

TUESDAY, JANUARY 20, 2004

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 5:32 p.m. by Ms. Murphy, Mayor.

CLOSED SESSION

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

Oral Communications There was no response to the Mayor's invitation for oral communications on Closed Session matters at this time.

5:32 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 – Anticipated Litigation (City as possible plaintiff):
Pursuant to Govt. Code §54956.9(c)
Number of potential case(s): 1
- b. 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 6:35 p.m. by Ms. Murphy, Mayor.

Invocation The invocation was given by Reverend Larry Stamper, Burbank First United Methodist Church.

Flag Salute The pledge of allegiance to the flag was led by Janet Brutian.

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.

1/20/04

Reporting on
Council Liaison
Committees

Mr. Vander Borcht reported on the Public Information Office subcommittee and Environmental Oversight Committee meetings he attended.

406
Airport
Authority
Meeting

Commissioner Wiggins reported on the Airport Authority meeting of January 20, 2004. He stated that in addition to the minutes, the Authority approved the following: an add-on revision to the Airport Noise Compatibility Program; awarding a contract for the fire station renovation in the amount of \$94,000; a month-to-month airline electronic kiosk permit; awarding a hangar lease to Avjet Corporation for the lease of half of Hangar 5; an equipment maintenance agreement with the airlines; an agreement with Southwest Airlines whereby the Authority would install electric charging infrastructure by July 2004 to support Southwest Airlines' electrification of ground service equipment by the end of 2005; and, a non-exclusive agreement with SBC Communications for a wireless area network. He also stated that the Authority discussed the 2003 Audited Financial Statements and the Southwest and Alaska Airlines schedule analysis.

The Council received the report.

6:49 P.M.
Continued
Hearing
1702
Multi-Family
Resid. Projects
(IDCO)

Mayor Murphy stated that "this is the time and place for the continued hearing on the proposed urgency ordinance pertaining to multi-family development approvals."

Staff
Report

Mr. Forbes, Senior Planner, Community Development Department, reported that on January 13, 2004, the Council held a public hearing to consider adoption of an Interim Development Control Ordinance (IDCO) that would temporarily restrict the development of certain types of multi-family residential projects. He added that the Council did not adopt the proposed IDCO, continued the public hearing and directed staff to return with options for adopting an ordinance to modify the existing Development Review (DR) process by adding required compatibility findings.

Mr. Forbes explained that for most multi-family development, the Community Development Director has no discretion when reviewing a project, and no ability to require design changes other than those needed to ensure Code compliance. He added

that although the scope of the Director's review is somewhat broader for those projects in close proximity to R-1 Zone properties, the review is still restricted to specific criteria and the discretion is limited. He stated that staff considered options for an ordinance that would modify the existing DR process to provide the Director with the discretion to review a project and require changes to a project's design to ensure compatibility with surrounding development.

Mr. Forbes informed the Council that amendments to the Zoning Ordinance are usually adopted by the Council following a noticed public hearing and preceded by a noticed Planning Board hearing. He added that the ordinance is then introduced, followed by a second reading and newspaper publication, and becomes effective on the 31st day after newspaper publication. He noted that this process takes several months to complete and as an alternative, the City Charter includes a provision for the adoption of an emergency ordinance that would become effective immediately upon adoption. He clarified that such an ordinance may be adopted by a four-fifths vote upon a finding that the measure is necessary for the preservation of the public peace, health, safety or welfare.

Mr. Forbes further stated that the Council has the option of initiating a Zone Text Amendment as an emergency ordinance or pursuant to the normal procedure, including separate public hearings with the Planning Board and Council. If so desired by the Council, he stated that staff would be prepared to present an emergency ordinance for the Council's consideration at the next regular meeting on January 27, 2004. He cautioned that if the ordinance is adopted as an emergency measure, the compatibility findings would be implemented without any accompanying compatibility guidelines to provide direction to architects in designing projects or to staff in reviewing projects. He added that staff's intent was to develop compatibility guidelines as part of the comprehensive review of density and development standards.

