

**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 NOVEMBER, 2013 7:32 P.M.  
AMEDEE O. "DICK" RICHARDS, JR., COUNCIL CHAMBERS  
1424 MISSION STREET**

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

Mayor Schneider convened the regular meeting of the South Pasadena City Council/Redevelopment Successor Agency (Agency)/Public Financing Authority (Authority) at 7:32 p.m. City Clerk/Agency/ Authority Secretary Kilby called the roll. Present were City Councilmembers/Agency/Au-  
thority Members Cacciotti, Joe and Putnam; Mayor Pro Tem/Agency/Authority Vice Chair Khubesrian; and Mayor/Agency/Authority Chair Schneider. Absent: None. Other Officials present: City Manager/ Agency/Authority Executive Director Gonzalez; Assistant City Manager Straus; City Attorney/ Agency/Authority Counsel Adams; Police Chief Miller; Fire Chief Wallace; Finance Director Batt; City Librarian Fjeldsted; Community Services Director Pautsch; Public Works Director Toor; Planning and Building Director Watkins; Senior Planner Mayer; Assistant Finance Director Lieu; and City Clerk Kilby.

Councilmember Cacciotti offered the invocation, and three Scouts from South Pasadena Boy Scout Troop #333 led the Pledge of Allegiance.

**INFORMATION UPDATE ON  
FOOTHILL EMPLOYMENT  
AND TRAINING CONSOR-  
TIUM: PRESENTATION BY  
PHILLIP L. DUNN, ADMINIS-  
TRATOR, AND ANTHONY P.  
TARTAGLIA, BOARD  
CHAIR, FOOTHILL WORK-  
FORCE INVESTMENT  
BOARD**

Mayor Schneider asked Councilmember Joe to introduce the presenters. Councilmember Joe provided background on the workforce organiza-  
tion. He introduced Anthony P. Tartaglia, Board Chair, Foothill Workforce Investment Board, and South Pasadena Chamber of Commerce; and Phillip L. Dunn, Administrator, Foothill Employment and Training Consortium, who made presentations about 15 workforce programs of the Foothill Employment and Training Consortium, a coop-  
erative organization of six cities. They responded to questions.

Councilmember Joe introduced Jorge Gomez, who participated in the program at the City of South Pasadena (City) Public Works Department. He is

now a cadet with the South Pasadena Police Department, Councilmember Joe said. Cadet Gomez stood to be recognized. Administrator Dunn said a virtual one-stop computerized program will be located at the South Pasadena Public Library. He responded to questions about the organization's programs.

**PRESENTATION OF THE FY  
2012-13 ANNUAL REPORT  
OF THE CULTURAL  
HERITAGE COMMISSION**

Robert Conte, Chair, Cultural Heritage Commission (CHC), presented the FY 2012-13 Annual Report of the Commission.

**COUNCILMEMBERS'  
COMMENTS**

Councilmembers made remarks about past and upcoming events, programs, and new laws. They reported on commissions, outside agencies, and the Arroyo Seco Bicycle and Pedestrian Trail.

Councilmember Putnam reported that there is a possibility that the Metropolitan Transportation Agency (MTA) will propose a Public Private Partnership (PPP) toll tunnel project for the SR-710 next spring. Since MTA would not have to contribute any money, he said, funds that would have been used for the project will be made available to other cities for transportation projects. This will be used as an incentive for the other cities, he said, to support the tunnel project.

Mayor Pro Tem Khubesrian said that it is important to focus on goals. She asked that reports on progress in meeting the goals established at the last strategic planning sessions be available for reference at City Council meetings. She said that when the City Council is proposing new tasks for staff or new ideas, it can determine whether the new suggestions fit in with current goals. There might already be an objective in place, she said, and if not, perhaps it should be added to the list for next year's strategic planning session.

