



**MINUTES OF THE SPECIAL MEETING OF THE
JOINT CITY COUNCIL/REDEVELOPMENT SUCCESSOR AGENCY/
PUBLIC FINANCING AUTHORITY
OF THE CITY OF SOUTH PASADENA CONVENED
THIS 22ND DAY OF APRIL 2015, AT 7:30 P.M.
AMEDEE O. "DICK" RICHARDS, JR., COUNCIL CHAMBERS
1424 MISSION STREET**

ROLL CALL

Mayor Joe convened the Special Meeting of the South Pasadena Joint City Council/Redevelopment Successor Agency (Agency)/Public Financing Authority (Authority) at 7:36 p.m.

Interim Chief Deputy City Clerk Kilby called the roll. Present were City Councilmembers/Agency/Authority Members Cacciotti, Khubesrian, and Schneider; Mayor Pro Tem/Agency/Authority Vice Chair Mahmud; and Mayor/Agency/Authority Chair Joe. Absent: None.

Other Officials and Staff present: City Treasurer Pia; City Manager/Agency/Authority Executive Director Gonzalez; City Attorney/Agency/Authority Counsel Highsmith; Interim Chief Deputy City Clerk/Interim Chief Deputy Agency/Interim Chief Deputy Authority Secretary Kilby; Police Captain Neff; Acting Police Captain Solinsky; Deputy Fire Chief Riddle; Finance Director Batt; Planning and Building Director Watkins; Public Works Director Toor; Director of Library, Arts, and Culture Fjeldsted; Community Services Director Pautsch; Executive Assistant Demirjian; Principal Management Analyst Lin; and Senior Management Analyst Figoni.

INVOCATION

Mayor Joe offered the invocation.

PLEDGE OF ALLEGIANCE

Mayor Joe led the Pledge of Allegiance.

1. CLOSED SESSION ANNOUNCEMENTS

Mayor Joe called to order the Closed Session of the Special Meeting of the City Council of April 22, 2015, at 6:35 p.m. The following items as listed on the agenda were discussed:

3. Initiation of Litigation pursuant to Government Code Section 54956.9 (d)(4),
Conference with Legal Counsel – Initiation of Litigation, Number of cases: 2.

City Attorney Highsmith reported that the City Council met with legal counsel in Closed Session to discuss two matters of potential initiation of litigation. Direction was provided; however, no reportable action was taken.

2. PRESENTATION OF A CERTIFICATE OF APPRECIATION TO DAVID MARGRAVE, FORMER SOUTH PASADENA COUNCILMEMBER, FOR A LONGSTANDING COMMITMENT TO THE SOUTH PASADENA COMMUNITY

Mayor Joe made remarks about the significant contributions made by David Margrave, Former South Pasadena Councilmember, and presented him with a Certificate of Appreciation for his longstanding commitment to the South Pasadena community. Mr. Margrave made remarks.

Ted Shaw, South Pasadena Resident, made additional remarks attesting to David Margrave's character and commitment to the City of South Pasadena (City).

3. PRESENTATION OF A PROCLAMATION DECLARING APRIL 22, 2015, AS "EARTH DAY" IN THE CITY OF SOUTH PASADENA

Mayor Joe presented a Proclamation to Kim Hughes, Chair, Natural Resources and Environmental Commission (NREC), and Kay Findley, Commissioner, NREC, declaring April 22, 2015, as "Earth Day" in the City.

4. PRESENTATION OF A PROCLAMATION DECLARING MAY 3-9, 2015, AS "BE KIND TO ANIMALS WEEK" IN THE CITY OF SOUTH PASADENA

Mayor Joe presented a Proclamation to Erin Fleming, Chair, Animal Commission, declaring May 3-9, 2015, as "Be Kind to Animals Week" in the City.

5. PRESENTATION OF A PROCLAMATION DECLARING APRIL 2015, AS "DMV/DONATE LIFE CALIFORNIA MONTH" IN THE CITY OF SOUTH PASADENA

Mayor Joe presented a Proclamation to Christine Valenzuela, One-Legacy Ambassador, declaring April 2015, as "DMV/Donate Life California Month" in the City.

