

**MINUTES OF THE REGULAR MEETING OF THE  
CITY COUNCIL AND COMMUNITY REDEVELOPMENT AGENCY  
OF THE CITY OF SOUTH PASADENA  
CONVENED THIS 1<sup>ST</sup> DAY OF JUNE, 2011 7:41 P.M.  
AMEDEE O. "DICK" RICHARDS, JR., COUNCIL CHAMBERS  
1424 MISSION STREET**

**ROLL CALL**

Mayor Ten convened the open session of the regular meeting of the City Council and the Community Redevelopment Agency (CRA) at 7:41 p.m. City Clerk Kilby called the roll. City Councilmembers/CRA Members present: Putnam, Schneider, and Sifuentes; Mayor Pro Tem/CRA Vice Chair Cacciotti; and Mayor/CRA Chair Ten. Members absent: None. Other officials present: City Manager/CRA Executive Director Davidson; City Attorney/CRA Counsel Adams; Assistant City Manager Gonzalez; Police Chief Payne; Fire Chief Wallace; Finance Director Thai; City Librarian Fjeldsted; Community Services Director Pautsch; Acting Public Works Director Furukawa; Planning and Building Director Watkins; Transportation Manager Woods; DMR Team Water Project Manager Wolitarsky; Assistant Finance Director Batt; Senior Planner Mayer; and City Clerk/CRA Secretary Kilby.

**INVOCATION/PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Cacciotti offered the invocation and South Pasadena Middle School Associated Student Body (ASB) Officers Juliet Chin and Shine Cho led the Pledge of Allegiance.

**CLOSED SESSION ANNOUNCEMENTS**

City Attorney Adams reported that Mayor Pro Tem Cacciotti called to order the regular meeting of the South Pasadena City Council and the Community Redevelopment Agency at approximately 6:30 p.m. He said there was no one present to speak to the City Council on items on the Closed Session agenda, and that Mayor Pro Tem Cacciotti recessed the meeting into Closed Session. He said Mayor Pro Tem Cacciotti, Councilmember Schneider, and Councilmember Sifuentes were present during the entire Closed Session. Councilmember Putnam participated with regard to labor negotiations, #3, he said. The City Council met on this item, he said, which is allowed into Closed Session pursuant to Government Code Section 54957.6, negotiating parties: all of the City's employee organizations, and management employees,

unrepresented, with City negotiator City Manager John Davidson. He said a brief report was given to the City Council, no direction was given, and there is nothing further to report. The City Council took up Item #4, real property negotiations, allowed into Closed Session pursuant to Government Code Section 54956.8 regarding the Arroyo Seco Racquet Club, City negotiator: Assistant City Manager Sergio Gonzalez, negotiation party: iTennis, under negotiation: terms of lease. The City negotiator gave an update to the City Council, he said, the City Council provided direction, and took no final action. He said the matter will be brought back at a future meeting. He said they met on Item #5, also real property negotiations, allowed into Closed Session pursuant to Government Code Section 54956.8, regarding the property: South Pasadena Golf Course, City negotiator: Assistant City Manager Sergio Gonzalez, negotiation party: Donovan Bros. Inc., under negotiation: terms of lease. The City negotiator reported that there was an opportunity to purchase all of the furniture, fixtures, and equipment located at the Golf Course, in order to be able to use these items with the leasehold interest. He said the City Council approved, by unanimous vote of the three councilmembers present, the purchase of these items from the current operator for the sum of \$58,000. He said the last Closed Session matter was a personnel item allowed into Closed Session pursuant to Government Code Section 54957(b)(1), performance evaluation of City Attorney. He said the City Council did not take that item up and postponed it to the next meeting.

**UPDATE ON THE GOLD  
LINE PRESENTED BY  
HABIB F. BALIAN, CEO,  
METRO GOLD LINE  
FOOTHILL EXTENSION  
CONSTRUCTION  
AUTHORITY**

Habib F. Balian, CEO, Metro Gold Line Foothill Extension Construction Authority, provided an update on the Gold Line extension, accompanied by PowerPoint slides. He responded to questions. He agreed to work with the City on seeking funds for a grade separation in the City. In regard to a question about easier access from the Gold Line station in the City to the Farmers' Market, Mr. Balian said that Gold Line staff could refer that to Metro.