Councilmember Cacciotti, seconded by Mayor Pro Tem Khubesrian, requested that staff members re-examine the safety, warrants, and accident history at the Oxley Street/Marengo Avenue intersection and return to the City Council with a report. He said there was a recent accident at the site. He requested

that an alert be sent to residents within 500 feet of the intersection, Marengo Elementary School, and the Marengo Parent Teacher Association. On suggestions made by City Manager Gonzalez and Public Works Director Toor, Councilmember Cacciotti requested that this be referred to the Public Safety Commission and/or the Public Works Commission.

Councilmember Cacciotti requested that the Postmaster and staff of the U.S. Post Office on Fremont Avenue be invited to a December City Council meeting to be recognized for their dedication and service, seconded by Councilmember Joe.

Mayor Pro Tem Khubesrian asked for nominations from the public for the annual Image Award. This is presented by the incoming Mayor to those who have contributed to the positive image of South Pasadena outside the City's borders, she said.

Mayor Schneider asked the City Manager to set up a program to provide healthcare resource information to the public on Covered California. He requested that City commissioners be presented with memorabilia from the City's 125<sup>th</sup> Birthday Celebration, including the Jane Apostol history book, to thank them for their service.

#### **CITY MANAGER COMMUNICATIONS**

City Manager Gonzalez introduced Pearl Lieu, new Assistant Finance Director. She made brief remarks. City Manager Gonzalez introduced Police Chief Miller, who made a presentation about the Police Department's recent efforts to enhance safety and service to the community. Mayor Schneider recommended that the Police Chief obtain a video he viewed recently that demonstrates what the public can do in an active shooter situation.

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

Mayor Schneider asked if there were any changes or additions to the agenda. City Manager Gonzalez requested that Item #14, Agreement with Kosmont & Associates, be pulled from the agenda and returned at a future date. A motion was made by Councilmember Cacciotti to remove the item from the agenda, seconded by Mayor Pro Tem

Khubesrian. No objections were voiced.

**MAYOR’S APPOINTMENT  
Cindi Knight**

By voice vote (5 ayes), the City Council approved Mayor Schneider’s nomination of Cindi Knight for appointment to the Senior Citizen Commission to serve an unfulfilled term until December 31, 2015.

(Khubesrian, Cacciotti)

**APPROVAL OF THE  
MINUTES OF THE  
REGULAR CITY COUNCIL  
MEETING OF  
OCTOBER 16, 2013**

By roll call vote (5 ayes), the City Council approved the minutes of the Regular City Council meeting of October 16, 2013.

(Khubesrian, Cacciotti/Joe)

**APPROVAL OF PREPAID  
WARRANTS IN THE  
AMOUNT OF \$859,888.56,  
GENERAL CITY  
WARRANTS IN THE  
AMOUNT OF \$624,063.88  
AND PAYROLL IN THE  
AMOUNT OF \$409,207.54**

By roll call vote (5 ayes), the City Council approved Prepaid Warrants #180576-180652 in the amount of \$859,888.56, General City Warrants #180653-180865 in the amount of \$624,063.88, and Payroll 10-25-13 in the amount of \$409,207.54 for a total of \$1,893,159.98. Sitting as the Successor Agency to the Community Redevelopment Agency, the City Council approved Redevelopment Successor Agency warrants for \$56,719.28 (included in above total).

(Khubesrian, Cacciotti/Joe)

**SECOND READING AND  
ADOPTION OF ORDINANCE  
NO. 2255 AMENDING THE  
SOUTH PASADENA ZONING  
CODE REGARDING  
COMMUNITY GARDENS**

By roll call vote (5 ayes), the City Council read by title only for second reading, waiving further reading, and adopted Ordinance No. 2255, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, AMENDING SECTION 36.350.230 (COMMUNITY GARDENS) OF THE SOUTH PASADENA MUNICIPAL CODE RELATING TO APPLICATION REQUIREMENTS AND STANDARDS FOR COMMUNITY GARDENS.

