



Wednesday, December 4, 2019
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 Khubesrian on Wednesday, December 4, 2019, at 7:40 p.m., in the Council Chamber, located at 1424 Mission Street, South Pasadena, California.

ROLL CALL

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

Absent: None

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

PLEDGE OF ALLEGIANCE

Councilmember Diana Mahmud led the Pledge of Allegiance.

Mayor Khubesrian announced that the Presentation items on the agenda would be taken first.

PRESENTATIONS

Mayor Khubesrian recognized Erin Stone and Addy Gonzalez-Renteria from the *11:11 A Creative Collective*, the current art exhibit at City Hall. Ms. Stone and Ms. Gonzalez-Renteria were present and briefly spoke about their artwork and background.

4. Certificate of Recognition – Laura Farber

Mayor Khubesrian recognized Ms. Farber for her leadership as President of the 2020 Tournament of Roses. Ms. Farber was joined by her husband, Tomas Lopez, at the podium. Ms. Farber spoke about her background and work with the Tournament of Roses, and presented the City with a framed poster of the 2020 Tournament of Roses logo.

5. Certificate of Recognition – Shower of Hope

Mayor Khubesrian recognized Mr. Mel Telekaratne for his organization's contributions to the South Pasadena Community in building community engagement for solutions to help the homeless population. Mr. Telekaratne was joined by several volunteers from *Shower of Hope*.

6. Certificate of Recognition – League of Women Voters, Pasadena Area

Mayor Khubesrian recognized Ms. Patricia Coulter who said a few words about the organization's history. Ms. Coulter was joined by Ms. Debbie Vega and Ms. Bianca Richards.

7. South Pasadena Tournament of Roses Committee Annual Float Fundraiser Drawing for the Ultimate Tournament of Roses Experience

Mayor Khubesrian called upon Alan Vlacich and Bill Cullinane from the South Pasadena Tournament of Roses Committee to hold the annual drawing. Mayor Khubesrian picked three winning tickets and they were announced as follows: Tickets to Rose Bowl Game – Randy McKinley (sp?); Tickets to Parade – Ed Wong (sp?); and \$300 Cash – Elliott Zayner (sp?)

Mayor Khubesrian announced that the meeting would now address agenda Item Nos. 1-3.

ELECTION OF OFFICERS / PRESENTATION / STATE OF THE CITY**1. Election of Mayor and Mayor Pro Tem for the 2019-2020 Term**

Mayor Khubesrian announced the election of the Mayor and requested nominations. Councilmember Mahmud nominated Mayor Pro Tem Joe as Mayor for the 2019-2020 term, Councilmember Cacciotti seconded the nomination. Mayor Pro Tem Joe accepted the nomination. Councilmember Schneider moved that nominations be closed, Councilmember Cacciotti seconded. MOTION BY COUNCILMEMBER MAHMUD, CARRIED 5-0, to elect Robert S. Joe to the Office of Mayor.

Mayor Khubesrian announced the election of Mayor Pro Tem and requested nominations. Councilmember Schneider nominated Councilmember Mahmud as Mayor Pro Tem for the 2019-2020 term, Councilmember Cacciotti seconded the nomination. Councilmember Mahmud accepted the nomination. Councilmember Cacciotti moved that nominations be closed, Councilmember Schneider seconded. MOTION BY COUNCILMEMBER SCHNEIDER, CARRIED 5-0, to elect Diana Mahmud to the Office of Mayor Pro Tem.

2. Presentation to Outgoing Mayor Marina Khubesrian, M.D.

Newly elected Mayor Joe announced that he would be relinquishing the running of tonight's meeting to Mayor Khubesrian. He also thanked Mayor Khubesrian for her leadership throughout the year and presented her with a Bonsai Tree in appreciation of her term as Mayor. He further announced that the City will hold a Tree Planting Ceremony in commemoration of Mayor Khubesrian's term as Mayor.