Mr. Forbes also stated that on January 13, 2004 the Council indicated support for retaining a consultant to conduct a comprehensive study of the current density and design standards. He reported that the estimated cost for the initial phase of the study is \$71,500, including a 10 percent contingency. He added that \$21,000 was currently available in the Planning Division budget and requested allocation of an additional \$50,500 to the Planning Division budget.

Mr. Vander Borcht requested clarification on the potential impact of the California Environmental Quality Act (CEQA)

review on projects if the compatibility finding was required. Mr. Forbes responded that if the compatibility guidelines allowed for discretionary review then projects would be subject to CEQA but will not necessarily require an Environmental Impact Report.

Mrs. Ramos requested that public testimony on the matter be received considering the change in direction from adopting an IDCO.

The Council continued the public hearing until after the Agenda Item Oral Communications Period to consider public testimony prior to making a decision on the matter.

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

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 Don Elsmore, distributing the "The Quiet Zone" pamphlet advocating for reduction of noise from car alarms; Mark Barton, on wireless communication charges; Ron Vanderford, requesting information regarding the costs incurred by the City in the case of Karam v. City of Burbank; Jim Schad, requesting the Robert R. Ovrom Park be renamed in memory of fallen City employees; and, Tony Rondinella, commenting on modifications to the Development Review process for multi-family residential projects.

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 Sam Kaner, requesting that Mr. Vander Borght recuse himself from voting on the proposed urgency ordinance pertaining to multi-family residential projects due to his past relationships with developers and requesting that the Council consider what developers have done to the detriment of Glendale neighborhoods; Don Elsmore, commenting on documentation from the Airport

Authority meeting of January 20, 2004 and on voluntary curfew violations; Darryl Forbes, Board Member of Burbank Temporary Aid Center (BTAC), in support of their Community Development Block Grant (CDBG) application; Rodney V. Khan, commenting on the proposed urgency ordinance, urging the Council to define the compatibility criteria and recommending a process which includes a conceptual review; and, Simon Simonian, commenting on modifications to the DR process for multi-family residential projects, noting only 20 percent of Burbank property is designated multi-family and 15 percent of that is already built out.

Lourdes Cordova Martinez, from the South Coast Air Quality Management District (SCAQMD), commenting on the air quality agenda item and expressing appreciation for the City's efforts to reduce emissions; Ron Vanderford, in support of multi-family development and implementing the compatibility standards on an emergency basis, and requesting the Council eliminate compact car parking provisions; Emad Ashamalla, in support of Mr. Vander Borght's contribution regarding modifications to the DR process and in opposition to staff's recommendation to initiate an emergency Zone Text Amendment; Mark Barton, on wireless communication; Stan Hyman, commenting on voluntary curfew violations and on the Part 161 Study; David Piroli, commenting on the proposed CDBG capital projects, on modifications to the DR process and urging the Council to include an appeal process before the Planning Board or the Council; Mike Nolan, requesting any and all communications received by the Council during the past week with regard to the public hearing, stating he does not believe a state of emergency exists and in opposition to CDBG funds being expended on operational expenses rather than capital projects; and, Akram Gabriel, stating the compatibility issue is not an emergency and noting that developers have vested rights when they submit an application to the City for DR approval and pay the appropriate fees.

Staff
Response
7:59 P.M.
Continued
Hearing
1702
Multi-Family
Resid. Projects
(IDCO)

Members of the Council and staff responded to questions raised.

Mr. Vander Borght indicated support for staff's recommendation to establish an emergency ordinance to create a means by which appeals are subject to discretionary review by staff, the Planning Board and Council, even though it will take staff some time to develop the guidelines. He also suggested that projects that have already received DR approval and have no pending appeals be allowed to proceed.

Mr. Golonski concurred with Mr. Vander Borght with exception to the threshold at which the compatibility standard will be

applied to projects already in process.

Mr. Vander Borcht elaborated that three of the fourteen projects which have received DR approval have been appealed and would therefore have to be reviewed for compatibility.

Mr. Golonski inquired of staff as to how much time will be required to review all fourteen projects with DR approval for compatibility standards. Mr. Forbes responded that staff would require approximately two months at the expense of applications currently being processed. Mr. Golonski concurred with Mr. Vander Borcht's proposal.

