

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL AND COMMUNITY REDEVELOPMENT AGENCY
OF THE CITY OF SOUTH PASADENA
CONVENED THIS 16TH DAY OF MARCH, 2011 8:10 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 8:10 p.m. Deputy City Clerk Kbjian 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; Public Works Director Sweeney; Transportation Manager Woods; Water Projects Manager Wolitarsky; City Clerk/CRA Secretary Kilby; and Deputy City Clerk Kbjian.

INVOCATION/PLEDGE OF ALLEGIANCE

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

CLOSED SESSION ANNOUNCEMENTS

City Attorney Adams reported that Mayor Ten convened the regular meeting of the City Council and the Community Redevelopment Agency at approximately 6:30 p.m. He said there was no one from the public wishing to comment on the Closed Session agenda. Mayor Ten then recessed the Council into Closed Session, he said, to discuss items on the Closed Session agenda. All members of the City Council were ultimately present during the Closed Session, he said. The Council discussed five items, he said, and four were real property negotiations, which are allowed into Closed Session pursuant to Government Code Section 54956.8. The first item, he said, concerned property located at 1503 and 1507 El Centro Street, City negotiators: City Manager John Davidson and Assistant City Manager Sergio Gonzalez. Agency Counsel Kimberly Hall Barlow was not present, he said. Negotiating party: Genton Property Group, under negotiation: terms of sale. He said a brief report was

given. No direction and no final action were taken by the Council or Board of the Community Redevelopment Agency, he said. The next item was real property negotiation, he said, concerning 825 Mission Street, City negotiator: Assistant City Manager Sergio Gonzalez, negotiation party: Hopkins Facilities Group, under negotiation: terms of sale/lease. A report was given to the City Council, he said, but the Council took no action on the matter. The next item, he said, was real property negotiation, Arroyo Seco Racquet Club, City negotiator: Assistant City Manager Sergio Gonzalez, negotiation party: iTennis, under negotiation: terms of lease. He said the City Council received an extensive briefing on this matter, entered into discussion, and gave direction to the City negotiator, but took no final action. The last real property negotiation, he said, concerned the South Pasadena Golf Course. City negotiator Assistant City Manager Sergio Gonzalez provided a report through staff, he said, the negotiation party is Donovan Bros., Inc., under negotiation: terms of lease. There was extensive discussion on the terms of the potential lease, he said. The City Council gave some direction on the matter but made no final decision, so there is nothing further to report, he said. The City Council discussed labor negotiation pursuant to Government Code Section 54957.6, city negotiator: Richard L. Adams II, unrepresented employee: City Manager. The City Council reviewed terms of the employment agreement for the City Manager and provided the City Attorney with direction, he said. No final action was taken, he said, and this matter will be brought back for approval at the 04/06/11 meeting. In regard to the South Pasadena Golf Course, City Attorney Adams said that Councilmember Schneider had a suggestion regarding the driving range and the length of the driving range in relation to the Nature Park. Councilmember Schneider made a motion to add this topic to the agenda of the next meeting (open session), seconded by Mayor Pro Tem Cacciotti.

**PRESENTATION
REGARDING NEWLY
ESTABLISHED TEEN
PROGRAM**

Mayor Ten introduced Natasha Prime, who made a presentation about a newly established Teen Program. She introduced Nick Taylor and Liz Price, who also spoke about the program. Councilmember Sifuentes asked that an item be added to a future agenda to discuss ways the City can assist the program,

seconded by Mayor Pro Tem Cacciotti.

PRESENTATION BY GIRL SCOUTS: "CLEAN SOUTH PASADENA"

Mayor Pro Tem Cacciotti introduced members of Brownie Girl Scout Troop #16211 and their troop leaders, who made a presentation about their project to increase the number of trash receptacles along Mission Street. A letter from the troop requesting assistance was displayed on the overhead projector.

PRESENTATION OF PRO-ACCLAMATION DECLARING MARCH 18, 2011, AS LIBRARY VOLUNTEER RECOGNITION DAY

Mayor Ten presented a Proclamation declaring March 18, 2011, as Library Volunteer Recognition Day in the City to Ann Penn, President, Library Board of Trustees. He announced the luncheon to honor the volunteers, which takes place 03/18/11. She made remarks.