**PRESENTATION OF THE  
FESTIVAL OF BALLOONS  
FOURTH OF JULY  
COMMITTEE POSTER**

Joan Payne, Poster Chair of the 4<sup>th</sup> of July Festival of Balloons Committee, announced the winners of the Committee's poster contest. She said that prior to the meeting, the Councilmembers reviewed the finalist

**WINNERS**

entries and selected the winners.

**ANNOUNCEMENTS OF EVENTS**

Councilmember Putnam announced an upcoming fundraiser for the South Pasadena Educational Foundation and a tour of the San Jose Creek Water and Reclamation Plant and Puente Hills Landfill.

Mayor Pro Tem Cacciotti announced 4<sup>th</sup> of July events. He introduced Jose Zavala, who announced the Second Annual Greenest Fastest Mile, which takes place on the 4<sup>th</sup> of July as a fundraiser for the South Pasadena Middle School. Mr. Zavala responded to questions.

Mayor Ten reported his attendance at an El Sereno Neighborhood Council to urge its support of AB 353. He made remarks about the bill and related matters. He reported on meetings with Los Angeles City Councilmembers and announced he will be attending upcoming meetings in Eagle Rock and Highland Park/Mt. Washington Neighborhood Councils.

**MAYOR'S  
APPOINTMENTS/  
REAPPOINTMENTS  
Marcile Vadell-Strickland**

By voice vote (5 ayes), the City Council appointed Marcile Vadell-Strickland as the School Representative to the Youth Commission for a two-year term until June 2013.

(Cacciotti, Sifuentes)

**REMOVAL OF ITEMS  
FROM THE CONSENT  
CALENDAR FOR SEPAR-  
ATE CONSIDERATION**

Councilmember Putnam asked to remove Item #8, agreement with Carollo Engineers for Citywide Water System Hydraulic Model, from the Consent Calendar for separate consideration. Councilmember Putnam noted that due to a conflict of interest, he will be recusing himself from Item #10, award of contract to Mike Prlich and Sons, Inc. Mayor Pro Tem Cacciotti requested that Item #15, amendment to agreement with Richard Thorman, be removed.

**APPROVAL OF THE  
MINUTES OF THE  
REGULAR MEETING OF  
MAY 18, 2011**

By roll call vote (5 ayes), the City Council and the City Council seated as the Community Redevelopment Agency (CRA) Board approved the minutes of the regular meeting of May 18, 2011.

(Cacciotti, Sifuentes)

**APPROVAL OF PREPAID**

By roll call vote (5 ayes), the City Council approved

**WARRANTS IN THE  
AMOUNT OF \$342,677.72  
GENERAL CITY  
WARRANTS IN THE  
AMOUNT OF \$508,090.48  
AND PAYROLL IN THE  
AMOUNT OF \$410,124.86**

Prepaid Warrants #168052-168092; General City Warrants #168093-168281; and payroll 05-27-11, a total of \$1,260,893.06. Seated as the Community Redevelopment Agency (CRA), they approved the CRA Warrants totaling \$6,278.01, which are included in the above total.

(Cacciotti, Sifuentes)

**AWARD OF A  
PROFESSIONAL  
JANITORIAL SERVICES  
CONTRACT FOR VARIOUS  
CITY BUILDINGS TO  
HAYNES BUILDING  
SERVICE IN THE AMOUNT  
OF \$101,928**

By roll call vote (5 ayes), the City Council awarded a contract to Haynes Building Service, as the lowest responsible bidder, based on its bid of \$101,928 per year for professional janitorial services; rejected all other bids received; and authorized the City Manager to execute the proposed Professional Janitorial Services Agreement.

(Cacciotti, Sifuentes)

**AWARD OF CONTRACT  
TO MIKE PRlich AND  
SONS, INC. IN THE  
AMOUNT OF \$58,230 FOR  
CONSTRUCTION OF THE  
AMBERWOOD DRIVE,  
GRACE DRIVE, AND OAK  
LAWN AVENUE SEWER  
SPOT REPAIR PROJECT**

By roll call vote (4 ayes; 1 recused due to conflict of interest, Councilmember Putnam), the City Council accepted a bid dated March 29, 2011, from Mike Prlich & Sons, Inc., for the construction of the Amberwood Drive, Grace Drive, and Oak Lawn Avenue Sewer Spot Repair Project; rejected all other bids received; and authorized the City Manager to enter into a contract with Mike Prlich & Sons, Inc., for a not-to-exceed amount of \$58,230 for construction services.

