

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL/REDEVELOPMENT SUCCESSOR AGENCY AND SPECIAL
MEETING OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA
CONVENED THIS 15TH DAY OF FEBRUARY, 2012 7:45 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 regular meeting of the South Pasadena City Council/Redevelopment Successor Agency (Agency) and the Special Meeting of the City Council at 7:45 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: Interim City Manager/Interim 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 Department Director Watkins; and City Clerk Kilby.

Mayor Cacciotti offered the invocation and led the Pledge of Allegiance.

**CLOSED SESSION
ANNOUNCEMENTS**

City Attorney Adams said that Mayor Cacciotti called to order the regular City Council meeting at approximately 6:45 p.m. He said that all members of the Council were present and that no one was present from the public to give public comment. Mayor Cacciotti recessed the Council into Closed Session, he said, to discuss labor negotiations pursuant to Government Code Section 54957.6, conference with labor negotiators with regard to all bargaining units in the City. He said City negotiators are Interim City Manager Gonzalez and Special Counsel Richard Kreisler. The labor negotiators provided the City Council with a briefing, he said, and took no action.

**PRESENTATION OF THE
2010-11 ANNUAL REPORT
OF THE CULTURAL
HERITAGE COMMISSION**

Robert Conte, Chair, and John Lesak, Vice Chair, Cultural Heritage Commission, presented the 2010-11 Annual Report of the Commission. They responded to questions from the City Council.

**COUNCILMEMBER'
COMMENTS**

Mayor Cacciotti introduced Scott Feldmann, CEO, Chamber of Commerce, who introduced Dave Plenn, Owner, The Dinosaur Farm, 1510 Mission Street. Mr. Plenn presented a "Merchant's Minute" about his business and the businesses that operate out of his location. He responded to questions.

Councilmember Schneider suggested that it would be valuable to the 710 fight to construct a huge model of the proposed 710 extension tunnel.

Councilmember Khubesrian noted that this is the time to implement previous recommendations to establish a business resource center. She suggested utilizing funds from Congressman Adam B. Schiff that originally were slated for the Rialto Theatre. She requested that this issue be added to a future agenda, seconded by Councilmember Schneider.

Councilmember Joe reported on the successful ArtsCrawl event. He thanked organizations responsible for sponsoring programs.

Councilmember Joe reported on his attendance at a meeting of the Policy Board of the Foothill Employment and Training consortium. He described programs of possible benefit to the City, and he requested that the City Human Resources Manager meet with the group's Executive Director.

Councilmember Joe requested that an item be added to a future agenda: presentation of Certificates of Recognition to three South Pasadena High School Rio Hondo League champions: girls' soccer, boys' basketball, and girls' water polo, seconded by Mayor Cacciotti.

Mayor Pro Tem Putnam reported on the Los Angeles Economic Development Corporation 2012 Economic Forecast Breakfast Meeting. Interim City Manager Gonzalez announced upcoming budget workshops.

Mayor Cacciotti reported that a study is being conducted on the mountains and rivers of San Gabriel to determine whether this area, which extends to San Bernardino County, should become part of the National Parks System. He requested that an item be

added to a future agenda to consider sending a letter of support for this proposal, seconded by Mayor Pro Tem Putnam.

Mayor Cacciotti reported on his attendance at the Arroyo Verdugo Subregion Steering Committee and relayed comments made by representatives of other cities on the Southern California Association of Governments' Regional Transportation Plan.

Mayor Cacciotti explained that a Special Meeting is being held at the same time as the regular meeting to discuss an item related to a massage establishment. He announced that the City Council meetings, as of March 7, 2012, will begin at 7:00 p.m. instead of 7:30 p.m., and end at 10:30 p.m.

Mayor Cacciotti announced that the longstanding franchise agreement with Time Warner ends this month. He thanked Time Warner and its cable broadcasting operators Adam Garcia and Don Appleby for their contributions. He introduced City Clerk Kilby, who announced the broadcasting of live meetings via cable television and the Internet.

**CITY MANAGER
COMMUNICATIONS**

Interim City Manager Gonzalez introduced Fire Chief Wallace, who reported that the City's Insurance Services Organization (ISO) Survey fire rating has improved, which he said translates to savings on insurance for property owners. This is the first time the City has achieved a "3" rating, he said, and this rating will be in place for 10-12 years. He responded to questions.

**REORDERING OF AND
ADDITIONS TO THE
AGENDA**

Mayor Cacciotti said that without objection, Item #17, consideration to revoke business license, King Spa; Item #22, report on massage establishments; and Item #3 on the special meeting agenda, consideration to revoke business license, Massage Villa, would be taken together.

