

TUESDAY, AUGUST 13, 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 5:35 p.m. by Mr. Laurell, Mayor.

CLOSED SESSION

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

Oral Communications Mayor Laurell called for oral communications on Closed Session matters at this time.

Citizen Comment Appearing to comment was Marie Paino, requesting multi-bill receptacles to accept payments for various utilities at City Hall, Joslyn Center, Burbank Water and Power, and library branches, and asking if the Third Street entrance to Burbank High School has a ramp.

5:40 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:

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 Mr. Laurell, Mayor.

Invocation The invocation was given by Council Member Vander Borgh.

Flag Salute The pledge of allegiance to the flag was led by Mr. Hanway, Financial Services Director.

ROLL CALL

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

8/13/02

Reporting on Closed Session Mr. Barlow reported on the item considered by the City Council during the Closed Session meeting.

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 Dez Tenke, expressing frustration with the amount of time being spent on fighting airport expansion, and encouraging development of an airport in Palmdale; R. C. "Chappy" Czapiewski, alleging a Brown Act violation by the City Manager because he spoke during the public oral communications period during the PERC meeting on August 12; and David Piroli, inquiring where the name "Plan Evaluation and Review Committee" came from, as it insinuates there is some kind of "plan", and inquiring whether the public can speak on airport matters since there are no airport matters listed on the agenda.

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 was Esther Espinoza, expressing disagreement with the Professional Services Agreement with Boyle Engineering for design work associated with the SR-134 Ramp Project at Hollywood Way, inquiring how the asset forfeiture funds will be used, inquiring as to the reason for the emergency resolution with regard to the Burbank Animal Shelter, and making offensive racial remarks.

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

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

1401 RESOLUTION NO. 26,301:

Amend PSA w/
Boyle
Engineering for
SR-134 Ramp
Project

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF BURBANK AND BOYLE ENGINEERING FOR DESIGN SERVICES.

907
801-2
Drug Asset
Forfeiture

RESOLUTION NO. 26,302:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AMENDING THE FY 2002-2003 DRUG ASSET FORFEITURE FUND BUDGET.

804-2
Waiver of
Animal Shelter
Fees

RESOLUTION NO. 26,303:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AMENDING RESOLUTION NO. 26,258, THE BURBANK FEE RESOLUTION, AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO WAIVE THE SPAYING AND NEUTERING FEES FOR ADOPTION OF ANIMALS IN EXTRAORDINARY CIRCUMSTANCES.

Adopted

The consent calendar was adopted by the following vote:

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

Noes: Council Members None.

Absent: Council Member Golonski.

201-2
Annual Work
Program and
Performance
Indicators (CDD
and Public
Works/Capital
Projects)

Mrs. Georgino, Community Development Director, noted the department has 54 Work Program items and 23 Performance Indicators, and highlighted the following work program items: preparation of a General Plan update, including the Land Use Element and the Transportation Element; ensuring Code compliance for property maintenance violations citywide, including the removal of junk, trash, debris, inoperable vehicles, and excessive weeds; creation of a pilot Conditional Use Permit (CUP), Variance and Planned Development (PD) Verification Inspection Program; maintenance of programs for business tax and regulatory business licensing; expanding public outreach by implementing the License and Code Division's technology master plan; enhancing the Building Division Career Day; expanding and developing the Building Division's public information publications and public counter information center; developing a strategic plan to facilitate appropriate development in several areas of the City currently or potentially in transition; further enhancing the Downtown Village Area; maximizing the Redevelopment Agency's investment in the City Centre Redevelopment Project Area;

