

TUESDAY, JANUARY 15, 2002

A regular meeting of the Council of the City of Burbank was held in the Council Chamber of the City Hall, 275 East Olive Avenue, on the above date. The meeting was called to order at 4:06 p.m. by Mr. Kramer, Mayor.

CLOSED SESSION

Present- - - - Council Members Laurell, Murphy, Ramos and Kramer.  
Absent - - - - Council Member Golonski.  
Also Present - Mr. Ovrom, City Manager; Mr. Barlow, City Attorney; Ms. Alvord, Assistant City Manager; and, Mrs. Campos, City Clerk.

Oral Communications There was no response to the Mayor's invitation for oral communications on Closed Session matters at this time.

4:07 P.M. Recess The Council recessed at this time to the City Hall Basement Lunch Room/Conference Room, to hold a Closed Session on the following:

- a. Conference with Legal Counsel – Existing Litigation:  
Pursuant to Govt. Code §54956.9(a)
  - 1. **Name of Case:** In the matter of the application of Burbank-Glendale-Pasadena Airport Authority – Administrative (Variance) Hearing conducted by Cal Trans.  
**Case No.:** OAH No. L-9701269  
**Brief description and nature of case:** Administrative review of Airport noise variance standards.
  - 2. **Name of Case:** City of Burbank v. Burbank-Glendale-Pasadena Airport Authority.  
**Case No.:** BC259852  
**Brief description and nature of case:** Declaratory Relief.
- b. Conference with Legal Counsel – Anticipated Litigation (City as possible plaintiff):  
Pursuant to Govt. Code §54956.9(c)  
**Number of potential case(s):** 1
- c. Conference with Legal Counsel – Anticipated Litigation (City as potential defendant):  
Pursuant to Govt. Code §54956.9(b)(1)  
**Number of potential case(s):** 1

Regular Meeting Reconvened in The regular meeting of the Council of the City of Burbank was reconvened at 6:43 p.m. by Mr. Kramer, Mayor.

1/15/02

Council  
Chambers  
Invocation

The invocation was given by Pastor Paul Clairville, Westminster Presbyterian Church.

Flag Salute

The pledge of allegiance to the flag was led by Ms. Oseransky, Recreation Services Manager.

ROLL CALL

Present- - - -

Council Members Golonski, Laurell, Murphy, Ramos and Kramer.

Absent - - - -

Council Members None.

Also Present -

Mr. Ovrom, City Manager; Mr. Barlow, City Attorney; and, Mrs. Campos, City Clerk.

301-1  
Burbank High  
School Academy  
of Finance

A presentation was made on the Burbank High School Academy of Finance by Program Director Alyson Edge, and the following students: Charles Walter, Waleed Rahmen, Janet Karapetyan, Jennifer Mavian, Nayeri Gregor, and Ani Marashian, who shared their experiences as members of the Academy, and expressed appreciation to the Council for hosting field trips.

301-1  
Rebels 5<sup>th</sup> and  
6<sup>th</sup> Grade Flag  
Football Team  
Champions

Mayor Kramer presented certificates of recognition to Coaches Mike Ryan and Jeff Budrick, and Rebel Team Members, who placed 2<sup>nd</sup> in the Burbank Park, Recreation and Community Services 5<sup>th</sup> and 6<sup>th</sup> Grade N.F.L. Division, 1<sup>st</sup> place in the San Gabriel Valley Municipal Athletic Association Tournament, and were named the Flag Football "B" Division Runners Up in the Southern California Municipal Athletic Association Tournament.

Team Members recognized included Brett Ackerman, Jacob Beckwith, Matthew Berridge, Matthew Bertole, Kenneth Bogle, Timothy Bogle, Jr., Kyle Budrick, Luke Napier, Casey Ryan, Chase Western, and R. J. Mott.

301-1  
Earth Day Award

Mayor Kramer introduced Sean Ahmad, a member of the Southern California Chapter of the American Public Works Association, who presented Mayor Kramer the Earth Day Award for the 2001 Project of the Year. Mr. Ahmad stated the Earth Day project involved Burbank Public Works Department, Burbank Water and Power, and the Parks, Recreation and Community Services Departments.