**ITEMS REMOVED FROM
CONSENT CALENDAR**

Councilmember Schneider requested that Item #12, Notice of Completion, Hermosa Street Improvement Project, be removed from the Consent Calendar for separate consideration.

APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF JANUARY 30, 2012, AND THE REGULAR MEETING OF FEBRUARY 1, 2012

By roll call vote (5 ayes), the City Council approved the minutes of the special meeting of January 30, 2012, and the regular meeting of February 1, 2012.

(Putnam, Khubesian)

APPROVAL OF PREPAID WARRANTS IN THE AMOUNT OF \$717,157.47 GENERAL CITY WARRANTS IN THE AMOUNT OF \$473,729.01 AND PAYROLL IN THE AMOUNT OF \$422,881.90

By roll call vote (5 ayes), the City Council approved Prepaid Warrants #171631-171683; General City Warrants #171684-171869, and payroll 02-03-12, for a total of \$1,613,786.38. The City Council approved Redevelopment Successor Agency warrants for \$6497.54.

(Putnam, Khubesian)

APPROVAL OF APPOINTMENT OF COUNCILMEMBER ROBERT S. JOE AS CITY COUNCIL REPRESENTATIVE ON THE POLICY BOARD OF THE FOOTHILL EMPLOYMENT AND TRAINING CONSORTIUM FOR THE 2011-12 MAYORAL TERM

By roll call vote (5 ayes), the City Council approved the appointment of Councilmember Robert S. Joe as City Council Representative on the Policy Board of the Foothill Employment and Training Consortium for the 2011-12 Mayoral Term.

(Putnam, Khubesian)

SECOND READING AND ADOPTION OF AN ORDINANCE TO PERMIT NON-VOTING YOUTH MEMBERS OF CITY BOARDS AND COMMISSIONS

By roll call vote (5 ayes), the City Council read by title only for second reading, waiving further reading, and adopted Ordinance No. 2228, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, AMENDING SECTIONS 2.23 (COMPOSITION, APPOINTMENT AND REMOVAL OF MEMBERS), 2.24 (ELIGIBILITY FOR MEMBERSHIP) AND 2.25 (TERM OF OFFICE), ARTICLE IV (BOARDS AND COMMISSIONS—GENERAL PROVISIONS) OF CHAPTER 2 (ADMINISTRATION) OF THE SOUTH PASADENA MUNICIPAL CODE, TO PROVIDE FOR THE APPOINTMENT OF NON-VOTING YOUTH MEMBERS TO CITY BOARDS AND COMMISSIONS.

(Putnam, Khubesian)

MONTHLY INVESTMENT REPORTS FOR DECEMBER 2011

By roll call vote (5 ayes), the City Council, and the City Council sitting as the Redevelopment Successor Agency Board, approved to receive and file the monthly investment reports for December 2011.

(Putnam, Khubesrian)

ADOPTION OF RESOLUTIONS AUTHORIZING SIGNATORS ON CITY/AGENCY BANKING ACCOUNTS AND RELATED BANKING DOCUMENTS

By roll call vote (5 ayes), the City Council, as Successor Agency to the Community Redevelopment Agency Board, adopted Resolution No. 7215 SA, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, AS SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF SOUTH PASADENA, AUTHORIZING SIGNATURES ON AGENCY BANK ACCOUNTS; and Resolution No. 7216 SA, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, AS SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF SOUTH PASADENA, AUTHORIZING INVESTMENT OF MONIES IN THE LOCAL AGENCY INVESTMENT FUND.

**RESOLUTION NO. 7215 SA
RESOLUTION NO. 7216 SA**

(Putnam, Khubesrian)

ACCEPTANCE OF PROJECT COMPLETION AND AUTHORIZATION TO FILE A NOTICE OF COMPLETION FOR THE VIA DEL REY SIDEWALK REPLACEMENT PROJECT (CDBG), AND AUTHORIZATION TO RELEASE RETENTION PAYMENT IN THE AMOUNT OF \$7,255 TO KORMX INC.

By roll call vote (5 ayes), the City Council accepted the project improvements for the Via Del Rey Sidewalk Replacement Project (CDBG); authorized the issuance of a Notice of Completion for the project; and authorized payment of the retention to Kormx, Inc., in the amount of \$7,255.