3. Mayor's State of the City Presentation

Mayor Khubesrian provided a PowerPoint presentation that highlighted the City's accomplishments over the last year and current State of the City.

PUBLIC COMMENTS

Rona Bortz (Natural Resources and Environmental Commissioner): Announced the viewing at the South Pasadena Library Community Room of the documentary, "Life in Plastics in California".

Sabrina Zavala (Student): Announced the upcoming Tiger 5k Run, scheduled for December 7th at 8 a.m.

Leo Cortez Sr. (South Pasadena Resident): Asked the City to look into adding community exercise stations in the local parks; and, to consider additional holiday lighting on Fair Oaks Ave.

Councilmember Cacciotti recommended to Mr. Cortez that he attend a Parks and Recreation Commission meeting and share his ideas with that Commission.

COMMUNICATIONS**8. Councilmembers Communications**

Councilmember Schneider – No reports.

Councilmember Cacciotti reported on the following (with pictures): bike ride with South Pasadena residents to tour potential bike rack locations; attended a meeting at the Women's Club to hear a speaker on Housing Rights Center; scenic picture of area by bridge and stables on Thanksgiving weekend.

Councilmember Mahmud reported on the following: as the Arroyo Verdugo representative to the League of CA Cities, L.A. County Division, announced that next week there will be a planning session to focus on next year's objectives. She invited Council and City Manager to share any ideas with her that would be ideal to share at the planning session.

Councilmember Mahmud asked if City Manager DeWolfe would be providing an update on the water billing service. City Manager DeWolfe confirmed that she would be.

Mayor Pro Tem Joe – No reports.

Mayor Khubesrian reported on the following: congratulated Delilah Curry, owner of *Hot Box Vintage* in South Pasadena, for being named Young Entrepreneur by Senator Portantino. At the recent annual 25th State Senate District *Women in Business Legislative Update & Awards Luncheon*; and also recognized Lissa Reynolds for her leadership in arts and culture in South Pasadena.

9. City Manager Communications

City Manager DeWolfe reported on the following:

- Announced the recent Police Department promotions: Shannon Robledo, Lieutenant; Thomas Jacobs, Lieutenant; and Randy Wise, Corporal;
- Provided a brief update on: the City's transition to the new water billing service, MuniBilling. Councilmember Mahmud also shared information regarding the accessibility of paying the water bill online. Mayor Pro Tem Joe inquired about the contract terms for MuniBilling, City Manager DeWolfe responded accordingly; and
- Provided an update on the City's research of potential bike rack locations, rack model, and logo placement.

Mayor Pro Tem Joe followed up with a question on where residents should file a complaint on the water billing should an issue arise, and requested that the Council be apprised of any complaints or issues that should arise in the future. City Manager DeWolfe responded accordingly.

10. Reordering of and Additions to the Agenda

Mayor Khubesrian announced that Agenda Item No. 21 would be the first item heard under Action/Discussion.

Chief City Clerk Ayala announced the Additional Documents being presented tonight and requests that Council acknowledge said Additional Documents and staff's recommendation in their motions for Agenda Item Nos. 14 and 16. Chief City Clerk Ayala further announced that the Additional Documents were uploaded online prior to the City Council Meeting and are provided in hard copy for the public's review in the back of the Council Chambers.

CONSENT CALENDAR

No public comment on Consent Calendar.

Councilmember Mahmud requested to pull Item No. 17 for separate discussion.

MOTION BY COUNCILMEMBER CACCIOTTI, SECOND BY MAYOR PRO TEM JOE, CARRIED 5-0, to approve Consent Calendar Items Nos. 11 through 16, 18 and 19 to include revisions in accordance with Additional Documents provided (see Agenda Item Nos. 14 and 16 for details).

11. Adoption of Resolution No. 7633 Declaring the Results from the November 5, 2019 Special Municipal Election

Adopted Resolution No. 7633 entitled, "A Resolution of the City Council of the City of South Pasadena, California, reciting the fact of the Special Municipal Election held in the City on November 5, 2019, declaring the results, and other matters as provided by law."

