



Wednesday, May 16, 2018
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 Schneider on Wednesday, May 16, 2018, at 7:34 p.m., in the Amedee O. "Dick" Richards, Jr., Council Chamber, located at 1424 Mission Street, South Pasadena, California.

ROLL CALL

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

Absent: None.

City Staff

Present: City Manager DeWolfe; City Attorney Highsmith; City Clerk Zneimer; and Chief City Clerk Donohue were present at Roll Call. Other staff members presented reports or responded to questions as indicated in the minutes.

INVOCATION

Councilmember Cacciotti gave the invocation.

PLEDGE OF ALLEGIANCE

Outgoing Youth Commissioners Dawson Galluzzi and Will Hoadley-Brill, led the Pledge of Allegiance.

CLOSED SESSION ANNOUNCEMENTS

1. Closed Session Announcements

The Regular Closed Session of the City Council of May 16, 2018, was called to order by Mayor 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 – INITIATION OF LITIGATION, Pursuant to Government Code Section 54956.9(d)(4):

Number of Cases: 1

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

Number of Anticipated Cases: 2

C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS, Pursuant to Government Code Section 54956.8:

Property: Temporary Lease of 700 a/f of City 2017/2018 water rights

Agency Negotiators: City Manager Stephanie DeWolfe

Negotiating Party: Valley County Water District
City of Arcadia

Under Negotiation: Price and Terms

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS, Pursuant to Government Code Section 54956.8:

Properties: 221 San Pascual Avenue, South Pasadena, CA 91030
(APN Nos. 5716-021-270; 5716-021-271; 5716-021-903; and
5716-021-904)

Agency Negotiators: City Manager Stephanie DeWolfe; City Attorney Teresa L. Highsmith

Negotiating Party: San Pascual Stables, LLC

Under Negotiation: Lease Agreement, Terms

E. CONFERENCE WITH REAL PROPERTY NEGOTIATORS, Pursuant to Government Code Section 54956.8:

Properties: 307 San Pascual Avenue, South Pasadena, CA 91030
(APN Nos. 5716-021-005, 5716-021-005 & 5716-022-039)

Agency Negotiators: City Manager Stephanie DeWolfe; City Attorney Teresa L. Highsmith

Negotiating Party: Melinda Blue

Under Negotiation: Price and Terms

Melinda Blue & Tom Sherman, South Pasadena Residents, spoke on Item E.

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 of Certificates of Appreciation to Outgoing Youth Commissioners Sofie Dreskin, Dawson Galluzzi, Will Hoadley-Brill, and Luke Quezada for service on the South Pasadena Youth Commission**

Mayor Schneider presented Certificates of Appreciation to Outgoing Youth Commissioners, Dawson Galluzzi and Will Hoadley-Brill, for their service on the South Pasadena Youth Commission. He noted outgoing Commissioners Sofie Dreskin and Luke Quezada were unable to attend the City Council meeting.

3. Presentation of a Proclamation Declaring May 20-26, 2018 as "Public Works Week" in the City of South Pasadena

Mayor Schneider presented a Proclamation to Acting Public Works Director Casillas, representing the City of South Pasadena, declaring May 20-26, 2018 as "Public Works Week" in the City of South Pasadena.

Mayor Schneider requested that Item No. 25 be the next item on the agenda.

ACTION/DISCUSSION**25. Update on Compliance with State 1,2,3-TCP Water Regulations, Including Allocation of Funds for Water Purchase from MWD, and Review of Interim Water Discoloration Measures**

Acting Deputy Public Works Director Courdy, Water Operations Manager Tesfaye, Issam Najm, PhD, P.E., Water Quality & Treatment Solutions, Inc., and Andy Eaton, PhD, Technical Director/Vice President from Eurofins Eaton Analytical, LLC, presented the staff report and responded to City Council inquiries.

Mayor Schneider opened the Public Comment period.

The following speakers expressed concern for the water quality in their homes, asked the City to remedy the situation as quickly as possible, asked City staff to look into potential rebates for water customers who are affected by the water discoloration, and encouraged all those effected by the water discoloration to report it to the Public Works Department:

1. Jessica Dawlaty, South Pasadena resident
2. Vu Nguyen, South Pasadena resident
3. Charles Raggio, South Pasadena resident
4. Alisa Kimble, South Pasadena resident
5. John Peters, South Pasadena resident
6. Bianca Richards, South Pasadena resident
7. Zhen Tao, South Pasadena resident
8. Linda Krausen, South Pasadena resident
9. Shlomo Nitzani, South Pasadena resident

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

MOTION BY MAYOR PRO TEM KHUBESRIAN, SECOND BY COUNCILMEMBER CACCIOTTI, BY CITY COUNCIL CONSENSUS, to look into a potential rebate for water customers who are affected by the water discoloration.

