

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL/REDEVELOPMENT SUCCESSOR AGENCY/PUBLIC
FINANCING AUTHORITY OF THE CITY OF SOUTH PASADENA
CONVENED THIS 1ST DAY OF MAY, 2013 7:39 P.M.
AMEDEE O. "DICK" RICHARDS, JR., COUNCIL CHAMBERS
1424 MISSION STREET**

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

Mayor Schneider convened the open session of the regular meeting of the South Pasadena City Council/ Redevelopment Successor Agency (Agency)/Public Financing Authority (Authority) at 7:39 p.m. City Clerk/Agency/Authority Secretary Kilby called the roll. Present were City Councilmembers/Agency/ Authority Members Cacciotti and Joe; Mayor Pro Tem/Agency/Authority Vice Chair Khubesrian; and Mayor/Agency/Authority Chair Schneider. Absent: Councilmember/Agency/Authority Member Putnam. Other Officials present: City Manager/Agency/ Authority Executive Director Gonzalez; City Attorney/ Agency/Authority Counsel Adams; Assistant City Manager Straus; Interim Police Chief Miller; Fire Chief Wallace; Acting Finance Director Batt; City Librarian Fjeldsted; Community Services Director Pautsch; Public Works Director Toor; Planning and Building Director Watkins; Transportation Manager Woods; Police Captain Wheelless; Assistant Planner Vizcarra; Executive Assistant to the City Manager Kbjian; and City Clerk Kilby.

Councilmember Cacciotti offered the invocation and three leadership students from South Pasadena High School led the Pledge of Allegiance.

**PRESENTATION OF
REPORT FROM THE AD
HOC COMMUNITY
GARDEN COMMITTEE**

Mayor Schneider announced that the report from the Ad Hoc Community Garden Committee will be delayed until the City Council meeting of May 15, 2013.

**CLOSED SESSION
ANNOUNCEMENTS**

City Attorney Adams said that shortly after 6:30 p.m., Mayor Schneider called to order the regular meeting of the South Pasadena City Council/ Redevelopment Successor Agency/Public Financing Authority of May 1, 2013. All members of the City Council with the exception of Councilmember Putnam were ultimately involved in the Closed Session, he said. He reported that there was no one from the public wishing to make comment on the Closed

Session agenda items, and so Mayor Schneider recessed the meeting into Closed Session.

City Attorney Adams said the first item was conference with real property negotiators, Item #3, allowed into Closed Session pursuant to Government Code Section 54956.8, concerning property located at 1700 Mission Street, Unit 21, South Pasadena. He said the City negotiators are City Manager Sergio Gonzalez and Assistant City Manager Hilary Straus. He said the negotiating parties are Lilian Myers and Kenneth D. Myers, and under negotiation is price and terms of payment. The negotiators provided an update on the negotiations to the City Council, he said, and the City Council provided direction. No final action was taken, he said.

He said the other Closed Session item, Item #4, was allowed into Closed Session pursuant to Government Code Section 54957.6. It was conference with labor negotiators, he said, regarding all of the bargaining units of the City, as well as the unrepresented management employees. He said City negotiators City Manager Sergio Gonzalez and Assistant City Manager Hilary Straus provided a report to the City Council with regard to pending negotiations. The negotiators received direction on negotiations, he said, and the City Council took no final action.

**PRESENTATION OF
PROCLAMATION
DECLARING MAY 5–11, 2013,
AS “BE KIND TO ANIMALS
WEEK” IN THE CITY OF
SOUTH PASADENA**

Mayor Schneider presented a Proclamation declaring May 5–11, 2013, as “Be Kind to Animals Week” in the City of South Pasadena to Elizabeth Cavanaugh, Member, Animal Commission. She made remarks.

**PRESENTATION OF PRO-
CLAMATION DECLARING
THE MONTH OF MAY 2013,
AS “PRESERVATION
MONTH” IN THE CITY OF
SOUTH PASADENA**

Mayor Schneider presented a Proclamation declaring the Month of May 2013, as “Preservation Month” in the City of South Pasadena to Odom Stamps, President, South Pasadena Preservation Foundation.