PRESENTATION OF CERTIFICATES OF APPRECIATION TO SOUTH PASADENA EXTERNSHIP PROGRAM 2011 PARTICIPANTS FROM THE UNIVERSITY OF SOUTHERN CALIFORNIA (USC)

Mayor Ten presented certificates of appreciation to participants from the South Pasadena Externship Program 2011 from the University of Southern California (USC): Brenda Vargas, Rebecca Rodstein, Andrew King, Marie Sullivan, Johann D'Agostino, and Ann Dobson. City Manager Davidson recognized staff member Yoko Igawa for her efforts to organize the program.

PUBLIC COMMENT YMCA

Stephanie Yuen, Program Director, YMCA, made a presentation about YMCA programs, including Youth and Government, teen programs, and other valuable community programs. She said a total of \$106,000 has been raised toward a goal of \$110,000 in the recent community campaign.

League of Women Voters

Bianca Richards, 1115 Oxley Street, made remarks about the League of Women Voters' 75th Anniversary event in Pasadena. She said she was disappointed that no one from the City was present.

Passing of Jodi Taylor Lens and Chamber Mixer: Bristol Farms, 3/22/11 5:30 p.m.

Ted Shaw, 533 Orange Grove Avenue, announced that Jodi Taylor Lens passed away this week. She was with the *South Pasadena Review*, he said, the Chamber of Commerce, Bristol Farms, and the Paseo in Pasadena. He said she will be missed. He announced a Chamber mixer sponsored by his company.

Timing of public comment period

Mary Urquhart, 1210 Chelton Way, who said she is representing Women Involved in South Pasadena Political Action (WISPPA), said that the public comment period on non-agenda items is extremely important. If this item is pushed to the end of the meeting, she said, people will not stay to speak. She requested that Mayor Ten rethink the current restrictions on public comment.

Councilmember Sifuentes said that since the Council is now caught up with its backlogged items, Mayor Ten is considering making the change that the speaker suggests.

**FAIR OAKS AVENUE
CONSTRUCTION UPDATE
(PUBLIC COMMENT
INVITED)**

Public Works Director Sweeney presented a construction update on the Fair Oaks Avenue project, accompanied by Power Point slides.

Mayor Ten opened the public comment period.

Representatives of businesses expressing concern about the disruption of business caused by the Fair Oaks construction were Elizabeth Anderson, Pet's Delight, 725 Fair Oaks Avenue; Andrey Akopyan, Valero Gas Station, 718 Fair Oaks Avenue, who displayed photographs of construction on his laptop computer; Antonietta Buraglia, Nonna Pizzeria, 818 Fair Oaks Avenue; Tom Judovits, Rainbow Jewelry, 1110 Fair Oaks Avenue; and Ellen Daigle, 1525 Oak Meadow Lane, Ellen's Silkscreening on Mission Street, who displayed photographs on the overhead projector of the impact of construction on businesses along Fair Oaks Avenue. As a result of recent construction, they said business has been substantially reduced, employee hours have been reduced, customers are complaining, pedestrian traffic is nil, the project has been poorly organized and there has been lack of communication, businesses are having difficulty paying rent, potential customers are avoiding Fair Oaks completely, better signage is needed, there is no parking for customers and parking spaces are taken by City employees and construction vehicles, it is difficult to make and receive deliveries, the alleyways behind businesses are in poor condition, businesses have not been told about funds put aside to help merchants with loss of revenue and advertising, and related comments.

Ernie Arnold, 1230 Oak Hill Avenue, said there is a lack of respect for the Design Advisory Group, the group planning the project for more than 10 years.

Mayor Ten closed the public comment period. Public Works Director Sweeney responded to questions and concerns. Discussion followed. Councilmembers suggested that staff investigate funds that might be available to merchants and to evaluate the backup of traffic on the 110 freeway North exiting onto Fair Oaks. Councilmember Putnam suggested that an "ombudsman" be designated during the next few months as a point of contact for businesses and others. Mayor Pro Tem Cacciotti supported the pedestrian-oriented design of Fair Oaks. Councilmember Putnam suggested implementing a four-way pedestrian crossing. City Manager Davidson said suggestions made tonight will be considered, and communications will continue to be delivered to businesses about construction. Public Works Director Sweeney said the contractor's inspector is Dan Garcia and the City project manager is Gabe Navarez. Mayor Pro Tem Cacciotti requested that the Chamber of Commerce be invited to speak at the next meeting.

