



Wednesday, October 4, 2017
Minutes of the Regular Meeting of the City Council

CALL TO ORDER

A Regular Meeting of the South Pasadena City Council was called to order by Mayor Cacciotti on Wednesday, October 4, 2017, at 7:35 p.m., in the Amedee O. "Dick" Richards, Jr., Council Chamber, located at 1424 Mission Street, South Pasadena, California.

ROLL CALL

Present: Councilmembers Joe, Khubesrian, and Mahmud; Mayor Pro Tem Schneider; and Mayor Cacciotti.

Absent: None.

City Staff

Present: Elaine Aguilar, Interim City Manager; Teresa L. Highsmith, City Attorney; Evelyn G. Zneimer, City Clerk; and Anthony J. Mejia, Chief City Clerk were present at Roll Call. Other staff members presented reports or responded to questions as indicated in the minutes.

INVOCATION

Mayor Pro Tem Schneider gave the invocation.

PLEDGE OF ALLEGIANCE

Chance Bunker, Boy Scouts Troop 516, led the Pledge of Allegiance.

CLOSED SESSION ANNOUNCEMENTS

1. Closed Session Announcements

The Regular Closed Session of the City Council of October 4, 2017, was called to order by Mayor Pro Tem Schneider at 6:30 p.m.

The meeting convened into Closed Session to discuss the following items as listed on the Closed Session Regular Meeting Agenda:

A. CONFERENCE WITH LEGAL COUNSEL – LABOR NEGOTIATIONS, Pursuant to Government Code Section 54957.6:

City Negotiators: Interim City Manager Elaine Aguilar, Human Resources Manager Mariam Lee Ko, City Attorney Teresa L. Highsmith; and Attorney Steve Berliner

Represented Employee Organizations: Firefighters' Association (FFA)

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, Pursuant to Government Code Section 54956.9(d)(2):

Number of Anticipated Cases: 1

C. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION, Pursuant to Government Code Section 54956.9(d)(4):

Number of Cases: 1

City Attorney Highsmith reported that the City Council received briefings and provided direction to staff regarding the agendaized Closed Session Items, but did not take any reportable action.

PRESENTATIONS

2. **Presentation by the Pasadena Humane Society on Available Animal Adoptions**

Julie Bank, Pasadena Humane Society (PHS) President/CEO, encouraged residents to visit the adoption center; noted that low cost vaccinations and spay and neuter services are available at the Shelter.

3. **Presentation of a Proclamation Declaring October 4, 2017 as “Walk or Bike to School Day” in the City of South Pasadena**

Mayor Cacciotti presented a Proclamation to Will Hoadley-Brill, Luke Quezada, Conner Wang, and Juliana Fong, representing the Youth Commission, declaring October 4, 2017 as “Walk or Bike to School Day” in the City of South Pasadena.

4. **Presentation of a Certificate of Recognition to Optometrist Frederick Harris for 50 Years of Service to the South Pasadena Community**

Mayor Cacciotti presented a Certificate of Recognition to Optometrist Frederick Harris in recognition of his 50 years of service to the South Pasadena community.

5. Presentation of the Fiscal Year 2016-17 Annual Report of the Youth Commission

Will Hoadley-Brill, Chair of the Youth Commission (YC), provided the Fiscal Year 2016-17 YC Annual Report. Mayor Cacciotti introduced Commissioners Luke Quezada, Conner Wang, and Juliana Fong.

6. Presentation of the Fiscal Year 2016-17 Annual Report of the Cultural Heritage Commission

Mark Gallatin, Vice-Chair of the Cultural Heritage Commission (CHC), provided the Fiscal Year 2016-17 CHC Annual Report.

COMMUNICATIONS**7. Councilmembers Communications**

Councilmember Joe narrated photos depicting a Senior Scam Stopper Seminar hosted by Assemblymember Chris Holden in South Pasadena.

Councilmember Khubesrian reported on her attendance at the newly-established Arroyo Verdugo Joint Powers Authority meeting; spoke on the importance of personal wellness.

Councilmember Mahmud reported on her attendance at regional meetings and events related to water and storm water; invited residents to contact the City Clerk's Division for information related to applying for the Los Angeles County Civil Grand Jury and to sign up for the South Pasadena Tournament of Roses Committee's fundraising events.