**COUNCILMEMBERS’
COMMENTS**

Councilmember Joe requested that the City agendize for a future meeting recognition of South Pasadena High School for its achievement of “Distinguished School” status, and recognition of South Pasadena

High School Rio Hondo League champions: the Girls Swim Team; the Boys Volley-ball Team; and the Girls and Boys Track and Field Teams; and recognition of Claire Kieffer-Wright, for high jump, seconded by Mayor Pro Tem Khubesrian.

Councilmember Cacciotti demonstrated an electric lawn mower and announced the annual South Coast Air Quality Management District Electric Lawn Mower Exchange Program. He showed a flyer on the overhead projector.

Councilmember Cacciotti requested that staff provide the Natural Resources and Environmental Commission (NREC) with an update on staff efforts related to MS4 permitting for storm water runoff, seconded by Mayor Schneider.

In regard to his previous request to host a bicycle event in the City, Councilmember Cacciotti said Jose Zavala, organizer for the annual Tiger Run sponsored by the South Pasadena High School Booster Club, offered to combine a bicycle event with the run. This joint effort was seconded by Councilmember Joe.

Councilmember Cacciotti requested that at an upcoming meeting on the proposed budget, the City Manager prepare extensive and detailed lists of City contracts, leases, facilities, parks, vehicles, funds, trusts, infrastructure, and other holdings for the City Council to review, seconded by Mayor Schneider.

Councilmember Cacciotti described how the Los Angeles Police Department utilizes bicycle patrols and said that South Pasadena is implementing this type of policing.

Councilmember Cacciotti requested that a meeting be convened with the staffs of State Senator Carol Liu, U.S. Congresswoman Judy Chu, and Assemblymember Chris Holden to explore funding for the construction of the Arroyo Seco Pedestrian and Bicycle Trail, seconded by Mayor Schneider.

Councilmember Cacciotti provided an update on alternatives to the SR-710 Extension currently being

considered. In regard to the proposed Light Rail Alternative (LRT), he displayed a map of the route. He requested that a letter be drafted to numerous elected officials, schools, city councils, chambers of commerce, and other entities to ask them to support adding passenger stops. Currently, he said, few stops are being planned near high-density centers. He requested that a meeting on the issue be scheduled with the offices of State Senator Carol Liu, U.S. Congresswoman Judy Chu, and Assemblymembers Chris Holden and Ed Chau. He requested that Metro make a presentation about the alternatives at the next City Council meeting. These requests were seconded by Mayor Schneider.

Councilmember Cacciotti asked for an update on plans for the May 16, 2013, Bike to Work Day, later in the meeting.

Mayor Schneider reported that he represented the City at the centennial anniversary of the City of San Marino.

Mayor Pro Tem Khubesrian made remarks about Metro's plans on the proposed SR-710 tunnel.

Mayor Pro Tem Khubesrian raised the issue of the height of railings on the SR-110 freeway overpasses. She requested that staff draft a strong letter to Caltrans from the City Council to urge the agency to correct the non-standard railing heights. Councilmember Cacciotti requested that the letter refer to the Caltrans book of design standards, and state that this would be considered a "dangerous condition of public property," (Government Code Section 800), and a huge liability. He requested that the City Attorney assist in drafting the letter. This request was seconded by Councilmember Cacciotti.

Mayor Pro Tem Khubesrian announced upcoming health fairs and the Eclectic Music Festival & Art Walk. She acknowledged efforts of staff in achieving energy-efficiency commendations. She announced that resident Barbara Sinclair was named a "Woman of Distinction" by the Office of Congresswoman Judy Chu. Mayor Pro Tem Khubesrian requested that an item be added to a future meeting to honor Ms.

**CITY MANAGER
COMMUNICATIONS**

Sinclair, seconded by Councilmember Cacciotti.

City Manager Gonzalez described the City's re-designed website. He introduced Public Works Director Toor, who made a presentation about the progress of the reconstruction of the Wilson Reservoir, accompanied by overhead photographs. He responded to questions.

City Manager Gonzalez commended the Police Department for its success in making an arrest in a case of serial auto fires.

As requested by Councilmember Joe, Interim Police Chief Miller provided a report on an elderly missing person from the South Pasadena Convalescent Hospital.

As requested by Councilmember Cacciotti, Transportation Manager Woods presented an update on plans for the May 16, 2013, Bike to Work Day.

