

TUESDAY, JULY 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 4:07 p.m. by Ms. Murphy, Vice Mayor.

CLOSED SESSION

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

Oral Communications There was no response to the Vice 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)
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 Council Chambers The regular meeting of the Council of the City of Burbank was reconvened at 6:33 p.m. by Ms. Murphy, Vice Mayor.

Invocation The invocation was given by Reverend Ron Degges, Little White Chapel.

Flag Salute The pledge of allegiance to the flag was led by Police Captain Bowers.

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ROLL CALL

Present- - - - Council Members Golonski, Murphy, Ramos, and Vander Borcht.

Absent - - - - Council Member Laurell.

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

301-1 Vice Mayor Murphy presented a Certificate of Recognition to
25th Anniversary of Dr. Philip Schwarzman, Medical Director of the Providence
of Providence Saint Joseph Medical Center Emergency Department, in honor
Saint Joseph of the 25th Anniversary of the Paramedic Base Program.
Paramedic Base
Program

6:42 P.M. Vice Mayor Murphy stated that "this is the time and place for
Hearing the hearing on the levy of assessments for Fiscal Year 2002-
1202-6 2003 in the Burbank Village Business Improvement District."
BID Reso. of
Intent to Levy

Notice The City Clerk was asked if notices had been given as required
Given by law. She replied in the affirmative and advised that no
written communications had been received.

Staff Mr. Lynch, Senior Project Manager, stated that the Resolution
Report of Intention to levy assessments for Fiscal Year (FY) 2002-03
was adopted by the Council on July 9, 2002, as well as
preliminary approval of an Assessment Report that establishes
the budget, activities, formulas, boundaries and zones for FY
2002-03. He summarized that the Business Improvement
District (BID) was originally formed in 1994 for the purpose of
assessing business owners within the District, bounded by
Magnolia Boulevard, Angeleno Avenue, Third Street and First
Street, to raise funds to promote Downtown Burbank, and
described the formula for assessments. He noted the \$68,000
total budget for the BID has been approved by the BID
Advisory Board appointed by the Council last year, and
outlined the proposed promotional events which will be
funded by this budget. He indicated a Study Session is
currently being planned to discuss improvement of the
Downtown area, and that proposed modifications to the BID
include changing the BID to a property-based BID as opposed
to the existing business-based BID, expanding the BID to the
larger downtown area including IKEA and the Media City
Center, improving holiday decorations, installing new signage
and improving marketing efforts.
Mr. Lynch recommended the Council appoint a BID Advisory

Committee from the eleven applications received, including appointment of an additional applicant whose application was received past the deadline, bringing the total number to twelve, with a quorum set at seven members.

The City Clerk was asked if any written protests were filed. She answered none had been received, and therefore the Council received less than a 50 percent protest, so the City Council has the option to proceed with approval of the proposed resolution to levy assessments for FY 2002-03.

The Vice Mayor called for public comments at this time.

Citizen
Comment

Appearing to comment were Barry Orbach, representing Elephant Bar, submitting an application and expressing a desire to be considered as an additional applicant for the BID Committee although he missed the application deadline; Barry Kessler, reaffirming his support of the BID and requesting that the BID be reorganized to benefit the Downtown merchants and that the City take a more active role in the operation of the BID, especially as it pertains to parking concerns; Michael Golden, representing Gordon Biersch Restaurant, supporting the BID and requesting that the BID be restructured to better market the Downtown area; Atef Tahr, owner of Picanha Restaurant, in support of promoting business in the Downtown but in opposition to paying expenses he is not benefiting from.

Hearing
Closed

There being no further response to the Mayor's invitation for oral comment, the hearing was declared closed.