Mayor Pro Tem Cacciotti requested that an item be added to the next agenda to consider putting aside funds to communicate the importance of shopping South Pasadena, preferably using alternate modes of transportation. He said he is willing to designate discretionary funds for a banner to convey this message. This was seconded by Councilmember Sifuentes.

ANNOUNCEMENTS OF EVENTS

Councilmember Schneider announced a Nature Park clean-up day March 19, a Casino Night fundraiser for the Tournament of Roses Committee March 26, and a Library Strategic Planning meeting March 28. Mayor Ten announced a Kiwanis/Firefighters' Association Spaghetti Dinner March 19. Councilmember Putnam announced that May has been designated as Older Americans' Recognition Month; he invited nominations of South Pasadena residents for an honorary award.

Mayor Ten noted that Councilmember Schneider requested that Item #21, South Pasadena Arts Council,

be moved to the Consent Calendar. No objections were voiced. Councilmember Schneider said that individuals were in attendance for this item. He determined that no members of the public wanted to speak on the issue.

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

Councilmember Putnam requested that Item #13, destruction of records, be removed from the Consent Calendar for separate consideration. Item #21, South Pasadena Arts Council, was now included in the Consent Calendar.

**APPROVAL OF THE
MINUTES OF THE
REGULAR MEETING OF
MARCH 2, 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 March 2, 2011.

(Putnam, Sifuentes)

**APPROVAL OF PREPAID
WARRANTS IN THE
AMOUNT OF \$390,421.58
GENERAL CITY
WARRANTS IN THE
AMOUNT OF \$506,562.90
AND PAYROLL IN THE
AMOUNT OF \$424,612.75**

By roll call vote (5 ayes), the City Council approved Prepaid Warrants #166945-166989; General City Warrants #166990-167165; and payroll 03-04-11, a total of \$1,321,597.23. Seated as the Community Redevelopment Agency (CRA), they approved the CRA Warrants totaling \$6,758.48, which are included in the above total.

(Putnam, Sifuentes)

**MONTHLY INVESTMENT
REPORTS FOR JANUARY
2011**

By roll call vote (5 ayes), the City Council and the City Council seated as the Community Redevelopment Agency (CRA) approved to receive and file the monthly investment reports for January 2011.

(Putnam, Sifuentes)

**REQUEST BY MAYOR PRO
TEM CACCIOTTI TO DES-
IGNATE \$1,000 OF DISCRE-
TIONARY FUND ALLOCA-
TIONS TOWARD SUPPORT
FOR THE FESTIVAL OF
BALLOONS**

By roll call vote (5 ayes), the City Council approved a request by Mayor Pro Tem Cacciotti to allocate \$1,000 of his FY 2010-11 discretionary funds to the Festival of Balloons.

(Putnam, Sifuentes)

**REQUEST BY MAYOR PRO
TEM CACCIOTTI TO DES-
IGNATE \$250 OF DISCRE-**

By roll call vote (5 ayes), the City Council approved a request by Mayor Pro Tem Cacciotti to designate \$250 of FY 2010-11 discretionary fund allocations

TIONARY FUND ALLOCATIONS TOWARD THE 2011 ECLECTIC MUSIC FESTIVAL & ART WALK

toward the 2011 Eclectic Music Festival & Art Walk.

(Putnam, Sifuentes)

ACCEPTANCE OF PROJECT COMPLETION AND AUTHORIZATION TO FILE A NOTICE OF COMPLETION FOR THE MILAN AVE. SIDEWALK REPLACEMENT PROJECT, AND AUTHORIZATION TO RELEASE RETENTION PAYMENT IN THE AMOUNT OF \$4,370 TO G.R. ENGINEERING, INC.

Mayor Pro Tem Cacciotti noted that he lives within 500 feet of the sidewalk replacement project on Milan Avenue, and thus he needs to recuse himself from the vote.