ongoing development in the South San Fernando Redevelopment Project Area (Senior Artists Colony, South San Fernando Streetscape Project, Lance Site); operation of a Business Assistance/Verdugo Job Center Annex office (WorkForce Connection); ongoing development in the West Olive Redevelopment Project (Pinnacle Project and Bob Hope Project); continuing development of the Home Depot at the former ITT site; the Platt Project in the North Triangle; initiating work on revising and updating Chapter 31 (Zoning) of the Municipal Code; preparation of an ordinance on second dwelling units in response to a Court decision on occupancy restrictions and view protection standards for residential uses within the hillside area; developing a Master Plan and an ordinance for personal wireless telecommunications facilities; revitalization plan for the Peyton-Grismer area; ongoing revitalization programs in the Golden State and Verdugo/Lake Neighborhoods; the Burbank Cottages Project; reviewing potential changes to existing programs, facilitating the Affordable Housing Blue Ribbon Committee and developing recommendations; development of the San Fernando Connector/Empire Interchange; development of the SR-134 Ramps Project; completion of the final design and beginning of construction of the Chandler Accessway Project; completion of the Bicycle Master Plan update; and, developing the Building Division Permit Tech/Counter Operations Procedure Manual.

Next, Mrs. Georgino highlighted several performance indicators, including: maintaining 100 percentage usage of United States Department of Housing and Urban Development (HUD) funds in the Section 8 Rental Assistance Program; increasing to 100 percent the utilization of funds in the Family Self Sufficiency Program; with respect to the 20 percent Set Aside Funds, build 76 units based on projects and programs approved by the Council, place covenants on 25 units restricting the rental rates and tenant income to very-low income levels in perpetuity, create 29 units affordable to low-income households of which some units will have affordability covenants that extend in perpetuity for low income, large households, and develop 22 moderate-income for-sale units; increase the number of new clients served at the WorkForce Connection to 85 per month; with respect to the administration of Community Development Block Grants, fund ten public service projects and nine capital projects; increase to over 90 percent the number of applicants' requests processed efficiently within 30 days of the date the application is accepted as completed, and the site is posted; increase to over 90 percent the number of applicants' requests presented to the Planning Board within 105 days from the date the application was accepted as complete; increase the

percentage of complaints responded to promptly in License and Code Services; and, with respect to plan check and inspection services in the Building Division, to increase the percentage of plan checks completed within 15 working days and complete all inspections within 24 hours.

Mr. Feng, Public Works Director, highlighted the following Public Works Department Work Program items: analyze crossing guard locations to ensure proper deployment; continue to design elementary school valet parking improvements; complete construction on Phase A of the Burbank Water Reclamation Plant upgrade to achieve Biological Nutrient Removal; prepare specifications and award a contract for Phase 6 of the Sewer Rehabilitation Project which has been funded by federal funds over the past five years; collaborate with Glendale to investigate mutually beneficial strategies on wastewater treatment and disposal relative to the contract with the City of Los Angeles, adding that great progress has been made on all four key points; provide the Regional Water Quality Control Board with comments on proposed policies, guidelines, and regulations pertaining to the City's National Pollutant Discharge Elimination System (NPDES) Municipal Stormwater permit; present a contract for the Adopt-a-Stormdrain Program before Council for approval; and, place trash receptacles at all non-sheltered transit stops, a permit requirement which will be funded with \$38,000 in Proposition A funds to implement this program in compliance with the stormwater permit.

Next, Mr. Feng showed a slide depicting the Public Works infrastructure improvement projects, and continued highlighting Work Program items, including: completion of construction of the alley reconstruction project, citing the use of concrete rather than asphalt; continuing sidewalk reconstruction at various locations throughout the City, noting staff doesn't anticipate recommending the use of rubber sidewalks due to the fact that the edges do not stay level with the concrete; awarding a contract for the annual slurry seal program; issuing a contract for seismic retrofit design for 21 City buildings, a 6- to 7-year program costing about \$4.6 million, noting \$1.7 million included in the FY 2002-03 budget; awarding a contract for seismic retrofit construction for the Olive Recreation Center and Fire Station 16; construction of the Compressed Natural Gas (CNG) fuel station; construction of the Verdugo Recreation Center elevator, with completion anticipated for summer of 2003; implementation of the vehicle standardization policy allowing the purchase of fewer makes of cars at lower costs, while maintaining the competitive bid process; and implementation of the new fleet management system in partnership with Burbank Water and

Power and the Fire Department to maximize efficiency and reduce costs.