**REORDERING OF AND AD-
DITIONS TO THE AGENDA**

Mayor Schneider said there were no proposed changes to the agenda.

**ITEMS REMOVED FROM
THE CONSENT CALENDAR**

Mayor Schneider requested that Item #10, ordinance to change the position of the elected City Clerk, and #11, resolution, Memorandum of Understanding, be removed from the Consent Calendar for separate consideration. Councilmember Joe, seconded by Councilmember Cacciotti, requested that Item #12, award of contract, be removed from the Consent Calendar for separate consideration.

**APPROVAL OF THE
MINUTES OF THE
REGULAR CITY COUNCIL
MEETING OF
APRIL 17, 2013**

By voice vote (4 ayes; 1 absent, Councilmember Putnam), the City Council approved the minutes of the regular meeting of April 17, 2013.

(Cacciotti, Khubesian)

**APPROVAL OF PREPAID
WARRANTS IN THE
AMOUNT OF \$761,373.27,
GENERAL CITY
WARRANTS IN THE
AMOUNT OF \$281,310.65
AND PAYROLL IN THE
AMOUNT OF \$411,965.29**

By voice vote (4 ayes; 1 absent, Councilmember Putnam), the City Council approved Prepaid Warrants #177875-177920 in the amount of \$761,373.27; General City Warrants #177921-178105 in the amount of \$281,310.65; payroll 04-26-13 in the amount of \$411,965.29, for a total of \$1,454,649.21. Sitting as the Successor Agency to the Community Redevelopment Agency, the City Council approved

Redevelopment Successor Agency warrants for \$13,814.12 (included in above total).

(Cacciotti, Khubesrian)

FIRST READING AND INTRODUCTION OF AN ORDINANCE TO AMEND THE SOUTH PASADENA MUNICIPAL CODE TO CHANGE THE POSITION OF THE ELECTED CITY CLERK FROM A FULL-TIME SALARIED POSITION TO A PART-TIME, STIPEND-COMPENSATED POSITION

Mayor Schneider said that he asked that the item for introduction of an ordinance to amend the Municipal Code to change the position of the elected City Clerk be removed from the Consent Calendar simply for a separate vote.

By roll call vote (3 ayes, Councilmembers Cacciotti and Joe and Mayor Pro Tem Khubesrian; 1 no, Mayor Schneider; 1 absent, Councilmember Putnam), the City Council read by title only for first reading, waiving further reading, and introduced AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, AMENDING SECTION 2.7 (SALARIES) AND SECTION 2.11 (POWERS AND DUTIES OF THE CITY CLERK) OF ARTICLE II (OFFICERS AND EMPLOYEES GENERALLY) OF CHAPTER 2 (ADMINISTRATION) OF THE SOUTH PASADENA MUNICIPAL CODE, TO CHANGE THE POSITION OF THE ELECTED CITY CLERK FROM A FULL-TIME SALARIED POSITION TO A PART-TIME, STIPEND-COMPENSATED POSITION.

APPROVAL OF RESOLUTION NO. 7288 ADOPTING AMENDMENT NUMBER ONE TO THE 2012-14 MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF SOUTH PASADENA AND THE PUBLIC SERVICE EMPLOYEES' ASSOCIATION (PSEA)-PART TIME UNIT

Mayor Schneider said he has misgivings about the proposed resolution amending the Memorandum of Understanding (MOU) between the City and the Public Service Employees' Association-Part Time Unit. He said that certain cost savings will be achieved, but that there may be other costs, e.g., costs of retraining and turnover. He said the City wants to retain good employees. He said management needs flexibility to reward good employees.

By roll call vote (4 ayes; 1 absent, Councilmember Putnam), the City Council adopted Resolution No. 7288, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, ADOPTING AMENDMENT NUMBER ONE TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SOUTH PASADENA AND THE PUBLIC SERVICE EM-

PLOYEES' ASSOCIATION–PART TIME UNIT.

(Cacciotti, Khubesrian)

**AWARD OF CONTRACT TO
DMR TEAM, INC., FOR
ENGINEERING DESIGN
SERVICES FOR THE
ARROYO SECO GOLF
COURSE SANITARY SEWER
LIFT STATION PROJECT**

Public Works Director Toor responded to questions about the proposed award of contract to DMR Team, Inc., for the Arroyo Seco Golf Course Sanitary Sewer Lift Station Project. Councilmember Cacciotti said he does not want to take funds from the Arroyo Seco Golf Course Reserve Fund. Discussion followed. City Manager Gonzalez said funds could be taken from undesignated reserves.

