

TUESDAY, APRIL 30, 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 5:04 p.m. by Mr. Laurell, Mayor.

CLOSED SESSION

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

Additional Agenda Item Mr. Barlow asked that an additional item related to the application of the Burbank-Glendale-Pasadena Airport Administrative Hearing be placed on the Closed Session agenda stating that "there is a need to take immediate action and that the need for action came to the attention of the City subsequent to the agenda being posted."

Motion It was moved by Mr. Vander Borght, seconded by Mr. Golonski and carried with Ms. Murphy absent that "the additional item related to the application of the Burbank-Glendale-Pasadena Airport Administrative Hearing be added to the Closed Session agenda."

5:05 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.
- b. Conference with Legal Counsel – Anticipated Litigation (City as potential defendant):
Pursuant to Govt. Code §54956.9(b)(1)
Number of potential case(s): 1

- c. Conference with Real Property Negotiator:
Pursuant to Govt. Code §54956.8
Agency Negotiator: Community Development Director/
Susan Georgino
Property: 415-555 North Front Street and that 3.4 acre
area commonly referenced as "old" North Front Street,
which is located between Burbank Boulevard and the
Magnolia Boulevard overpass.
Parties with Whom City is Negotiating: Fred Bell of
Community Chevrolet and Jean Vaughn of Guy Schmidt
Buick, Pontiac, GMC Truck and Cadillac.
Terms Under Negotiation: Sale of property.

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

Invocation The invocation was given by Pastor Ron White, American Lutheran Church.

Flag Salute The pledge of allegiance to the flag was led by Ryan and Trent Welker.

ROLL CALL

Present- - - Council Members Golonski, Murphy, Ramos, Vander Borgh and Laurell.

Absent - - - Council Members None.

Also Present - Mr. Ovron, City Manager; Mr. Barlow, City Attorney; and, Mrs. Campos, City Clerk.

301-1 School Valet Program Mayor Laurell was joined by Police Chief Tom Hoefel, Public Works Director Bruce Feng, Police Captain Gordon Bowers and Acting Superintendent of Burbank Schools Dr. Greg Bowman to recognize individuals who were instrumental in the success of the "Safe Delivery" School Valet Program, which enhances the safety of students and creates a more efficient flow of traffic around schools during peak traffic times: Lieutenant Chris Welker from the Burbank Police Department, Mike Moss and Amy Teel from the Public Works Department, and Marissa Rosoff from the Burbank Unified School District. In addition to the Certificates of Recognition presented to the team by Mayor Laurell, Lt. Welker was presented with a Professional Esteem Award by Chief Hoefel.

301-1 With the assistance of Mr. Feng and Mr. Fischer, Assistant

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| Recycling Heroes | Public Works Director/Streets and Sanitation, Mayor Laurell presented Certificates of Recognition in honor of National Recycling Month for exceptional waste reduction and recycling efforts to Debbie Conover and Cheryl Immel, along with students Edmond Grigorian and Oshin Tirijanian, from Burbank High School; Designer Installation Services represented by Sean McGuire, Partner, and Jesse Flores, Operations Manager; and the Toluca Lake On Rose Condominium Association represented by Reggie Peters, Sonny and Hedda Miller. |
| 301-1 Older Americans Month | Mayor Laurell presented a proclamation in honor of Older Americans Month to Gay Maund, Chairman of the Senior Board. Ms. Maund expressed appreciation to the Council for their support of senior programs, and for the many opportunities given to seniors to participate in civic activities. |
| 301-1 Burbank United Soccer Assoc. Champions | Mayor Laurell recognized the accomplishments of the Burbank United Team, and presented Certificates of Recognition to team members Johnny Aguilar, Richard Aguilar, Michael Barbic, Diego Chavez, Keegan Escriba, Blake Ezmirlan, Mario Flores, Will Gallardo, Bernardo Guerrero, Chris Leiva, Sean Lowe, D'Art Molinar, Mario Munoz, J.B. Myer, Andrew Rife, Jeff Ruiz; Jason Salazar, Arno Shahnazarian, Roger Thomsen and Eric Turk. Mayor Laurell also presented Certificates of Recognition to Coach Bronco Barbick and Assistant Coach Carlos Leiva. Coach Barbic stated the "Burbank United" boys under 19 soccer team became both area and all-star champions and has been invited to participate in the 2002 AYSO National Championships in Hawaii. |
| Reporting on Closed Session | Mr. Barlow reported on the items considered by the City Council and Redevelopment Agency during the Closed Session meetings. |
| First Period of Oral Communications | Mr. Laurell called for speakers for the first period of oral communications at this time. |
| Citizen Comment | Appearing to comment were John Brady, on the Burbank Human Relations Council's "Burbank Neighbors in Dialog" program to be presented on Sunday, May 5, 2002, at the Burbank Family YMCA at 2:00 p.m., which includes a one-man presentation called "Horizon Line" co-sponsored by the National Conference for Community Injustice, and that a discussion of issues raised will follow the presentation; John |