(Khubesrian, Cacciotti/Joe)

**SECOND READING AND  
ADOPTION OF ORDINANCE  
NUMBER 2256 TO AMEND  
CHAPTER 23 OF THE SOUTH  
PASADENA MUNICIPAL  
CODE CONCERNING**

By roll call vote (5 ayes), the City Council read by title only for second reading, waiving further reading, and adopted Ordinance No. 2256, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH PASADENA, CALIFORNIA, AMENDING ARTICLES I, II AND III OF CHAP-

**STORM WATER AND  
URBAN RUNOFF  
POLLUTION CONTROL**

TER 23 OF THE SOUTH PASADENA MUNICIPAL CODE, PERTAINING TO STORM WATER AND URBAN RUNOFF POLLUTION CONTROL TO ENSURE FULL AND CLEAR COMPLIANCE WITH THE REQUIREMENTS OF NPDES PERMIT NO. CAS004001.

(Khubesrian, Cacciotti/Joe)

**RE-APPROPRIATION OF  
FISCAL YEAR 2012/13  
PURCHASE ORDERS**

By roll call vote (5 ayes), the City Council approved the re-appropriation of FY 2012/13 purchase orders into the City's FY 2013/14 expenditure budget.

(Khubesrian, Cacciotti/Joe)

**ACCEPTANCE OF PROJECT  
COMPLETION AND AU-  
THORIZATION TO FILE A  
NOTICE OF COMPLETION  
FOR THE CITYWIDE SEWER  
VIDEO INSPECTION AND  
CLEANING PROJECT  
GROUP 1 AND GROUP 2,  
AND AUTHORIZATION TO  
RELEASE RETENTION PAY-  
MENT IN THE AMOUNT OF  
\$4,611 TO PERFORMANCE  
PIPELINE TECHNOLOGIES**

By roll call vote (5 ayes), the City Council accepted the project improvements as complete for the Citywide Sewer Video Inspection and Cleaning Project Group 1 and Group 2, authorized the issuance of a Notice of Completion for the project; and authorized payment of the retention to Performance Pipeline Technologies in the amount of \$4,611.

(Khubesrian, Cacciotti/Joe)

**PUBLIC COMMENTS  
Commission minutes**

Elisabeth Emirhanian, Hanscom Drive, said that minutes for Commission meetings, except for Planning Commission, are not posted online. She requested that they be posted.

Mayor Schneider requested that the City Manager's Office investigate. City Manager Gonzalez said that staff will look at the staff requirements and workload. He said he will report back. Mayor Pro Tem Khubesrian requested that the costs of undertaking this project be reported. He said he and the City Clerk's Office will look into the technicalities.

**PUBLIC HEARING  
APPEAL OF A DECISION OF  
THE CULTURAL HERITAGE  
COMMISSION TO DENY A  
REQUEST TO DEMOLISH A**

Senior Planner Mayer presented the staff report on the proposed demolition of a 298-square-foot detached garage for the construction of a new 637-square-foot detached garage with a workshop area. He said two Cultural Heritage Commission (CHC)

**DETACHED GARAGE AT  
1812 FLETCHER AVENUE**

members were in the audience. He responded to questions.

Mayor Schneider opened the public hearing. He invited the applicants to make a presentation.

Katie McCarthy, resident of the subject property, distributed an aerial graphic of the street. She made a presentation describing the reasons for requesting to demolish the garage. Tom McCarthy made a presentation; he said the architect was present. Speaker Katie McCarthy made additional comments.

John Lesak, Member, CHC, made a presentation about the rationale behind the CHC's denial of the applicants' request. He said that this is a complex, nuanced case. He responded to questions.

Robert Conte, Chair, CHC, said the CHC's vote to deny the project was 3-2, and that although he voted in the minority, he supports the majority opinion. He said that this case might be harder than others.

Chris McClain, one of the owners of the property to the north of the subject property, 1806 Fletcher Avenue, expressed support for the application to demolish the garage on the basis of safety, aesthetics, and property values. She responded to a question.