6. COUNCILMEMBERS' COMMENTS (3 MINUTES EACH)

Councilmember Khubesrian displayed PowerPoint slides and made comments on the following: 1) Local remembrances of the 100th Anniversary of the Armenian Genocide; Shoghig Yepremian, Board Chair, and four representatives of the Armenian National Committee of America, Pasadena Chapter, accepted the City's Proclamation declaring April 24, 2015, as "Remembrance of the Armenian Genocide Day." Board Chair Yepremian made remarks, while distributing brochures and commemorative pins to the City Council; 2) The "historic vote" taken by the Pasadena City Council on April 13, 2015, to oppose the State Route 710 (SR-710) tunnel alternative and to support multimodal transit; and 3) A recent public outreach meeting held by the City at Arroyo Vista Elementary School regarding parking and traffic issues. Councilmember Khubesrian requested the following items be added to a future agenda to: 1) Allocate \$2,000 of her Fiscal Year (FY) 2014-15 discretionary funds toward purchasing the Leo Politi sculpture, seconded by Councilmembers Schneider and Cacciotti; 2) Allocate \$1,000 for banners and other costs associated with the City being a Host Town for the upcoming Special Olympics World Games, seconded by Councilmember Cacciotti; and 3) Allocate \$700 for the South Pasadena Community Garden, seconded by Councilmember Cacciotti.

Councilmember Schneider reported on the Public Works Commission's discussion on how to improve the quality of City streets. He said the City's overall street quality is less than 60 (where 100 is a perfect street). Little progress is being made, he said, even with more than \$2 million per year being allocated for street repair. Being considered are bonds and special assessment districts, proposals that may be coming to the City Council in the future.

Councilmember Cacciotti announced the Special Meeting Study Session (budget meeting), to be held April 29, 2015, and a meeting being held at the same time of the U.S. Corps of Engineers on the restoration of the Arroyo Seco Watershed where it meets the confluence of the Los Angeles River. He raised the issue of possible overwatering at the Arroyo Seco Golf Course; he has reported this four times over the past year. He said potable water should not be used to water the Golf Course. He reported on the recent parking/traffic meeting at Arroyo Vista Elementary School. He proposed that the Public Works street project on El Centro Street adjacent to Arroyo Vista Elementary School be modified to make El Centro Street a "cycle way" with a protected bike lane. He made a motion to explore this possibility, seconded by Councilmember Schneider. He reported on MoveLA's recent "Re-Imagining LA County" Conference.

Mayor Pro Tem Mahmud reported on the MoveLA Conference and on the first of four meetings held by Metro/Caltrans on the SR-710 North Study Draft Environmental Impact Report/Environmental Impact Statement. She said she provided public comment in strong opposition to the proposed tunnel. She announced additional meetings on the issue and encouraged the public to attend and to make comments. She displayed PowerPoint slides and made comments on the following: 1) South Pasadena Beautiful Garden Tour; 2) The

Eclectic Music Festival and Art Walk to be held May 2, 2015; and 3) South Pasadena High School's play, "The Boyfriend." She said that on April 25, 2015, the South Pasadena Community Garden will allocate garden plots on Magnolia Street. In addition, on May 2, 2015, a dedication ceremony will be held for the Community Garden, 1028 Magnolia Street. On the same day, a mulch and compost giveaway will be held in the South Pasadena Unified School District Parking Lot. She emphasized the necessity for mulch in augmenting water-conservation efforts.

Mayor Joe displayed PowerPoint slides and made comments on the following: 1) Library Volunteer Recognition Day; 2) The Senior Center Volunteer Recognition event; and 3) A City Tour/Mock City Council meeting for the Student Body Council of Marengo Elementary School, which he conducted. He announced that the City is serving as a Host Town for the Special Olympics World Games this summer, described the City's participation, and distributed Host Town pins to the City Council.

7. CITY MANAGER COMMUNICATIONS

City Manager Gonzalez displayed PowerPoint slides and made comments on the following: 1) An upcoming budget session; 2) Parking and Traffic Workshops; and 3) A South Pasadena SR-710 Community Workshop to be held on May 13, 2015. He introduced Community Services Director Pautsch, who announced an upcoming Youth Summit on April 26, 2015, for teens between 12-18 years of age, hosted by Day One, Healthy South Pasadena, The Place, The Teen Center, and Moms for Community.

8. REORDERING OF AND ADDITIONS TO THE AGENDA

None.

