

TUESDAY, JUNE 25, 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 6:36 p.m. by Mr. Laurell, Mayor.

ROLL CALL

Present- - - - Council Members Golonski, Murphy (arrived at 7:11 p.m.), Ramos, Vander Borght and Laurell.

Absent - - - - Council Members None.

Also Present - Mr. Ovrom, City Manager; Ms. Alvord, Assistant City Manager; Mr. Barlow, City Attorney; and, Mrs. Campos, City Clerk.

Invocation The invocation was given by Mayor Laurell.

Flag Salute The pledge of allegiance to the flag was led by Nikki Jew, Roosevelt Elementary School Student.

301-1 Mayor Laurell and Council Member Vander Borght presented
Universal certificates of recognition to Jocelyn Diel and Kristine
Studios Grigorian, recipients of the Universal Studios "Discover A Star"
Scholarship Scholarships.
Winners

304-1 Susan McFarlane and Valene Rolon, representing the Civic
Plant-A-Tree Pride Committee, presented the City with a check in the
Donation from amount of \$3,395, which was raised through the Civic Pride
Civic Pride Committee's Plant-A-Tree Program and which will be used to
Committee plant trees throughout the City.

414 Mr. Pascow, Burbank's representative to the Greater Los
Greater L.A. Angeles Vector Control District, distributed copies of SB
Vector Control 1588, as amended, which changed the State Health and
District Member Safety Code as it pertains to the Vector District, and stated
Update the Bill was still in the legislature. Mr. Pascow said he
previously had brought copies of a killer bee ordinance and a
swimming pool ordinance, and requested the City adopt
similar ordinances, adding the killer bee ordinance was
designed to assist residents who have bees in their structures,
that part of the City's Community Development Block Grant
allocation could be used for the purpose of eradicating such
pests, and the City could recover such cost when the home
was sold. Next, he informed the Council that the Vector
Control District has a motor home which will be visiting
schools throughout the County, including Burbank schools
during October and November, to educate students. He stated
the District's new headquarters was dedicated in Sylmar
recently, and planning is underway for the 50th anniversary of

the Vector Control District in Santa Fe Springs.

At the request of Mr. Golonski, Jack Halzelrigg, General Manager of the District, presented an overview of the programs run by the District which include: a mosquito control program, which is their major program; the killer bee program, which has basically been the removal of hives and swarms of killer bees; a black fly control program which may impact Burbank but not too extensively; and, a midge control program, adding the midge is an insect which is very much like a mosquito. With regard to mosquitoes, Mr. Halzelrigg stated it is important that residents be aware of any standing water on their property and on neighboring properties because it breeds mosquitoes, and to remove it in a proper disposal area, and added if people are in an area not covered by the District, they should use a repellent and wear protective clothing if they encounter mosquito problems. In conclusion, Mr. Halzelrigg stated that after three years, the killer bee program will be eliminated on the basis that they haven't been able to substantiate or come to any conclusion that Africanized honeybees constitute a public health threat, and that in the future if anyone has a problem with bees, either the domestic European variety or the Africanized killer bees, they should call a pest control company for service, as the Vector Control District's program ends as of June 30, 2002.

Additional
Agenda Item

Council Member Ramos requested that an item adding another member to the PERC be added to the agenda this evening, and Mayor Laurell requested Council consideration of videotaping the PERC meetings for future cablecast also be placed on the 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

The Council voted 4-0 (Ms. Murphy absent at time of vote) to combine these requests and place the item on the agenda for consideration this evening.

