

TUESDAY, APRIL 29, 2003

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.

Invocation The invocation was given by Rabbi Richard Flom, Temple Emanuel of Burbank.

Flag Salute The pledge of allegiance to the flag was led by John Brady, President, Human Relations Council.

ROLL CALL

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

Absent - - - - Council Members None.

Also Present - Ms. Alvord, City Manager; Ms. Scott, Chief Assistant City Attorney; and, Mrs. Campos, City Clerk.

301-1
Police K-9
Program Police Chief Hoefel introduced to the community, the new Police Canine, Caila. Lieutenant Janice Lowers, Coordinator of the Canine Program, reported a new canine had been donated to the Police Department to replace Ugli, who passed away due to a stomach ailment. Officer Theresa Geier presented Caila to those present. Plaques were presented to Jack O'Neill representing NBC, and Julia Larsen, representing the Burbank Women's Club for the donation of Caila.

301-1
Citizen
Recognition for
Assisting in
Apprehending a
Suspect Chief Hoefel stated the Police Department wished to recognize three citizens who came to the aid of Police Officers who were attempting to effect an arrest. Captain Tim Stehr relayed the citizens' efforts and commended Peter Hong, Steve Bowen, and Ryan Albala for risking their personal safety to come to the aid of Police Officers Hill and Schultz in the apprehension of a dangerous forgery suspect. Captain Stehr presented letters of appreciation to Messers. Bowen and Albala who were present.

301-1
Recycling
Heroes Mayor Laurell noted the City's tradition, every April, of honoring a few individuals, organizations, and companies for their exceptional and successful waste reduction and recycling efforts, and recognized the following Recycling Heroes for their commitment to conservation and to our community: Debra Lack, a First Grade Teacher at George Washington Elementary School; Wayne Wiiki, Facilities Manager and members of his crew members Dan Hopkins, Tom Huerta and Johnny Reyes at Entertainment Partners; and Karen Ross, Mark Thomas and Delores Thomas, managers and owners of the Tally Rand Restaurant. Mr. Fischer, Streets and Sanitation

Manager, introduced the recipients and briefly summarized their recycling programs. Mayor Laurell presented Certificates of Recognition to the recipients of the awards.

301-1
Day of
Remembrance

Mayor Laurell invited members of the public to join with the Council in commemoration of the Annual National Days of Remembrance, established by the United States Congress, noting services were being conducted in the rotunda of the Capitol in Washington, D.C., and in City Councils and State Capitols throughout the United States. He presented a Proclamation in recognition of the 2003 Days of Remembrance of the victims of the Nazi Holocaust to Sylvia Sutton, Chairperson for the Days of Remembrance of the City of Burbank Committee. Mrs. Sutton conducted a ceremony in commemoration of the National Days of Remembrance, the theme of which was "Remembering the Warsaw Ghetto." John Brady, President of the Burbank Human Relations Council, outlined the events leading up to and including the Warsaw uprising, noting the courage of those who took up arms against the Nazis. Helen Tomsy introduced the memorial candle-lighting ceremony by briefly remarking on its significance and the importance of remembering the Holocaust. The following survivors of the Holocaust lit candles in remembrance: Ruth Marks, Suzanne and Walter Goldsmith, Rena Drexler, Betty Daniel, and Ed Heisler. Mrs. Tomsy remarked the survivors had lit six candles in memory of the six million Jews who were killed, and invited George Saikali to light the seventh candle in honor of all who perished as a result of the planned exterminations and ethnic cleansings. Dr. Tomsy performed a special song, Ani Ma'amin. In conclusion, Mayor Laurell expressed his appreciation to the survivors as well as the members of the Commemoration Committee.

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 Candy League, expressing concern as a result of receiving a traffic citation; Alexis Dellar Hanson, regarding hillside viewshed issues; Esther Espinoza, inquiring as to the number of minority students who participate in the Ota-Burbank Student Exchange Program, and expressing dissatisfaction with the commemoration of the Days of Remembrance; James Schad, expressing appreciation for the commemoration of the Days of Remembrance, and inquiring whether the City continues to utilize merit bonuses; and Mark Barton, commenting on government regulations with

regard to traffic signs.