CONSENT CALENDAR

MOTION: M/S Cacciotti/Khubesrian to approve Consent Calendar Item Nos. 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18, and including Prepaid Warrants #187822- 187885 in the amount of \$735,073.68, General City Warrants #187886-188017 in the amount of \$1,453,394.76, and Payroll 04-10-15 in the amount of \$461,778.15, totaling \$2,650,246.59; and seated as the Successor Agency to the Community Redevelopment Agency, approve Redevelopment Successor Agency warrants for \$157,176.07 (included in above total). By roll call vote, the motion passed unanimously. Absent: None.

The Consent Calendar consisted of the following items:

9. APPROVAL OF THE MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF APRIL 8, 2015

10. COOPERATIVE AGREEMENT WITH THE COUNTY OF LOS ANGELES FOR THE MAINTENANCE OF THE COLUMBIA STREET BRIDGE

11. **AWARD OF CONTRACT TO DUDEK FOR ENGINEERING DESIGN SERVICES FOR THE SEWER REHABILITATION AND REPLACEMENT PROJECT PHASE 2**
12. **DISCRETIONARY FUND REQUEST FROM MAYOR JOE IN THE AMOUNT OF \$1,000 FOR THE PURPOSE OF HOST TOWN ACTIVITIES FOR THE SPECIAL OLYMPICS WORLD GAMES 2015**
13. **DISCRETIONARY FUND REQUEST FROM MAYOR PRO TEM MAHMUD IN THE AMOUNT OF \$1,000 FOR THE PURPOSE OF THE COMMUNITY GARDEN**
14. **COMMENT LETTER ON BEHALF OF THE CITY COUNCIL TO CALIFORNIA AIR RESOURCES BOARD REGARDING THE DRAFT SUSTAINABLE FREIGHT DISCUSSION**
15. **COMMENT LETTER ON BEHALF OF THE CITY COUNCIL TO CALTRANS REGARDING THE STATE ROUTE 710 PUBLIC COMMENT PERIOD AND COST BENEFIT ANALYSIS**
16. **AUTHORIZE A LETTER OF SUPPORT FOR ASSEMBLY BILL 347 REGARDING THE LOS ANGELES COUNTY CITY SELECTION COMMITTEE PROXY PROCESS**

City Council/Redevelopment Successor Agency/Public Financing Authority

17. **APPROVAL OF PREPAID WARRANTS IN THE AMOUNT OF \$735,073.68, GENERAL CITY WARRANTS IN THE AMOUNT OF \$1,453,394.76, AND PAYROLL IN THE AMOUNT OF \$461,778.15**
18. **MONTHLY INVESTMENT REPORTS FOR FEBRUARY 2015**

PUBLIC COMMENTS

Mayor Joe opened the Public Comments section.

Lance Spellerberg, South Pasadena Resident, requested that the City Council recognize six young men, collectively, the Destination Imagination Team, "Fellas Over There with the Hella Good Hair," who have taken first place in their division in the regional and state Destination Imagination tournaments. They are representing South Pasadena at the Global Competition in Knoxville, Tennessee. He said fundraising efforts are underway; he asked the City Council for suggestions for financial resources, and he requested that the item be added to a future City Council meeting agenda. A flyer was displayed on the ELMO overhead projector. Councilmember Cacciotti asked how contributions could be

made; the adults accompanying the youth provided information.

Claudia Morales, accompanied by Nancy Verdin, both of whom are Prevention Programs Coordinators, Day One, said Day One will be hosting the South Pasadena Youth Summit this Sunday, April 26, 2015, from 9:00 a.m. to 12:00 p.m., at the Library Community Room. Ms. Morales acknowledged efforts of the Youth Commission in planning the event. A flyer was displayed on the ELMO overhead projector.

Alex Kung, South Pasadena Resident, thanked the City Council for organizing the recent forum on traffic conditions at Monterey Hills Elementary School (School). He invited the City Councilmembers to visit the School at 8:00 a.m. on Friday mornings, when traffic is the worst. He made suggestions to relieve the traffic congestion.

There being no additional speakers, Mayor Joe closed the Public Comments section.