Denise Tomlan, Project Architect, made remarks about the "garage" ordinance. She said that it should be rewritten.

Lisa Garcia, 1821 Fletcher Avenue, expressed support for the application. Richard Tom, 1813 Fletcher Avenue, who said he is a former Planning Commission and CHC member, supported the application. He said the owners want the garage to serve its original purpose.

Mayor Schneider invited the applicants to present a rebuttal.

Katie McCarthy said they have attempted to work with the CHC. She said none of the suggested ideas

proved workable.

Mayor Schneider closed the public hearing and called a brief two-minute recess. He then reconvened the meeting.

City Attorney Adams said the City Council is reviewing a decision of the CHC to deny a Certificate of Appropriateness to allow the demolition of a historic garage. He provided the City Council with legal options.

Councilmember Putnam asked whether this was a *de novo* (new) hearing. City Attorney Adams responded that it was and that staff recommendations are still appropriate. In the future, Councilmember Putnam advised that caution should be exercised so that the public will know that the hearing is fair. City Attorney Adams said that it could be made clearer to the appellants that these hearings are *de novo*. Discussion followed on other issues. City Attorney Adams responded to questions about environmental review.

Mayor Pro Tem Khubesrian expressed concern about the application process. She requested that this be evaluated in an effort to improve it for property owners. Councilmember Joe supported having the City Manager work with the CHC to enhance the process. Councilmember Cacciotti suggested that collaboration be attempted between the applicants and the CHC.

By roll call vote (5 ayes), the City Council continued the matter of the Cultural Heritage Commission's denial of the request to demolish a historic detached garage at 1812 Fletcher Avenue in order for the matter to undergo California Environmental Quality Act (CEQA) review. After this is completed, the City Council directed staff to bring the matter back to the City Council so that it can decide whether to award a Certificate of Appropriateness to the applicants to permit them to demolish the garage. On an amendment proposed by Councilmember Cacciotti and approved by the maker and seconder of the motion, the City Council directed staff to collaborate with the applicants, if there is

interest on the applicants' part, during the CEQA process over the next four to six weeks in an effort to resolve outstanding issues.

(Joe, Khubesrian)

Mayor Pro Tem Khubesrian requested that the re-noticing fee be refunded to the applicants, seconded by Councilmember Cacciotti. This was approved by the City Council by concurrence.

**APPROVAL OF AGREEMENT WITH KOSMONT & ASSOCIATES, INC., TO PREPARE A COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY**

As noted earlier, this item was postponed until a future date. It was not discussed.

**LETTER SUPPORTING ALTERNATIVE 20 AS IDENTIFIED IN THE DRAFT LOS ANGELES RIVER ECOSYSTEM RESTORATION INTEGRATED FEASIBILITY REPORT**

Public Works Director Toor presented the staff report on the proposed letter supporting Alternative 20 as identified in the draft Los Angeles River Ecosystem Restoration Integrated Feasibility Report. He said that a revised letter had been emailed to the City Council on November 5, 2013, and was also included in their materials tonight.

Councilmember Joe made remarks about the participation in the project by Eric Garcetti, Mayor, City of Los Angeles. Mayor Schneider said he attended a meeting with Mayor Garcetti, who asked cities to support Alternative 20 for the Los Angeles River restoration. All who spoke supported this alternative, he said. Councilmember Cacciotti said the Santa Monica Mountains Conservancy also supports Alternative 20.

By roll call vote (5 ayes), the City Council approved sending the revised proposed letter supporting Alternative 20 as identified in the draft Los Angeles River Ecosystem Restoration Integrated Feasibility Report published by the U.S. Army Corps of Engineers in September 2013.