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 Esther Espinoza, in opposition to naming South San Fernando Park in honor of former City Manager Bud Ovrom, and commenting on Channel 6 programming policies; James Schad, in opposition to the naming of South San Fernando Park in honor of former City Manager Bud Ovrom, suggesting the park be named after volunteers; Celeste Francis, commenting on Channel 6 programming policies, suggesting the Council maintain the status quo in this regard, and in opposition to naming any facility after former City Manager Bud Ovrom at the present time; Mark Barton, expressing appreciation to former City Manager Ovrom for his achievements, but in opposition to naming South San Fernando Park in his honor because of the fact that he resigned; Mike Nolan, requesting an explanation of the Option Two Death Benefit referenced in one of the agenda items, and asking how this will affect retired employees, commending Fred Lantz of Burbank Water & Power for his work with Burbank's water wells and in support of the City's application for a groundwater storage construction grant; David Piroli, in opposition to naming a City facility after former City Manager Bud Ovrom because he is not deceased, referencing the April 21, 2003 letter from the Airport Authority to Ms. Blakey; Dr. Theresa Karam, in opposition to naming South San Fernando Park in honor of former City Manager Bud Ovrom, inquiring why Mr. Ovrom resigned; Howard Rothenbach, interrupted by Mayor Laurell as his comments with regard to the Airport Authority's letter to Federal Aviation Administration (FAA) Director Blakey were not related to any agenda item; and Eden Rosen, commenting on Channel 6 programming policies and noting specific programs currently airing on Channel 6, and in opposition to naming South San Fernando Park in honor of former City Manager Bud Ovrom.

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

4/29/03

8:07 P.M.
Recess The Council recessed to permit the Redevelopment Agency to hold its meeting. The Council reconvened at 8:09 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."

907
804-3
Bulletproof Vest
Grant
Application RESOLUTION NO. 26,476:
A RESOLUTION OF THE CITY OF BURBANK AUTHORIZING THE POLICE DEPARTMENT TO APPLY FOR A POLICE DEPARTMENT BULLETPROOF VEST PROGRAM GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE.

304-1
907
Donation of
Police Canine RESOLUTION NO. 26,477:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ACCEPTING NBC STUDIOS AND THE BURBANK WOMEN'S CLUB'S DONATION OF A NEW POLICE CANINE NAMED CAILA.

1208-1
1503
Acquisition of
461 N. Varney RESOLUTION NO. 26,478:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING AN ACQUISITION AGREEMENT BETWEEN THE CITY OF BURBANK AND VICTOR E. AND MARY L. ESTRADA FOR THE PURCHASE OF 461 N. VARNEY STREET.

804-3
1504
Groundwater
Storage Project
Construction
Grant RESOLUTION NO. 26,479:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AUTHORIZING AN APPLICATION FOR A GROUNDWATER STORAGE PROJECT CONSTRUCTION GRANT FROM THE CALIFORNIA DEPARTMENT OF WATER RESOURCES.

Adopted The consent calendar was adopted by the following vote:

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

1101-2
Update to the
Land Use
Element
"Burbank Vision"

Mrs. Lazar reported on the update to the Land Use Element of the Burbank General Plan, which is a blue print for all future development in Burbank. She informed the Council the last update to the City's General Plan was in 1989, noted the growth in the subsequent 13 years and added the Planning Division was in the process of another comprehensive update. She explained the first step involved soliciting community input, described the outreach efforts by staff and stated the core community values identified through the public outreach program would be shared with all City departments to ensure that all City plans and programs were consistent with the identified community goals. In summarizing the outreach activities, she stated three public meetings were hosted by the Planning Division in early 2002, designed to share information with residents and business owners but more specifically to listen to the residents' concerns and ideas. She added videotapes of these meetings were replayed numerous times on Channel 6 for the benefit of residents that were unable to attend, and that further outreach efforts included the use of utility bill inserts to inform the residents about the Plan update process. In addition, flyers and cards were placed in libraries and at public counters to explain the update process and inform the public that staff was awaiting their input and was ready to provide answers to any questions they may have. She also stated the City's website contained information about the Plan update and had a variety of on-line questionnaires aimed at eliciting input from residents.

Mrs. Lazar then highlighted the main core values compiled from the residents' input, which would form the foundation for future development in Burbank including; the vision of a community that balances the conveniences and economic advantages of a big city while protecting the small town elements of Burbank, making Burbank a special place to live; quality residential neighborhoods; sense of community; quality schools; quality municipal programs and services; and, the responsiveness of the local government. She noted the community expressed support for a variety of retail opportunities which include both large retail outlets and the smaller "mom and pop" stores that contribute to a neighborhood environment. She added residents also expressed a need for a variety of housing types to accommodate the needs in the community, especially the need for more affordable housing options. She requested the Council support the core values gleaned from the community input and endorse the vision of a balanced community as discussed in the staff report, as the guide for staff in preparation of the updated Land Use Element.

Mrs. Ramos reported receiving input from a resident with

regard to the overwhelming concern that the City was using redevelopment funding too freely in the City's quest to revitalize neighborhoods. Mrs. Lazar responded she did not consider the concern as overwhelming.

Mr. Vander Borght noted the challenge in implementing the core values but noted the core values would provide a roadmap to enable the City to focus in the right direction.