Councilmember Joe requested an additional water quality update at the next City Council meeting.

COMMISSION APPOINTMENTS

4. Commission Appointments

MOTION BY COUNCILMEMBER MAHMUD, SECONDED BY COUNCILMEMBER CACCIOTTI, CARRIED 5-0, to appoint Deborah Howell-Ardila to the Cultural Heritage Commission for a partial term ending November 16, 2018 and Luther Luedtke to the Library Board of Trustees for a partial term ending December 31, 2018.

COMMUNICATIONS

5. Councilmembers Communications

Mayor Pro Tem Khubesian discussed the history of 1,2,3-TCP and how different chemicals are effecting people's lives.

Councilmember Mahmud discussed recent complaints of speeding in the community and requested that the City look into purchasing an additional speed radar truck. She noted the public comment period is now open for the City's Local Hazardous Mitigation Plan.

Councilmember Joe discussed recent recognitions from the 4th of July/Festival of Balloons Committee and displayed photos from his recent attendance at the Mother's Day celebration at the South Pasadena Senior Center.

Councilmember Cacciotti displayed photos from the City receiving the Southern California Association of Governments Sustainability Award for Collaborative Partnership, South Pasadena Police Officers and Councilmembers testing out the new electric-assist bicycles, a tree being removed in the Southwest Hills area, and shared a video from the 626 Golden Streets event.

6. City Manager Communications

None.

7. Reordering of and Additions to the Agenda

Mayor Schneider requested that Item No. 26 take place before Item No. 24.

PUBLIC COMMENTS

Daniel Johnson, Managing Partner, 635 Prospect, LLC, discussed his recent claim to the City related to 635 Prospect Avenue.

Shlomo Nitzani, South Pasadena resident, shared the business card of Daniel J. Lafferty, County of Los Angeles Department of Public Works, who could potentially assist with the water quality issues in South Pasadena, requested a left turn lane on Diamond Avenue, requested to speak with Councilmember Mahmud about the Clean Power Alliance, and submitted a letter suggesting a parcel tax to help the City with street maintenance and repairs.

Beverly Biber, South Pasadena resident, discussed the upcoming Operation Cookie event at the Woman's Club of South Pasadena that benefits hospitalized, homeless, and special needs veterans.

CONSENT CALENDAR

City Manager DeWolfe stated Item No. 14 has an additional document regarding the resolution with a minor correction, minor additional contract language for Item Nos. 17 and 18 and an additional document for Item No. 21 which contains a minor change to the lease agreement.

MOTION BY COUNCILMEMBER CACCIOTTI, SECOND BY MAYOR PRO TEM KHUBESRIAN, CARRIED 5-0, to approve the Consent Calendar Item Nos. 8-10, 12-15, 17-18, and 20-22, with Item Nos. 11, 16, 19, and 23 pulled for separate discussion.

8. Minutes of the City Council Meeting of May 2, 2018

Approved the minutes of the May 2, 2018 City Council Meeting.

9. Prepaid Warrants, General City Warrants, and Payroll

Approved the City of South Pasadena Prepaid Warrants Nos. 202690 through 202733 in the amount of \$146,931.86; General City Warrants Nos. 202734 through 202884 in the amount of \$640,634.09; Payroll dated May 4, 2018, in the amount of \$593,353.31.

10. Withdrawal of Discretionary Fund Appropriation from Councilmember Joe for the Ray Bradbury Mural at the South Pasadena Public Library

Approved a request by Councilmember Joe to withdraw his discretionary fund appropriation in the amount of \$500, originally approved for the Ray Bradbury Mural at the South Pasadena Public Library.

12. Adoption of a Resolution Opposing the California Business Roundtable Tax Fairness, Transparency, and Accountability Act of 2018

Adopted Resolution No. 7553, opposing the Tax Fairness, Transparency, and Accountability Act of 2018 and consider endorsing "Committee to Protect Our Communities", a coalition opposing the ballot initiative.