12. Approval of 2020 City Council Meeting Schedule

Approved a City Council meeting schedule for the 2020 calendar year.

13. Prepaid Warrants, General City Warrants, and Payroll

Approved the City of South Pasadena Prepaid Warrants Nos. 308948-309110 in the amount \$610,363.19 (less \$1,510.00 in Voids); and General City Warrants Nos. 309111-309227 in the amount of \$574,965.89.

14. Adoption of Resolution No. 7634 Determining and Establishing an Appropriations Limit for Fiscal Year 2018-19 in Accordance with Article XIII B of the California Constitution

Adopted Resolution No. 7634 setting the City of South Pasadena's FY 2018-19 Appropriations Limit.

15. Adoption of Resolution No. 7635 Approving the City of South Pasadena Investment Policy for Fiscal Year 2019-20

Adopted Resolution No. 7635 approving the Fiscal Year 2019-20 Investment Policy to include the revisions from the Additional Documents correcting the name and title of the signatory to Evelyn Zneimer, City Clerk, on the subject resolutions.

16. Award of Contract for the Pavement and Asset Management Information Services to Bucknam Infrastructure Group, Inc. for a Total Not-to-Exceed Amount of \$68,000

City Council approved the following to include the revisions to the contract as indicated in the Additional Documents (revisions add clarification to project tasks, definitions to common abbreviations and add milestone dates to the Project schedule):

1. Accepted a proposal dated September 5, 2019 from Bucknam Infrastructure Group, Inc. for the preparation of Pavement Management Information Services; and
2. Authorized the City Manager to execute the agreements and any amendments with Bucknam for a not-to-exceed amount of \$74,800 (\$68,000 for the proposal amount and \$6,800 for 10% contingency); and
3. Rejected all other proposals received.

18. Award of Contract for the Preparation of Integrated Water and Wastewater Resources Management Plan to Carollo Engineers, Inc. for a Total Not-to-Exceed Amount of \$579,395 for a Period of Two Years

City Council:

1. Accepted a proposal dated September 30, 2019 from Carollo Engineers, Inc. for the preparation of Integrated Water and Wastewater Resources Management Plan; and
2. Authorized the City Manager to execute the agreements and any amendments with Carollo for a not-to-exceed amount of \$579,395 (\$526,723 for the proposal amount and \$52,672

- for 10% contingency); and
3. Rejected all other proposals received.

19. Discretionary Fund Request from Michael Cacciotti for \$1,000 for South Pasadena Beautiful Post Office Project

Approved a Discretionary Fund request by Councilmember Michael Cacciotti for \$1,000 for the purpose of assisting South Pasadena Beautiful, a non-profit group, with cost of the re-landscape of the Post Office.

ITEM PULLED FROM CONSENT CALENDAR

17. Approved Cooperative Agreement with City of Alhambra for Street Rehabilitation of Pine Street Between Atlantic Boulevard and Huntington Drive in an Amount Not-to-Exceed \$119,116

Councilmember Mahmud had questions regarding: clarification of agreement with Alhambra over actual cost and construction for specific portions of roadway, so as to avoid potential disputes in the future; and, questions regarding South Pasadena's obligation to pay "actual cost of construction" and potential ambiguities with this language. Director of Public Works, Shahid Abbas, provided responses accordingly. Councilmember Mahmud indicated she would move to approve the contract with two amendments (as indicated below).

Councilmember Cacciotti requested that Director Abbas provide clarification on the boundaries between South Pasadena and Alhambra. Director Abbas responded accordingly.

No public comment provided.

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

1. Enter into a cooperative agreement with the City of Alhambra to share the construction cost for the street rehabilitation on Pine Street from Atlantic Boulevard to Huntington Drive in an amount not-to-exceed \$119,116, with the following two amendments: (1) that a provision be added to clarify that South Pasadena is going to pay Alhambra's out-of-pocket costs paid to the construction contractor, and (2) that a provision be added to the agreement wherein Alhambra will furnish South Pasadena with actual invoices received and actual amounts paid by Alhambra to the construction contractor; and;
2. Authorize the City Manager to execute the agreement and any other related documents.