(Cacciotti, Sifuentes)

**AWARD OF CONTRACT  
TO PERFORMANCE  
PIPELINE  
TECHNOLOGIES IN THE  
AMOUNT OF \$27,735 FOR  
THE CITYWIDE  
INTRUDING SEWER  
LATERAL REPAIR  
PROJECT**

By roll call vote (5 ayes), the City Council accepted a bid dated May 17, 2011, from Performance Pipeline Technologies for the Citywide Intruding Sewer Lateral Repair Project; rejected all other bids received; and authorized the City Manager to enter into a contract with Performance Pipeline Technologies for a not-to-exceed amount of \$27,735.

(Cacciotti, Sifuentes)

**AWARD OF CONTRACT  
TO F.M. THOMAS AIR  
CONDITIONING, INC. IN  
THE AMOUNT OF \$18,004  
FOR THE POLICE  
DEPARTMENT BUILDING**

By roll call vote (5 ayes), the City Council accepted a bid dated April 14, 2011, from F.M. Thomas Air Conditioning, Inc., for the Police Department Building Air Conditioning Unit Replacement Project; rejected all other bids received; and authorized the City Manager to enter into a contract with F.M.

**AIR CONDITIONING UNIT  
REPLACEMENT PROJECT**

Thomas Air Conditioning, Inc., for a not-to-exceed amount of \$18,004 for construction services.  
(Cacciotti, Sifuentes)

**AUTHORIZATION TO  
ENTER INTO AGREE-  
MENT WITH URS FOR  
ENGINEERING SERVICES  
FOR THE WESTSIDE  
RESERVOIR ROOF  
REPLACEMENT PROJECT**

By roll call vote (5 ayes), the City Council authorized the City Manager to execute an agreement with URS for a not-to-exceed amount of \$75,516 to provide engineering services for the Westside Reservoir Roof Replacement Project.

(Cacciotti, Sifuentes)

**APPROVAL OF A FULL-  
TIME EMPLOYMENT  
AGREEMENT WITH JOHN  
DAVIDSON FOR THE POSI-  
TIONS OF CITY MANAGER  
AND EXECUTIVE DIRECT-  
OR OF THE SOUTH PASA-  
DENA COMMUNITY  
REDEVELOPMENT  
AGENCY**

By roll call vote (5 ayes), the City Council, and the City Council seated as the Community Redevelopment Agency (CRA), approved, in substantially the same form, the proposed full-time employment agreement with John Davidson.

(Cacciotti, Sifuentes)

**PUBLIC COMMENTS  
Kiwans Club**

Chris Glaeser, 1735 Mission Street, President, Kiwanis Club of South Pasadena, announced an upcoming event to be held at the Fremont Centre Theatre to raise funds for scholarships. He displayed a flyer on the overhead projector.

**Southern California Edison  
presentation**

Ron Garcia, Southern California Edison, Monrovia, made a presentation, "2011 State of the Utility System," and distributed materials to the City Council. He responded to questions. Mayor Ten expressed appreciation for his responsiveness.

**PUBLIC HEARING  
FOR THE ADOPTION OF  
THE 2010 URBAN WATER  
MANAGEMENT PLAN**

Councilmember Putnam said that since his agenda packet did not include the actual Urban Water Management Plan, he cannot discuss the item or vote on the Plan's adoption. Acting Public Works Director Furukawa said that due to its size, the Plan had been placed on the City website.

Mayor Ten opened the public hearing. No one came forward.

By voice vote (5 ayes), the City Council directed that the hearing for the adoption of the 2010 Urban Water

Management Plan be continued to the next City Council meeting 06/15/11, following distribution to the City Council of the Plan and an executive summary.

(Putnam, Cacciotti)

**PUBLIC HEARING TO  
CONSIDER DESIGNATING  
THE PROPERTY KNOWN  
AS THE "DAVID M. RAAB  
FAMILY HOMESTEAD" AT  
1107 BUENA VISTA  
STREET AS A CITY  
LANDMARK**

Senior Planner Mayer presented the staff report on the consideration to designate the property known as the "David M. Raab Family Homestead" at 1107 Buena Vista Street as a City Landmark. He displayed photographs on the overhead projector. He responded to questions.