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 Linda Walmsley and the Roosevelt Elementary School Kindergarten class, who stated they are pleased to attend and give their final report on their trip to the Stough Park Nature Center which was funded by a

PAY Grant, and presented a book the children made to express their appreciation; Barbara Beck, representing the South Coast Air Quality Management District, introducing herself as the new government liaison, and passing out packets of information; Gary Garrison, stating he enjoyed his baptism at First United Methodist Church this past Sunday; Doris Vick, Vice President of the Burbank Art Association, requesting the former Buena Vista Branch Library site be used for the Burbank Art Association, and presenting a petition to that effect; Tony Provenzano, member of the Burbank Art Association, requesting the former Buena Vista Branch Library site be used for the Burbank Art Association; Jeanette Boles, Member of the Burbank Art Association, requesting the former Buena Vista Branch Library site be used for the Burbank Art Association; Kathleen Doheny, stating she had a lateral sewer line installed on her property, and requesting that the Public Works Department put together a flyer giving people information necessary to proceed with installation of a sewer lateral;

Alice Provenzano, member of Burbank Art Association, requesting the former Buena Vista Branch Library site be used for the Burbank Art Association; Hal Heimlick, Member of the Burbank Art Association since 1966, requesting the former Buena Vista Branch Library site be used for the Burbank Art Association and adding art or dance classes could be given to children there; Jeanette Barton, 20-year Member of the Burbank Art Association, requesting the former Buena Vista Branch Library site be used for the Burbank Art Association; Joan Hutton, Member of the Burbank Art Association, requesting the former Buena Vista Branch Library site be used for the Burbank Art Association; Fran Smith, Member of the Burbank Art Association, requesting the former Buena Vista Branch Library site be used for the Burbank Art Association; Ruth Bond, Member of the Burbank Art Association, requesting the former Buena Vista Branch Library site be used for the Burbank Art Association; Marjorie Colvin, Member Burbank Women's Club which was founded in 1917, stating they have lost their building, that when the kiosk was removed from Orange Grove Avenue and San Fernando Boulevard, the City promised them a place to meet, that this year the Women's Club has given over \$18,000 in scholarships, and requesting the Buena Vista Library as their new site; Fred Branson, resident since 1953, Member of the Burbank Art Association, requesting the former Buena Vista Branch Library site be used for the Burbank Art Association; Marie Paino, speaking on behalf of a friend who feels not enough discussion was held on the tent and canopy ordinance, that it is not fair to those who do not have a garage, and requesting the Council to reconsider; Howard

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Rothenbach, supporting the use of the former Buena Vista Branch Library site for the Art Association, and stating some of them could possibly donate paintings to decorate the new Buena Vista Branch Library, that he heard a rumor the Measure A hearing scheduled for June 26 was continued, and asking for verification; Esther Espinoza, making improper, offensive and racially derogatory remarks; and R. C. "Chappy" Czapiewski, on the six Burbank residents who attended the noise variance hearings, stating he left out the name of Phil Berlin last week, that these people were not paid to attend and requesting they receive recognition for their participation.

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 R. C. "Chappy" Czapiewski, supporting the acceptance of the Fire trailer, on the Airport Outreach Plan, on the passage of Measure A and the Council's resolution making Measure A the law; Esther Espinoza, on the agreement for the contract Probation Officer, requesting that the officer be Latino, stating her Burbank Water and Power bill is too high, and inquiring as to the purpose of the tents and canopies ordinance; Mark Barton, on the PERC members having their backs to the public at the meeting, on Measure A being the law in the City, and the need for a federal law mandating the airport curfews; Celeste Francis, member of the PERC, stating the meeting was beneficial and requesting the future meetings be televised to educate the public, and in support of adding the new member quickly, stating that meetings will be held every Monday in July, and that the scheduled meeting for extra public input is scheduled for July 10; David Piroli, requesting information on the availability of CDBG grant funds for use in eradication of Africanized honeybees, on the facilitator at the PERC meeting requesting that speakers referring to documents provide copies of such document for the public, on the facilitator's concern that staff had to get copies of any of these documents for the Committee members, expressing opposition to this demand of the facilitator, and requesting the Council direct a staff member to run copies of any such document to be presented by a member of the public, on the PERC discussion about subcommittee meetings and inquiring about subcommittee meetings being open to the public as