Mr. Campbell quoted the 2004 Congestion Management Plan which refers to Burbank as the eighth fastest growing City in Los Angeles County and noted the need for an emergency ordinance to ensure some level of compatibility in the community and to serve as an additional safeguard to incompatible development.

Mrs. Ramos noted the need to preserve the integrity of neighborhoods and indicated support for Mr. Vander Borcht's proposal in addition to funding for retaining a consultant to conduct the required study for developing compatibility standards. She also expressed her desire for the compatibility guidelines to address issues such as: bulk; mass; elevations; construction material; parking; and, driveway configuration.

Mr. Golonski clarified that the appeal process would not preclude the developer from appealing a denial based on compatibility standards to the Planning Board and the Council.

Ms. Murphy expressed opposition to the emergency ordinance, noting that she could not make findings for the emergency in the R-3 and R-4 Zones while compatibility standards would not be applied to a similar situation in an R-1 Zone.

Mrs. Ramos inquired of staff whether the compatibility standards could be developed for R-1 Zones. Mrs. Georgino, Community Development Director, responded in the affirmative but noted that more funds would be required to retain a consultant to develop the standards since R-1 Zones are currently not subject to DR and no standards or criteria are in place so far.

Motion

It was moved by Mr. Golonski and seconded by Mr. Campbell that "staff be directed to return with an emergency ordinance to modify the DR process to add compatibility findings, and to draft the ordinance to retroactively apply to all projects that do not yet have DR approval from the Community Development

Director and projects that have been appealed following DR approval."

Carried The motion carried by the following vote:

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

Motion It was moved by Mr. Golonski and seconded by Mr. Campbell that "the following resolution be adopted as amended by appropriating an additional \$25,000 for hiring a consultant to expedite the development of single family compatibility standards:"

1702 RESOLUTION NO. 26,641:
Multi-Family A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
Resid. Projects AMENDING THE FY 2003-2004 ANNUAL BUDGET IN THE
(IDCO) and AMOUNT OF \$75,500.
Amending the
The Budget

Adopted The resolution was adopted by the following vote:

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

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

Minutes The minutes for the regular meetings of December 16,
Approved December 23, December 30, 2003 and January 6, 2004 were approved as submitted.

Adopted The consent calendar was adopted by the following vote:

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

Noes: Council Members None.
Absent: Council Members None.

604
Alcohol License
Protest/
Comment
Letter for 260
E. Magnolia
(Gitana)

Mr. Forbes, Senior Planner, requested Council authorization for the City Manager to file protest or comment letters on behalf of the City to the California Department of Alcoholic Beverage Control (ABC) for any alcohol license applications at 260 East Magnolia Boulevard (Gitana) and specifically for a pending license transfer application. He added that in September 2003, the Council revoked the Conditional Use Permit that allowed Gitana to operate a nightclub/bar/billiard parlor. He added that upon revocation of the CUP Gitana was allowed to operate only as a restaurant with incidental alcohol; however, staff was aware that Gitana has not been operating in compliance with Code requirements. He stated that despite continued notices from the City, Gitana's operations are still similar to a bar and nightclub operation, without a valid business permit and with several violations of the Code and Conditions Of Approval for the Planned Development in which the business is located. He informed the Council of a recent incident at Gitana that required 18 police officers to resolve similar to prior incidents preceding the CUP revocation.

Mr. Forbes then stated that in December 2003, ABC received an application from Joseph George for transfer of the alcohol license from ADRD, Inc. the previous owner and operator of Gitana. He noted that the City may, with approval from the Council file a letter with ABC to protest the license transfer and provide comments on the transfer, including requesting that conditions be placed on the license.

Mr. Forbes also noted that it is not often that the City protests or comments on alcohol licenses since the City controls the locations where alcohol may be sold through the CUP process. He noted that for Gitana, the CUP was already revoked and there is no pending CUP application. He added that the City's concerns are primarily with Gitana's apparent operation in direct violation of the Code and other State penal statutes. He noted that staff believes that Gitana's disregard for Code requirements should be considered by the ABC in its evaluation of any alcohol license transfer and that this process provides an additional avenue for ensuring that Gitana complies with the Code and State law. He added that in the event that the transfer is approved, staff recommends that the comment letter include various conditions of approval to be placed on the license to require that the business functions as a restaurant.