Motion

It was moved by Mr. Vander Borcht and seconded by Mrs. Ramos that "the following resolution be passed and adopted and that the City Council appoint all thirteen applicants to the BID Advisory Board:"

1202-6
BID Reso. of
Intent to Levy
And Approve
Third Amend. to
Agmt. w/Down-
Town
Stakeholders
Adopted

RESOLUTION NO. 26,290:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE ASSESSMENT REPORT, LEVYING ANNUAL ASSESSMENT FOR FISCAL YEAR 2002-2003 (BURBANK VILLAGE BUSINESS IMPROVEMENT DISTRICT NO. 1) AND APPROVING A THIRD AMENDMENT TO THE AGREEMENT WITH THE DOWNTOWN STAKEHOLDERS CONCERNING THE ADMINISTRATION OF THE DISTRICT.
The resolution was adopted by the following vote:

Ayes: Council Members Golonski, Murphy, Ramos, and

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Vander Borght.

Noes: Council Members None.

Absent: Council Member Laurell.

Reporting on
Closed Session

Mr. Barlow reported on the items considered by the City Council and Redevelopment Agency during the Closed Session meetings.

Mr. Kirsch, Special Counsel, stated the Council took two actions in closed session with regard to the Measure A litigation: first, the Council directed the City's attorneys to take appropriate steps to coordinate with opposing counsel to expedite resolution of the Measure A litigation, stating that while it is now uncertain that a judge will be available for the previously scheduled August 23 court date, Council believes an early resolution of this case is critical, and therefore instructed the attorneys to seek a hearing in early August; and, secondly, Mr. Kirsch stated in order to be prepared in the event that Measure A is struck down, Council directed staff to prepare an interim development control ordinance (IDCO) to restrict airport development until the Council decides appropriate new airport development and land use controls, that the IDCO would prohibit new construction at the Airport unless the proposed work is needed for new security enhancements and space demands from the Transportation Security Administration, and that the proposed IDCO be presented for Council consideration at the August 13, 2002 Council meeting.

First Period of
Oral
Communications

Ms. Murphy called for speakers for the first period of oral communications at this time.

Citizen
Comment

Appearing to comment were Gary Garrison, reporting on a very good turnout at the outdoor Wednesday night movies sponsored by the Media City Center; Howard Rothenbach, requesting that Mr. Vander Borght explain noise measurements and how noise impacts residents; Maria Proctor, on the lack of service by Charter Communications during the process of being disconnected and re-connected at her new address; and R. C. "Chappy" Czapiewski, on the B-6 property and assurances given that this property would never be used for Airport purposes.

Staff
Response

Members of the Council and staff responded to questions raised.

Second Period Ms. Murphy called for speakers for the second period of oral
of
Oral
Communications

Citizen Comment

Appearing to comment were Tom Davis, business representative for IATSE, Local 80, in support of AB 2747 stating the bill will go a long way to protect middle class jobs within this industry, that revenues generated would offset any costs the state may incur, expressing appreciation for the Council's favorable consideration; Bruce Dorring, Executive Director of the Cinematographers Guild which is comprised of 5400 members, stating these workers are being hurt by runaway production, requesting Council support of AB 2747, and urging the Council not to support the idea of punitive trade remedies as this would result in global retaliation; Scott Roth, Executive Director of the Art Directors Guild, IATSE Local 876 and member of the California Coalition for Entertainment Jobs, in support of AB 2747, stating that wage-based tax incentives will benefit only those who produce films in California, that similar legislation is pending in many other states, citing numerous unions and groups who are in support of this legislation, and in opposition to the concept of tariffs;

John Hennessy, stating he is a Burbank resident who has worked in the film industry for over 35 years, and expressing support for AB 2747; Bob Etter, stating he is a member of Local 80 represented by Tom Davis and Local 33, stating that Tom McAleer, Chief Political Officer of Local 33, could not be present at the meeting to support AB 2747 due to scheduling conflicts, on revenue generated for the local economy by the film industry, and in support of AB 2747; Howard Rothenbach, on noise budgets at the Airport and the lack of understanding about the subject, asking whether the meeting with the City's noise consultant will be a public meeting, on the proposed time of the curfew being 10:00 p.m. until 7:00 a.m. and the Council sending out the signal that the City would be willing to negotiate for less hours than that; R. C. "Chappy" Czapiewski, on Measure A being presumed to be Constitutional, on the City not defending Measure A as the law, on representative government in general, and requesting the Council conduct an exit poll of PERC members as to how they voted on Measure A; Chuck Johnson, resident since 1941, on lifting the restrictions on the B6 Trust Property, assuming it is to make the property more appealing to buyers, on public concern about traffic in that area, regardless of Airport expansion, and suggesting the Council hold off on lifting the restrictions at this time; Mark Barton, in support of Burbank Water and Power, on the potential of power plants being eyesores and possible solutions, and on making a future