By roll call vote (4 ayes; 1 absent, Councilmember Putnam), the City Council accepted a proposal dated January 25, 2013, from DMR Team, Inc., for engineering design services for the Arroyo Seco Golf Course Sanitary Sewer Lift Station Project; rejected all other proposals received; approved a budget transfer in the amount of \$27,360 from General Fund undesignated reserves to account 101-6010-6410-8170 to fund this project; and authorized the City Manager to execute an agreement with DMR Team, Inc., for a not-to-exceed amount of \$27,360.

(Khubesrian, Cacciotti)

**PUBLIC COMMENT
Destination Imagination team
from Marengo Elementary
School**

Marengo Elementary School students Dominic Marziali, Jessica Lat, Evan Strittmatter, Caroline Liebe, Matthew Hamilton, and Tainhao Wei described "Destination Imagination," an organization that combines science and theatre arts. They have won competitions as the "Imagine That in Generators," team. They are in the finals, the students said, which will take place in Knoxville, TN, on May 21, 2013. They requested designation as the official "Destination Imagination" team representing South Pasadena. The students requested donations from the City for the project.

City Attorney Adams responded to a question posed by Councilmember Cacciotti about the legality of donating discretionary funds to this project. Councilmember Cacciotti requested that the City Attorney conduct a legal analysis on the question, and that if this donation is legally permissible, to add an item to the May 15, 2013, agenda to consider allocating

discretionary funds to the 2013 South Pasadena Destination Imagination project, and to consider permitting the team to utilize the City logo during the competition, seconded by Mayor Schneider.

City Manager Gonzalez said that the City's 125th anniversary patches, shirts, and other accessories are available.

**Southern California Edison
Emergency Field Guide**

Ben Wong, Southern California Edison, described the company's "Emergency Communication Information For Local Governments Field Guide," and distributed copies.

Hanscom Drive road repair

Leslie Crumley, 1821 Hanscom Drive, said Hanscom Drive is in need of repair and urged the City Council to include the project in the upcoming year's capital improvement projects.

**Response of officials to the
public**

Leslie Crumley, who said she was speaking for a resident who could not stay due to health reasons, read a letter from Janet Ferguson. The letter commended Councilmembers and Commissioners who appear to be attentive listeners and criticized those who appear to be abrupt, condescending, and inappropriate with the public.

Operation Cookie

Katie Longoria, Woman's Club, 1424 Fremont Avenue, announced the annual "Operation Cookie" collection event for hospitalized and homeless veterans, May 22, 2013.

**PUBLIC HEARING
FIRST READING AND
INTRODUCTION OF AN
ORDINANCE TO AMEND
THE SOUTH PASADENA
MUNICIPAL CODE
REGARDING SECOND UNIT
REGULATIONS TO
COMPLY WITH STATE
LAW (AB 1866)**

Assistant Planner Vizcarra presented the staff report on the proposed ordinance to amend the South Pasadena Municipal Code regarding second unit regulations to comply with State Law (AB 1866). She responded to questions.

Mayor Pro Tem Khubesrian requested that staff investigate the practice of other cities in regard to second units. City Manager Gonzalez said that is ordinance will bring the City into compliance with State Law. He said that at a future meeting, staff will bring comparative data to the City Council.

By roll call vote (4 ayes; 1 absent, Councilmember Putnam), the City Council read by title only for first

reading, waiving further reading, and introduced AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, AMENDING SECTION 36.220.030, SECTION 36.350.200, 36.400.020, AND SECTION 36.410.040 OF THE SOUTH PASADENA MUNICIPAL CODE ALLOWING SECOND DWELLING UNITS BY-RIGHT WITHIN RESIDENTIAL ESTATE (RE), RESIDENTIAL SINGLE FAMILY (RS), AND RESIDENTIAL MEDIUM DENSITY (RM) ZONING DISTRICTS PURSUANT TO GOVERNMENT CODE SECTION 65852.2

(Cacciotti, Khubesrian)

**FISCAL YEAR 2013-14
BUDGET WORKSHOP
CONTINUATION**

City Manager Gonzalez began the continuation of the presentation for the proposed Fiscal Year (FY) 2013-14 budget. Presenting accomplishments and proposed FY 2013-14 department budgets, utilizing PowerPoint slides, were: Planning and Building Director Watkins, Planning and Building; City Librarian Fjeldsted, South Pasadena Public Library; Community Services Director Pautsch, Community Services Department; and Public Works Director Toor, Public Works Department. They responded to questions.