this is a Brown Act Committee; Howard Rothenbach, on the Committee voting 9-3 to request the Council authorize cablecasting future meetings and expressing support for this, and reading a letter stating why he chose not to participate as a member of the PERC; Johnny Faddis, stating the tent and canopy ordinance is unfair because these are sold in stores throughout the community; and Mike Nolan, on the Measure A Declaratory Relief suit and Mrs. Ramos' request for reconsideration, on the amendment of the suit to review the City's Request for Summary Judgment, and the City's intent being to strike every part of Measure A and not just for clarification, and on the flaws contained in Measure B.

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

8:04 P.M. Recess The Council recessed to permit the Redevelopment Agency, Housing Authority and Youth Endowment Services Fund Board to hold their meetings. The Council reconvened at 8:08 p.m. with all members present.

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

1301-3
East Alameda
And Olive
Rehab. Project
(B.S. No. 1114)

RESOLUTION NO. 26,263:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING AND ADOPTING CONTRACT DOCUMENTS, PLANS AND SPECIFICATIONS, AND DETERMINING THE LOWEST RESPONSIBLE BIDDER, ACCEPTING THE BID, AND AUTHORIZING EXECUTION OF A CONTRACT FOR THE EAST ALAMEDA AVENUE AND OLIVE AVENUE REHABILITATION PROJECT, BID SCHEDULE NO. 1114.

1204-1
Final Approval
Of Tract No.
53495
(3003-3015
Riverside Dr.)

RESOLUTION NO. 26,264:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING FINAL MAP OF TRACT NO. 53495.

907
404
L.A. County

RESOLUTION NO. 26,265:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE 2002-2003 AGREEMENT BETWEEN THE

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GAPP Agmt. CITY OF BURBANK AND THE COUNTY OF LOS ANGELES TO PROVIDE GANG ALTERNATIVE AND PREVENTION PROGRAM SERVICES (GAPP).

304-1 RESOLUTION NO. 26,266:
904 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
801-2 ACCEPTING A DONATION OF A FIRE SAFETY HOUSE
Donation of Fire TRAILER FROM THE CHILDREN'S BURN FOUNDATION TO
Safety House THE CITIES OF BURBANK, GLENDALE, AND PASADENA AND
Trailer AMENDING THE FISCAL YEAR 2001-02 BUDGET TO PROVIDE
FUNDS FOR MAINTENANCE OF THE TRAILER.

703 RESOLUTION NO. 26,267:
404 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
804-3 APPROVING THE APPLICANT TO APPLY FOR GRANT FUNDS
Roberti-Z'Berg- FOR THE ROBERTI-Z'BERG-HARRIS URBAN OPEN SPACE AND
Harris Grant RECREATION PROGRAM UNDER THE SAFE NEIGHBORHOOD
(Safe Neighbor- PARKS, CLEAN WATER, CLEAN AIR, AND COASTAL
hood Parks, PROTECTION BOND ACT OF 2000.
Clean Water,
Clean Air)

703 RESOLUTION NO. 26,268:
404 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
804-3 APPROVING THE APPLICANT TO APPLY FOR GRANT FUNDS
Per Capita Grant FOR THE PER CAPITA GRANT PROGRAM UNDER THE SAFE
(Safe Neighbor- NEIGHBORHOOD PARKS, CLEAN WATER, CLEAN AIR, AND
hood Parks, COASTAL PROTECTION BOND ACT OF 2000.
Clean Water,
Clean Air)

304-1 RESOLUTION NO. 26,269:
706 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
203-3 AMENDING FISCAL YEAR 2001-2002 BUDGET FOR THE
801-2 PURPOSE OF ACCEPTING THE CIVIC PRIDE COMMITTEE'S
Civic Price DONATION OF PLANT-A-TREE MONIES.
Committees
Plant-A-Tree
Donation

804-3 RESOLUTION NO. 26,270:

412
811
1102
YES Committee
Recommendations

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
AUTHORIZING CERTAIN YOUTH ENDOWMENT SERVICES
EXPENDITURES.

