

TUESDAY, AUGUST 12, 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 5:06 p.m. by Ms. Murphy, Mayor.

CLOSED SESSION

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

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

Citizen Comment Appearing to comment was Mike Nolan, encouraging the Council to favorably consider the Akmakjian family's proposal to purchase the property at 124 East Olive Avenue, and in opposition to the placement of a soccer field at 1000 South Flower Street as this property may be utilized for commercial purposes.

5:10 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 Real Property Negotiator:
Pursuant to Govt. Code §54956.8
Agency Negotiator: Community Development Director/
Susan M. Georgino.
Property: 1000 South Flower Street – Southeasterly
Corner of Alameda Avenue and Flower Street.
Parties With Whom City is Negotiating: Jane M.
Jennings and Anna Jennings, co-Trustees of the Gladys
M. Blanchard Trust.
Terms Under Negotiation: Possible acquisition.
- b. Conference with Real Property Negotiator:
Pursuant to Govt. Code §54956.8
Agency Negotiator: Community Development Director/
Susan M. Georgino.
Property: A City owned parking lot located at the south
east corner of East Olive Avenue and First Street.
Parties With Whom City is Negotiating: Lewis Akmakjian,
124 East Olive Avenue, Burbank, CA 91502
Terms Under Negotiation: The City received an offer from
Mr. Lewis Akmakjian to purchase an 11,204 square foot
parking lot located at the south east corner of Olive
Avenue and First Street.

- c. Public Employee Performance Evaluation:
Pursuant to Govt. Code §54957 and 54957.6
Title of Employee's Position: City Attorney.
- d. Public Employee Performance Evaluation:
Pursuant to Govt. Code §54957 and 54957.6
Title of Employee's Position: City Manager.

Regular Meeting Reconvened in Council Chambers The regular meeting of the Council of the City of Burbank was reconvened at 6:37 p.m. by Ms. Murphy, Mayor.

Invocation The invocation was given by Reverend Roby Correa, Magnolia Park United Methodist Church.

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

ROLL CALL

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

Recognition of John Nicoll Mayor Murphy paid special tribute to Mr. John Nicoll, Management Services Director, upon his appointment as the Chief Executive Officer, in charge of labor relations and risk management for the County of Ventura. She congratulated Mr. Nicoll for his 24 years of service to the City in different capacities in the Financial Services and Human Resources Departments, and noted several awards that were bestowed upon the City under his leadership, including: Outstanding Fiscal Year 1986-87 Budget Document Award by the California Society of Municipal Finance Officers (CSMFO); and the Financial Reporting Achievement Award for 1993-94 by the Government Finance Officer's Association. She added during his tenure, Mr. Nicoll also received several personal awards including: the 1980 Professional Esteem Award from the Burbank Police Department; the 1993 United Nations Children's Fund, Mother Friendly Workplace Award; the 1999 Certificate of Recognition for Community Diversity Dialogue by the California State Assembly, for his participation in the Burbank Human Relations Council and the Los Angeles County Human Relations Mutual Assistance Coalition; and the 2000 Outstanding Professor of the Year Award by the University of Southern California (USC) Graduate Public Administration

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Community. She added John's influence extended beyond the City, noting he has been a Public Administration instructor at USC and California State University Northridge, with his knowledge sought by many in several cities and educational institutions.

6:49 P.M.
Recess The Council recessed at this time. The meeting reconvened at 7:05 p.m. with the same members present.

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

Initial Open
Public Comment
Period of Oral
Communications Ms. Murphy called for speakers for the initial open public comment period of oral communications at this time.

Citizen
Comment Appearing to comment were R. C. Chappy Czapiewski, on the appeal filed on the Measure A lawsuit, noting errors which occurred during the trial; Eden Rosen, on the recent arrest of employees at the Burbank-Glendale-Pasadena Airport, and on a recent court decision regarding the Landlord-Tenant Law; Marc Stebbeds, in appreciation for the City's opposition to a variance requested for opening a trade school proposed for North Hollywood, in close proximity to Burbank; Esther Espinoza, making derogatory racial remarks and commenting on nepotism; Stan Hyman, requesting item no. 5 be pulled from the consent calendar, and requesting to know how much non-committed money the City currently has in reserves; Tamara Gregoryan, commenting on uninhabitable conditions at her apartment complex, stating the building does not comply with Burbank codes; and Mark Barton, commenting on the Five Points intersection.