presentation on how to make a power plant disappear; Maria Proctor, in support of AB 2747, member of Local 683 (film technicians), stating that her company built a film processing lab in Canada and much of the work goes to Canada because it is more cost-effective, and that runaway productions affect their pensions and health benefits;

Tim McHugh, stating there is no greater threat to Burbank than runaway production, that a great percentage of Burbank citizens work in or support the entertainment industry, that AB 2747 will mainly subsidize productions that are already staying in this country and does not go into effect until 2004, that the Canadian subsidy must be neutralized immediately, stating that the trade war has already begun and encouraging the Council to hold a town hall meeting to discuss this topic, in support of FTAC, stating that the members of Local 600 have never voted on this subject, and that IATSE is organizing Canadian workers and therefore has a conflict of interest on this topic; Barbara Paul, representing Senator Jack Scott, conveying Senator Scott's support of AB 2747, and representing the Valley Industry and Commerce Association (VICA) to convey their strong support for AB 2747 and the film industry in Burbank, and presenting a video on runaway film productions and its effect on the local economy;

Paul Ferrazzi, resident of Culver City, stating AB 2747 is a flawed bill and only 20 percent of production will be attracted back, that the bill impacts the Tax and Revenue Code, and distributing an article on AB 2747; Mike Nolan, inquiring why an item requested by the Airport Authority on May 21, 2002 was placed as an addendum on the agenda on Friday afternoon, stating that all the easements are not being removed, requesting the matter be pulled from the Consent Calendar, on his desire for a reasoned decision from the Court with regard to the Measure A lawsuit after they have sufficient time to read the file, and in opposition to speeding up the decision by asking the Court to expedite the matter; and David Piroli, inquiring why the Airport desires to sell the B-6 property, inquiring what will be built on the property being purchased by Voit Acquisitions, asking what "other title encumbrances" means, reminding the audience to attend the Town Hall meeting scheduled for July 31, 2002 at 6:30 p.m., requesting what plan the PERC is evaluating, on industry being strangled by State mandates and in support of AB 2747.

Staff
Response

Members of the Council and staff responded to questions raised.

401-2
Runaway
Production
(AB 2747)

Ms. Ulloa, Economic Development Manager, Community Development Department, stated the purpose of this report is to request Council consideration of support for California State Assembly Bill 2747 (AB 2747), and that the film production industry generated 283,000 jobs in California adding \$35 billion to the State's economy. Next, she noted the primary reason for the runaway production trend is the ability to produce films at a lower cost outside of California, and that AB 2747 seeks to address the ramifications.

Ms. Ulloa presented statistical information to illustrate that the growing problem greatly impacts California, and affects not only the entertainment industry, but impacts the local economy as payroll, income and sales taxes on the direct spending and multiplier spending are also lost. She added that the UCLA Anderson Forecast found that Los Angeles County's entertainment business lost nearly 17,000 jobs over the past year due to runaway production, compared to 2,000 jobs in the preceding three years, and that there are over 700 entertainment-related businesses in Burbank which have the potential of being impacted directly or indirectly by runaway production.

Ms. Ulloa noted that AB 2747 is similar to pending federal legislation as Senate Bill 1278 and House Resolution 3131, which also offer tax credits, and cited unions and professional organizations in the entertainment industry who support the bill and cities who have adopted resolutions in support of the bill. She discussed the alternative approach to runaway production, countervailing duties on imports of feature films and television productions from Canada, advocated by the Film and Television Action Committee (FTAC), explained that the disagreement within the U.S. film industry concerns the potential for retaliatory tariffs, and cited labor and government organizations that support the FTAC petition. Next, Ms. Ulloa substantiated reasons for staff's support of AB 2747 which, when combined with other legislation such as the Film California First Program, will make a difference in keeping productions in California, in turn helping prevent further loss to the local economy.