During the Community Services Department discussion, Mayor Pro Tem Khubesrian requested that an item be added to the agenda of the Ad Hoc City Council/South Pasadena Unified School District Committee to discuss use of school facilities during the summer. Mayor Schneider requested that staff obtain an estimate of the cost of removing the chain-link fence at the interface between the Nature Center and the Golf Course. Councilmember Cacciotti cautioned that the property be evaluated for safety prior to having the fence removed.

During the Public Works presentation, Councilmember Cacciotti requested that staff make a presentation on the City's tree management program, seconded by Mayor Schneider. Mayor Pro Tem Khubesrian requested that staff make a presentation to the Public Works Commission to clarify policies regarding driveways (who is responsible, City or property owner?), tree roots and sewer lines. In

regard to a project to repair Rollin Street scheduled for summer 2013, Councilmembers Joe and Cacciotti requested that staff coordinate the project with the summer school programs held at the South Pasadena High School and Holy Family School.

Following presentations, City Manager Gonzalez said that at the May 15, 2013, meeting, the City Council will discuss reserve level policies; the Capital Improvement Program; capital outlay; and staff changes. Councilmember Joe requested that staff present the justification and rationale for adding six new positions; how funds from employee contributions to retirement are being utilized; and how statewide pension reform is being implemented.

**DIRECTION REGARDING
CITY COUNCIL SUPPORT
FOR ASSEMBLY BILL 1147
RELATED TO MASSAGE
ESTABLISHMENTS**

City Manager Gonzalez presented the staff report on the request for direction regarding City Council support for Assembly Bill (AB) 1147 related to massage establishments. He responded to questions. He had distributed additional materials, including a template for letter of support for the bill.

Beverly May, Director, Governmental Affairs, California Massage Therapy Council (CAMTC), One Capitol Mall, Suite 320, Sacramento, CA, 95814, said the League of California Cities and CAMTC are prepared to support AB 1147 as drafted at the first policy hearing on May 7, 2013. CAMTC is working with other organizations on additional amendments, she said. She urged the City to support AB 1147. She provided additional background and information. She recommended that cities adopt a "revocable registration" process.

Lisa Pendleton, 1241 Blair Avenue, representing Women Involved in South Pasadena Political Action (WISPPA), said WISPPA was the first to shed light on the problem in the City and regionally. She acknowledged efforts of staff. She said there is a lack of representation on CAMTC. She requested that the process of registering massage establishments include a public component. She said the State is eroding cities' rights.

Questions and discussions followed. City Attorney Adams stated that the "revocable registration" pro-

cess is contrary to State Law. CAMTC Director May responded to questions posed by the City Council. Police Chief Miller responded to questions about inspections of massage facilities.

By roll call vote (4 ayes; 1 absent, Councilmember Putnam), the City Council supported the League of California Cities (League) in bringing more local control to the cities on the issue of regulating massage establishments and authorized the City Manager to work closely with the League to ensure that the City's interests are represented and to strongly communicate the City Council's position that it is opposed to the erosion of cities' rights to control their land use. On an amendment proposed by Councilmember Cacciotti and accepted by the maker and seconder of the motion, the City Council agreed to support AB 1147 only if amended to include language bringing back local control to the cities. The City Council authorized the City Manager, if the need arises, to travel to Sacramento to attend a hearing on the bill on May 7, 2013, to express the City Council's concerns and to testify on behalf of the City.

(Khubesrian, Joe)

ADJOURNMENT

By consensus, the City Council adjourned the regular City Council/Redevelopment Successor Agency/Public Financing Authority meeting at 11:23 p.m.


Sally Kilby
City Clerk


Richard D. Schneider, M.D.
Mayor