By roll call vote (4 ayes; 1 recused due to conflict of interest, Mayor Pro Tem Cacciotti), the City Council accepted the improvements for the Milan Avenue Sidewalk Replacement Project; authorized the issuance of a Notice of Completion for the project; and authorized payment of the retention to G.R. Engineering, Inc., in the amount of \$4,370.

(Putnam, Sifuentes)

APPROVAL OF RESOLUTION NO. 7150 SANCTIONING THE SOUTH PASADENA ARTS COUNCIL AS THE OFFICIAL ARTS COUNCIL OF THE CITY

Councilmember Schneider responded to questions from Mayor Ten about City resources that would be required if the South Pasadena Arts Council is designated as the official City Arts Council. Councilmember Schneider said that the organization is completely independent, requiring nothing from the City.

By roll call vote (5 ayes), the City Council adopted Resolution No. 7150, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, SANCTIONING THE SOUTH PASADENA ARTS COUNCIL AS THE OFFICIAL ARTS COUNCIL OF THE CITY.

(Schneider, Ten)

**APPROVAL TO DESTROY CERTAIN CITY RECORDS
RESOLUTION NO. 7149**

Councilmember Putnam expressed concern about destroying employee personnel files and confidential investigative files. He said he prefers holding investigative files until any possible statute of limitations is run instead of the established retention period of five years. For confidential investigative files and personnel files, he proposed that the retention period be 10 years following the investigation or separation from the City, respectively. City Attorney Adams suggested approving the

proposed list of records to be destroyed with the exception of this item, with the retention policy in question to be brought back for City Council review and reconsideration. No objections were voiced.

By roll call vote (5 ayes), the City Council approved Resolution No. 7149, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, APPROVING THE DESTRUCTION OF CERTAIN CITY RECORDS, approving destruction of the proposed list of records with the exception of one item: employee personnel files and confidential investigative files 2003-2005. The City Council directed that the guideline for the retention period for confidential investigative files and personnel files be returned to the City Council for review and reconsideration.

(Putnam, Cacciotti)

**PUBLIC HEARING
ADOPT URGENCY
ORDINANCE NO. 2220 TO
EXTEND URGENCY
ORDINANCE 2218 WHICH
ESTABLISHED WATER
RATES**

City Attorney Adams provided the rationale for the need to adopt an urgency ordinance to extend the adopted urgency ordinance that established water rates.

Mayor Ten opened the public hearing.

Kim Hughes, 1956 Huntington Drive, Chair, Natural Resources and Environmental Commission, and Member, Water Council, commended the City Council for its efforts in water conservation. She provided an update on the region's water situation.

Mayor Ten displayed one of two large "welcome mats," which he said have been placed at the podiums used by public speakers to address the City Council. In regard to suggestions made by a member of the public to modify the agenda to permit public comment to be taken earlier, he said not one public speaker has had to wait to the end of the meeting to make comments.

Mayor Ten closed the public hearing.

By roll call vote (5 ayes), the City Council read by title only, waiving further reading, and adopted Ordinance No. 2220, AN URGENCY ORDINANCE

OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, TO EXTEND THE URGENCY ORDINANCE ADOPTED ON FEBRUARY 16, 2011 ESTABLISHING WATER RATES PURSUANT TO SECTION 35.3, 35.4, 35.5, AND 35.6 OF CHAPTER 35 OF THE SOUTH PASADENA MUNICIPAL CODE.

(Cacciotti, Sifuentes)

**ADDING AN ITEM TO THE AGENDA:
CONSIDERATION TO TRANSFER CRA FUNDS/PROPERTY TO THE CITY OF SOUTH PASADENA**

City Attorney Adams provided an update on developments in Sacramento regarding the proposed dissolution of redevelopment agencies. He said an item could be added to the agenda tonight to consider transferring redevelopment funds and property to the City with the condition that the money/property would be used for Downtown Revitalization Project No. 1. The issue arose following the posting of the agenda, he said, and it needs immediate action. The Government Code (G.C.) that allows the Council to add this to the agenda, by a 4/5 vote, he said, is G.C. 54954.2. He responded to questions.

By roll call vote (5 ayes), the City Council and the City Council seated as the Community Redevelopment Agency, voted to add consideration for transferring redevelopment property and funds from the CRA to the City of South Pasadena, with the stipulation that the property/funds would be used for Downtown Revitalization Project No. 1.