Adopted

The consent calendar was adopted by the following vote:

Ayes: Council Members Golonski, Murphy, Ramos, Vander
Borgh and Laurell (except on Resolution No.
26,270).

Noes: Council Members None.

Absent: Council Members None.

Abstain: Mayor Laurell (Resolution No. 26,270).

603
1102
Economic
Alliance of the
San Fernando
Valley

Ms. Ulloa, Economic Development Manager for the
Community Development Department, stated that the
Economic Alliance is a private, non-profit economic
development and marketing partnership made up of private
and public investors organized for the purpose of growing and
sustaining the economic base of the San Fernando Valley, and
listed some of the activities which the Economic Alliance has
worked on which benefited Burbank directly including:
workforce development projects; educational programs for
Burbank schools; business attraction, expansion and
retention; support of transportation projects through the
Strike Force; and, production of statistical reports with key
information to assist in marketing Burbank to the business
community.

Ms. Ulloa introduced Bruce Ackerman, President and CEO of
the Economic Alliance of the San Fernando Valley, who gave
a brief history of the organization beginning with its creation
in 1994 after the Northridge Earthquake when four
organizations came together to obtain help in jump-starting
the economy. Mr. Ackerman stated that together with the
cities of Burbank, Calabasas, Glendale, Los Angeles and San
Fernando a unified voice for the San Fernando Valley Region
was formed. He defined the Alliance's four initiatives: 1)
economic development and business assistance program; 2)
education and workforce investment; 3) regional marketing
and image branding; and 4) livable and sustainable
communities.

Next, Mr. Ackerman discussed the Industry Cluster Analysis,
one of the components of the Economic Development and
Business Assistance initiative. With regard to the Education &

Workforce Investment, he indicated that the Alliance was particularly involved in issues involving workforce preparation. He stated the Regional Marketing & Image Branding initiative has created the "Valley of the Stars" campaign as a way to salute the entertainment industry, as well as people and schools in the community, which were outstanding and accomplishing things above and beyond the norm, and identified some of the events which the Alliance has successfully "branded," such as the LPGA Tournament, the Valley of the Stars Memorial Day Parade, and the Valley of the Stars Backlot Run at Universal Studios.

With regard to transportation issues, Mr. Ackerman noted that the Alliance has conducted four transportation symposiums, one of which led to the creation of the San Fernando Valley Transportation Strike Force, to study how to improve modes of transportation in the valley, and identified Mr. David Grannis, whose company is a consultant to the Strike Force. He stated that the Alliance relocated to Sherman Oaks, and in doing so brought together six of the strategic partners and other business organizations which serve the San Fernando Valley Region, thereby creating a corporate community center which serves the region well. Next, he noted several publications which the Alliance produces, and highlighted the Alliance's Virtual Library which is available through their five internet web sites.

Mr. Ackerman discussed components of the Livable Communities initiative, and stated the most important thing which came from this initiative was the launching of the Vision 2020 Project, a blueprint for the next twenty years. He noted the project has involved engaging close to 1,000 people representing every sector of the communities, including convening 33 different round tables to ensure that the input being received is all-encompassing.

Saul Gomez highlighted projects the Alliance has worked with in Burbank, which involve 15 Burbank companies totaling over 3,000 jobs, and indicated some of those projects chose to go elsewhere, such as Health Net. He noted they currently have two projects under consideration and expressed appreciation to City staff for their support and assistance, one being a bank-office operation with 1,200 jobs and a second project with 1,200 jobs with Anderson Consulting. He further cited the work with Caltrans on the Gateways Project research gathered on Business Improvement Districts for Burbank; conducted two business surveys and will be doing outreach to about 65 businesses which responded, including 21 service businesses, 30 manufacturing businesses, 5 distribution businesses, 3 retail businesses and 6 entertainment businesses. Mr. Gomez noted the Alliance and the City will

be promoting a housing report where housing issues will be discussed with developers, and indicated the Alliance will be reconsidering relocating the International Trade Forecast to a Burbank venue, that it conducts public opinion polls inquiring about City services, government services, and delivery, and finally that it produces a public lands availability index.