Reporting on Closed Session	Mr. Barlow reported on the items considered by the City Council during the Closed Session meeting.
First Period of Oral Communications	Mr. Kramer called for speakers for the first period of oral communications at this time.
Citizen Comment	Appearing to comment were Marc Cutter, requesting Council support on "Hands Across the Battlefield," a program which proposes the adoption of a Marine platoon currently on active duty in the war on terrorism; Jay Underwood, a resident of Screenland Drive, who submitted a petition requesting the use of parking permits which hang on your rear-view mirror as opposed to decal parking permits, in opposition to the fee increase, and requesting information on how to get speed bumps installed on his street; Alice Asmar, on preferential parking permits on Screenland Drive, and lack of parking space in her neighborhood; R. C. Czapiewski, announcing an upcoming special award to Mr. Ovrom, Mr. Golonski and Mr. Wiggins; Howard Rothenbach, thanking Will Rogers for the "Willy Award" and informing the Council that he is putting together a video of comments from people in the community sharing their views on the videotape policy; and Ron Vanderford, publicizing his phone number for residents to make comments on a video regarding the videotape policy at Council meetings, and requesting support on his petition against the Platt Project.
Staff Response	Members of the Council and staff responded to questions raised.
Second Period of Oral Communications	Mr. Kramer called for speakers for the second period of oral communications at this time.
Citizen Comment	Appearing to comment were Bob Southland, on preferential and permit parking fees, and inquiring why the fees are so high if they are for cost recovery; R. C. Czapiewski, submitting a Public Records Act request addressed to Mayor Kramer for costs incurred by Peter Kirsch for yesterday's Measure A Declaratory Relief Hearing, and stating the Council's decision to file the Measure A lawsuit disenfranchises the voters; Mark Barton, began showing a videotape which dealt with terrorist attacks, but after being questioned as to the tape's connection to a specific agenda

item, he agreed to show it at the end of the meeting; Jay Underwood, on permit parking and preferential parking fees, but stating his bigger concern was the change from the hanging permit to the decal permit, indicating his preference for the hanging-type permit, and expressing concern that no permits are provided for visitors; Esther Espinoza, on the salary and schedule for Youth Services Worker, asking why the salary for this job is so low, asking how many of these workers are minorities, and insinuating that these jobs are given to minorities to skew the number of minorities hired by Burbank; Ron Vanderford, commenting on the videotape policy, the Council's interference with public communication, on the Council deciding to litigate Measure A on election night, reading comments by Airport attorney Richard Simon, and expressing he has no confidence in the Council because they conduct business in secret; C.L. Stack, commenting on parking permit fees; Susan Bowers, supporting the Work Training Partners (WTP) rental agreement to employ the young people who graduate from the Burbank Unified School District's program for developmentally disabled students by providing them with a work training program through the WTP; Howard Rothenbach, on the Burbank Municipal Code update, suggesting the Council appoint a citizen's committee for input regarding Burbank Municipal Code changes, on Measure A getting on the ballot because it was done during a Council election, and inquiring why Mr. Laurell put the videotape policy on the agenda; and Mike Nolan, stating he found the transcript of the Measure A hearing more interesting than the City's press release and stating the Council's allegiance was to the Chamber of Commerce rather than to the people.

Staff Response                      Members of the Council and staff responded to questions raised.

Motion                                      It was moved by Ms. Murphy and seconded by Mr. Laurell that "the following item on the consent calendar be approved as recommended."

1009-1                                      RESOLUTION NO. 26,158:  
 Revise Salary for                      A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Youth Services                              REVISING THE SALARY AND SCHEDULE FOR YOUTH  
 Worker                                      SERVICES WORKER CTC NO. 0977.

Adopted                                      The consent calendar was adopted by the following vote:  
  
 Ayes:                      Council Members Golonski, Laurell, Murphy, Ramos

and Kramer.

Noes: Council Members None.

Absent: Council Members None.