(Cacciotti, Sifuentes)

COMMENCEMENT OF NEGOTIATIONS WITH GENTON PROPERTY GROUP TO SECURE AN EXCLUSIVE NEGOTIATION AGREEMENT FOR THE DOWNTOWN REVITALIZATION PROJECT

Assistant City Manager Gonzalez presented the staff report on authorizing staff to commence negotiations with Genton Property Group to secure an Exclusive Negotiation Agreement (ENA) for the Downtown Revitalization Project. He said Genton representatives are in the audience and are prepared to answer questions.

CONSIDERATION TO TRANSFER CRA FUNDS/PROPERTY TO

Assistant City Manager Gonzalez and City Attorney Adams responded to questions. City Manager Davidson said that staff will return to the City Council/CRA April 6 with a report on whether interest can be added to a loan recently repaid from the CRA to the Water Fund.

**THE CITY OF SOUTH
PASADENA
RESOLUTION NO. 7151
CRA RESOLUTION NO.
2011-01**

Discussion followed regarding the advisability of transferring CRA funds/property to the City. City Attorney Adams provided legal guidance and responded to questions. Assistant City Manager Gonzalez responded to questions. Mayor Ten determined that there was no public comment.

By roll call vote (5 ayes), the City Council and the City Council seated as the Community Redevelopment Agency (CRA) approved transferring assets, including property at 1503 and 1507 El Centro Street, and approximately \$2.2 million from the CRA to the City of South Pasadena for the purpose of fulfilling the Downtown Revitalization Project. The two bodies adopted City Council Resolution No. 7151 and CRA Resolution No. 2011-01, A JOINT RESOLUTION OF THE AGENCY BOARD OF THE COMMUNITY REDEVELOPMENT AGENCY AND THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, AUTHORIZING THE TRANSFER OF TWO PARCELS OF REAL PROPERTY COMMONLY KNOWN AS 1503 AND 1507 EL CENTRO STREET FROM THE COMMUNITY REDEVELOPMENT AGENCY TO THE CITY; AUTHORIZING THE TRANSFER OF ALL REDEVELOPMENT FUNDS FROM THE COMMUNITY REDEVELOPMENT AGENCY TO THE CITY; BOTH TRANSFERS FOR THE SOLE PURPOSE OF FULFILLING THE AMENDED REDEVELOPMENT PLAN FOR THE DOWNTOWN REVITALIZATION REDEVELOPMENT PROJECT NO. 1 AND FINDING THAT SAID TRANSFERS ARE IN CONFORMANCE WITH THE GENERAL PLAN.

(Cacciotti, Putnam)

In regard to the item on negotiations with Genton Property Group (GPG), Assistant City Manager Gonzalez responded to questions. Jonathan Genton, CEO, GPG, also responded to questions.

Mayor Ten opened the public comment period.

Sam Burgess, 626 Prospect Avenue, who said he favors Rialto Theatre renovation, noted that the owners and lessees of the property will not be pursuing its renovation. He said he hoped that no

taxpayer or developer funds will be spent on the theatre.

Mayor Ten closed the public comment period.

By roll call vote (5 ayes), the City Council authorized staff to commence negotiations with Genton Property Group (GPG) to secure an Exclusive Negotiation Agreement (ENA) for the Downtown Revitalization Project No. 1.

(Putnam, Cacciotti)

**PROVIDE DIRECTION ON
WHETHER TO PROCEED
WITH THE FEASIBILITY
STUDY FOR THE
PASADENA AVENUE/
MONTEREY ROAD
PARTIAL GRADE
SEPARATION**

Transportation Manager Woods presented the staff report on the issue of proceeding with the feasibility study for the Pasadena Avenue/Monterey Road partial grade separation. He responded to questions. Councilmember Putnam raised the issue of an agreement that had been drafted between the City and the Gold Line Construction Authority that said South Pasadena would not challenge the Authority's Environmental Impact Report if it agreed to work with the city to attempt to obtain funding for this grade separation and other traffic improvements. The agreement was never finalized, he said. He said this should be pursued.

Mayor Ten opened the public comment period.