Ms. Murphy disagreed with Mr. Vander Borght, stating the City had already achieved some of the core value goals, and noted the City already maintained a balance of the "small town feel" in a big City but recognized that change was inevitable.

Mr. Golonski commented on the diversity of responses by members of the public, noting the responses provided insight into the community needs and reiterated the need to maintain a proper balance. He also noted one of the most prevalent things mentioned by residents as the cleanliness of the City, and requested staff conduct a Redevelopment Study Session to aid in prioritizing redevelopment funds. Ms. Alvord stated the Study Session would be incorporated into the Community Development Department's budget discussions. In addition, Mr. Golonski also requested a discussion on the City's long-term housing plan, including the affordability balance.

Motion It was moved by Ms. Murphy and seconded by Mr. Golonski that "the Council endorse the Burbank Vision and move forward with a study session to prioritize goals on housing needs including the cleanliness theme."

Carried The motion carried by the following vote:

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

703 Mr. Flad, Park, Recreation and Community Services Director, S. San Fernando stated at the March 4, 2003 Council meeting, staff was Park Naming directed to agendize a Facility Naming Request to name the Request South San Fernando Park in recognition of former City Manager Robert R. Ovrom. He added in accordance with the Burbank Municipal Code's facility naming process, the item

was placed on the Park, Recreation and Community Services Board (Park Board) agenda on March 13, 2003, for the purpose of obtaining a recommendation that an application be submitted. He added staff received the Park Board recommendation and subsequently prepared an application with several attachments listing Mr. Ovrom's accomplishments during the past 17 years, and their relation to the Park, Recreation and Community Services Department and the South San Fernando Park Project. He stated at the April 10, 2003 meeting, the item was again considered by the Park Board and received a three-to-two vote recommending that the park be named after Mr. Ovrom. He noted the opinion of some Board members and the public that Mr. Ovrom's contributions transcended departmental lines and that another facility that similarly transcended departmental lines would be more appropriate. He also informed the Council that their decision was final.

Mr. Laurell noted the various accomplishments by Mr. Ovrom in the City, particularly his efforts in acquiring the land on which South San Fernando Park would be developed.

Ms. Murphy stated she was not supportive of naming South San Fernando Park after Mr. Ovrom and added although she believed Mr. Ovrom was a great leader, she did not consider it appropriate to name the park in his honor. She noted the public input from many individuals in the community who supported Mr. Ovrom, but likewise questioned the appropriateness of naming the park in his honor at this time.

Mr. Golonski indicated support for naming the park after Mr. Ovrom noting he was the driving force and vision behind the development of the park and the new Buena Vista Branch Library. He added the City accumulated \$14 million to acquire the land and develop the park, and acknowledged Mr. Ovrom's vision and prudent financial planning to achieve this goal.

Mrs. Ramos acknowledged her preference to postpone the naming of the park, but noted since the City's facility naming policy did not allow for a waiting period, she was supportive of naming the park after Mr. Ovrom at this time. She also stated Mr. Ovrom exemplified the City's motto: people, pride and progress.

Mr. Vander Borcht reiterated the difficulty in making this decision and stated while Mr. Ovrom was a great leader in Burbank, he preferred making this decision at a later time to allow for time as a value judgment for Mr. Ovrom's legacy. He mentioned his preference to have the park referred to as South San Fernando Park for the time being.

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Motion It was moved by Mr. Laurell and seconded by Mr. Golonski that "Council approve a Facility Naming Request for the purpose of naming the South San Fernando Park project in honor of Bud Ovrom."

Carried The motion carried by the following vote:

Ayes: Council Members Golonski, Ramos, and Laurell.

Noes: Council Members Murphy and Vander Borght.

Absent: Council Members None.

102-3
Channel 6
Program Policies

Mr. McManus, Public Information Officer, reported the Public Information Office (PIO) was presided over by a Subcommittee that considered a broad spectrum of activities within the office including Channel 6 programming. He stated the current PIO Subcommittee consisted of Mayor Laurell, Council Member Vander Borght, Ms. Alvord, City Manager, and himself as staff to the Subcommittee, meeting once a month. He explained the current policies of the Subcommittee that included: preference for activities that are related to and produced in the City of Burbank; the requirement that the program host be a City employee or the current Mayor of the City with very minimal exceptions for volunteers; and, preference that the Bulletin Board posts only information from City departments, or programs and projects in the community in which the City is a major stakeholder or sponsor.

Mayor Laurell reiterated the PIO Subcommittee's concerns and requested the Council discuss the current PIO policies and direct staff as desired.

