

**MINUTES OF THE REGULAR MEETING OF THE  
CITY COUNCIL/REDEVELOPMENT SUCCESSOR AGENCY/PUBLIC  
FINANCING AUTHORITY OF THE CITY OF SOUTH PASADENA  
CONVENED THIS 6<sup>TH</sup> DAY OF MARCH, 2013 7:31 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 7:31 p.m. City Clerk/Agency/Authority Secretary Kilby called the roll. City Councilmembers/Agency and Authority Members present: Cacciotti, Joe and Putnam; Mayor Pro Tem/Agency and Authority Vice Chair Khubesrian; and Mayor/Agency and Authority Chair Schneider. Absent: None. Other Officials present: City Manager/Agency and Authority Executive Director Gonzalez; City Attorney/Agency and Authority Counsel Adams; City Treasurer Pia; Assistant City Manager Straus; Interim Police Chief Miller; Fire Chief Wallace; Finance Director Thai; City Librarian Fjeldsted; Community Services Director Pautsch; Public Works Director Toor; Planning and Building Director Watkins; Transportation Manager Woods; Deputy City Clerk Jimenez; Grants Analyst Perkosky; Executive Assistant to the City Manager Kbjian; and City Clerk Kilby.

Councilmember Putnam offered the Invocation and members of the South Pasadena High School Boys Soccer Team led the Pledge of Allegiance.

**CLOSED SESSION  
ANNOUNCEMENTS**

City Attorney Adams said that shortly after 6:00 p.m., Mayor Schneider called to order the regular meeting of the South Pasadena City Council/Redevelopment Successor Agency/Public Financing Authority of March 6, 2013. He reported that there were a number of individuals who spoke on an item on the Closed Session agenda. He said Mayor Schneider then recessed the meeting into Closed Session to discuss items on the Closed Session agenda. With regard to a conference with legal counsel, pending litigation, allowed into Closed Session pursuant to Government Code Section 54956.9 (d) (1), City of South Pasadena et al., v. Federal Highway Administration, Department of

Transportation, also known as the Slater case, concerning the proposed SR-710 freeway extension, he said Special Legal Counsel Antonio Rossmann provided the City Council with an update. The City Council provided direction but made no final decisions, he said. Next, he said, the City Council took up Item #4, conference with real property negotiators, allowed into Closed Session pursuant to Government Code Section 54956.8, property at 660 Stoney Drive, South Pasadena, All-Star Baseball School, current lessee. The City negotiators are City Manager Sergio Gonzalez, Assistant City Manager Hilary Straus, and Community Services Director Sheila Pautsch, he said. The negotiating parties are Dylan and Toa Gaines, he said, and price and terms of the lease were under consideration by the City Council. The Council gave direction but made no final decisions, he said. Should this lease be negotiated, he said, it will be brought back in open session at a later date. The next item was Item #5, he said, conference with real property negotiators, allowed into Closed Session pursuant to the same Government Code Section, pertaining to the property located at 1700 Mission Street, Unit #21, South Pasadena. He said the City negotiators were City Manager Sergio Gonzalez and Assistant City Manager Hilary Straus. The City Council was not able to discuss this matter, he said.

**PRESENTATION OF CERTIFICATE OF RECOGNITION TO THE SOUTH PASADENA HIGH SCHOOL BOYS SOCCER TEAM FOR WINNING THE 2013 RIO HONDO LEAGUE CHAMPIONSHIP**

Mayor Schneider presented a Certificate of Recognition to the South Pasadena High School Boys Soccer Team for winning the 2013 Rio Hondo League Championship. Coach Juan Zurita made remarks. Councilmembers Joe and Cacciotti expressed appreciation to the Coach.

**PRESENTATION OF CERTIFICATE OF APPRECIATION TO OUTGOING LIBRARY BOARD OF TRUSTEES MEMBER JIM TRANQUADA**

Mayor Schneider presented a Certificate of Appreciation to Jim Tranquada for more than two years of volunteer service on the Library Board of Trustees. Outgoing Commissioner Tranquada made remarks.

**COUNCILMEMBERS' COMMENTS (3 MINUTES EACH)**

Mayor Pro Tem Khubesrian requested that a Certificate of Recognition be presented at the next City Council meeting in honor of Women's History Month, seconded by Councilmember Cacciotti.

Mayor Pro Tem Khubesrian requested that the City Council add to the agenda of the next meeting reconsideration of the composition of the Ad Hoc Downtown Advisory Committee, seconded by Councilmember Cacciotti.