Motion

It was moved by Mrs. Ramos and seconded by Mr. Vander Borgh that "the following resolution be passed and adopted:"

401-2
Runaway
Production
(AB 2747)

RESOLUTION NO. 26,291:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE SUPPORT OF ASSEMBLY BILL 2747 ESTABLISHING A FIFTEEN PERCENT STATE INCOME TAX CREDIT ON WAGES PAID ON FILM AND TELEVISION

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PRODUCTION IN CALIFORNIA.

Adopted

The resolution was adopted by the following vote:

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

Noes: Council Members None.

Absent: Council Member Laurell.

8:30 P.M.
Jt. Mtg. w/
Redev. Agency
1108
1102
S. San Fernando
Blvd. Street-
Scape Project
Design Phase

Ms. Davidson-Guerra, Project Manager, stated the purpose of this report is to present the results of the schematic design phase for the South San Fernando Boulevard Streetscape Program and to present for Redevelopment Agency Board consideration a sole source design contract with David Evans & Associates (DEA), together with an associated budget appropriation. Ms. Davidson-Guerra identified the location of and defined the goals of the project, including: that it will be designed to enhance the economic base of the area by improving the overall appearance of the South San Fernando Boulevard corridor, maximize level improvements within the confines of a limited budget and maintain sensitivity in design and building materials during the transitional stages of redevelopment.

She then outlined existing conditions and identified existing stakeholders in the corridor area. She reiterated that one of the goals of the schematic design phase was to see how we could best provide the highest level of improvements yielding immediate and positive impacts within the confines of a limited budget, a landscape median was immediately identified as an element which could offer such a dramatic impact and DEA presented several conceptual plans. Next, she discussed the design elements in Schemes A, B and C, and noted the project team concluded Scheme C provided the highest level of improvements while maintaining maximum levels of flexibility to accommodate the anticipated development and growth in the area. Ms. Davidson-Guerra stated ultimately three variations of Scheme C surfaced and identified common elements in the variations, including: decorative parkway hardscape, decorative median hardscape, newsracks, pedestrian lighting, ornamental tree grates, median mow strip, street furniture, raised planters, decorative banners and wayfinding signage, median landscape lighting, roadway improvements and new driveway approaches. After an analysis of all three variations of Scheme C, Version II was selected as staff's recommended version as it provides the highest level of improvements stretched out over the entire

length of the corridor. She noted that Version II included all of the common elements as well as enhanced treatments along the entire corridor, no change to curb lines and sidewalk widths, park and landscaped median improvements, no impact on on-street parking, roadway construction, gateway elements, and decorative crosswalks at an estimated cost of \$3 million.

Ms. Davidson-Guerra stated the fiscal impact of proceeding with the balance of the design phase relates to the design fees, added that DEA has performed in an above-satisfactory fashion and recommended that they be allowed to complete the design development and construction documentation phases for a fee for the balance of the design work in the amount of \$170,890, but stating that in order to proceed with DEA an appropriation of \$10,000 is necessary to fund the Professional Services Agreement.

Ms. Davidson-Guerra indicated the project schedule calls for completion of design development and construction documentation phases by the end of Fiscal Year 2002-03, and construction could begin as early as Fiscal Year 2003-04 depending on funding. She discussed that staff would return to the Council and Redevelopment Agency Board several times during the course of the project to provide project updates and to seek direction as necessary, that the next update planned would be at or near the end of the design development phase which will include hardscape elements, street furniture, a possible art component, pedestrian lighting, plant selection and more community involvement. She added that staff planned to meet with the stakeholders and selected Boards and Commissions at a future date.

Motion It was moved by Mr. Golonski and seconded by Mr. Vander Borght to "direct staff to bring back a revised scope of work, including the lighting component, newsracks and gateway monuments for further discussion."