ACTION/DISCUSSION

19. REVIEW OF LEGAL INADEQUACIES OF PROPOSED TEAPAC INITIATIVE TO REPEAL UTILITY USERS TAX (UUT) AND PROVIDE DIRECTION REGARDING PLACING THE INITIATIVE ON AN UPCOMING BALLOT

City Attorney Highsmith presented the review of legal inadequacies of a proposed Initiative to repeal the Utility Users Tax (UUT). She said staff is asking the City Council to provide direction on the matter of a resolution to bring back to the City Council for action at the next City Council meeting. The resolution would either place a Measure on the ballot for the November 2015 General Municipal Election or refuse to place the Measure on the ballot due to its unconstitutional provisions. There were no questions.

Mayor Joe opened the Public Comments section.

The following South Pasadena Residents spoke in opposition to placing a Measure on the South Pasadena ballot to ask residents to rescind the existing UUT: Ted Shaw, Kim Hughes, Elisabeth Emirhanian, and Carrie Adrian. The Residents gave personal examples of quality-of-life and lifestyle benefits they have experienced in the City as a result of what UUT funds can provide.

Marcy Guzman, South Pasadena Resident, thanked Mayor Joe for taking the time and effort to respond to the request to provide the legal basis on which the City Council denied the Initiative to repeal the UUT.

There being no additional speakers, Mayor Joe closed the Public Comments section.

Discussion followed. Mayor Pro Tem Mahmud said it would be inappropriate for the City Council to place a Measure on the ballot that cannot be defended legally. Councilmember

Khubesrian agreed and said the City Attorney's staff report adequately answered the questions as to why the Measure is not being put on the ballot, in spite of the fact that the City holds highly citizens' Initiative rights.

Mayor Joe stated, "Given that the City Attorney's report that the Initiative is unconstitutional because it takes away the power of future City Councils to create funding sources for services, such as water, and it even takes away our voters' rights under Proposition 218 to approve a new tax or charge, including for water, if there is no objection, I will ask our City Manager to bring back a Resolution at the next City Council meeting, consistent with the staff recommendation of Option 2." [Option 2, as listed in the staff report, stated that Council can refuse to adopt the UUT Repeal Initiative Measure or submit it to the voters at the November 3, 2015, General Municipal Election]. No objections from the City Council were voiced.

20. ADOPTION OF A RESOLUTION DECLARING A STAGE 2: SERIOUS WATER SUPPLY SHORTAGE, AS DETAILED IN CHAPTER 35 (WATER) OF THE SOUTH PASADENA MUNICIPAL CODE

Senior Management Analyst Figoni presented the staff report as part of a PowerPoint presentation and responded to City Councilmembers' questions. Councilmember Cacciotti asked how the proposed restrictions would apply to City parks. He requested a tour of the Arroyo Seco Golf Course next week in order to assess possible overwatering. Public Works Director Toor responded to questions about staffs' and contractors' responsibilities for conservation-minded watering. He responded to questions posed by Mayor Pro Tem Mahmud about watering of medians and trees. City Attorney Highsmith responded to questions about Draft Regulations released by the State Water Resources Control Board (SWRCB). She said the base time period for comparisons is June 2013 and that 28% savings must be achieved by the City, in spite of the fact that an 11% savings has already been achieved. Discussion continued on water use per day, per person, and related topics.

Mayor Joe opened the Public Comments section.

Kay Findley, South Pasadena Resident, and Commissioner, NREC, stated that in spite of the fact that Stage 2 is declared, enforcement is lacking. She recommended that water usage be provided in gallons so as to be better understood. She said data is needed on how much water is being used per capita by geographic area.

Kim Hughes, South Pasadena Resident, and Chair, NREC, said enforcement is a key factor in determining how successful the water restrictions will be; she asked whether law-enforcement staff could be enlisted in this effort. NREC will be evaluating financial incentives, she said, and this is not the time for new plantings.

There being no additional speakers, Mayor Joe closed the Public Comments section.

Discussion continued. Councilmember Khubesian said the issue of watering mature trees must be addressed. Public Works Director Toor responded to questions about how trees are monitored for signs of deterioration. Councilmember Schneider provided additional information about proper watering. In response to Councilmember Cacciotti's question on whether watering regulations apply to the South Pasadena Unified School District (SPUSD), Public Works Director Toor said that staff is in contact with the SPUSD. He said this can be discussed at the Joint Ad Hoc City Council/School Board Committee. City Attorney Highsmith said that the SPUSD is subject to City ordinances. Councilmember Cacciotti recommended providing graphically visual displays to demonstrate water-saving measures. He suggested sponsoring a contest for elementary school students to see who can come up with the best water-conservation ideas. Mayor Pro Tem Mahmud asked the following: 1) For the NREC to review verbiage in the existing ordinance, to determine whether wording refers to "minimum" levels of water consumption; 2) If there might now be the need for further changes to the existing ordinance; 3) The possibility of monthly water billing; and 4) Staff to make a presentation after the Draft Regulations from the SWRCB are finalized.