Councilmember Cacciotti requested that the City work with the South Coast Air Quality Management District to institute a pollution-free zone at Garfield Park. This pilot project would be the first in the San Gabriel Valley to use all-electric lawn equipment and organic fertilizers, he said. He requested that this proposed demonstration project be referred to the Parks and Recreation Commission and the Natural Resources and Environmental Commission for review, seconded by Mayor Pro Tem Khubesrian.

Councilmember Cacciotti narrated a photo presentation on the overhead monitor of a tour of the San Pascual Stables on February 16, 2013.

Councilmember Cacciotti requested that the City investigate converting street lights to LED lights, seconded by Mayor Schneider.

Councilmember Putnam thanked Community Services Director Pautsch and all those who participated in the recent 125<sup>th</sup> City birthday celebration on March 2, 2013.

Councilmember Joe narrated a photo presentation of a recent event at Arroyo Vista Elementary School, "Read Across America." He requested that the City send a letter of recognition to the Center for Asian Americans United for Self Empowerment (CAUSE), in honor of its 20<sup>th</sup> Anniversary Dinner on April 19, 2013, seconded by Mayor Schneider.

Councilmember Joe requested that the City present a Certificate of Recognition to the South Pasadena High School Girls Water Polo Team at an upcoming meeting for winning the Rio Hondo Championship for the fourth year in a row, seconded by Councilmember Cacciotti.

Mayor Pro Tem Khubesrian requested that an item be added to a future City Council meeting to con-

sider a resolution to support increased state legislative control over massage parlors, seconded by Councilmember Cacciotti.

Mayor Schneider announced that a community budget workshop will be held March 27, 2013, at 6:00 p.m. in the City Council Chambers.

Mayor Schneider noted that the City of Pasadena is now a fair-trade city, which he said means that a certain percentage of stores comply with fair-trade law, guaranteeing that their goods are not produced with slave labor or exploited labor. He requested that an item be added to a future agenda to consider designating South Pasadena as a fair-trade city, seconded by Councilmember Cacciotti.

Mayor Schneider expressed appreciation to the City staff for the successful 125<sup>th</sup> birthday celebration.

#### **CITY MANAGER COMMUNICATIONS**

In regard to massage parlors, City Manager Gonzalez reported that he attended a recent meeting with Senator Carol Liu and representatives of San Gabriel Valley cities. He said there is a consensus that current legislation handcuffs cities. He said there may be a move to introduce legislation to provide cities with more control. He said that when it is time to approve a resolution on the issue, the matter will be brought to the City Council.

City Manager Gonzalez introduced City Treasurer Pia, who announced the completion of the re-financing of the 2004 water bonds. He said that because of this, the City will save \$1,168,000. He expressed appreciation to Finance Director Thai; Assistant City Manager Straus; Michael Bush, Financial Advisor, Urban Futures; and Jose Vera, Underwriter, Stifel, Nicolaus & Company, Inc. He thanked the City Council for its vision and leadership.

City Manager Gonzalez introduced Art Miller, newly appointed Interim Police Chief, who made remarks.

#### **REORDERING OF AND ADDITIONS TO THE AGENDA**

City Manager Gonzalez said he had no proposed changes to the agenda.

**MAYOR'S APPOINTMENT**  
Constance Lue

By roll call vote (5 ayes), the City Council approved the Mayor's nomination of Constance Lue to the Library Board of Trustees for an unfulfilled term until December 31, 2013.

(Cacciotti, Joe)

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

Councilmember Cacciotti requested that Item #9, Warrants, be removed from the Consent Calendar for separate consideration.

**APPROVAL OF THE  
MINUTES OF THE  
REGULAR MEETING OF  
FEBRUARY 20, 2013**

By roll call vote (4 ayes; 1 abstention, Councilmember Cacciotti, due to his being absent from part of the February 20, 2013 meeting), the City Council approved the minutes of the regular meeting of February 20, 2013.

(Putnam, Khubesrian)

**SECOND READING AND  
ADOPTION OF ORDI-  
NANCE NO. 2244 TO AMEND  
THE SOUTH PASADENA  
MUNICIPAL CODE  
REGARDING LAND USE  
REQUIREMENT IN THE  
BUSINESS PARKS ZONE,  
PARKING REGULATIONS  
IN COMMERCIAL ZONING  
DISTRICTS, AND REVI-  
SIONS TO DEFINITIONS  
FOR NET FLOOR AREA  
AND EXTENDED HOUR  
BUSINESS**

By roll call vote (5 ayes), the City Council read by title only for second reading, waiving further reading, and adopted Ordinance No. 2244, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, AMENDING SECTIONS 36.310.040, 36.230.030, AND 36.700.020 OF THE SOUTH PASADENA MUNICIPAL CODE REGARDING LAND USE AND PARKING REGULATIONS RELATED TO THE BUSINESS PARK ZONING DISTRICT AND COMMERCIAL USES.