1602-11  
804-2  
Parking Permit  
Fees

Mr. Feng, Public Works Director, reported this item has been placed on the agenda as a result of concerns expressed by two residents of the 800 block of North Fairview Street at the December 11, 2001 Council meeting. He indicated staff had subsequently reviewed the May 16, 2001 videotape of the Fiscal Year 2001-2002 Budget Study Session and the June 12 and June 19, 2001 public hearings held for approval of the proposed budget. He discussed that staff proposed a fee increase for both the residential and preferential parking permits in the amount of \$6 per permit per year during the May 16, 2001 budget study session in order to recover some of the costs incurred for the parking permit program, and no action was taken by the Council during this session as the matter was presented for informational purposes only. He indicated that during the public hearing held on June 12, 2001, staff presented the original proposal of \$6 per permit per fee, and at that time the Council voted against such proposal, and instead voted to increase the fee to \$4 per permit per year for both the residential and preferential parking permits, and these fees were incorporated into the Fiscal Year 2001-2002 Fee Resolution.

He concluded that on June 19, 2001 during the public hearing to adopt the budget, Mr. Hanway clarified prior to the vote that the annual fees for both the residential and preferential parking permits were proposed, the increase reflected an increase from \$3 to \$4 per permit for residential parking permits and from zero to \$4 per permit for preferential parking permits, and the Council voted 5-0 to approve the proposed Fee Resolution effective July 1, 2001. Between the period of July 31 and December 31, 2001, forty new permits were issued at the \$4.00 rate, and 7,500 renewal letters were mailed out to permittees.

Police Chief Hoefel discussed the pros and cons of the hanging-type permits versus the decal-type permits which are affixed on the bumper as follows: the Police Department gets many complaints requesting enforcement of the residential permits, the hanging-type permits will significantly negatively impact enforcement, the decal allows parking enforcement officers to quickly identify the cars and mark them, and agreed that window decals for the rear windows would be better than the hanging permits for enforcement purposes.

In response to concerns expressed by the Council, Mr. Feng

1/15/02

added that this is basically a land use issue of trying to equitably balance limited parking between residents and businesses. He stated that the residential permit is the first step in trying to arrive at this balance, as the decals are only for residents and guests are required to park in residents' garages or driveways, that in preferential zones the intent was to make the permit transferable for use by babysitters, nurses, gardeners and guests; and, further, that businesses can apply for some of the preferential (hanging) permits in these restricted zones.

Motion It was moved by Ms. Murphy, seconded by Mr. Golonski and carried that "staff be directed to abolish the fees for the Residential and Preferential Parking Permits retroactive to January 1, 2002, allow the permit decals which have already been issued to be placed on the rear, left windshield, and direct staff to research an alternative parking permit mechanism."

8:29 P.M. Recess The Council recessed at this time. The meeting reconvened at 8:45 p.m. with all members present.

201-2 Work Program Update (Police and Fire) Chief Davis reported on the Fire Department's Work Program items for Fiscal Year 2001-2002, stating he would focus on those items with a target date for the first half of the fiscal year or on which significant progress had been made. He discussed that the Tri-City Fire Prevention Bureaus had applied for and received a grant from the Burn Foundation enabling the purchase of a Tri-City Safety House Educational Trailer, which is currently being utilized. He stated that in an effort to facilitate fire and arson investigations, staff was currently exploring the possibility of partnering with the Department of Alcohol, Tobacco and Firearms, the Area C Task Force or a limited Tri-Cities partnership to put together a program that will work well for the cities in Area C. He advised that the Fire Department had been successful in bringing all but three members of the Fire Prevention Bureau to EMT-1 level status so they can readily respond to any medical emergency and provide first response treatment until the arrival of the paramedics. He reported that conducting a joint recruit fire fighter academy was one of their most significant goals, and this was successfully implemented on December 11, 2001, with the graduation of 10 Burbank recruits and 14 Glendale recruits. He reported that the uniform changeover has been completed and purchases are being made for the final transition of the uniform, and staff is researching the redesign of a new Burbank Fire Department patch.

Chief Davis stated he has requested a supplemental grading from the Insurance Services Office for a recent grading of the fire defenses of the City as the Department fell short of their goal of a Class 1 fire department. He added they are working with the cities of Glendale and Pasadena to negotiate a joint contract agreement for backup ambulance service for each other, as none of the cities have a current contract with a private ambulance company to provide this service. He discussed there is a new NFPA Standard in the process of development which will deal with staffing issues relative to fire apparatus and response times across the nation, and they are working with the Verdugo System to determine compliance. He said that they are in the process of facilitating the printing and distribution of the City of Burbank Disaster Plan which was recently revised to reflect mandated State regulations and indicated that the Fire Department would continue to conduct the bi-annual Citywide Emergency Operations Disaster Preparedness Exercises, the last of which was conducted in November in the form of a tabletop bio-terrorism drill. He concluded by citing compliance with their goal of achieving diversity in firefighter recruitment as 30 percent of the last recruit class were of protected class minorities (two Hispanics and one Native American).