Ken Phillips addressed the Education Workforce initiative, and specifically that the Alliance has an education trailer which is brought to Burbank's three middle schools, and has developed a Superintendent's Roundtable. In addition, he stated the Alliance has begun to develop pilot projects for high schools and they will be conducting the first International Business Academy for high school students at Pierce College in September. He pointed out that previously businesses did not have a common way to communicate, and had separate advisory groups and initiatives, but because of the Alliance they have brought together all the City and County work source centers together in order to do larger projects, such as the Target project at the Burbank Empire Center.

Mr. Ackerman concluded by answering questions from the Council. Mr. Ovrom introduced Mr. David Grannis and recognized the work he has done on behalf of the City.

The Council noted and filed the report.

1503
1504
BWP Monthly
Operation
Report

Mr. Davis, Burbank Water and Power General Manager, reported water quality in May throughout the system met or exceeded all State, Federal and local drinking water standards. With regard to Water Operations, he stated the small hydro project is finally coming on line with one of the units being ready to operate within the next few days, and the ribbon cutting for the project is scheduled for July 8 at 9:00 a.m. at the Valley Pumping Plant.

Mr. Davis reported the Federal Energy Regulatory Commission (FERC) continues to push for Regional Transmission Organization (RTO) formation and the City continues to give input on that formation process, and that the California Municipal Utilities Association (CMUA) is currently conducting a gas industry restructuring and intends to do essentially the same thing that was done with electricity two years ago with natural gas distribution beginning in 2003, that Burbank Water and Power has intervened because the system is proposed to be implemented without prior testing with a gaming model. In addition, he stated Burbank Water

and Power responded to an investigation regarding Enron type trading transactions by filing reports which indicate Burbank did not engage in any such practices.

Mr. Davis stated Burbank and other power entities put out a Request For Proposals, soliciting proposals for green power and 46 responses had been received, that these have been cut down to a short list and staff is currently reviewing the top few, with an eye towards wind power.

Mr. Davis noted that the reverse osmosis system had been kicked-off earlier in the day wherein water from the Water Reclamation Plant was converted into ultra-pure water for use in power plants, which saves 60-70,000 gallons of potable water per day which will grow to 350,000 gallons per day in the future, and which in addition will save between \$150-200,000 per year. He noted Lake 1 is finished and today it went to full load as the licensing processes and testing continues towards a July 18, 2002 ribbon-cutting ceremony. He indicated Burbank Water and Power had begun working with NBC to provide the network with fiber services and reported on the implementation of a 10,000 foot fiber link from the City's new Hollywood Way Switching Station to the Los Angeles Receiving Station which will give Burbank a connection not only to the City of Los Angeles but what is referred to as "One Wilshire," where the telecom companies communicate.

The Council noted and filed the report.

406
Airport Outreach
PERC Request
to Appt. An
Additional
Member

Mrs. Ramos requested the appointment of Louis Cisneros to the Plan Evaluation and Review Committee (PERC), noting she gave him the briefing book, that Mr. Cisneros attended the PERC meeting last night, and that Mr. Cisneros has indicated he is willing to serve.

Motion

It was moved by Mrs. Ramos, seconded by Ms. Murphy and carried that "Louis Cisneros be appointed to the Plan and Evaluation Review Committee."

Carried

The motion carried by the following vote:

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

Noes: Council Members None.

Absent: Council Members None.