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

Agenda Item
Oral
Communications Ms. Murphy called for speakers for the agenda item period of oral communications at this time.

Citizen Appearing to comment were Michael Hastings, on behalf of

Comment

the Bob Hope Family, requesting consideration for an exploratory committee for naming the Burbank-Glendale-Pasadena Airport in memory of Bob Hope, reading from a letter submitted in support of this proposal to the Council from Ward Grant, noting contacts have been made at the Airport, and in the cities of Glendale and Pasadena to this end, and offering his assistance in bringing this project to completion; Esther Espinoza, in opposition to item no. 5, and making derogatory remarks about the City's Work Program and Performance Indicators report; Ron Vanderford, inquiring whether Mr. Hastings has any interest in naming the Main Post Office in memory of Bob Hope, commenting he would support naming the Buena Vista Branch Library in his memory, but in opposition to naming the Airport in Mr. Hope's memory; Stan Hyman, citing reasons why he is in opposition to naming the Airport in memory of Bob Hope, in support of naming the Buena Vista Branch Library or Providence St. Joseph Medical Center in Mr. Hope's honor instead; Rose Prouser, in opposition to naming the Airport in memory of Bob Hope, expressing apprehension that such action may trigger suggestions to build a new and fitting terminal, suggesting a statue of Mr. Hope be erected at the gateway to the Media District instead; David Piroli, in opposition to naming the Airport in memory of Bob Hope, as he had no historical connection with the Airport, suggesting it be renamed after Amelia Earhart, and suggesting a fitting memorial be placed in the Media District instead.

Mike Nolan, in opposition to the purchase of the property located at 1000 South Flower Street with bond money for a soccer field, as this property should be used for commercial purposes, and encouraging the Council to accept the offer from Mr. Akmakjian to purchase the property located at 124 East Olive Avenue; C.L. Stack, in support of the proposed regulation of engine idling, and in opposition to naming the Airport in memory of Bob Hope; Mark Barton, in support of naming the Airport in memory of Bob Hope; Molly Hyman, suggesting the Starlight Bowl be named in memory of Bob Hope, and in opposition to building a park at 1000 Flower Street which will not contribute to the City's tax base; Eden Rosen, in opposition to naming the Airport in memory of Bob Hope, in favor of naming the Starlight Bowl or property in the Media District in his memory instead; and Howard Rothenbach, in support of naming the Starlight Bowl in memory of Bob Hope due to the negativity associated with the Airport, and noting his opposition to the placement of a soccer field at 1000 Flower Street because it adjoins a freeway and a railroad track runs by the property, exposing children to safety hazards and contamination.

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Staff Response	Members of the Council and staff responded to questions raised.
Item Removed From Consent Calendar	The item regarding the Professional Services Agreement for Traffic Study for Planned Development No. 2003-1 (Platt Project) was removed from the consent calendar for the purpose of discussion.
Motion	It was moved by Mrs. Ramos and seconded by Mr. Campbell that "the following items on the consent calendar be approved as recommended."
Minutes Approved	The minutes for the regular meetings of June 17, June 24, July 1, and July 8, 2003 were approved as submitted.
802-1 Treasurer's Report	The City Treasurer's report on investment and reinvestment of temporarily idle funds for the quarter ending June 30, 2003 was noted and ordered filed.
1301-3 Mariposa St. Improvements. (B.S. 1068)	<u>RESOLUTION NO. 26,536:</u> 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 FUNDING AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR THE MARIPOSA STREET IMPROVEMENTS PROJECT, BID SCHEDULE NO. 1068.
1207 2 nd Amend. To Lease w/Brandall Modular Corp.	<u>RESOLUTION NO. 26,537:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING A SECOND AMENDMENT TO THE LEASE BETWEEN THE CITY OF BURBANK AND BRANDALL MODULAR CORP. FOR A MODULAR BUILDING.
Adopted	The consent calendar was adopted by the following vote: Ayes: Council Members Campbell, Golonski, Ramos, and Murphy.

