportation Manager Woods presented the staff report on the community forum on the SR-710 extension. He responded to questions.

Speakers supporting the holding a community forum on September 13, 2012, were Joanne Nuckols, 1531

Ramona Avenue, and Sam Burgess, 626 Prospect Avenue.

Discussion continued. Transportation Manager Woods responded to questions.

By consensus, the City Council directed staff to invite Doug Failing, Executive Director, Highway Projects, Metro, or another high-level representative, to the regular City Council meeting on August 15, 2012, to provide the City Council and residents with an update on the SR-710 extension project—explicitly what is happening now, what has happened, and what is going to happen, on the SR-710 freeway extension project. The City Council directed that the date for the community forum be selected once the Metro timelines are known, in September prior to October 1, 2012.

(Putnam, Cacciotti)

**EMERGENCY ITEM:
ALTERNATE
REPRESENTATIVE TO
ARROYO VERDUGO
SUBREGION**

City Manager Gonzalez said that this item was added as an emergency item because Mayor Cacciotti, the City's designated representative to the Arroyo Verdugo Subregion, is unable to attend the July 16, 2012, meeting of the group. He said that the City Council needs to appoint an alternate prior to the meeting.

By voice vote (5 ayes), the City Council appointed Councilmember Joe as the alternate representative from the City Council to the Arroyo Verdugo Subregion.

(Schneider, Putnam)

**CONSIDERATION OF A
\$2,500 CONTRIBUTION TO
THE SAN GABRIEL VALLEY
HOUSING AND HOMELESS
COORDINATING COUNCIL**

City Manager Gonzalez presented the staff report on the requested contribution of \$2,500 from the City to the San Gabriel Valley Housing And Homeless Coordinating Council.

Scott Chamberlain, Executive Director, San Gabriel Valley Housing And Homeless Coordinating Council, described the Council's mission, which he said is to build political will, increase capacity, and maximize resources for the San Gabriel Valley. He responded to questions. He distributed the organization's annual

report.

Councilmember Joe made a motion to contribute \$2,500 to the San Gabriel Valley Housing And Homeless Coordinating Council from the General Fund, seconded by Councilmember Khubesrian. After discussion, they withdrew the motion and the second.

By roll call vote (5 ayes), the City Council continued consideration of a \$2,500 contribution to the San Gabriel Valley Housing and Homeless Coordinating Council to the regular City Council meeting of August 15, 2012. The City Council directed staff to include additional information on the organization in the staff report.

(Khubesrian, Cacciotti)

**ESTABLISH DATE FOR A
BUSINESS LICENSE
REVOCATION HEARING
FOR KING SPA MASSAGE**

Finance Director Thai presented the staff report on establishing a date for a business license revocation hearing for King Spa Massage. He, City Manager Gonzalez, and City Attorney Adams responded to questions.

Councilmember Khubesrian made a motion to hold the hearing at a regular City Council meeting. City Attorney Adams said that hearings like this could last four hours. He responded to questions about the process.

By roll call vote (5 ayes), the City Council set Monday, August 13, 2012, at 7:00 p.m., as the date and time for a special City Council meeting to hold a business license revocation hearing for King Spa.

(Putnam, Joe)

**STRUCTURE OF THE
PROPOSED PUBLIC WORKS
COMMISSION**

Due to the late hour, this item was postponed.

**DIRECTION REGARDING
EXPANDING THE NUMBER
OF PUBLIC SAFETY
COMMISSION MEMBERS
FROM FIVE TO SEVEN AND
INCREASING THE NUMBER**

Due to the late hour, this item was postponed.

**OF YEARLY MEETINGS
FROM FIVE TO TEN**

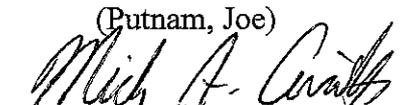
**UPDATE REGARDING
STATUS OF SENATE BILL
204 (NO STAFF REPORT)**

Due to the late hour, this item was postponed.

ADJOURNMENT

By consensus, the City Council adjourned at 12:03
a.m. July 12, 2012.


Sally Kirby
City Clerk

(Putnam, Joe)

Michael A. Cacciotti
Mayor