Chief Hoefel began his discussion of the Police Department's Work Program items by addressing their goal of maintaining their crime index rate 25 percent below the average of our comparison cities as follows: seven specified crimes are reported by every police agency in the nation to the Federal Bureau of Investigation which include murder, rape, robbery, aggravated assault, burglary, theft and auto theft, and all crimes count equally for purposes of the index; index crime increased by five percent in Burbank due to property crimes, with violent crime increasing by only one percent; and despite recent increases, Burbank's rate is still significantly lower than at any time during the past 25 years.

He discussed the implementation of an additional community policing program as follows: the concept of Directed Patrol was implemented by Lt. Kevin Krafft, working closely with Captain Larry Koch, in response to a dramatic rise by April 2001 of 14 percent in index crimes and over 70 percent in burglaries; Directed Patrol is founded on three principles: information gathering and sharing, safety and problem solving are everyone's jobs, and accountability; the process involves crime analysis which is used to identify criminal activity and traffic collision trends, and based upon that analysis, decisions are made on intervention targets; and Directed

Patrol Response Sheets are created, assigned and tracked. He further discussed that significant results were tracked which indicate traffic accidents which were up over ten percent earlier in the year ended up down five percent from last year, index crime which was up 14 percent in April ended up rising only five percent, and the burglaries which were up 70 percent ended up rising only 20 percent, and the Detectives' clearance rate went up from 26 to 30 percent. Chief Hoefel reminded the Council that index crimes all count equally, and with the opening of the Burbank Empire Center he anticipated that index crime will increase next year due to burglaries as many new retail stores are opened.

Next, Chief Hoefel addressed the Police Department's diversity goal of hiring 35 percent of sworn personnel being ethnic or gender minority and/or having foreign language skills while maintaining the Department's high standards, stated six of the ten new officers hired during the past year were in this target category, and they continue to use a wide variety of advertising in their recruiting efforts.

He discussed that the Police Department has an excellent working relationship with the Burbank Unified School District and they have drafted and distributed a tactical plan and trained personnel to respond to critical incidents at the schools. Furthermore, he added that the Special Response Team has created detailed logistics books on all the high schools and middle schools in the City, has run training sessions with the school personnel, and has run training scenarios at school sites where they simulate a hostage or active shooter situation. He discussed the creation of a table-top simulation of a critical incident at a high school by Lt. Roger Mason and Sgt. John Dilibert which has become a model nationwide.

Next, Chief Hoefel addressed the goal of implementing a Summer Youth Academy, the brainchild of Officer Darin Ryburn, Sergeant Bill Taylor and Lieutenant Janice Lowers, which targets potential kids to law enforcement careers, and to be good citizens. He indicated the academy graduated their first class of twenty-five students this summer, and two more classes are planned for the upcoming summer. Finally, he addressed the goal of creating a program designed to impact domestic violence through the implementation of an intervention program to identify collateral victims of domestic violence and break the cycle of violence. He discussed the procedures followed with domestic violence cases as follows: Patrol officers note the presence of children in the homes when they take a report; every case is assigned to a detective



and education is given about shelters, counseling, and victims aid; the Outreach Center/School Resource Officer reads every report to determine if a child was witness to the violence, and if so, it is reported to Social Services for follow-up; and finally a visit to the home by the Department of Social Services, with a referral rate of 58 percent. He cited a decrease of 14 percent in aggravated assaults at year end.

The City Council reviewed the Work Program items pertaining to the Police Department and Fire Department.

1208-2  
801-2  
Work Training  
Programs, Inc.  
Rental Agmt.

Mr. Laurell recused himself during this discussion because his wife is employed by Work Training Programs, Inc. (WTP).

Mrs. Ulloa, Redevelopment Project Manager, reported that Work Training Programs, Inc. (WTP) is a non-profit corporation whose mission is to provide employment support services to disabled individuals, and they serve a total of more than 1200 clients and are accredited in the highest standing by the Commission on Accreditation of Rehabilitation Facilities (CARF). She stated that WTP is proposing to rent a portion of the offices at 301 East Olive Avenue, Suite 200, currently the offices of the Burbank WorkForce Connection.