Noes: Council Members None.
 Absent: Council Member Vander Borght.

1702
 1600
 PSA for Traffic
 Study for PD
 2003-1 (Platt)

Mrs. Forbes, Principal Planner, Community Development Department, requested Council authorization for the City Manager to enter into a Professional Services Agreement (PSA) with Kaku Associates to perform a traffic study for Planned Development (PD) No. 2003-1, aka, the Platt Project. She stated on June 12, 2003, PW, LLC, submitted a PD application to construct a project in the area known as the North Triangle portion of the Media District, and that on April 22, 2003, the Council denied a previous application by this applicant on the same site. She added the applicant has submitted four different development scenarios to be considered by the public and the City in processing this new application, and intends to meet with the community to eventually select one scenario for Council consideration.

Mrs. Forbes stated staff has preliminarily reviewed the project applications and determined that consultants will be necessary to perform the required environmental review under the California Environmental Quality Act (CEQA). She added a contract with Impact Sciences for the environmental review was completed, not inclusive of the traffic study, on a sole-source basis because of the firm's previous experience in this project area. However, for the traffic study, she stated staff was of the opinion that a different firm was necessary to perform the appropriate review. She informed the Council Kaku Associates is a highly respected firm in the area of transportation analysis and is familiar with Burbank and the surrounding areas and will be conducting the neighborhood protection program for this immediate area. She added no costs would be incurred by the City by entering into a PSA with Kaku Associates.

Responding to public comment, she stated the traffic study scope included 32 intersections and seven freeway segments and would by no means be limited to those areas, depending on the project's impacts. She clarified the intersections did not include the Five Points intersection, unless the project's impacts called for its inclusion.

Mrs. Ramos emphasized the need for the consultant to follow the City's traffic model, and requested staff present a status report on the consultant's findings once the traffic study is completed.

Mr. Campbell inquired as to the necessity of the study considering the development scenarios have not been

presented to the residents and Mrs. Forbes responded the scenarios were presented to start the Environmental Review Process and that staff would come up with four alternatives to the developer's, and that all eight projects would need to be analyzed. She also added a scoping meeting would be held with the community after the developer has met with the community. Mrs. Georgino clarified the developer presented the scenarios in language form, and that staff has not seen any drawings or details of the proposed developments.

Mr. Campbell requested reassurance that if the Council approved the item, the community would still have the opportunity for input regarding the proposed project scenarios and Mrs. Georgino responded in the affirmative but noted the legal requirement to process projects.

Mrs. Ramos, inquired whether the traffic counts at the 32 intersections would be conducted by the City, and requested clarification on the methodology for data collecting. Mrs. Forbes responded the traffic counts would be conducted by the consultant, and Mr. Gibson, representing Kaku Associates, explained the traffic count data collection and analysis methodology to be used.

Mr. Campbell expressed concern with regard to the accuracy of the "clicker" process, and suggested video cameras be used as back-up procedures to ensure accuracy of the manual traffic counts.

Motion It was moved by Mr. Campbell and seconded by Mr. Golonski that "the following resolution be passed and adopted:"

1702 RESOLUTION NO. 26,538:
1600 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
PSA w/Kaku APPROVING THE PROFESSIONAL SERVICES AGREEMENT
Assoc. for BETWEEN THE CITY OF BURBANK AND KAKU ASSOCIATES,
Traffic Study for INC.
Platt Project

Adopted The resolution was adopted by the following vote:

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

201-1 Ms. Wolfe, Administrative Analyst II, noted the recent passing
Request to of Mr. Bob Hope and requested Council consideration to

Rename BGPA
and the Post
Office

support the renaming of the Burbank-Glendale-Pasadena Airport and the United States Post Office, Olive Avenue Branch, in his honor. In the matter of the Airport, she stated should the Councils of Burbank, Glendale and Pasadena move to support such an action, the Airport Executive Director would assume the responsibility to pursue the renaming process. Once the appropriate forms and legal documents have been prepared, she stated the Councils would then be required to ratify the change.