Dinscher, presenting a letter representing small business owners on South San Fernando between Verdugo and Alameda Avenue who are concerned about what is happening in their neighborhood, on the lack of development of property purchased by the City of Burbank which is sitting vacant; Howard Rothenbach, inquiring about a change of direction for departures (take-offs) at the Airport, and status of the Lipinski Bill; Esther Espinoza, making offensive racial comments, and alleging harassment of her son by Burbank Police; and Mark Barton, inquiring as to the status of development at the Old Police Block.

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

Second Period of Oral Communications Mr. Laurell called for speakers for the second period of oral communications at this time.

Citizen Comment Appearing to comment were John Dinscher, on the South San Fernando Park project, stating that sidewalks surrounding the property are in need of repair, that there is no scheduled maintenance on these properties, inquiring how long property can sit vacant in a redevelopment area, and stating that the property is dirty and unsafe; Esther Espinosa, on the CNG station, on the arts in public places ordinance, in opposition to the Parks, Recreation and Community Services Director being given authority to apply for the Murray-Hayden Urban Youth Services Program Grant, and commenting on the City making a profit from the residents' recycling efforts; Mark Barton, requesting a status report on the Old Police Block, and inquiring how art projects are valued for purposes of the art in public places ordinance; Theresa Karam, on her opinion that Ms. Murphy's article in the *Burbank Leader* was inappropriate; Howard Rothenbach, on AB2333 submitted by Assemblyman Nakano (El Segundo) and its relationship to the Southern California Association of Governments (SCAG) Regional Transportation issue, inquiring about the Old Front Street property on the closed session agenda and specifically what incentives were offered to the Chevrolet dealer, supporting the CNG project and expressing concern about its delay; and Mike Nolan, on interruption of speakers during oral communications, on direct flights to Hawaii from Burbank, in opposition to the Burbank Unified School District (BUSD) joint use and financing of the Community School/Recreation Center in South San Fernando due to their financial instability, and in opposition to the Council providing more financial support to the BUSD.

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| Staff Response | Members of the Council and staff responded to questions raised. |
| 8:03 P.M. Recess | The Council recessed to permit the Redevelopment Agency, Housing Authority, Parking Authority and Youth Endowment Services Fund Board to hold their meetings. The Council reconvened at 8:05 p.m. with all members present. |
| Motion | It was moved by Ms. Murphy and seconded by Mrs. Ramos that "the following items on the consent calendar be approved as recommended." |
| Minutes Approved | The minutes for the regular meeting of March 5, the special meeting of March 7, and the regular meeting of March 12, 2002 were approved as submitted. |
| 802-1 Treasurer's Report | The City Treasurer's report on investment and reinvestment of temporarily idle funds for the quarter ending March 31, 2002 was noted and ordered filed. |
| 102-3 406 Request to Videotape Airport Authority Part 161 Hearing | A report was received from the City Manager's Office requesting approval for videotape coverage and replay of the Airport Authority Part 161 hearing to be held at the Burbank Airport Hilton on May 6, 2002, including that the approximate cost of such coverage was \$3,000. The Council approved the video coverage and broadcast on Channel 6 of the Airport Authority's Part 161 hearing. |
| 911 PSA with National Plant Services for Closed Circuit TV Inspection | <u>RESOLUTION NO. 26,231:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF BURBANK AND NATIONAL PLANT SERVICES, INC. FOR CCTV INSPECTION OF LARGE DIAMETER SANITARY SEWER PIPES. |
| 804-3 703 Murray-Hayden Urban Youth Services | <u>RESOLUTION NO. 26,232:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE MURRAY-HAYDEN PROGRAM UNDER THE SAFE NEIGHBORHOOD PARKS, CLEAN WATER, CLEAN AIR, AND |

4/30/02

Program Grant COASTAL PROTECTION BOND ACT OF 2000 FOR THE SOUTH SAN FERNANDO PARK PROJECT.