- 102-3
406
Videotape and
Cablecast PERC
Meetings
- Mr. Laurell requested the Council entertain a motion to videotape and cablecast the meetings of the PERC. Ms. Murphy recommended, pursuant to the PERC's request, videotaping their next meeting and then allowing them to decide whether or not to videotape any subsequent meetings. In response to Mr. Vander Borgh's question, staff estimated the cost of videotaping each meeting at approximately \$3300 per meeting.
- Motion
- It was moved by Mayor Laurell, seconded by Mr. Vander Borgh and carried to fund the videotaping of all PERC meetings without editing authority and if the PERC members feel that videotaping is hindering the process, that they come back to the Council to communicate such concern."
- Amended
Motion
- It was moved by Mr. Golonski, seconded by Ms. Murphy and carried with Mr. Vander Borgh and Mr. Laurell voting no "to provide adequate funding to videotape and cablecast any and all PERC meetings as determined by the PERC."
- Mr. Ovrom concluded the discussion by stating that these funds would be allocated from the existing Airport account, thereby requiring only a majority vote of the Council. Mr. Golonski requested staff bring back a status report on the Airport Outreach Plan, as well as a report on the Laer Pearce contract.
- Ordinance
Submitted
- It was moved by Ms. Murphy and seconded by Mr. Vander Borgh that "Ordinance No. 3600 be read for the second time by title only and be passed and adopted." The title to the following ordinance was read: (See amended motion after third orals)
- 500
Tents and
Canopy Ord.
- ORDINANCE NO. 3600:
AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK AMENDING SECTION 7-102 OF THE BURBANK MUNICIPAL CODE, RELATING TO TENTS AND CANOPIES ON RESIDENTIAL PROPERTY.
- Adopted
- The ordinance was adopted by the following vote:
- Ayes: Council Members Golonski, Murphy, Ramos, Vander Borgh and Laurell.

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Noes: Council Members None.
Absent: Council Members None.

9:38 P.M.
Reconvene
Redev. Agency,
Housing Auth.,
And YES Fund
Board Meetings

The Redevelopment Agency, Housing Authority and Youth Endowment Services Fund Board meetings were reconvened at this time.

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 Denny Grossman, stating he has had a canopy for three years to cover his motorhome; Eden Rosen, distributing an article about the importance of eradicating puddled water in an effort to control mosquitoes, on problems encountered by her friend with Charter Communications for a period of one year, on the income criteria for the Olive Court Apartments being \$3108 and the rent being \$780; David Piroli, questioning the use of CDBG funds for eradication of pests, stating Mrs. Ramos did not articulate her feelings well on the issue of videotaping PERC meetings, stating any education given to PERC sub-committee members in closed meetings will defeat the entire purpose of the public education effort; Kevin Muldoon, in opposition to the tent and canopy ordinance; Mike Nolan, on not being given the document (PERC attendance matrix) he asked for at last week's meeting, on his being ejected from the meeting for asking for the document while the facilitator at the PERC meeting is demanding speakers produce documents, and on some of the PERC members never having heard of ROAR; Mark Barton, on the improvement of relationships between members of the public and public officials, and in disagreement with the removal of a traffic circle on Lincoln; Celeste Francis, on the PERC meeting, stating that they have eight meetings scheduled and may have more, and inquiring what other outreach measures are planned; and Jacquelyn Wilson, opposing the tent and canopy ordinance.

Staff
Response

Members of the Council and staff responded to questions raised.

Amend Tent and Canopy Motion It was moved by Mr. Golonski, seconded by Mr. Laurell and carried with Mr. Vander Borght voting no to "reconsider the 2nd reading of the ordinance."

Motion It was moved by Mr. Golonski, seconded by Ms. Murphy and carried with Mr. Vander Borght voting no that "staff be directed to send this matter to the Planning Board for review."

Adjournment There being no further business to come before the Council, the meeting was adjourned at 10:14 p.m.

Margarita Campos, City Clerk

APPROVED AUGUST 20, 2002

Mayor of the Council
of the City of Burbank