(Putnam, Khubesrian)

**APPROVE A CHANGE TO  
THE JOB SPECIFICATION  
FOR THE POSITION OF  
COMMUNITY SERVICES  
SUPERVISOR –  
RECREATION DIVISION**

By roll call vote (5 ayes), the City Council approved the proposed change to the job specification for the Community Services Supervisor—Recreation Division position.

(Putnam, Khubesrian)

**APPROVAL OF PREPAID  
WARRANTS IN THE  
AMOUNT OF \$375,074.28,  
GENERAL CITY  
WARRANTS IN THE**

Councilmember Cacciotti noted that there were warrants for almost \$4,000 for Mission Meridian Village Property Owners Association Dues. As requested by Councilmember Cacciotti, City Manager Gonzalez provided the City Council with an update

**AMOUNT OF \$646,277.31  
AND PAYROLL IN THE  
AMOUNT OF \$448,439.00**

on the issue. He suggested that the City Council set a study session or a special meeting to discuss this issue. Mayor Schneider requested that a written report be prepared beforehand to save time. Councilmember Cacciotti and Mayor Schneider preferred discussing this during a regular meeting. Assistant City Manager Straus added to the discussion.

Councilmember Cacciotti pointed out warrants for health insurance and CalPERS retirement. He said this totaled \$250,000 in payments. He said that this is a major issue facing the City. Finance Director Thai responded to questions.

Councilmember Cacciotti noted that there were warrants for legal services of \$15,000. Assistant City Manager Straus responded that this was for legal services for labor relations/labor negotiations. He reported on current negotiations and personnel projects. He responded to questions.

By roll call vote (5 ayes), the City Council approved Prepaid Warrants #177093-177137 in the amount of \$375,074.28; General City Warrants #177138-177244 in the amount of \$646,277.31; payroll 03-06-13 in the amount of \$448,439.00, for a total of \$1,469,790.59. Sitting as the Successor Agency to the Community Redevelopment Agency, the City Council approved Redevelopment Successor Agency warrants for \$10,510.66 (included in above total).

(Cacciotti, Khubesrian)

**PUBLIC COMMENT  
Hanscom Drive road repair**

Elizabeth Emirhanian, no address stated, reminded the City Council that in planning for the next budgeting cycle, Hanscom Drive is in desperate need of repair. She raised issues about uncompleted construction sites in the hills.

**APPOINT ONTARIO  
MAYOR PAUL LEON TO  
THE METRO GOLD LINE  
FOOTHILL EXTENSION  
CONSTRUCTION  
AUTHORITY BOARD OF  
DIRECTORS AND  
REAPPOINT DANIEL  
EVANS AS A NON-VOTING**

Transportation Manager Woods presented the staff report. He said Paul Leon, Mayor, City of Ontario, the proposed candidate to be appointed to the City's Metro Gold Line Foothill Extension Construction Authority Board seat, is in the audience. As requested by Mayor Schneider, Mayor Leon made a presentation and responded to questions. There was consensus among the Councilmembers that if Mayor Leon is approved as the City's representative, that he

**MEMBER**

report to the City Council three times a year.

**RESOLUTION NO. 7278**

By roll call vote (5 ayes), the City Council adopted Resolution No. 7278, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, APPOINTING SPECIFIC REPRESENTATIVES TO THE METRO GOLD LINE FOOTHILL CONSTRUCTION AUTHORITY, appointing Mayor Paul Leon, City of Ontario, as the Governing Board Member to the Metro Gold Line Foothill Extension Construction Authority Board of Directors; and reappointing Daniel Evans as the Alternate Governing Board Representative until March 6, 2017.

(Cacciotti, Joe)

**CONSIDERATION FOR THE CITY OF SOUTH PASADENA TO CHANGE FROM A FULL TIME, SALARIED, AND ELECTED CITY CLERK TO A PART-TIME CITY CLERK, COMPENSATED BY STIPEND; AND CONSIDERATION TO CREATE A FULL-TIME POSITION AS CHIEF DEPUTY CITY CLERK (OR SIMILAR TITLE) TO ASSUME OVERALL RESPONSIBILITIES OF THE CITY CLERK'S OFFICE**

City Clerk Kilby presented the staff report on the consideration to change from a full-time, salaried, and elected City Clerk to a part-time City Clerk, compensated by stipend; and consideration to create a full-time position as Chief Deputy City Clerk (or similar title) to assume overall responsibilities of the City Clerk's office. She and City Attorney Adams responded to questions.