Adopted The motion was adopted by the following vote:

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

Noes: Council Members None.

Absent: Council Member Laurell.

9:02 P.M. The Council recessed at this time. The meeting reconvened at
Recess 9:19 p.m. with the same members present.

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9:20 P.M.
Jt. Mtg. w/
Redev. Agency,
Housing,
Parking, and
YES
802-1
Treasurer's
Report

Ms. Anderson, City Treasurer, stated the quarterly report ending June 2002 requires a detailed report of the City's investments be made to the Council by the Treasurer on a quarterly basis. She summarized the report stating she has condensed the information to make it reader-friendly and that it illustrates the investment pool including par value, market value and book value. She noted the report also includes a report from the Financial Services Division pertaining to the City's bond debts.

Next, she discussed the City's investment portfolio, including the One-Year Treasury, the Two-Year Treasury, and the Local Agency Investment Fund (LAIF), and indicated the City is earning 4.56 on the monthly portfolio yield and 4.67 on the purchase yield. She stated the City's total investment pool portfolio is diversified into various types of assets which are allowed by the Investment Policy approved by the Council in January 2002. She noted that in June 2002, the par value was at \$244 million, and the market values are at \$247.7 million. She indicated the City's policy model LAIF should be at 15 percent, and at the present time the City is at 20 percent, the agencies in the model are 55 percent, and the City is at 53 percent, that the City can invest in treasuries up to five percent, and we are presently at zero, and in corporates the City can invest up to 25 percent, and presently the City is at 27 percent because the portfolio decreased. She discussed the investment maturities policy model in detail.

Ms. Anderson reported the City is in very good standing with the investment report, and that the effective duration of the portfolio is approximately one year so if the rates remain where they are presently, staff expects everything would be called within one year. She concluded by stating the effective duration changes month to month as rates change, and noted that none of the principal is at risk in the City's portfolio as all of the market values presently are above 100 percent due to decreasing interest rates.

The Council noted and filed the report.

Motion

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

1211
Weed
Abatement

RESOLUTION NO. 26,292:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK CONFIRMING THE ITEMIZED WRITTEN REPORT OF THE

AGRICULTURAL COMMISSIONER/DIRECTOR OF WEIGHTS AND MEASURES FOR THE COUNTY OF LOS ANGELES FOR THE ABATEMENT OF WEEDS AND PUBLIC NUISANCES, AND CONFIRMING THE COSTS OF SUCH ABATEMENT AND ASSESSING SUCH COSTS AGAINST CERTAIN REAL PROPERTY.

206
1700
PSA w/RBF
Consulting for
Overhaul of
Chpt. 31

RESOLUTION NO. 26,293:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE PROFESSIONAL SERVICES AGREEMENT WITH RBF CONSULTING.

Adopted

The consent calendar was adopted by the following vote:

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

Noes: Council Members None.

Absent: Council Members Laurell.

406
BGPA Authority
Request to
Release Certain
Deed
Restrictions on
Trust Properties

Eric Pilsk, from Akin, Gump, Strauss, Hauer, and Feld, LLP, stated staff is requesting authorization for two items: one, the partial release of certain easements and use restrictions that apply to a portion of the Trust Property portion of the B-6 property; and, two, authorization for the City to authorize the trustee to make applications to the Cities of Burbank and Los Angeles for the release of certain unused rights-of-way and easements.

He stated the portion in question is located in the City of Los Angeles and, under the November 1999 easement and restrictions agreement, the Airport Authority acquired the B-6 property subject to certain use restrictions which in general were intended to keep the Authority from using the property for any airport purposes without further consent of the City. He noted there were two components: 1) prohibiting any use of the property other than certain uses permitted under a 1997 injunction that restricted the use of the property by the Airport Authority; and 2) to prevent the development of the property for any airport use without a development agreement entered into between the Airport Authority and the City. He added that under the Trust Agreements, if a development agreement was not signed by May 2000, the Authority was obligated to sell the Trust portion of the B-6 property. He stated the Airport Authority has entered into a contract to sell a portion of the property to Voit Acquisitions Company, who intends to develop the property with a variety of industrial uses. Also in

reviews currently in place in the Treasurer's Office, including: an annual review by the California Debt Investment Advisory Committee (CDIAC); a review by the Municipal Treasurers Association of the United States and Canada (MTA US & C), the national investment policy committee, for review and certification; and, ongoing reviews from internal and external auditors, financial reporting, and the City's brokers/dealers.