Mayor Ten opened the public hearing.

**RESOLUTION NO. 7158**

Odom Stamps, 318 Fairview Avenue, said he is representing the South Pasadena Preservation Foundation; former Cultural Heritage Commissioner Glen Duncan; and Brad and Cynthia Thiel, property owners. All support designating the property as a City Landmark, he said. Aside from the Adobe Flores home, he said this is the oldest house in the City. The original property boundaries are located in the heart of South Pasadena, he said, from Buena Vista to El Centro.

Mayor Ten closed the public hearing.

By roll call vote (5 ayes), the City Council adopted Resolution No. 7158, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, DESIGNATING THE DAVID M. RAAB FAMILY HOMESTEAD AT 1107 BUENA VISTA STREET AS A CULTURAL HERITAGE LANDMARK (LANDMARK NO. 53).

(Cacciotti, Schneider)

**FINANCE COMMITTEE  
RECOMMENDATION ON  
THE NEED OF UTILITY  
USERS' TAX REVENUES**

Finance Director Thai provided background on the Finance Committee's review of the need for renewal of the Utility Users' Tax (UUT). He introduced Rick Sklarz, FM3 Research, who presented results of a public opinion telephone survey, accompanied by slides shown on the overhead projector. He responded to questions. Finance Director Thai introduced the Finance Committee Chair.

Carrie Adrian, Finance Committee Chair, presented an

overview of the Finance Committee's role in regard to the need for UUT revenues. After making a presentation, she said the Finance Committee agrees that the revenues are essential and that voters should have the opportunity to vote on the tax in November 2011. She said the tax measure should consolidate both UUT taxes, and should include a 10-year sunset with a tax reduction from 8% to 7.5%. It should include an exemption for low-income seniors, she said. She distributed her written comments. She and the Finance Director responded to questions. She responded to a question about the rationale for reducing the tax from 8% to 7.5%.

Mayor Ten opened the public comment period.

Jeff Burke, Finance Committee Member, 1419 Laurel, reiterated the Finance Committee Chair's support for putting the UUT renewal on the upcoming ballot. He said he sees no other alternative. He said the tax provides an enhanced quality of life.

By roll call vote (5 ayes), the City Council approved to receive and file the report on the need for Utility Users' Tax (UUT) revenues and directed staff to work with community leaders to return to the City Council at the July 6, 2011 meeting with a recommendation for placing a consolidated UUT reduction and continuation tax measure on the November 8, 2011 General Municipal Election ballot.

(Cacciotti, Putnam)

Mayor Pro Tem Cacciotti emphasized the importance of informing the community about how little the City receives from property taxes, and he suggested considering an advisory measure.

**PROVIDE DIRECTION  
REGARDING ADDITIONAL  
REGULATIONS FOR MAS-  
SAGE ESTABLISHMENTS  
AND SIMILAR  
BUSINESSES**

Planning and Building Director Watkins presented the staff report on additional regulations for massage establishments and similar businesses. He and City Attorney Adams responded to questions.

Mayor Ten opened the public comment period.

Lisa Pendleton, 1241 Blair Avenue, who said she is representing Women Involved in South Pasadena

Political Action (WISPPA), made remarks about the issues involved. She referenced the General Plan and how it applies to this situation.

Mark Fukuda, 700 Fair Oaks Avenue, who said he is the owner of a massage facility in the Bristol Farms shopping center, cautioned the Council not to harm those businesses that provide a useful service. He responded to questions.

Mayor Ten closed the public comment period. Discussion continued. As requested by Councilmember Schneider, Scott Feldmann, CEO, Chamber of Commerce, responded to a question about vacant businesses along Fair Oaks and Mission. City Attorney Adams and Police Chief Payne responded to questions.

By roll call vote (4 ayes; 1 no, Councilmember Schneider), the City Council approved initiating amendments to the Zoning Code and the Mission Street Specific Plan to require a Conditional Use Permit for massage establishments and personal service businesses, including nail salons.

(Putnam, Cacciotti)

Planning and Building Director Watkins, City Attorney Adams, and Police Chief Payne responded to questions about massage businesses and implementing a moratorium.