Ms. Murphy requested clarification on the cost recovery efforts and McManus stated in light of the budget crisis, staff was suggesting that departments or non-profit organizations be required to meet a portion of the cost of certain programming requirements. Ms. Murphy inquired whether the Council requested a complete cost analysis for each PIO program as part of the budget discussions, and Mr. McManus affirmed the information was forthcoming.

Ms. Murphy also inquired as to the legal implications if the PIO Subcommittee submitted written reports on action taken to the full Council, such that if any Council Member was in disagreement with any decisions, the issue would be agendaized for further Council discussion. Ms. Scott, Chief Assistant City Attorney, responded it was acceptable and Ms. Murphy indicated support for that option.

Motion It was moved by Ms. Murphy and seconded by Mr. Vander Borgh "to adopt the current policies and to enhance that with written reports subsequent to each meeting, and with the caveat that requests for new programming be brought before the full Council."

Carried The motion carried by the following vote:

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

Noes: Council Members None.

Absent: Council Members None.

1004-4 PERS Contract For Retirement, Survivor and Death Benefits Mr. Hanway, Financial Services Director, reported on the Public Employees Retirement System (PERS) Contract amendments which were a result of prior negotiations with the various labor unions. He stated all miscellaneous employees, including those from the Police and Fire Departments were eligible for the Option Two Death Benefit. He explained if an employee who was eligible to retire died, the spouse or dependents would automatically receive the Option Two lower monthly benefit that continues after the spouse's death, and noted Option One would discontinue with the employee or retiree's death. He added Level Four, the 1959 Survivor's Benefit, would provide a survivor's benefit to the spouse and dependents if a pre-retirement age employee died, and noted all miscellaneous employees would move from Level One to Level Four. He also reported the City completed negotiations for the Burbank Firefighters Association (BFFA) and Burbank Firefighters Chief Officers Unit (BFF-COU) Memoranda of Understanding (MOUs) and agreed to provisions for the implementation of the three percent at 55 safety retirement formula and Option Two Death Benefit.

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

1004-4 PERS Contract Notice of Intent to Approve an Amendment For Retirement, RESOLUTION NO. 26,480:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK PROVIDING NOTICE OF INTENT TO APPROVE AN AMENDMENT TO THE CONTRACT BETWEEN THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY OF BURBANK.

4/29/03

Survivor and
Death Benefits

1004-4
PERS Contract
For Retirement,
Survivor and
Death Benefits

AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY OF BURBANK.

Adopted

The resolution was adopted and the ordinance was introduced by the following vote:

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

Noes: Council Members None.

Absent: Council Members None.

Ordinance
Submitted

It was moved by Ms. Murphy and seconded by Mr. Golonski that "Ordinance No. 3621 be read for the second time by title only and be passed and adopted." The title to the following ordinance was read:

1702
ZTA 2002-1
(Shopping
Center Uses in
Airport Zone)

ORDINANCE NO. 3621:
AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK AMENDING CHAPTER 31 OF THE BURBANK MUNICIPAL CODE RELATING TO SHOPPING CENTERS (ZONE TEXT AMENDMENT NO. 2002-1).

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.

9:54 P.M.
Reconvene
Redev. Agency
Meeting

The Redevelopment Agency meeting was reconvened at this time.

Third Period of
Oral

Mr. Laurell called for speakers for the third period of oral communications at this time.

Communication

Citizen Comment Appearing to comment were Gerald Walls, requesting the City organize a 4th of July Parade to demonstrate patriotism, noting the parade was cancelled in the 70's due to the Vietnam War; Ken Hoaglund, stating there was a rush to judgement in naming a park after Mr. Ovrom; Eden Rosen, commenting on concerns caused by Gitana being situated within a senior housing project, and in opposition to the Council's decision to name a park after Mr. Ovrom, commenting on the Channel 6 programming policies and objecting to her denial to be a guest on the Key to the City Program; David Piroli, commenting on the letter sent to Marian Blakey by Airport Authority President Chris Holden, expressing appreciation to Council Members Golonski, Murphy and Vander Borght for their response to his question, noting the letter discusses land use issues and that he acquired a copy of the letter through the Airport Authority; and Mike Nolan, commenting on Council deliberations with regard to naming a park after Mr. Ovrom, noting the reason a park was never put in the South San Fernando area was for safety reasons as San Fernnado Boulevard was once Highway 99.

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

Adjournment There being no further business to come before the Council, the meeting was adjourned at 10:26 p.m. to Thursday, May1, 2003 at 10:00 a.m. for a Council Reorganization Meeting and Saturday, May 3, 2003 for the Council Goal Setting Workshop – Airport Hilton Hotel Gala Room.

Margarita Campos, City Clerk

APPROVED JUNE 17, 2003

Mayor of the Council
of the City of Burbank