Mayor Cacciotti requested that the City Council agendaize an update regarding the City's police towing contract/request for proposals, seconded by Mayor Pro Tem Schneider; encouraged the community to participate in an upcoming tour of the Garfield Reservoir.

8. City Manager Communications

None.

9. Reordering of and Additions to the Agenda

None.

PUBLIC COMMENTS

None.

CONSENT CALENDAR

MOTION BY COUNCILMEMBER KHUBESRIAN, SECOND BY COUNCILMEMBER JOE, CARRIED 5-0, to approve the Consent Calendar Item Nos. 10-15 and 18; with Item Nos. 16 and 17 pulled for separate discussion.

10. Minutes of the City Council Meetings of September 6, 2017 and September 20, 2017

MOTION BY COUNCILMEMBER KHUBESRIAN, SECOND BY COUNCILMEMBER JOE, CARRIED 5-0, to approve the minutes of the September 6, 2017 and September 20, 2017 City Council Meetings.

11. Prepaid Warrants, General City Warrants, and Payroll

MOTION BY COUNCILMEMBER KHUBESRIAN, SECOND BY COUNCILMEMBER JOE, CARRIED 5-0, to approve the City of South Pasadena Prepaid Warrants Nos. 200025 through 200040 in the amount of \$486,296.30; General City Warrants Nos. 200041 through 200123 in the amount of \$1,191,379.46; and Payroll dated September 22, 2017, in the amount of \$601,834.35.

12. Second Reading and Adoption of an Ordinance to Amend the South Pasadena Municipal Code to Establish City Campaign Contribution Regulations

MOTION BY COUNCILMEMBER KHUBESRIAN, SECOND BY COUNCILMEMBER JOE, CARRIED 5-0, to adopt Ordinance No. 2317 entitled "An Ordinance of the City Council of the City of South Pasadena, California, adding a new Article XIV to Chapter 2 (Administration) to the South Pasadena Municipal Code establishing City Campaign Contribution Regulations."

13. Discretionary Fund Requests from Mayor Cacciotti, Councilmember Joe, and Councilmember Khubesian for the Purpose of the South Pasadena Arts Council Utility Art Box

MOTION BY COUNCILMEMBER KHUBESRIAN, SECOND BY COUNCILMEMBER JOE, CARRIED 5-0, to approve the Discretionary Fund requests by Mayor Cacciotti designating \$250, Councilmember Joe designating \$250, and Councilmember Khubesian designating \$250 for the purpose of the South Pasadena Arts Council Utility Art Box.

14. Approval of a Second Contract Amendment with Integrated Consulting Group, Inc. for Additional CEQA Required Site Studies and Approval of an Appropriation and Transfer of Funds for the Community Center Project

MOTION BY COUNCILMEMBER KHUBESRIAN, SECOND BY COUNCILMEMBER JOE, CARRIED 5-0, to:

1. Approve a second contract amendment, subject to the approval by the City Attorney, with Integrated Consulting Group, Inc. in the amount of \$50,063 for additional site studies required by the California Environmental Quality Act.
2. Approve an appropriation and a transfer of \$50,063 from the Community Center/Maintenance Yard Designated Reserve account.

15. Award of Contract to Eurofins Eaton Analytical, Inc. for Laboratory Testing and Analysis of Potable Water Samples

MOTION BY COUNCILMEMBER KHUBESRIAN, SECOND BY COUNCILMEMBER JOE, CARRIED 5-0, to:

1. Accept a proposal dated August 24, 2017, from Eurofins Eaton Analytical, Inc. for laboratory services for the analysis of water samples.
2. Authorize the City Manager to execute an agreement with Eurofins Eaton Analytical, Inc., for a not-to-exceed amount of \$22,516 for an initial one-year period, with an option to renew the contract for two additional one-year periods under the same terms and conditions.

18. Adoption of a Resolution to Establish an Environmentally Preferable Purchasing Policy

MOTION BY COUNCILMEMBER KHUBESRIAN, SECOND BY COUNCILMEMBER JOE, CARRIED 5-0, to adopt Resolution No. 7532 entitled "A Resolution of the City Council of the City of South Pasadena, California, establishing an Environmentally Preferable Purchasing Policy."