Mr. Feng discussed the following work program items pertaining to capital projects: completion of construction of the Buena Vista Branch Library and Lincoln Neighborhood Park, a project which is seven weeks ahead of schedule and on budget; completion of construction documents for the Development and Community Services Building (DCSB), which will be presented to Council for approval of the Master Plan and presentation of the budget; completion of the schematic design phase and initiate the design development phase for the DeBell Golf Facilities Master Plan, which includes replacing the pro shop, clubhouse, restaurant, driving range and golf cart repair shed and is financed completely through the Golf Enterprise Fund; retain the program and design architect for the South San Fernando Park Project; begin the Request For Proposal process for the City Hall tenant improvements and City Hall Conference Room project; and, install a total of 1,300 energy saving green LED lamps at 172 signalized intersections.

Next, Mr. Feng addressed some of the Public Works Department's Performance Indicators. He explained that staff will use this year as a baseline tracking mechanism for schedules, budgets and public relations due to the fact that the Department has received a large influx of funding on the infrastructure. He stated staff will inspect 90 percent of significant industrial users quarterly, and 90 percent of reported illicit discharges within one business day; will remove 84 percent of reported graffiti within one working day, 92 percent within two working days, and 99 percent in three working days; maintain 85 percent of customers satisfied with the quality of housekeeping services for City buildings; maintaining 90 percent of the fleet up and running at all times; repair 95 percent of potholes within five working days; perform 100 percent of sidewalk repairs within five working days; correct 95 percent of signal malfunctions within two hours of the reported problem; maintain 100 percent of the signals fully functioning at all times; decrease energy consumption by 40 percent through energy saving measures.

Mrs. Ramos inquired about the trench cut study and Mr. Feng responded that this was a progressive program mitigating trench cutting for the past ten years. He noted that outside utility companies believe that they are entitled to cut into City streets without being charged a fee, that subsequently four cities have adopted trench cut fees and have been brought to court by the utilities for doing so. He indicated these cases are currently pending, and outlined Burbank's efforts to

mitigate the problem in the meantime. Mr. Vander Borcht inquired about the street closure at San Fernando Boulevard and Buena Vista Street, and Mr. Feng responded that this intersection was one of five being enhanced due to mitigation measures required by the Burbank Empire Center construction, and staff is currently addressing traffic back-up issues in the area.

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 Jim Emmanuel, suggesting the City sit down with all the stakeholders at the Airport to negotiate the voluntary curfew through a memorandum of understanding, including the courier company who is the worst offender, and recommending construction of an underpass from Vanowen to Empire to avoid getting caught in the railroad crossing on Empire Avenue; Esther Espinoza, making offensive racial remarks, and commenting on asset forfeiture funds in general; Howard Rothenbach, on speakers' rights to address airport matters at tonight's meeting because he was told previously that anticipated litigation meant airport litigation; and Mike Nolan, on Mr. Golonski's urgent appeal item not being heard until the appeal period for the Airport's project has expired, on defining security issues as they pertain to the installation of security equipment, office space and the concourse at the Airport, inquiring why the project has grown from 11,000 to 47,000 square feet, requesting that Mr. Ovrom clarify his remarks regarding passenger safety problems at the Airport right now and what the City is doing to protect the public.

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 8:32 p.m. in memory of Angelo Attardo and to Tuesday, August 20, 2002, 5:00 p.m. to 6:30 p.m., in the Council Chamber for a Downtown Revitalization Study Session as a Council, Redevelopment Agency and community priority.

Margarita Campos, City Clerk

APPROVED SEPTEMBER 24, 2002
Mayor of the Council
of the City of Burbank

8/13/02