(Putnam, Khubesrian)

ACCEPTANCE OF PROJECT COMPLETION AND AUTHORIZATION TO FILE A NOTICE OF COMPLETION FOR THE INDIANA AVENUE STREET IMPROVEMENT PROJECT, AND AUTHORIZATION TO

By roll call vote (5 ayes), the City Council accepted the project improvements for the Indiana Avenue Street Improvement Project; authorized the issuance of a Notice of Completion for the project; and authorized payment of the retention to E.C. Construction in the amount of \$13,444.

(Putnam, Khubesrian)

**RELEASE RETENTION
PAYMENT IN THE
AMOUNT OF \$13,444 TO
E.C. CONSTRUCTION**

**ACCEPTANCE OF
PROJECT COMPLETION
AND AUTHORIZATION TO
FILE A NOTICE OF
COMPLETION FOR THE
HERMOSA STREET
IMPROVEMENT PROJECT,
AND AUTHORIZATION TO
RELEASE RETENTION
PAYMENT IN THE
AMOUNT OF \$19,825 TO
SEQUEL CONTRACTORS,
INC.**

Public Works Director Toor responded to questions about the Hermosa Street Improvement Project. A concern was raised by Councilmember Khubesrian about the installation of a stop sign, and Public Works Director Toor said the sign was warranted.

By roll call vote (5 ayes), the City Council accepted the project improvements for the Hermosa Street Improvement Project; authorized the issuance of a Notice of Completion for the project; and authorized payment of the retention to Sequel Contractors, Inc., in the amount of \$19,825.

(Khubesrian, Joe)

**PUBLIC COMMENT
YMCA programs**

Susan Marasco, Executive Director, South Pasadena/San Marino YMCA, spoke about the impact of the YMCA on the community through its many youth programs. She noted that the YMCA is currently conducting its annual fundraising campaign. She responded to questions.

**Stop signs Hermosa and
Hillside**

Stuart Morkun, 407 Floral Park Terrace, opposed the installation of stop signs at Hermosa and Hillside. He narrated overhead slides outlining the criteria for a stop sign, results, report's findings, conclusions, principles at stake, and recommended council action (remove signs and follow report's recommendations).

Mayor Pro Tem Putnam responded briefly. He and Councilmember Joe requested that staff report back on the project, particularly on the reasoning behind installing the stop signs. No objections were voiced. Interim City Manager Gonzalez responded.

**PUBLIC HEARING TO
RECEIVE OBJECTIONS OR
PROTESTS TO THE
VEGETATION
MANAGEMENT PROGRAM
REGARDING THE
ABATEMENT OF WEEDS,**

Fire Chief Wallace presented the staff report on the abatement of weeds, brush, rubbish, and refuse on privately owned unimproved lots. He responded to questions.

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

BRUSH, RUBBISH AND REFUSE UPON OR IN FRONT OF SPECIFIED PROPERTY IN THE CITY AND AUTHORIZING BY MINUTE ORDER THE ABATEMENT OF VEGETATION FIRE HAZARDS

By roll call vote (5 ayes), the City Council adopted the proposed Abatement Order directing the abatement of fire hazards on the properties listed on the Los Angeles County Declaration list, which was attached to the staff report.

(Putnam, Khubesrian)

PROVIDE DIRECTION ON SETTING A DEADLINE AFTER WHICH DOCUMENTS SUBMITTED BY THE PUBLIC AND OTHERS PRIOR TO A CITY COUNCIL MEETING WILL NOT BE REVIEWED BY THE CITY COUNCIL

City Clerk Kilby presented the staff report on consideration of a deadline after which documents submitted by the public and others prior to a City Council meeting will not be reviewed by the City Council. She responded to questions.

By voice vote (5 ayes), the City Council set the deadline for submitting documents to the City Council as Tuesday at 4:00 p.m., one day prior to the Wednesday meeting (or one day prior to the meeting if the meeting is held on a different day of the week). The City Council directed that an appropriate document stamp be created to identify documents that were received after the deadline, with the notation that the City Council may not be able to review the documents prior to the meeting. The City Council directed that similar language be added to the City Council agenda. The City Council directed the City Clerk and the City Attorney to develop the appropriate language.

(Putnam, Joe)

CONSIDERATION OF A REQUEST TO REVOKE THE BUSINESS LICENSE FOR KING SPA MASSAGE, 1318 HUNTINGTON DRIVE

Police Chief Payne presented the staff report on the consideration of a request to revoke the business licenses for King Spa Massage, 1318 Huntington Drive; and Massage Villa, 1437 Huntington Drive, due to evidence of illegal activity. He responded to questions.