She discussed that WTP's office space is proposed to be 100 square feet in size and will be assigned to WTP's Director of Resource Development, Gail Peters, who will occupy this office on a full-time basis. She indicated that staff plans to pursue grants with WTP in the future to provide additional services to Burbank residents at the WorkForce Connection. She added that the City of Burbank is required by Code to lease City property at fair market value, but that the Code also allows the City to lease to groups "serving the public interest" at less than fair market value upon a 4/5 vote, and accordingly staff recommends leasing this space to WTP for \$1.00 annually as WTP will provide supplemental services to the community that the WorkForce Connection cannot otherwise offer.

Motion

It was moved by Ms. Murphy and seconded by Mrs. Ramos that "the following resolution be passed and adopted:"

1208-2  
801-2  
Lease Agmt. w/  
Work Training

RESOLUTION NO. 26,159:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE LEASE AGREEMENT BETWEEN THE CITY OF BURBANK AND WORK TRAINING PROGRAMS, INC.

1/15/02

Programs, Inc.

Adopted

The resolution was adopted by the following vote:

Ayes: Council Members Golonski, Murphy, Ramos and Kramer.  
Noes: Council Members None.  
Absent: Council Members None.  
Recused: Council Member Laurell.

206  
Amendments to  
Chapter 1 of the  
BMC

Mr. Barlow, reported that Chapter 1 of the Burbank Municipal Code was sent out to all City departments to review and make corrections. He indicated the purpose of the update was to provide for the removal/update of obsolete language and policies/practices; provide for inclusion of any new legal requirements; and facilitate a more user-friendly Code. He reported the bulk of the changes are proposed to remove outdated language or to clarify current City practices and stated there was one major addition made which will provide the City with an option of an administrative process in addition to a criminal action for violations of the Burbank Municipal Code.

Ms Murphy requested that in the future the chapters be available to the members of the public at least a week and a half in advance of it being presented to the Council. Mr. Ovrom indicated a period of two weeks will be set between the first and second reading of the ordinances to facilitate public input.

Ordinance  
Introduced

It was moved by Ms. Murphy and seconded by Mr. Laurell that "the following ordinance be introduced and read for the first time by title only and be passed to the second reading." The ordinance was introduced and the title read:

206  
Amendments to  
Chapter 1 of the  
BMC

AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK AMENDING CHAPTER 1 OF THE BURBANK MUNICIPAL CODE.

Motion  
Carried

The motion carried by the following vote:

Ayes: Council Members Golonski, Laurell, Murphy, Ramos and Kramer.  
Noes: Council Members None.  
Absent: Council Members None.

Third Period of Oral Communication      Mr. Kramer called for speakers for the third period of oral communications at this time.

Citizen Comment      Appearing to comment were John Dincher, long time resident and business owner at 700 South San Fernando Boulevard, regarding the condition of City-owned property at the corner San Fernando and Cedar, and problems caused by the City's tenants to his business; Mark Barton, on his concern that cities with airports are preferred by terrorists, and showing a videotape he prepared on preparation for terrorist attacks; Irma Loose, on Mr. Barlow's previous response to court costs relinquished to the Airport Authority, and requesting the total of legal fees incurred to date; Esther Espinoza, on an incident where her granddaughter got out of the house and the Fire and Police Departments responded to a report of a child out in the street, complaining about the officers checking to be sure there was no neglect involved due to the child being unattended, on the traffic light in front of her home, and making various offensive racial and ethnic remarks; and Mike Nolan, commenting on revisions made to the Code in 1995 which transferred administrative decisions, specifically the removal of the taxi stand at the Holiday Inn by the Public Works Department, parking problems in the public parking lot across the street from the Holiday Inn, and the absence of taxi parking at the Regional Intermodal Transportation Center.

Staff Response      Members of the Council and staff responded to questions raised.

301-2 Memorial Adjournment      There being no further business to come before the Council, the meeting was adjourned at 9:57 p.m. in memory of Robert Livingston.

Margarita Campos, City Clerk

APPROVED MARCH 19, 2002

---

Mayor of the Council  
of the City of Burbank