MOTION: M/S Mahmud/Cacciotti to adopt a resolution declaring a Stage 2: Serious Water Supply Shortage as detailed in the South Pasadena Municipal Code (SPMC) Chapter 35. By roll call vote, the motion passed unanimously. Absent: None.

Without objection, Mayor Joe directed staff to investigate how to implement enforcement of the restrictions delineated in the resolution declaring State 2: Water Supply Shortage. Mayor Pro Tem Mahmud said the Draft Regulations will require enforcement.

Mayor Joe requested a Joint School District and Public Works Department effort to report out how the SPUSD is doing in its water-conservation program. He requested that this be brought back to at least the Joint Ad Hoc City Council/School Board Committee, seconded by Mayor Pro Tem Mahmud.

21. AUTHORIZE CITY TO WITHDRAW FROM THE LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM JOINT POWERS AUTHORITY

Deputy Fire Chief Riddle presented the staff report and said that staff is recommending withdrawal from the Los Angeles Regional Interoperable Communications System Joint Powers Authority. He said that there will be no impact on the South Pasadena community if the City withdraws as there are existing reliable communication systems for Police and Fire. He responded to Councilmembers' questions.

Mayor Joe opened the Public Comments section.

There being no speakers, Mayor Joe closed the Public Comments section.

MOTION: M/S Schneider/Cacciotti to authorize the City to withdraw its membership from the Los Angeles Regional Interoperable Communications System Joint Powers

Authority (LA-RICS JPA). By roll call vote, the motion passed unanimously. Absent: None.

22. AUTHORIZE A LETTER IN OPPOSITION TO SENATE BILL 608, THE RIGHT TO REST ACT

Acting Police Captain Solinsky presented the staff report and said that staff is recommending that the City Council authorize a letter in opposition to Senate Bill 608 (SB 608), The Right to Rest Act. He and City Manager Gonzalez responded to Councilmembers' questions. Councilmember Schneider said he saw no need for SB 608 and recommended opposing it.

Mayor Joe opened the Public Comments section.

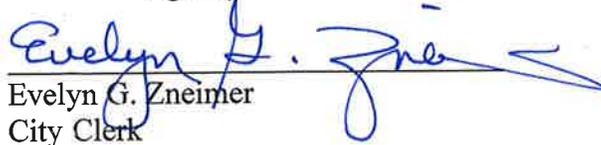
There being no speakers, Mayor Joe closed the Public Comments section.

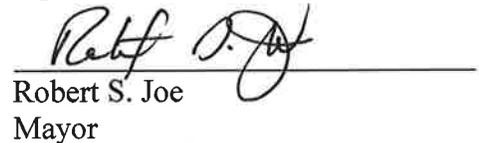
Mayor Pro Tem Mahmud said the League of California Cities (LCC) and representatives of the homeless oppose SB 608. She suggested waiting to see what happens to the Bill. SB 608 may be amended, and the City Council can determine its position at that time. Councilmember Khubesrian recommended communicating the City's concerns to the Bill's sponsor, Carol Liu, State Senator. City Manager Gonzalez confirmed that the City will pursue communications with Senator Liu and the LCC on SB 608.

MOTION: M/S Mahmud/Khubesrian to delay any action on staff's recommendation at this time to submit a letter opposing Senate Bill 608 (SB 608), The Right to Rest Act, and to direct staff to initiate contact with the Office of State Senator Carol Liu to express the City Council's concern about the bill as it is presently worded and to monitor the bill as it develops in the future. By roll call vote, the motion passed unanimously. Absent: None.

ADJOURNMENT

Mayor Joe adjourned the Special Meeting of the Joint City Council/Redevelopment Successor Agency/Public Financing Authority at 10:36 p.m.


Evelyn G. Zneimer
City Clerk


Robert S. Joe
Mayor

Minutes approved by the South Pasadena City Council on May 6, 2015.