Jeffrey T. Bell, 8728 Valley Blvd., Suite 209, Rosemead, attorney representing King Spa Massage, said the owner is concerned about action being taken tonight. He said the owner wants to know what the police investigations discovered and what the issue is. He said the owner wants to know what can be done to resolve the problems prior to having the license revoked. He said there has been no criminal

prosecution taken up by the District Attorney.

By roll call vote (5 ayes), the City Council considered a request to revoke a business license for King Spa Massage, 1318 Huntington Drive, and set a public hearing for March 7, 2012, to determine whether or not to revoke the business license.

(Joe, Putnam)

**SPECIAL MEETING
AGENDA ITEM:
CONSIDERATION OF A
REQUEST TO REVOKE
THE BUSINESS LICENSE
FOR MASSAGE VILLA, 1437
HUNTINGTON DRIVE**

Police Chief Payne presented the staff report on the request to consider revoking the business license for Massage Villa, 1437 Huntington Drive.

By roll call vote (5 ayes), the City Council considered a request to revoke a business license for Massage Villa, 1437 Huntington Drive, and set a public hearing for March 7, 2012, to determine whether or not to revoke the business license.

(Joe, Putnam)

City Attorney Adams said that he would prepare procedural rules and a timetable to assist the City Council in the hearings.

By consensus, the City Council directed staff to schedule these two hearings prior to the water/sewer rate hearing at the March 7, 2012 meeting.

**RECEIVE AND FILE
REPORT ON MASSAGE
ESTABLISHMENTS**

By consensus, the City Council waived the presentation of the report on massage establishments.

By voice vote (5 ayes), the City Council approved to receive and file the report on massage establishments.

(Schneider, Khubesrian)

Councilmember Joe requested that staff research whether additional restrictions can be imposed on massage businesses in order for them to obtain business licenses, e.g., limiting hours of operation, implementing a more robust site inspection—including fire, building, and planning—and report back to the Council at a future meeting, seconded by Mayor Pro Tem Putnam. Councilmember Joe asked staff to survey other cities to determine what meas-

ures other cities have implemented. Mayor Cacciotti asked to be updated on the types of background checks that are conducted as they apply to the business license. City Attorney Adams provided legal counsel; he noted that the issue is that when massage therapists have certificates from the state, the City is not able to conduct background checks.

**DISCUSSION REGARDING
THE JOINT USE
AGREEMENT WITH THE
SOUTH PASADENA
UNIFIED SCHOOL
DISTRICT**

Community Services Director Pautsch presented the staff report on the Joint Use Agreement with the South Pasadena Unified School District. She said that the City would like to utilize additional School District facilities. She and Interim City Manager Gonzalez responded to questions. Mayor Pro Tem Putnam recommended that the City contact former Councilmember/Mayor Mike Ten, who had been a long-standing member of the Ad Hoc Committee, for his ideas on expanding the agreement.

Following discussion, the City Council agreed that the City's proposal to expand the existing Joint Use Agreement between the City and the South Pasadena Unified School District would be raised by City Councilmembers Joe and Khubesrian, City representatives on the Ad Hoc City Council/ South Pasadena Unified School District Subcommittee. Hearing no objections, Mayor Cacciotti said this was so ordered.

**CONSIDERATION OF
INITIATING A GENERAL
PLAN AMENDMENT AND
ZONE CODE AMENDMENT
FOR THE OSTRICH FARMS
FOCUS AREA**

Planning and Building Director Watkins presented the staff report on considering initiation of a General Plan Amendment and Zone Code Amendment for the Ostrich Farms Focus Area, accompanied by PowerPoint slides. He and Interim City Manager Gonzalez responded to questions.

Discussion followed. Councilmember Khubesrian said that she has recommended engaging an economic development liaison and establishing a small business resource center. She favored the economic development strategy option for the Ostrich Farms Focus Area, perhaps using Business Improvement Tax funds or negotiating with the owners for funding. She said she would like to see the soon-to-be-dissolved Community Redevelopment Commission converted to an economic development commission that could take a proactive look at different areas. Mayor Pro Tem Putnam seconded this

to be added as an item to a future agenda.

Director Watkins noted that the owner of 145 Pasadena Avenue is attempting to convert the property to a multi-tenant office space but cannot due to parking requirements. He suggested that this might be something staff could look into to see if requirements could be relaxed. Mayor Cacciotti said in addition to parking, retail restrictions and other obstacles could be examined. He suggested that fiber optic cabling be installed. Councilmember Joe emphasized the importance of being business friendly.