Next, Ms. Anderson discussed that for the purposes of evaluating the risk of the City's investment portfolio, the portfolio is examined from a suitability perspective, and noted that the City is in compliance with all five elements considered to determine suitability which are legality, liquidity, interest rate risk, diversification and market rate of return.

Ms. Anderson recommended that the Treasurer's Office continue all the reviews which are currently being done, and added that the Treasurer's report will contain more concise information that may be easier to read and understand, with continued input from professional brokers/dealers, and given the current scope of oversight measures in place, that no additional financial oversight measures be undertaken at this time. In addition, Ms. Anderson requested the Council consider appointing a second Council Liaison to the City Treasurer's Oversight Committee.

Motion It was moved by Mr. Golonski and seconded by Mr. Vander Borght that "Ms. Murphy be added as Liaison to the Treasurer's Office."

Carried The motion carried by the following vote:

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

Noes: Council Members None.

Absent: Council Members Laurell.

201-2
FY 2002-03
Work Program
And
Departmental
Performance
Indicators
(Management
Services)

Mr. Nicoll, Management Services Director, stated the Management Services Department's Work Program focus areas include customer relations and citizen services, departmental services and employee relations and services. He discussed the accessibility to services and information, such as current employee contracts and job applications being available on-line to attain their goal of increasing services that are delivered through self-service technologies while continuing to maintain high customer service levels. He discussed the success of the blood drive, noting that donations benefited 500 individuals, and indicated staff would be scheduling two blood drives during the upcoming year.

Next, Mr. Nicoll discussed the goal of maintaining current hiring standards while at the same time targeting diversity in all recruitments with the goal of increasing ethnic or gender minority staff and enhancing bilingual skills to better serve the public, and staff's participation in job fairs, outreach and training services. He noted the utilization of task-specific employees to meet varied service needs, such as the youth employment program and sign language interpreters, and added the department's goal of providing accurate and timely guidance to customers extended not only to the Human Resources Division, but to Reprographics and the Mail Room as well.

With regard to departmental services, Mr. Nicoll discussed the goal of reducing the recruitment timeline hiring for promotions and new hires to 45 and 90 days, respectively, and providing safety inspections at all City facilities. The final goal discussed was to provide training for employees in diversity, sexual harassment, violence in the workplace, writing and presentation skills, computer applications, labor relations procedures, safety, accident prevention, and supervisory skills, and the City's potential participation in the Glendale University Program.

Mr. Nicoll highlighted performance indicator measures by Department Section as follows:

Administration: maintain the average response time to customer requests/inquiries to three days; increase the percentage of printing jobs completed within the requested time frame 90 percent of the time.

Labor Relations: increase to 90 percent the number of surveys completed within 30 work days; increase the percentage of on-line data updated within 10 work days of change 90 percent of the time;

Recruitment and Selection: increase the percentage of ethnic diversity in Citywide workforce by 35 percent; increase the percentage of minority applications received per recruitment to 52 percent.

Training: increase the percentage of employees rating classes good to excellent goal to 90 percent; increase the average number of classes held monthly from 2.4 to 3.1.

Risk Management: reduce the average number of days to process a liability claim to the City Attorney from 3.5 days to 2.5 days.

Safety: increase the percentage of City facilities/sites inspected from 46.5 percent to 80.0 percent; increase the

percentage of safety hazards corrected from 82.7 percent to 85.5 percent.

The Council reviewed the proposed FY 2002-03 Work Program and Departmental Performance Indicators as recommended.