Councilmember Sifuentes requested that the issue of implementing a moratorium on massage establishments/similar businesses be added to the agenda of the next City Council meeting, seconded by Mayor Pro Tem Cacciotti. Both asked staff to investigate the ramifications of implementing a moratorium, to survey how other cities are handling moratoria, to obtain legal counsel from the City Attorney, and to report back to the City Council at the June 15, 2011 meeting.

**PROPOSED FY 2011/12  
OPERATING AND  
CAPITAL BUDGET**

Finance Director Thai showed a four-minute music/Power Point video demonstrating City staff's accomplishments this Fiscal Year. He presented the staff report on the proposed FY 2011-12 Operating and

Capital Budget, accompanied by PowerPoint slides. He, Acting Public Works Director Furukawa, Assistant City Manager Gonzalez, and Police Chief Payne responded to questions. Mayor Ten requested that in the future, a photograph of any vehicle scheduled for replacement be provided, along with a description of its age and mileage. In regard to purchase of a ¾-ton truck, Mayor Pro Tem Cacciotti requested that an investigation be conducted as to any funds available from the South Coast Air Quality Management District (AQMD) for this model. He requested a list of all Police Department vehicles, to include mileage. Mayor Pro Tem Cacciotti requested that in the General Fund Reserves, retiree benefit reserves be separated into two separate accounts: retiree pension benefits and retiree health care.

Mayor Ten opened the public comment period.

Edward Pearson, 1719 Wayne Avenue, Member, Library Board of Trustees, and Ann Penn, 2065 Oak Street, President, Library Board of Trustees, opposed the proposed \$50,000 cut in the Library budget. They made remarks about the Library's benefits to the community.

Mayor Ten closed the public comment period.

Three budget options were proposed by the Finance Director and discussed; he responded to questions. City Librarian Fjeldsted responded to questions about the proposed \$50,000 Library budget reduction. The City Council reviewed the street improvement projects scheduled for the next fiscal year, with Acting Public Works Director Furukawa responding to questions. Assistant City Manager Gonzalez responded to questions about the Business Improvement Tax funds and other issues.

Mayor Ten asked about the status of the Pasadena Avenue/Monterey Road grade reconfiguration. Assistant City Manager Gonzalez provided an update and responded to questions. Discussion followed.

By roll call vote (5 ayes), the City Council approved to receive and file the report on the proposed FY 2011-12 Operating and Capital Budget. The City

Council approved the following street Capital Improvement Projects (CIP) for FY 2011-12: Raymond Lane (\$232,000), Pasadena Avenue (\$380,000), Marmion Way (\$186,000), Orange Grove Avenue (\$29,000), Mountain View Avenue (\$165,000), Via Del Rey (\$360,000), Hanscom Drive (\$464,000), and Hermosa Street (\$184,000), for a total CIP cost of \$2 million. To achieve this, the City Council eliminated the Mound Avenue project and reduced the Hanscom Drive project to \$464,000 (by dividing the job between two fiscal years). The City Council approved a \$20,000 reduction in Library operations and maintenance instead of the proposed \$50,000 reduction. The City Council approved the elimination of the Gold Link commuter shuttle service in the upcoming budget year. The City Council directed staff to make the indicated changes and return with the final proposed budget at the June 15, 2011, meeting for review and approval.

(Cacciotti, Putnam)

**AUTHORIZATION TO ENTER INTO AGREEMENT WITH CAROLLO ENGINEERS FOR THE DEVELOPMENT OF A CITYWIDE WATER SYSTEM HYDRAULIC MODEL**

In regard to the proposed agreement with Carollo Engineers for a water system hydraulic model, Councilmember Putnam asked why the lowest bidder, URS, was not chosen. He asked staff to schedule a conference call to answer that concern. Due to the late hour, this item was postponed.

**APPROVAL OF A THIRD AMENDMENT TO THE EXISTING AGREEMENT WITH RICHARD THORMAN CONSULTANT TO INCORPORATE AN ADDITIONAL SCOPE OF WORK FOR ASSISTANCE IN THE CONTINUING NEGOTIATION OF A LEASE OR OPERATION AGREEMENT FOR THE GOLF COURSE**

Mayor Pro Tem Cacciotti said he pulled the item from the Consent Calendar because he was concerned that funding was being taken from the Arroyo Seco Golf Course Facility Reserve account. He said the Finance Director addressed this in the budget presentation.