Tony Catenacci, no address stated, reviewed the legal requirements to change from an elected to an appointed City Clerk. He supported continuation of the existing elected/employed City Clerk model as an important check and balance.

Councilmember Putnam said the options were to continue with the existing arrangement; bifurcate the position as proposed; or to ask the voters to eliminate the elected City Clerk and establish a permanently appointed City Clerk. City Attorney Adams provided additional information about how the bifurcated system works. City Manager Gonzalez said that the bifurcated arrangement is the recommended option. City Attorney Adams said that in his experience, the elected City Clerk and the appointed Deputy City Clerk have defined duties and work as a team.

By consensus, the City Council directed staff to investigate aspects of the proposed change in the configuration of the City Clerk position further, to include presenting the duties of the City Clerk from the

Government Code and the Municipal Code; establishing the timeline for placing a measure related to the elected City Clerk on the ballot for the November 5, 2013, General Municipal Election; determining the percentage of elected vs. appointed City Clerks in the State; surveying City Clerk's Office representatives whose cities have part-time elected City Clerks and appointed Chief Deputy City Clerks; inquiring of the League of California Cities as to any reviews/recommendations it has on this issue; and inviting a representative of the part-time elected City Clerk/appointed Chief Deputy City Clerk configuration and a representative of a city with only an appointed City Clerk to the next City Council meeting. The City Council directed that this item be placed on the March 20, 2013, City Council meeting agenda for further discussion.

**PROVIDE DIRECTION ON  
THE FUNDING SHORTFALL  
FOR THE DESIGN UPDATE  
OF THE SR-110  
INTERCHANGE AT FAIR  
OAKS AVENUE PROJECT**

Public Works Director Toor presented the staff report on the funding shortfall for the design update of the SR-110 interchange at Fair Oaks Avenue. He said approximately \$9.1 million in Rogan funds is set aside for construction. He said \$1.3 million is needed for design and environmental work. The only outside source of funding is \$672,000 of reprogrammed funds from Metro, he said. Another \$500,000 will be needed from the City. If the City fails to complete the project, he said, the Metro funds must be returned. The project construction is estimated to cost between \$13-\$15 million, he said, leaving a gap of \$5 million. There are federal and local sources for that, he said. The total project will cost between \$15-\$16 million, with a \$7 million shortfall, he said. He recommended proceeding with the project and allocating \$628,000 of City funds to begin the design/environmental work. Grants Analyst Perkosky said that the City could possibly recover the \$628,000 expended from City funds. She, Public Works Director Toor, and City Manager Gonzalez responded to questions. Discussion followed. Public Works Director Toor said the project would take two to three years and interrupt traffic significantly.

Councilmember Cacciotti made a motion to approve staff recommendations to proceed with the required design update, using the reprogrammed Metro funds

and General Funds, seconded by Councilmember Joe. Councilmember Cacciotti subsequently withdrew this motion and made a substitute motion as follows.

By roll call vote (5 ayes), the City Council directed staff to draft a letter as soon as possible to the Federal Highway Administration, Metro, and Caltrans to request their commitment to authorize the completion of the SR-110 interchange at Fair Oaks project in phases. The letter should further request that due to serious safety and liability concerns of the City Council, and considering that sufficient funds are available, that the City be permitted to undertake the expansion of the SR-110 northbound offramp first. The City Council directed that copies of the letter be sent to Congresswoman Judy Chu, Congressman Adam Schiff, State Senator Carol Liu, and Assemblymember Chris Holden.

(Cacciotti, Joe)

#### **STRATEGIC PLANNING SESSION SUMMARY**

City Manager Gonzalez provided an overview of the strategic planning process. Executive Assistant Kbjian presented the Strategic Planning Session Summary. She, City Manager Gonzalez, and Assistant City Manager Straus responded to questions.

By roll call vote (5 ayes), the City Council confirmed the strategic planning goals and objectives as established at the Strategic Planning Session conducted on January 26, 2013, with one addition to the SR-710 goal as proposed in an amendment made by Mayor Pro Tem Khubesrian and agreed to by the maker and seconder of the motion: “Eliminate the 710 extension surface and subsurface route” [addition underlined].

(Putnam, Cacciotti)

#### **ADJOURNMENT**

By consensus, the City Council adjourned the regular City Council/Redevelopment Successor Agency/Public Financing Authority meeting at 10:52 p.m.

  
Sally Kilby  
City Clerk

(Putnam, Khubesrian)  
  
Richard D. Schneider, M.D.  
Mayor