In the matter of the Post Office, Ms. Wolfe stated United States Congressman Adam Schiff had already drafted a Bill to be introduced when Congress returned to session in September 2003. She added staff prepared several draft letters of support for both matters, and requested the Council initiate deliberation on the matter, review the draft letters, and direct staff as desired.

Mr. Campbell requested clarification regarding the possibility of a request by the Hope family to Congressman Adam Schiff that he withdraw the Bill seeking to name the Olive Avenue Post Office in Mr. Hope's honor.

Staff was directed to pursue the renaming of the Burbank-Glendale-Pasadena Airport and clarify the position of the Hope family on renaming the Post Office in memory of Bob Hope.

1503
1504
BWP Monthly
Water and
Electric
Operating
Report

Mr. Davis, General Manager, Burbank Water and Power, (BWP) presented the Monthly Water and Power Operating Report for July 2003. He stated water quality met or exceeded all State and Federal standards and the goals set by the Council. He informed the Council BWP received the preliminary year-end financial results, and stated the Utility was in good status despite the low water and electric sales. He explained water sales were two percent below the projected levels, and also noted the expenses were equally below the budgeted amount. Regarding water projects, he stated Reservoir Two was rebuilt and returned to service.

On the electric side, he stated electric reliability was above standard; residential electric sales continued to be under budget; retail power cost revenues continued to be below budget; as did the power costs, due to power cost management. He however stated the wholesale side performed above standard with a revenue variance of \$70 million and an operating income of \$5 million in wholesale revenues.

Mr. Davis added the Olive 1 and 2 units were rebuilt, the Olive 1 unit was returned to service and has been certified by the Air

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Quality Management District, and the Olive 2 unit would be returning to service in a month's time. He also stated the Lake One unit was in operation; construction of the Magnolia Power Project started on July 21, 2003 and is progressing; and that services to the media industry were continuously being improved. He also updated the Council on the expansion project of the Hollywood Way and Pass Avenue bridges over State Route 134 and the on- and off-ramps, and stated the project was on schedule and within budget

The Council noted and filed the report.

201-2
FY 2003-04
Work Program
and Performance
Indicators
Presentations
BWP

Mr. Davis, General Manager, Burbank Water and Power, presented the Work Program Goals and Performance Indicators for Burbank Water and Power.

Financial
Services

Mr. Hanway, Financial Services Director, presented the Work Program Goals and Performance Indicators for the Financial Services Department.

Management
Services

Mr. Nicoll, Management Services Director, presented the Work Program Goals and Performance Indicators for the Management Services Department.

Ms. Murphy inquired whether there were any efforts in Sacramento to sponsor legislation to influence workers compensation costs, and Mr. Nicoll responded the Recall Election had led to a halt in all pending legislation.

1600
Proposed
Regulation of
Engine Idling

Mr. Barlow, City Attorney, stated Council Member Campbell requested the item be agendaized for the Council to consider regulating the idling of motor vehicle engines in residential or residentially adjacent zones. He requested the Council discuss the matter and direct staff as desired.

Mr. Campbell stated he requested to agendaize this matter following residents' complaints regarding trucks unnecessarily idling in commercial areas adjacent to residential neighborhoods. He added regulation of idling would avoid diminishing the quality of life for Burbank residents and requested Council support.

Staff was directed to research and bring back a report and/or proposed ordinance regarding this matter.

Final Open Public Comment Period of Oral Communications Ms. Murphy called for speakers for the final open public comment period of oral communications at this time.

Citizen Comment Appearing to comment were Theresa Karam, inviting residents to attend a meeting of the Greater Toluca Lake Neighborhood Council on August 19, 2003 at 7:00 p.m. with regard to the Los Angeles Recording School proposed project on Magnolia Boulevard, noting the presence of Messers Campbell and Golonski at the recent zoning meeting for this project; and Rose Prouser, expressing disappointment at the Council's action to support renaming the Airport in memory of Bob Hope, commenting on the Platt Traffic Study, citing safety concerns with compact fluorescent lights, the availability of water brooms, noting safety concerns with the parking structure at the new AMC Theater, and complimenting the contractors working on the project at Oak Street.

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 10:09 p.m.

Margarita Campos, City Clerk

APPROVED AUGUST 26, 2003

Vice Mayor of the Council
of the City of Burbank