By roll call vote (5 ayes), the City Council approved the extension and the amendment of the Richard Thorman Consultant Agreement to increase the scope of work to include assistance in the continuing negotiations to finalize the agreement with Donovan Bros. Inc.; authorized the City Manager to execute the contract amendment; and appropriated \$25,000 from the Arroyo Seco Banquet Facility Reserve within the General Fund for this project.

(Cacciotti, Putnam)

**PUBLIC COMMENTS****David Margrave**

David Margrave, no address stated, read a letter he drafted to his daughter informing her that her use of space above her coffee house must cease. The letter said she must ask for a Conditional Use Permit (CUP) application. He said these are very difficult. He said part of the coffee shop had to close down. He asked for help from the City Council.

Councilmember Sifuentes requested that staff investigate and report back to the City Council.

**COUNCILMEMBERS' COMMENTS**

Councilmember Sifuentes requested that \$1,000 of his discretionary funds for FY 10-11 be allocated to the Greenest, Fastest Mile event on the 4<sup>th</sup> of July, seconded by Mayor Ten.

Mayor Pro Tem Cacciotti requested that staff investigate the enforceability of the City's leaf blower ordinance, an issue he said was raised by the Natural Resources and Environmental Commission, and report back to the City Council.

Mayor Pro Tem Cacciotti requested that \$500 of his FY 2010-11 discretionary funds be allocated to establish the new employee retirement health care reserve fund. He requested that at least \$500 be allocated to Brownie Girl Scout Troop #1621 for a Mission Street trash-can project to purchase at least one trash can. The troop made a presentation at a City Council meeting, he said. He requested that \$500 of discretionary funds be allocated the Greenest Fastest Mile event. He requested that the remainder of his discretionary funds be allocated to Boy Scout Troop #333 for an Eagle Scout project that benefits the City.

Mayor Pro Tem Cacciotti remarked that he's observed numerous vehicles idling for lengthy periods. Police Chief Payne responded that privately owned vehicles could not be cited without an ordinance. Mayor Pro Tem Cacciotti requested that staff/City Attorney draft an ordinance and bring this back on a future agenda for City Council approval, seconded by Councilmember Sifuentes. Chief Payne said he would survey other Police Chiefs to determine if there are any restrictions.

Mayor Ten expressed appreciation to City Clerk Kilby

for organizing the Memorial Day service at the War Memorial Building. He said there continues to be a storage issue at the Building. He had designated discretionary funds four years ago for a solution, he said, but the project was halted due to Cultural Heritage Commission concerns. He asked to add this to a future agenda to resolve the storage problems, at least temporarily, seconded by Councilmember Sifuentes.

Mayor Ten asked about Lot 117, stating that fire season will start soon. Last year, he said, the lot was scheduled for fire suppression, which was to be undertaken by firefighter students. He said a threatened California Environmental Quality Act (CEQA) lawsuit from the Natural Resources and Environmental Commission halted that. Before the next fire season, he asked staff to reschedule this training exercise.

**CONSIDERATION FOR A  
MODERN ROUNDABOUT  
AT THE INTERSECTION  
OF MARENGO AVENUE  
AND OXLEY STREET**

Mayor Ten permitted public comment on consideration for a modern roundabout at the intersection of Marengo Avenue and Oxley Street, even though the item was postponed due to the late hour.

Bruce Irwin, 1742 Oxley Street, who said he has lived at this location since 1977, said drivers at the intersection of Marengo Avenue and Oxley Street do not pay attention. Additional signage will not help, he said. He opposed the roundabout. He responded to a question.

**UPDATE AND INPUT  
REGARDING FAIR OAKS  
CONSTRUCTION  
PROJECT**

Due to the late hour, this item was postponed.

**CITY MANAGER  
COMMUNICATIONS**

There were no City Manager communications.

**ADJOURNMENT**

By consensus, the City Council adjourned the meeting at 12:35 a.m. June 2, 2011.



Sally Kilby  
City Clerk  
CRA Secretary



Mike Ten  
Mayor  
Chair, CRA