Adopted The consent calendar was adopted by the following vote:

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

703
412
South San
Fernando Park
Project Update
(Phase I)

Mr. Flad, Park, Recreation and Community Services Director, stated this is a request for authorization to proceed with Phase I development of the South San Fernando Park Project. He reported that, to date, the City has acquired approximately two acres of property in the South San Fernando Park area, has begun a tentative agreement with the BUSD, and has submitted a preliminary design of Phase I. In addition, Mr. Flad stated, staff is seeking authorization to proceed with pre-construction services, a formal agreement for the joint use with the BUSD, and staff is recommending a joint project design meeting.

Mr. Flad said the South San Fernando area has a critical lack of open space and park space, and he outlined the existing parks in the City to emphasize the lack of park space in the southeast area of town, other than the Miller School Play Lot which is not always available because it is located in one of the elementary schools. He stated the site is located in a redevelopment project area and the area is blighted and surrounded by high density housing. Mr. Flad reported that the City has acquired approximately two acres of land in conjunction with the Community Development Department for a total cost of about \$2.3 million, and that the BUSD Community School is currently housed in modular buildings on the site. He spoke of the different components which comprise the project including: a two-story building with an 8,000 square foot footprint, with the community school located on the top floor and a recreation center located on the bottom floor. He added that also proposed in the early schematics are other amenities such as an outdoor basketball court, a parking lot, tot-lot/play area, and picnic area with landscaping. Mr. Flad indicated the BUSD has already contributed \$1.5 million which is in an escrow account together with a matching \$1.5 million from the City, that those funds are specifically dedicated to construction of the two-story joint use building, and that BUSD prefers to purchase rather than lease the second floor space.

Mr. Flad identified types of funding already included in the project including: CDBG funding as part of land acquisition, Youth Endowment Services grants, the Capital Projects Fund, Park Bonds (both Propositions 12 and 40), State funding secured by Assemblyman Dario Frommer (\$1.5 million) and the BUSD's \$1.5 million which is their share of the joint-use building. He explained that funding is divided into 3 areas with acquisition costing just over \$2.3 million, estimate for construction of the joint use building is \$3 million and park amenities, which are dependent upon design criteria, between \$1 and \$2 million.

Mr. Flad recommended the Council direct moving forward with design meetings to determine what type of recreation services will be provided, who the service provider will be, and what type of park amenities will be provided. To that end, he suggested a charette or joint meeting of the Council, the Park, Recreation and Community Services Board, Mayor's Youth Task Force, Youth Board and staff to give design input, and after the direction is clarified, that a community meeting be convened to seek input from the surrounding residents.

Motion

It was moved by Ms. Murphy and seconded by Mrs. Ramos that "the City Council direct staff to continue moving forward with site demolition, pre-construction services, environmental work, and hiring of an architect for the completion of Phase 1 of the South San Fernando Park Project. The Council also recommends that a joint meeting of the City Council, Park, Recreation and Community Services Board, Mayor's Youth Task Force, and Youth Board be scheduled for the purpose of determining the recreation center's service provider and defining the scope of services to be provided. After receiving specific direction for the recreation center's service provider and service amenities from the joint City Council/Board meeting and the surrounding community, comprehensive plans and specifications for construction will be developed. Lastly, it is recommended that the City Attorney's office complete an agreement with the Burbank Unified School District for the purchase of the second floor of the proposed building for the purpose of housing the School District's Community School."

916
 McCambridge
 Park Pool Solar
 Water Heating
 And Torchiere
 Exchange
 Program

Mrs. Meyer, Marketing Manager for Burbank Water and Power (BWP), presented a diagram depicting the McCambridge Park Pool solar water heating project and made a power point presentation which summarized staff's proposal as follows: installation of 4,500 square feet of solar collector panels on the southern exposure of the McCambridge Park Gymnasium roof; there would be uniform coverage of this portion of the roof, leaving the other side of the pitched roof as is; this is a joint project between Burbank Water and Power, Public Works,

and the Parks, Recreation & Community Services Department. She discussed that staff had three main considerations with this project: functionality, fiscal concerns and aesthetics. With regard to functionality, she stated that the process for solar water heating for swimming pools was very simple and the technology had a long history of success.

She informed the Council that installation would cost just over \$90,000 but that the City had paid over \$96,000 for natural gas costs over the past two years, that if used year-round, the solar heating system would reduce the cost by 33 percent, and that if a pool cover is used together with a solar heating system it reduces the natural gas heating costs by 50 percent. She added that the 20-year life span of the system not only provided for the opportunity for the system to pay for itself, but with reduced operating costs the pool could be kept open for a longer period of time during the year. Next, she presented photos of three solar water heating systems and addressed the aesthetics consideration, and stated that staff's goal was to have the installation completed by the time McCambridge Pool opened in one month.