ACTION/DISCUSSION**21. First Reading and Introduction of an Ordinance Amending IVK “Public Works Commission” of Chapter 2 “Administration” of the South Pasadena Municipal Code to Repeal Section 2.79-6 Sunset to Establish the Public Works Commission as a Permanent Commission**

City Manager DeWolfe presented the staff report.

Public Comment:

Kim Hughes (South Pasadena Resident and Chair of Public Works Commission): Spoke on the value of having independent advisory bodies to review different subject matters. Expressed her support in maintaining separate commissions.

City Council and Staff held considerable discussion regarding the time including: that the final action on how to proceed be finalized before the end of the first quarter of 2020; having the existing bodies continue their current work until another form of action has been agreed upon; concerns over making appointments to vacancies if the two bodies are later combined; clarification of the subject matter jurisdiction that would pertain to each commission; etc.

City Attorney Highsmith explained the item that is before the Council tonight, and what the options will be to agendaize for a First Reading on a future agenda. City Attorney Highsmith further explained that the existing commissioners would continue serving on the commissions until new appointments or other action has been taken by Council.

Councilmember Schneider motioned to approve the item as presented. Councilmember Cacciotti seconded the motion.

Councilmember Mahmud made a substitute motion to approve the first reading of the ordinance with the additional provision that there be a resolution of the existence of the two commissions by April 30, 2020. Mayor Khubesrian seconded the substitute motion.

City Manager DeWolfe explained an alternative form of action to Council wherein staff could bring the item to Council at a future meeting. Alternatives could include options to merge, or maintaining separate commissions with clear roles and responsibilities for each.

Councilmember Mahmud withdrew her substitute motion; Mayor Khubesrian withdrew her second to the substitute motion.

Councilmember Mahmud made a new substitute motion to defer action on the item with the understanding that Staff will bring back alternatives for Council consideration, with action to be taken by Council at that meeting. Mayor Khubesrian seconded the new substitute motion.

MOTION BY COUNCILMEMBER MAHMUD, SECOND BY MAYOR KHUBESRIAN, CARRIED 4-1 (Schneider) to defer action on the item with the understanding that Staff will bring back alternatives for Council consideration, with action to be taken by Council at that meeting.

- ~~1. Read by title only for first reading, waiving further reading, and introduce an Ordinance amending IVK "Public Works Commission" of Chapter 2 "Administration" of the South Pasadena Municipal Code to repeal Section 2.79-6 Sunset to establish the Public Works Commission as a permanent commission; and~~
- ~~2. Direct staff to continue to work with the Ad Hoc Committee and commissioners to develop clarified roles and responsibilities of the two commissions and return to City Council with a recommendation.~~

20. First Reading and Introduction of an Ordinance to Amend Chapter 31 of the South Pasadena Municipal Code to Correct Inconsistent Definitions of a Parkway

Director Abbas presented the staff report.

Councilmember Cacciotti had questions regarding clarification of what is considered "parkway". Director Abbas responded accordingly.

Chief City Clerk Ayala read the ordinance by title.

MOTION BY MAYOR KHUBESRIAN, SECOND BY COUNCILMEMBER CACCIOTTI, CARRIED 4-1 (Schneider) to read by title only for first reading, waiving further reading, and introduce an Ordinance to amend Chapter 31 of the South Pasadena Municipal Code to correct inconsistent definitions of a parkway.

22. Review City Use of Glyphosate consistent with the Natural Resources and Environmental Commission's Recommendation

Director Abbas provided a PowerPoint presentation.

Councilmember Schneider requested that a recent email received by NREC Commissioner William Kelly, be admitted verbatim into the Minutes for tonight's meeting.