Ernie Arnold, 1230 Oak Hill Avenue, representing the Pasadena Avenue/Monterey Road Committee, responded to questions about the intersection. He stated that the California Public Utilities Commission originally wanted grade separation. He provided an update on the Committee's actions against the Construction Authority/MTA. He supported proceeding with the study.

David Margrave, 928 Buena Vista Street, described work done to date on the intersection. He reported that the Gold Line-related intersection changes "killed all the businesses." He commented that the South Pasadena segment of the Gold Line met state as opposed to federal environmental standards. He supported grade separation or the proposed reconfiguration to a "double at-grade crossing."

Discussion followed. A layout of the proposed

intersection change was displayed on the overhead projector. Public Works Director Sweeney responded to questions about preliminary engineering drawings that are needed for the proposed at-grade crossing, at a cost of up to \$150,000. He and Transportation Manager Woods responded to additional questions about the risk of losing funds and related issues.

Ernie Arnold, 1230 Oak Hill Avenue, said that even if the double crossing is shown to be feasible, the MTA will object because trains will have to slow down to 35 mph or less for it to be considered safe. The Public Utilities Commission (PUC) will have to approve any crossing, he said.

Councilmember Putnam said the issue is whether the design work should be done when the City will run the risk of having to pay the entire \$150,000 because "what we're requesting may or may not meet the definition of grade separation." Transportation Manager Woods responded to questions about additional risk and deadlines.

Speaker Arnold commented that a grade separation will cost \$30 million. The MTA will support it if funding comes from elsewhere, he said, and the PUC favors it. He supported grade separation.

By roll call vote (5 ayes), the City Council determined that the subject project at Pasadena Avenue/Monterey Road will henceforth be referred to as a "partial grade separation" and not a "double at-grade crossing." The City Council directed staff to amend all materials and resolutions with this terminology. The City Council directed the Transportation Manager to work with the Federal Highway Administration to clarify the language of the funding documents. The City Council determined that when a representative of the Blue Line Construction Authority makes a presentation to the City Council in April, the Council will ask the Authority to update the existing drawing (with preliminary conversations to be initiated by Mayor Ten and Transportation Manager Woods). The Council directed Mayor Ten and Transportation Manager Woods to initiate conversations with the Authority to finalize the previously drafted but unsigned settlement agreement confirming the City's

agreement not to contest the Environmental Impact Report for the Gold Line in exchange for assistance to obtain Pasadena Avenue/Monterey Road intersection funding.

(Putnam, Cacciotti)

**REQUEST TO ADD AN
ITEM TO SPECIAL
MEETING MARCH 30,
2011: SR-710 SCOPING**

Councilmember Schneider requested that an item be added to the Special City Council budget meeting that has been set for March 30, 2011: discussion of SR-710 scoping, with Special Counsel Jan Chatten-Brown being invited to attend for one hour to answer questions from the City Council, the staff, and the public about the scoping process and documents. This was seconded by Mayor Pro Tem Cacciotti.

Discussion followed about how items are added to an agenda. City Attorney Adams provided legal guidance about the policy. Mayor Pro Tem Cacciotti agreed to include this topic on the April 6 agenda if 1 ½ hours are set aside for discussion; Councilmember Schneider requested that this be agendized early in the meeting. Councilmember Putnam said he wanted to request that Special Legal Counsel prepare a draft letter on the scoping issue prior to the meeting. That way, he said, the Council and the public can review and consider the contents of the draft, which will shorten the time required for the discussion. City Manager Davidson noted that this is being discussed.

**RECEIVE PUBLIC INPUT
TO ASSIST IN THE
PREPARATION OF AN SR-
710 SCOPING COMMENT
LETTER TO
METROPOLITAN
TRANSPORTATION
AUTHORITY (METRO)
AND CALTRANS**

Mayor Ten opened the public comment period on the issue of preparing a letter to Metro and Caltrans on the SR-710 scoping process.

Sam Burgess, no address stated, said he agreed with the staff's analysis of what the City should be doing in the scoping process. In regard to the public-private partnership for the tunnel, he raised the issue of legislative and legal rights of property owners above the proposed tunnel. He requested that the City investigate. He asked how far underground property rights extended. In regard to the cut-and-cover, he said there are questions about this at the portal ends. What will happen to the properties at the ends? he asked.