13. Approval of Letters Opposing Senate Bill 831 (Wieckowski); Senate Bill 1469 (Skinner); and Assembly Bill 2890 (Ting) Relating to Accessory Dwelling Units

Approved letters opposing Senate Bill 831 (Wieckowski), Senate Bill 1469 (Skinner), and Assembly Bill 2890 (Ting) relating to Accessory Dwelling Units.

14. Adoption of a Resolution Supporting Assembly Bill 2538 (Rubio) Relating to Municipal Separate Storm Sewer Systems: Financial Capability Analysis: Pilot Project

Adopted Resolution No. 7554, supporting Assembly Bill 2538 (Rubio), as amended April 26, 2018, relating to Municipal Separate Storm Sewer Systems: Financial Capability Analysis: Pilot Project.

15. Memorandum of Agreement for Implementing the Coordinated Integrated Monitoring Program and Enhanced Watershed Management Plan for the Upper Los Angeles River Watershed Management Area

Authorized the City Manager to execute a Memorandum of Agreement with participating agencies to administer contracts related to the Coordinated Integrated Monitoring Program and Enhanced Watershed Management Plan for the Upper Los Angeles River Watershed Management Area.

17. Award of Contract to NV5 for Construction Management Services and Inspection Services for the Graves Reservoir Replacement Project in an Amount Not-to-Exceed \$705,424

1. Accepted a proposal dated February 7, 2017, from NV5 for construction management and inspection services for the Graves Reservoir Replacement Project and authorize the City Manager to execute the agreement with NV5 for an amount not-to-exceed \$705,424.
2. Rejected all other proposals received.

18. Authorize the Third Amendment with Arcadis US, Inc., for the Garfield Reservoir Replacement Project Construction Management and Inspection Services in an Amount Not-to-Exceed \$55,000 for a Total Not-to-Exceed Contract Amount of \$772,325.08

Authorized the City Manager to execute the third Contract Amendment with Arcadis U.S., Inc., in an additional not-to-exceed amount of \$55,000, for providing continued Construction Management and Inspection Services required through Garfield Reservoir Replacement Project completion and closeout.

20. Approval of a First Contract Amendment with Rangwala Associates for Additional Outreach and Extended Timeline for the General Plan and Downtown Specific Plan Update in an Amount Not-to-Exceed \$19,300

Approved a first contract amendment, subject to the approval by the City Attorney, with Rangwala Associates in an amount not-to-exceed \$19,300 for additional outreach and extended timeline for the General Plan and Downtown Specific Plan Update.

21. Approval of the Third Amendment to the Lease Agreement with All-Star Baseball School for the Batting Cage Facility to be Extended for a Three-Year Term, Plus Two Optional One-Year Extensions

Approved the Third Amendment to the Lease Agreement with All-Star Baseball School for the Batting Cage Facility to be extended for a three-year term, plus two optional one-year extensions.

22. Adoption of a Resolution Supporting Proposition 68, the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018

Adopted Resolution No. 7555, supporting the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018 and consider endorsing “Californians for Clean Water and Safe Parks” a coalition supporting the ballot initiative.

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

11. Second Reading and Adoption of an Ordinance Amending South Pasadena Municipal Code Chapter 17 (Health and Sanitation) Article V (Smoking-Prohibited), Sections 17.52 (Definitions), 17.53 (Application to City-Owned Vehicles, Buildings and Facilities), 17.54 (Prohibition of Smoking in Public Parks), 17.56 (Prohibition of Smoking in Public Places), 17.57 (Reasonable Distance Required), 17.58-1 (Purchaser Identification), and Adding a New Section 17.56-1 (Smoking Prohibited on Public Sidewalks) and Amending Sections 17.80 (Purpose) and 17.92 (Smoking and Smoke Generally), of Article VIII (Smoke-Free Housing)

Mayor Schneider opened the Public Comment period.

Jessica Dawlaty, South Pasadena Resident, asked where individuals who live in apartments and don't have a vehicle can smoke.

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

Councilmembers and staff briefly responded to Ms. Dawlaty's comments.

MOTION BY COUNCILMEMBER CACCIOTTI, SECOND BY COUNCILMEMBER JOE, CARRIED 5-0, to read by title only for second reading, waiving further reading, and adopt Ordinance No. 2322 amending the South Pasadena Municipal Code Chapter 17 Article V Sections 17.52, 17.53, 17.54, 17.56, 17.57 and 17.58-1 and adding a new Section 17.56-1, and amending Article VIII Sections 17.80 and 17.92 to:

1. Prohibit smoking in all public sidewalks, walkways, parkways, curbs and gutters;
2. Conform certain sections of the chapter to be consistent with state law;
 - a. The legal age to purchase tobacco and smoking products to 21, consistent with state law;
 - b. Clarify that "smoking" prohibitions apply to cannabis, consistent with state law (Health & Safety Code Section 11362.3); and
3. Add minor clean-up items such as clarification of definitions.