Councilmember Mahmud explained that the content of Mr. Kelly's email was included in the Additional Documents that updated the "Background" section of the staff report for Agenda Item No. 22.

Mayor Khubesrian had additional comments regarding the effects of the use of glyphosate.

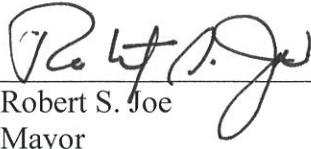
MOTION BY COUNCILMEMBER SCHNEIDER, SECOND BY MAYOR PRO TEM JOE, CARRIED 5-0 that the City continue using glyphosate in accordance with the City of South Pasadena's Qualified Applicator License with the California Department of Pesticide Regulation; and that NREC Commissioner William Kelly's email be included, verbatim, in the minutes of tonight's meeting.

ADJOURNMENT

Mayor Khubesian announced the next regular City Council Meeting on December 18th. There being no further business, at 10:20 p.m. Mayor Khubesian adjourned the meeting.



Evelyn G. Zneimer
City Clerk



Robert S. Joe
Mayor

**Email from NREC Commissioner William
Kelly to be added, verbatim, to the official
meeting record of the December 4, 2019
City Council Meeting.**

From: William Kelly <[REDACTED]>
Date: December 4, 2019 at 3:07:41 PM PST
To: William Kelly <[REDACTED]>
Subject: Fwd: Item 23 - Glyphosate

By the way, here is the link to the Office of Environmental Health Hazard listing on glyphosate:
<https://oehha.ca.gov/proposition-65/cnr/glyphosate-listed-effective-july-7-2017-known-state-california-cause-cancer>

Bill Kelly

----- Forwarded message -----

From: William Kelly <[REDACTED]>
Date: Wed, Dec 4, 2019 at 2:13 PM
Subject: Item 23 - Glyphosate
To: Dr. Richard Schneider - Personal <[REDACTED]>, Marina Khubesrian <mkhubesrian@southpasadenaca.gov>, <rjoe@southpasadenaca.gov>, Michael Cacciotti <[REDACTED]>, Diana Mahmud <dmahmud@southpasadenaca.gov>
Cc: Arpy Kasparian <akasparian@southpasadenaca.gov>, Stephanie DeWolfe <sdewolfe@southpasadenaca.gov>, Shahid Abbas <sabbas@southpasadenaca.gov>

Greetings:

Unfortunately, I will not be able to attend tonight's city council meeting, but wanted to share a concern regarding item 23 to authorize continued use of glyphosate in South Pasadena parks and parkways.

The Natural Resources & Environmental Commission reviewed this issue twice, including prior to 2019. It first concluded that due to the limited quantity of the herbicide used and the locations it was used in that there was little concern regarding direct public exposure. NREC this past year reviewed the staff report to be presented tonight and it remains unchanged despite that it was suggested at least twice that the document mention the fact that the California Office of Environmental Health Hazard Assessment in 2017 listed glyphosate as carcinogen.

This does not necessarily mean that limited use of the product presents an imminent health hazard to the public, but the lack of any mention that the state has officially designated the chemical as a cancer-causing agent is a serious omission.

OEHHA is one of the few so-called "authoritative bodies" in the world that is capable of making epidemiological assessments to classify the health risks presented by chemicals. So what it determines must be at least shared by the staff with you and the

community. I would be, frankly, quite skeptical, if not dismissive, of U.S. EPA's assurance that the herbicide is safe and not a carcinogen given the highly publicized manipulation of science under the current Administration.

Accordingly, I would ask that you defer action on the report tonight and direct the staff to amend the document to acknowledge that the state of California has listed glyphosate as a carcinogen and bring it back for action at a future date.

We live in California and omission of state determinations, particularly when it comes to human health, should not be tolerated.

Thanks,
Bill Kelly
NREC Member
[REDACTED]

--
William J. Kelly
Correspondent
California Current - *Your Energy Source*

[REDACTED] (phone)
[REDACTED]
www.cacurrent.com