Stuart Morkun, 407 Floral Park Terrace, noted that the City of Pasadena has reduced its parking ratios from 5/1,000 square feet for medical and 4/1,000 square feet for office to 4/1,000 and 3/1,000 respectively. He said Santa Monica recently approved an apartment project with no parking. He supported an overall comprehensive visioning for the Ostrich Farms area. He said that with mixed use, the way it is implemented is critical.

By roll call vote (5 ayes), the City Council directed the Planning Commission to study existing land-use restrictions in the Ostrich Farms Focus Area that make it unduly restrictive for business, including parking standards and triggers for Conditional Use Permits. With the goal to develop a more business-friendly approach in the Ostrich Farms Area, the City Council directed that recommendations be made for modifications to parking restrictions and other standards. On an amendment proposed by Mayor Cacciotti and agreed to by the maker and seconder of the motion, the City Council directed that an examination be undertaken of retail restrictions in the area that could be eliminated; directed that staff return with a report from Southern California Edison regarding pros/cons/costs of the installation of a fiber optic line along the corridor; and directed staff to survey other cities on pertinent issues, e.g., parking requirements/1,000 square feet, and report back to the City Council.

(Joe, Putnam)

Mayor Cacciotti recessed the meeting for a brief time

and reconvened the meeting at 10:15 p.m.

**DISCUSSION AND INPUT
REGARDING CRITERIA
FOR EVALUATING THE
CITY MANAGER AND CITY
ATTORNEY AND THE
SETTING OF RECIPROCAL
EXPECTATIONS TO
ENSURE COLLABORATIVE
SUCCESS**

Interim City Manager Gonzalez presented the staff report on the criteria for evaluating the City Manager and the City Attorney and the setting of reciprocal expectations to ensure collaborative success. Councilmember Khubesrian elaborated on the topic. Interim City Manager Gonzalez made additional remarks. Councilmember Joe requested that staff provide additional examples of evaluation criteria. City Attorney Adams said that he would locate documents he had provided to the Council during previous City Manager interviews.

After discussion, by consensus, the City Council approved setting a special meeting, a “retreat,” to discuss mutual expectations of the City Manager and the City Attorney, and to develop criteria for evaluation. The City Council allotted up to two hours for the meeting, with the Councilmembers agreeing that a Saturday meeting would fit their schedules.

(Khubesrian, Putnam)

**2011 UNIFORM CRIME
REPORT AND YEAR END
REPORT**

Police Chief Payne presented the 2011 Uniform Crime Report and Year End Report. He said the 20% increase in Part One crimes is unacceptable. He described the reason for this increase—the new “realignment” of prisoners from the state prison system to the county jail system. He elaborated on other aspects of the report. He responded to questions.

By voice vote (5 ayes), the City Council approved to receive and file the 2011 Uniform Crime Report and Year End Report.

(Putnam, Joe)

**RECEIVE AND FILE THE
QUARTERLY FINANCIAL
MONITORING REPORT
FOR THE MID-YEAR OF
FISCAL YEAR 2011/12**

Finance Director Thai presented the Quarterly Financial Monitoring Report for the mid-year of Fiscal Year 2011/12. He said the City is on track in meeting the budget.

Without opposition, the City Council approved to receive and file the Quarterly Financial Monitoring

Report for the mid-year of Fiscal Year 2011/12.

(Putnam, Khubesrian)

**COUNCILMEMBERS'
COMMENTS: 125TH
BIRTHDAY OF THE CITY
OF SOUTH PASADENA**

Mayor Pro Tem Putnam noted that on March 2, 2013, the City will celebrate its 125th birthday. As a kickoff to that event, he proposed that a brief reception be held before the March 7, 2012, meeting to celebrate the City's birthday and to honor all former elected officials. He suggested that at the beginning of the meeting, these leaders be recognized. Without opposition, Mayor Cacciotti said this was so ordered.

**PUBLIC COMMENT
Receiving reports**

Alan Ehrlich, 1633 Maple, said that in regard to the two previous reports, he suggested that "receive and file reports" be scheduled at the beginning of the meeting so that City workers are not "here until 11:00 at night."

ANNOUNCEMENT

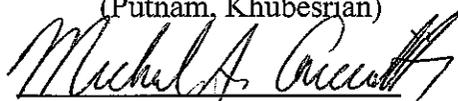
Mayor Cacciotti and Interim City Manager Gonzalez announced that the next City Council meeting will begin at 7:00 p.m., with Closed Session to begin at 6:00 p.m.

ADJOURNMENT

Without opposition, the regular meeting and the special meeting adjourned at 10:58 p.m.

(Putnam, Khubesrian)


Sally Kilby
City Clerk


Michael A. Cacciotti
Mayor