Secondly, Mrs. Meyer discussed the Torchiere Exchange Program and stated the purpose of the program was to exchange halogen floor lamps with fluorescent ones, that the program is for pre-registered Burbank residents only and customers can exchange up to two floor lamps through this program. She identified the two compelling reasons for the program are energy savings and fire safety, and added that fluorescents use one-fourth the energy, that halogen lights pose fire hazards because they burn extremely hot, that the U.S. Consumer Product Safety Commission statistics released in 1997 indicate that between 1992 when the halogen lamps were introduced and 1997, halogen lamps were directly responsible for 189 fires and 11 fire-related deaths in the United States and, for this reason, the Burbank Fire Department is co-sponsoring this program. Next, Mrs. Meyer showed a video of a demonstration conducted at the Fire Training Center of three different scenarios where torchieres were used and in all three instances sparked fire within minutes, and outlined safety tips for use of halogen floor lamps.

She summarized the program by restating that if Burbank residents turn in a halogen lamp, BWP will in turn give them a 55-watt dimmable Energy Star fluorescent lamp, that the globes on the fluorescent lamps is a combination of metal and glass, customers may choose either black or white lamps, models are on display at BWP and pre-registration is required and the program will be run on a first come, first served basis.

She stated the exchange date is Saturday, June 1 from 9 a.m. until 1 p.m. at John Burroughs High School, the event will be staffed by BWP employees and students from Burroughs and Burbank High Schools, a drive-through system will be used for ease to customers, and at the close of the event, all halogen lamps will be taken away for recycling.

The Council noted and filed the report.

9:03 P.M.
Ms. Murphy
Left the Meeting

Ms. Murphy left the meeting at this time.

1501-1
902
CNG Fuel
Station
(RFP No. 1108)

Mr. Feng, Public Works Director, reported that at the April 23, 2002, Council meeting Council Member Golonski requested independent verification of the pricing structure and profit margin of the proposal submitted by ENRG Corporation for the design, construction, and 10-year operation of a compressed Natural Gas (CNG) fuel station, and the Council approved continuance of this item to a future agenda date subject to staff's verification that grant funding and project proposals were not jeopardized. He added that neither grant funding nor project proposals would be affected if staff were to further study the pricing structure for the CNG project for a period of two to three weeks, and recommended that this item be delayed until May 28, 2002.

Motion

It was moved by Mr. Golonski and seconded by Mrs. Ramos that "this item be continued to the Council meeting of May 28, 2002 in order to complete the verification of the pricing structure and profit margin of the proposal as requested."

Carried

The motion carried by the following vote:

Ayes: Council Members Golonski, Ramos, Vander Borght and Laurell.
Noes: Council Members None.
Absent: Council Member Murphy.

9:05 P.M.
Ms. Murphy
Returned to the
Meeting

Ms. Murphy returned to the meeting at this time.

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Ordinance Submitted It was moved by Ms. Murphy and seconded by Mr. Vander Borght that "Ordinance No. 3597 be read for the second time by title only and be passed and adopted." The title to the following ordinance was read:

1701 ORDINANCE NO. 3597:
1705-2 AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK
Amend BMC AMENDING SECTION 31-1114 OF THE BURBANK MUNICIPAL
Relating to Art CODE RELATING TO ART IN PUBLIC PLACES (ZTA NO. 2002-
In Public Places 3).
(ZTA No. 2002-
3)

Adopted The ordinance was adopted by the following vote:

Ayes: Council Members Golonski, Murphy, Ramos, Vander Borght and Laurell.

Noes: Council Members None.

Absent: Council Members None.

9:06 P.M. The Redevelopment Agency, Housing Authority, Parking
Reconvene Authority and Youth Endowment Services Fund Board
Redev. Agency, meetings were reconvened at this time.
Housing Auth.,
Parking Auth.
and YES Fund
Board Meetings

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

Citizen Comment Appearing to comment were Mike Nolan, on the cap put on the BUSD's \$1.5 million investment in the joint use building in South San Fernando Park, and inquiring when the Council Members were informed about this cap, inquiring what the relationship is between the Boys & Girls Club and the recreation floor in the proposed joint-use building, and inquiring where the BUSD's \$1.5 million investment came from; and Fred Haas, supporting the CNG station, and on halogen lights in automobiles.

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

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Adjournment There being no further business to come before the Council,
the meeting was adjourned at 9:16 p.m.

Margarita Campos, City Clerk

APPROVED MAY 21, 2002

Mayor of the Council
of the City of Burbank