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION**16. Approval of a Limited Term Employment Agreement with Kahono Oei**

Public Works Director Toor displayed a slide depicting various capital projects proposed to be worked on by Kahono Oei.

MOTION BY COUNCILMEMBER JOE, SECOND BY COUNCILMEMBER KHUBESRIAN, CARRIED 5-0, to approve a limited term employment agreement with Kahono Oei, a licensed Civil Engineer, to assist the City of South Pasadena with major water department infrastructure, rehabilitation, and capital improvement projects.

17. Authorize a Letter of Support for the Application of Southern California Edison Company (U-338-E) for Approval of its 2017 Transportation Electrification Proposals

Councilmember Mahmud pointed out that the City has elected to participate in the Los Angeles County Community Choice Energy Program, suggesting that she be authorized to make additional edits to the letter of support to address appropriate protections for the City.

Joshua Torres, representing Southern California Edison, advised that the legislative proceedings are currently underway, noting that certain aspects of the program will be address in 2018; offered to provide the City Council with a presentation regarding the program.

MOTION BY MAYOR CACCIOTTI, SECOND BY COUNCILMEMBER MAHMUD, CARRIED 5-0, to authorize a letter of support for the application of Southern California Edison Company (U 338-E) for approval of its 2017 Transportation Electrification Proposals that are before the California Public Utilities Commission, as to be amended by Councilmember Mahmud and City staff.

PUBLIC HEARING**19. Public Hearing to Consider Adoption of an Ordinance to Change the City's Electoral System from At-Large to By-District Elections with Respect to Electing Members of the City Council, Establishing Boundaries, and Sequencing of Elections within the Districts**

Chief City Clerk Mejia narrated a PowerPoint presentation entitled "Developing Boundaries for a District-Based Electoral System" and responded to City Council inquiries.

Mayor Cacciotti opened the Public Hearing.

Alan Ehrlich, South Pasadena resident, voiced support for the modified Green Map, opining that it better represents specific neighborhoods in South Pasadena.

There being no others desiring to speak on this item, Mayor Cacciotti closed the Public Hearing period.

The City Council expressed their disappointment that the California Voting Rights Act could be misused to compel communities such as South Pasadena to abandon their at-large voting systems based on unsubstantiated allegations and exposure to costly litigation; pointed out that the proposed ordinance includes provisions which express the City Council's desire that resources will continue to be prioritized based on the greatest citywide need and benefit and that the City Council will work cooperatively for the benefit of the entire City.

MOTION BY MAYOR PRO TEM SCHNEIDER, SECOND BY COUNCILMEMBER MAHMUD, CARRIED 5-0, to:

1. Select the "Modified Green Map" as the preferred map of voting district boundaries.
2. Adopt Ordinance No. 2318 entitled "An Ordinance of the City Council of the City of South Pasadena, California, adding a new Article XV to Chapter 2 (Administration) to the South Pasadena Municipal Code to change the City's electoral system from at-large to by-district elections with respect to election members of the City Council, establishing district boundaries, and sequencing of elections within the districts," with the following modifications:
 - a. The following clause will be added, "WHEREAS, the City denies that its election system violates the CVRA or any other provision of law, but in order to avoid unnecessary and costly legal fees to defend against the threatened litigation, the City initiated the public process to begin to transition to district-based elections; and"
 - b. The following clause will be modified, "WHEREAS, it is the City Council's desire and intent that City resources will continue to be prioritized based on the greatest citywide need and benefit, and that the City Council will work cooperatively with one another for the benefit of the entire City; and"

(City Council action continued on next page)

- c. Section 2.99-51(g) will be replaced with the following verbiage: "Termination of residency in a district by a City Councilmember shall create an immediate vacancy for that City Council district unless the City Councilmember immediately declares and establishes another residence within the district within 30 days."

ACTION/DISCUSSION

20. First Reading and Introduction of an Ordinance Relating to Procedures Concerning Sensitive Information and Enforcement of Federal Immigration Law; Receive a Report from the Chief of Police Regarding the Revised Police General Order No. 415 on Immigration Policy

Police Captain Solinsky presented the staff report and responded to City Council inquiries.

Councilmember Mahmud and Mayor Pro Tem Schneider summarized the discussion at the Public Safety Commission's Community Forum regarding the City's Immigration Policies.

