

TUESDAY, AUGUST 26, 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 5:02 p.m. by Ms. Murphy, Mayor.

CLOSED SESSION

Present- - - - Council Members Campbell (arrived at 5:04 p.m.), Golonski, Ramos, Vander Borgh and Murphy.

Absent - - - - Council Members None.

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, in opposition to purchasing the Blanchard Trust Property via eminent domain for the purpose of constructing a soccer field, cautioning the Council as to matters involving the State Water Resources Control Board, commenting on sewage treatment in Burbank and the impacts of a recent decision regarding compliance issues.

5:06 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)
 - 1. **Name of Case:** City of Burbank v. Burbank-Glendale-Pasadena Airport Authority.
Case No.: BC259852
Brief description and nature of case: Declaratory Relief.
 - 2. **Name of Case:** City of Burbank v. State Water Resources Control Board.
Case No.: B150912
Brief description and nature of case: Challenge to proposed stormwater regulations.
- b. Conference with Legal Counsel – Anticipated Litigation (City as possible plaintiff):
Pursuant to Govt. Code §54956.9(c)
Number of potential case(s): 1

8/26/03

- c. Conference with Legal Counsel – Anticipated Litigation (City as potential defendant):
Pursuant to Govt. Code §54956.9(b)(1)
Number of potential case(s): 2

- d. Conference with Labor Negotiator:
Pursuant to Govt. Code §54957.6
Number of the Agency Negotiator: Management Services Director/Judie Sarquiz.
Name of Organization Representing Employee:
Represented: Burbank City Employees Association, Burbank Management Association, International Brotherhood of Electrical Workers, Unrepresented, and Appointed Officials.
Summary of Labor Issues to be Negotiated: Employee Retirement Medical Trust Fund.

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 Chaplain Sally Kinarthy, Providence Saint Joseph Medical Center.

Flag Salute The pledge of allegiance to the flag was led by Taylor Barlow.

ROLL CALL
Present- - - - Council Members Campbell, Golonski, Ramos, Vander Borght and Murphy.
Absent - - - - Council Members None.
Also Present - Ms. Alvord, City Manager; Mr. Barlow, City Attorney; and, Mrs. Campos, City Clerk.

301-1 Assistive Technology Day Mayor Murphy presented a proclamation in honor of Assistive Technology Day to Norma Jean Vescovo, representing the Independent Living Center.

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 Andrew Quadrini, on water conservation incentives offered to residents of Las Vegas, Nevada, and distributing material to the Council on the matter; R. C. "Chappy" Czapiewski, inquiring about the drilling taking place at the Empire Center, and commenting on the Measure A litigation; Howard Rothenbach, expressing support for water conservation, and commenting on the price of gasoline being significantly higher than the price of natural gas; Mark Barton, advising the Council not to hire artists by name, but rather by their talent; and Bob Etter, in opposition to naming the post office in memory of Bob Hope, and commenting on the limit of the City's jurisdiction with regard to post office property.
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 oral communications at this time.
Citizen Comment	Appearing to comment were Bob Etter, suggesting the Bud Ovrom Park be renamed in memory of Bob Hope; Mark Barton, commenting that post offices should be named according to their location for convenience, and indicating support for Bud Ovrom Park being renamed in memory of Bob Hope; Mike Nolan, reiterating the post office was not under the City's jurisdiction, noting closed session participants should be discreet when discussing closed session matters in public, commenting on the challenge to the proposed stormwater regulations, and inquiring how the City will pay for compliance; David Piroli, inquiring why Burbank does not name its own property in memory of Bob Hope, rather than the Airport and the post office; and C.L. Stack, in opposition to naming the Airport in memory of Bob Hope.
Staff Response	Members of the Council and staff responded to questions raised.
Motion	It was moved by Mr. Golonski and seconded by Mrs. Ramos that "the following item on the consent calendar be approved

8/26/03

as recommended.”

Minutes
Approved

The minutes for the regular meeting of August 12, 2003 were approved as submitted.

406
BGPA Grant of
Easements
(Desmond's
Studio)

Ms. Riley, Senior Assistant City Attorney, reported the Burbank-Glendale-Pasadena Airport Authority (Authority) requested the City amend the Grant of Easements, Declaration of Use Restrictions and Agreement for Trust Property (the Trust Property Easements) which was initially entered into between the City and the Authority in 1999. She stated the amendment would extend Desmond's Studio Production Services (Desmond) rights to utilize approximately 20 acres of the Trust Property portion of the former Lockheed B-6 site as a temporary location for its movie production vehicle and equipment storage facility while its permanent facility is being constructed on the Adjacent Property portion of the B-6 site. She recounted the Council previously approved the relocation of Desmond to the Adjacent Property site, including authorization of an amendment to the Grant of Easements, Declaration of Use Restrictions and Agreement for Adjacent Property (Adjacent Property Easements), as well as an amendment to the Trust Property Easements to allow Desmond to use a defined portion of the Trust Property on a temporary basis up to September 1, 2003. She clarified the Authority requested the Council extend the time that Desmond can remain at the temporary location through December 1, 2003.

Ms. Riley stated the use of the temporary site was consistent with the zoning and noted the application was not subject to the Interim Development Control Ordinance (IDCO) which was extended on October 4, 2002 and is valid until August 19, 2004, since it did not require discretionary approval. She added the approval was also outside the scope of the California Public Utility Code Section 21661.6, since the Authority does not hold title to the Trust Property and would not be acquiring title by virtue of Desmond's use of the property. She concluded with the recommendation that the Council adopt the resolution to approve the third amendment to allow Desmond to remain at the temporary location until December 1, 2003.

Motion

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

406
BGPA Grant of
Easements

RESOLUTION NO. 26,548:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING AN AMENDMENT OF THE "GRANT OF

(Desmond's Studio) EASEMENTS, DECLARATION OF USE RESTRICTIONS AND AGREEMENT FOR TRUST PROPERTY" TO EXTEND THE TEMPORARY USE OF APPROXIMATELY 20 ACRES OF THE M-2 ZONED PORTION OF THE TRUST PROPERTY FOR USE BY DESMOND'S STUDIO PRODUCTION SERVICES TO DECEMBER 1, 2003 (BURBANK - GLENDALE - PASADENA AIRPORT AUTHORITY, APPLICANT).

Adopted The resolution was adopted by the following vote:

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

Noes: Council Members None.

Absent: Council Members None.

201-1 Naming Olive Ave. Branch Post Office in Memory of Bob Hope Ms. Wolfe, Administrative Analyst, City Manager's office, reported at the August 12, 2003 meeting, staff was requested to contact the Bob Hope family to ascertain their position with regard to the naming of the Olive Avenue post office branch in memory of Bob Hope. She reported while the family's primary efforts would be directed towards the renaming of the Airport, they were very grateful to the Council and expressed support for the effort. She requested the Council discuss the matter and direct staff to send a letter of support to Congressman Adam Schiff for his efforts to rename the post office in Mr. Hope's memory, or direct staff as desired.

Following Council deliberation, staff was directed to send a letter of support to Congressman Adam Schiff.

Final Open Public Comment Period of Oral Communications There was no response to the Mayor's invitation for speakers for the final open public comment period of oral communications at this time.

301-2 Memorial Adjournment There being no further business to come before the Council, the meeting was adjourned at 7:45 p.m. in memory of Marie Paino.

Margarita Campos, City Clerk

APPROVED SEPTEMBER 26, 2003

Mayor of the Council
of the City of Burbank