(Khubesrian, Cacciotti)

**SET A PUBLIC HEARING DATE ON PROPOSED**

Public Works Director Toor presented the staff report on setting a public hearing date on proposed

**WATER RATES ON  
JANUARY 15, 2014, AND  
APPROVE THE  
PUBLICATION OF THE  
PROPOSITION 218 NOTICE  
FOR WATER RATES**

water rates on January 15, 2014, and approving the publication of the Proposition 218 Notice for water rates. He said staff looked into alternative sources of revenues to meet the bond requirements, and that bond counsel said that external sources cannot be used. In regard to the City Council's prior request to provide financial support for low-income water customers, he said that this will be researched. Staff recommendation, he said, is to continue the course and to approve rate increases of 8%, 6%, and 4%. He and City Manager Gonzalez responded to questions.

Discussion followed. Councilmember Cacciotti supported utilizing funds from the Utility Users' Tax (UUT) on water. Mayor Pro Tem Khubesrian said after the 8% increase passes, there is still time to evaluate the necessity for the other two increases. She said the increase has been lowered from 15% to 8% by the City Council. City Manager Gonzalez provided options for debt coverage if the City grants a "tax holiday."

Carrie Adrian, Chair, Finance Committee, who said she is also speaking as a private citizen, expressed opposition to using the UUT to offset potential rate increases. She said the UUT was passed to maintain the quality of life in the City: Fire, Police, Library, Senior Center, and for repairing the streets, not to fund the water enterprise. She said the bond indenture covenants require that net income must be 120% of revenues to cover principal and interest payments. She said the City cannot risk its bond rating or ability to go to the market in the future. She expressed support for spreading out the increases.

Discussion took place about the type of voting ballot mechanism the City should use to determine the public's opinion on raising water rates. Councilmember Putnam expressed opposition to using the standard Proposition 218 Notice and requirement to submit a letter of protest. The City Council reviewed proposed ballot language for a sample ballot, which had been requested by Councilmember Putnam. Mayor Pro Tem Khubesrian suggested sending a survey with the Proposition 218 Notice to ascertain the impact on water customers of the water rate

increases. City Manager Gonzalez cautioned against sending two notices together, which he said could lead to confusion. The Proposition 218 Notice method offers the City Council discretion, he said.

Mayor Pro Tem Khubesrian asked that staff return with suggestions on ways to assist water customers experiencing economic hardships. She said the City's Water Conservation Analyst will analyze her home's landscaping and make recommendations for conserving water. She said she wants to present a "before and after" report, to include savings on the water bill, at a future City Council meeting.

In response to a question posed by Councilmember Joe, City Manager Gonzalez and City Attorney Adams said that most cities utilize the protest hearing method when proposing rate increases. City Attorney Adams said that ballots are used for assessment districts.

By roll call vote (4 ayes; 1 no, Councilmember Putnam), the City Council set a public hearing for January 15, 2014, to consider the proposed water rate increases of 8%, 6%, and 4%, and to send the proposed Proposition 218 Notice to property owners and water customers.

(Joe, Khubesrian)

Councilmember Cacciotti made a motion to direct staff to return with options, including but not limited to reducing the UUT on water, focusing on UUT revenues from the water bills and other possible sources that would provide residents temporary relief from higher water rates. The motion died for lack of a second.

By roll call vote (5 ayes), the City Council directed staff to return with a proposal to implement a City program utilizing General Fund dollars to provide water-rate increase relief for low-income seniors.

(Joe, Cacciotti)

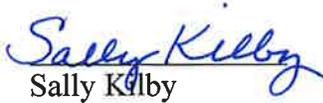
Mayor Pro Tem Khubesrian requested that the Water Conservation Analyst keep strict metrics

when conducting home visits for water conservation.

**ADJOURNMENT**

By consensus, the City Council adjourned the regular meeting of the South Pasadena City Council/Redevelopment Successor Agency/Public Financing Authority at 10:59 p.m.

(Cacciotti, Khubesrian)

  
Sally Kilby  
City Clerk

  
Richard D. Schneider, M.D.  
Mayor