1503
1504
BWP Electric
And Water
Monthly Reports

Mr. Davis, Burbank Water and Power General Manager, reported water quality in June throughout the system met or exceeded State and Federal drinking water standards. He noted there is significant ongoing activity with regard to industry restructuring, both legislative and regulatory, there are significant efforts going on to improve the reliability and security of the City's utility services, and that there are several major projects which have recently been completed.

Mr. Davis reported southern California has had its worst water year in recorded history, that the effects of this have not been felt yet due to substantial water storage and drought-resistance work done by California communities; however, a major settlement is due on the Colorado River apportionment and if it doesn't happen by the end of this calendar year, California could experience its first-ever water rationing program. He reported that two sets of tanks were removed and resurfaced with internal coatings as part of routine maintenance, and that the two small hydro-electric generators are now working at the Valley Pumping Plant, noting the fact that the fountain in front of the building has been restored and is now running.

He reported that on the regulatory side, staff has spent a considerable amount of time answering questions from numerous investigating agencies about the trading Burbank did during the power crisis, and assured the Council Burbank did not engage in any questionable trading practices.

Mr. Davis noted that the California Public Utilities Commission has put off implementation of the gas industry restructuring program for 120 days, during which time staff will continue to support testing the system for trading gaming.

Mr. Davis reported there are presently lots of efforts involving greenpower, and that BWP is conducting current assessments of sites around town for potential photovoltaic projects. He added that through the Southern California Public Power Authority (SCPPA), Request For Proposals had gone out for larger renewables, and several good proposals were received; however, the proposals are problematic for Burbank, Glendale and Los Angeles because they are for projects located along

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the state's Independent System Operator (ISO) transmission pass, which would require Burbank to join the ISO thereby jeopardizing electric reliability, so it may take some time before Burbank can participate in a large regional greenpower facility.

He noted Lake One was dedicated last month, testing continues and the plant will soon be released for commercial operations, adding this is the first such plant the City has built in 30 years. He indicated staff has experienced routine start-up challenges, but nothing major, and noted that it will take a year before the unit can be certified by the South Coast Air Quality Management District (SCAQMD).

With regard to telecommunications, Mr. Davis reported that several new customers had been hooked-up, including one large link, a double redundant loop to Los Angeles, made possible by work done at Receiving Station E and the Capon Switching Station. He then gave a brief status report on the upgrade of the multi-year restoration of the Burbank Water and Power building, including the installation a zonal heat pump system which is water-based, and works with a computer energy management system which not only fits the remodel of the building without ruining the architecture, but is another good use of reclaimed water.

The Council noted and filed the report.

10:36 P.M.
Reconvene
Redev. Agency,
Housing
Authority,
Parking
Authority and
YES Fund Board
Meetings

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

Third Period of
Oral
Communication

Ms. Murphy called for speakers for the third period of oral communications at this time.

Citizen
Comment

Appearing to comment were Irma Loose, quoting from an article by Stan Hyman in the July 24, 2002 edition of The Toluca Times regarding the City's airport curfew not being grandfathered in and Ms. Murphy's quote, requesting information about the Court case referred to by Ms. Murphy regarding the grandfathered curfew, and requesting the scroll

information return to Channel 6; John Blue, on the issue of runaway film production being ignored until now, on subsidies not going into the production budget but rather into the pockets of the producers, on the original runaway production bill being killed by the Governor three years ago, and supporting the tariff bill; Mark Barton, on his concept of the Burbank "Sign-tuary" and on the issues to be considered when dealing with the tent and canopy ordinance, including a specific permit as to the fabric used in the canopies because they deteriorate quickly; Mike Nolan, on his referring to active easements on the Trust Property during previous oral communications, and on choices given to Burbank residents with regard to Measure A; and Eden Rosen, on a radio program where live calls are taken on landlord/tenant issues, on her opinion that landlord/tenant issues should be dealt with at the State level.

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 10:53 p.m. in memory of Helen Hosea.

Margarita Campos, City Clerk

APPROVED SEPTEMBER 17, 2002

Mayor of the Council
of the City of Burbank