Ernie Arnold, 1230 Oak Hill Avenue, suggested that the City challenge the validity of the proposed tunnel

project. Since the City has not approved the project, he said that the project cannot legally be considered for an Environmental Impact Report. He said calling this a project is implementing the Martinez Bill.

Jim Miller, 1103 Hope Street, said he wondered what extreme measures residents will have to take to stop the 710 freeway tunnel. He raised tunnel-related issues of health, the \$12 billion cost and cost overruns, pollution, potential earthquake disasters, major increase in vehicular traffic, runaway trucks, potential fires, road rage, multimode job loss, maintenance costs, potential strikes and corruption, and possible abandonment of the tunnel by the public. He advised, "Just say no to the 710 tunnel."

Mayor Ten closed the public comment period.

Councilmember Putnam said these comments should be forwarded to Special Counsel.

**CONTINUED: REQUEST
TO ADD AN ITEM TO
SPECIAL MEETING
MARCH 30, 2011: SR-710
SCOPING**

Councilmember Schneider asked about the policy of adding an item to the agenda. Mayor Ten said that an item can be added with a request by a Councilmember and a second by another Councilmember. The item is worked into one of the upcoming agendas, he said. Discussion took place about how the agenda is set. City Attorney Adams and City Manager Davidson responded to questions, stating that the City Manager and the Mayor set the agenda and schedule requested items.

City Manager Davidson stated that at the April 6, 2011, meeting, a draft letter on the 710 scoping issue from Special Counsel will be presented. Mayor Pro Tem Cacciotti withdraw his second of Councilmember Schneider's request to add the issue to the March 30 budget meeting as long as the issue appears at the top of the agenda, and that adequate time for discussion is allowed.

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

Due to the late hour, this item was postponed.

**CONSIDERATION TO
RELOCATE THE PUBLIC
WORKS SERVICE
FACILITIES TO THE
GARFIELD RESERVOIR**

Due to the late hour, this item was postponed.

**REVIEW OF GUIDELINES
FOR DISCRETIONARY
BUDGET ACCOUNTS AND
DIRECTION OF CARRYOVER
OF INCOMPLETE
DESIGNATIONS**

Due to the late hour, this item was postponed.

**PUBLIC COMMENTS
(CONTINUED)**

There were no members of the public wanting to provide public comment.

**COUNCILMEMBERS'
COMMENTS**

Mayor Ten requested that meetings start promptly at 7:30 p.m. He said he would like to move Councilmember comments toward the beginning of the meeting, which he said can only happen if meetings start on time. Councilmember Putnam said that with the number of items being discussed in Closed Session tonight, it was clear that the Open Session could not start at 7:30 p.m.

Councilmember Sifuentes raised the issue of the occupants of the South Pasadena Convalescent Hospital. He said that it appears that the hospital is operating not solely as a convalescent home. He requested that a status report be provided. Police Chief Payne responded, stating that the hospital has converted from a convalescent and long-term care home to a facility that the State has been using to provide medical care to parolees and other individuals on probation. The Police Department is aware of 2-6 such individuals residing at the facility at any one time, he said. In addition, he said sexual registrants have been among its residents. He said the Police Department is monitoring the situation closely. City Manager Davidson said that a report will be presented to the City Council on the issue at the April 6 meeting. Mayor Pro Tem Cacciotti asked that this be agendaized, seconded by Councilmember Sifuentes.

Councilmember Sifuentes said he has observed that Fair Oaks construction is running much smoother. He has noted the presence of police officers, he said, and said that they are doing a great job.

Councilmember Schneider requested that discretionary funds of \$1,000 be designated to the Nature Park for plants, to be planted later in the year; that \$1,000 be designated for the restoration of the oak tree on Oaklawn; and that \$2,500 be designated for trees to be planted in the City under the aegis of the Natural Resources and Environmental Commission. This was seconded by Councilmember Sifuentes.

**CITY MANAGER
COMMUNICATIONS**

There were no City Manager communications.

ADJOURNMENT

By consensus, the City Council adjourned the meeting at 12:25 a.m. 03/17/11.


Sally Kilby
City Clerk
CRA Secretary


Mike Ten
Mayor
Chair, CRA