Mayor Cacciotti opened the Public Comment period.

Gretchen Robinette, South Pasadena resident, expressed gratitude to the City Council for addressing the concerns of the immigrant community and expressed support for the proposed ordinance.

David Beadle, South Pasadena resident, voiced support for the proposed ordinance.

There being no others desiring to speak on this item, Mayor Cacciotti closed the Public Comment period.

MOTION BY COUNCILMEMBER MAHMUD, SECOND BY MAYOR PRO TEM SCHNEIDER, CARRIED 5-0, to:

1. Introduce an ordinance entitled "An Ordinance of the City Council of the City of South Pasadena, California, relating to the City's procedures concerning sensitive information and the enforcement of federal immigration law."
2. Receive an oral report from the Chief of Police and review and file revised Police General Order No. 415 Regarding Immigration Policy.

21. Adoption of a Resolution Authorizing a Business License Tax Amnesty Program

Finance Director Batt presented the staff report and responded to City Council inquiries.

Mayor Cacciotti opened and closed the Public Comment period, there being no one desiring to speak on this item.

MOTION BY COUNCILMEMBER KHUBESRIAN, SECOND BY COUNCILMEMBER MAHMUD, CARRIED 5-0, to adopt Resolution No. 7533 entitled "A Resolution of the City Council of the City of South Pasadena, California, authorizing a Business License Tax Amnesty Program."

22. Receive and File Citywide Facilities Condition Assessment Report Prepared by Faithful+Gould, Inc.

Public Works Director Toor introduced Pat Hagan, Lead Facility Assessor with Faithful+Gould, who narrated a PowerPoint presentation entitled "Facilities Condition Assessment" and responded to City Council inquiries.

Mayor Cacciotti opened and closed the Public Comment period, there being no one desiring to speak on this item.

Following discussion, MOTION BY COUNCILMEMBER MAHMUD, SECOND BY COUNCILMEMBER JOE, CARRIED 5-0, to:

1. Receive and file the citywide Facilities Condition Assessment Report prepared by Faithful+Gould, Inc.
2. Remand the subject report to the Financial Sustainability Ad Hoc Committee.

23. Provide Direction to Proceed with a Feasibility Study to Expand the Police Department Facility to Include an Emergency Operations Center

Public Works Director Toor narrated a PowerPoint presentation entitled "Police Department Expansion including an EOC" and responded to City Council inquiries.

In response to City Council inquiry, Police Captain Solinsky and Fire Division Chief Zantesson advised that the proposed expansion would be funded utilizing Asset Forfeiture Funds which are restricted to Public Safety purposes; explained that staff has explore several options for the EOC, including off-site locations and portable equipment trailers; recommended that a permanent and dedicated EOC would best serve the needs of the community.

Mayor Cacciotti opened the Public Comment period.

Ellen Wood, South Pasadena resident, spoke on the importance of an EOC, expressing support for a smaller scale project and the purchasing of equipment for a temporary EOC.

Alan Ehrlich, South Pasadena resident, suggested that the City should take a holistic approach to addressing the space needs for all of City Hall.

There being no others desiring to speak on this item, Mayor Cacciotti closed the Public Comment period.

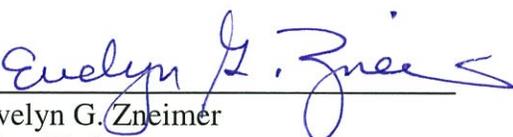
The City Council expressed concern that it may take a prolonged amount of time until enough Asset Forfeiture Funds are collected to fully fund the project; discussed the feasibility of a smaller addition to the existing EOC space.

Public Works Director Toor advised that a Feasibility Study is necessary regardless of the size or scope of the expansion. City Manager Aguilar advised that City staff could prepare a Request for Proposals based on multiple expansion options and return to City Council prior to issuance.

By consensus, the City Council directed City staff to prepare a Request for Proposals for a Feasibility Study which including multiple options for the expansion the Emergency Operations Center.

ADJOURNMENT

Mayor Cacciotti adjourned the City Council Meeting at 10:14 p.m., in memory of South Pasadena resident Chloe Plotikov.



Evelyn G. Zneimer
City Clerk



Michael A. Cacciotti
Mayor

Minutes approved by the South Pasadena City Council on October 18, 2017.

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