16. Award of Contract to Pacific Hydrotech Corporation for Construction of the Graves Reservoir Replacement Project in an Amount Not-to-Exceed \$9,312,400

Councilmembers discussed the item and Acting Deputy Public Works Director Courdy responded to questions.

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

MOTION BY COUNCILMEMBER MAHMUD, SECOND BY COUNCILMEMBER CACCIOTTI, CARRIED 5-0, to:

1. Accept a bid dated February 13, 2018, from Pacific Hydrotech Corporation for construction of the Graves Reservoir Replacement Project.
2. Reject all other bids received.
3. Authorize the City Manager to enter into a contract for an amount not-to-exceed \$9,312,400.

19. Acceptance of Project Completion and Authorization to File a Notice of Completion for the Garfield Reservoir Replacement Project and Authorization to Release Retention Payment to Pacific Hydrotech Corporation.

Councilmembers discussed the item and Acting Public Works Director Casillas responded to questions.

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

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

1. Accept the Garfield Reservoir Replacement Project as complete.
2. Authorize the recordation of the Notice of Completion with the Los Angeles County Registrar-Recorder County Clerk.
3. Authorize release of retention payment to Pacific Hydrotech Corporation, in the amount of \$919,223.37.

23. Approve an Agreement with EVgo Services, LLC for the Installation of Two Publicly Available Electric Vehicle DC Fast Chargers, at the Hope and Mound Public Parking Lot

Councilmembers discussed the item and Principal Management Analyst Aceves responded to questions.

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

MOTION BY COUNCILMEMBER MAHMUD, SECOND BY COUNCILMEMBER CACCIOTTI, CARRIED 5-0, to conceptually approve an agreement with EVgo Services, LLC for the installation of two publicly available Electric Vehicle DC Fast Chargers, at the Hope and Mound Public Parking Lot and authorize the sole use of three parking spaces for the operation of the EV chargers for a ten-year term, with the delegation of authority to City Attorney Highsmith in consultation with Councilmember Mahmud, and City Manager DeWolfe, to review the final terms of the contract.

Mayor Schneider called for a brief recess at 9:50 p.m.

The meeting reconvened at 10:00 p.m.

REPORTS

26. Receive and File a Report on the Community Opinion Survey

Timothy McLarney, PhD, True North Research, presented the staff report and responded to City Council inquiries.

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

MOTION BY COUNCILMEMBER MAHMUD, SECOND BY COUNCILMEMBER CACCIOTTI, CARRIED 5-0, to receive and file a report on the recent Community Opinion Survey conducted by True North Research.

PUBLIC HEARING

24. Presentation Regarding Proposed Budget for Fiscal Year 2018-19

Principal Management Analyst Aceves introduced the item.

City Department Heads presented their individual department budgets and responded to City Council inquiries.

Mayor Schneider opened the Public Comment period.

Laurie Wheeler, South Pasadena Chamber of Commerce President & CEO, requested additional funding in the amount of \$22,000 from the Business Improvement Tax (BIT) Reserve Fund that would go towards improving future Eclectic Music Festivals.

Councilmembers discussed President Wheeler's comments and staff responded to City Council inquiries.

MOTION BY COUNCILMEMBER MAHMUD, SECOND BY MAYOR PRO TEM KHUBESRIAN, BY CITY COUNCIL CONSENSUS, to bring back a proposal at the next City Council meeting for the additional funds requested by the South Pasadena Chamber of Commerce.

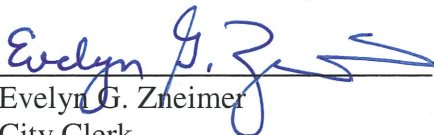
Kim Hughes, Public Works Commissioner, thanked the City Council for including funds towards street improvements in the Fiscal Year 2018-19 Budget.

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


The City Council thanked City staff for their presentations.

ADJOURNMENT

Mayor Schneider adjourned the City Council Meeting at 11:46 p.m.



Evelyn G. Zneimer
City Clerk



Richard D. Schneider, M.D.
Mayor

Minutes approved by the South Pasadena City Council on June 6, 2018.