Motion It was moved by Mr. Vander Borght and seconded by Mr. Campbell that "the Council authorize the City Manager or her designee to send protest or comment letters to the ABC for alcohol licenses at 260 East Magnolia Boulevard when determined appropriate by the City Manager."

Carried The motion carried by the following vote:

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

Noes: Council Members None.

Absent: Council Members None.

804-3
CDBG Capital
Projects for
FY 2004-05

Mr. Yoshinaga, Grants Coordinator, requested that the Council approve the CDBG capital project uses for Fiscal Year (FY) 2004-05 and authorize their inclusion in the FY 2004-05 Annual Plan and Final Statement of Community Development Objectives and Projected Use of Funds. He added that the documents and applications will be submitted to the California Department of Housing and Urban Development in May 2004 as part of the Consolidated Submissions.

Mr. Yoshinaga stated that CDBG capital funding for FY 2004-05 is estimated at \$1,104,242 and that following approval of the Annual Plan and Final Statement in April 2004, capital project approvals will be amended to equal the actual entitlement and other funding sources. He noted that appropriations for program administration and public services will be approved at the statutory limits of 20 percent and 15 percent, respectively.

Mr. Yoshinaga informed the Council that capital project fund availability and a Request For Proposals was advertised and noticed to departments/agencies in October 2003 with proposals accepted until November 7, 2003. He reported that six City departments/organizations submitted 13 project proposals totaling \$2.1 million. He stated that one of the applications received was Burbank Temporary Aid Center's (BTAC) proposal for a two-year project with an amended total construction cost estimated at \$924,000 to \$960,000, and a CDBG share totaling \$832,000 to \$868,000 (BTAC's share: \$92,000). He explained that Phase 1 of the project, estimated to cost \$575,000 to \$598,000, entails demolishing the existing rear structure and constructing a new two-story addition, with the core elements (certificate of occupancy) completed within the first year. He added that Phase 2 would complete improvements to the two-story addition and renovate/improve the front building of the facility at a cost of \$257,000 to

\$293,000, and that BTAC will submit its CDBG Phase 2 proposal next year.

Mr. Yoshinaga stated that the Community Development Goals Committee met on November 20, 2003 to review proposals and make recommendations. He noted that the Committee's rationale for project approvals is predicated on creating a direct/visual impact, benefiting the appropriate citizenry or providing funds where resources are limited or non-existent. He added that consistent with this methodology is a non-recommendation for the City's Code Enforcement program and a partial recommendation for infrastructure improvements. He clarified that the partial funding recommended for Public Works is to be utilized by the Department on priority projects that can be quickly implemented. He stated that the Committee's project recommendations were as follows: 1) Public Works Department (all projects), \$328,242; 2) Washington Elementary School exterior lighting and public address (PA) system, \$41,500; 3) Washington Elementary School fencing and security gate, \$18,000; 4) Disney Elementary School exterior lighting and PA system, \$33,500; 5) Burbank Center for the Retarded utility/storage cabinets, \$15,000; 7) Build Rehabilitation Industries facility improvements, \$70,000; and, 8) BTAC two-story addition/building renovation, \$598,000 for a total of \$1,104,242.

Mr. Yoshinaga then reported that the Executive Staff met in November and December 2003 to review the proposals and made the following recommendations: 1) Public Works Department (all projects), \$273,958; 2) License and Code Services Code Enforcement, \$147,284; 3) Washington/Disney Elementary Schools (all projects), \$50,000; 4) Burbank Center for the Retarded utility/storage cabinets, \$15,000; 5) Build Rehabilitation Industries seismic retrofitting and new roof, \$43,000; and, 6) BTAC two-story addition/building renovation, \$575,000.

Mr. Yoshinaga noted that compared with the recommendations of the Community Development Goals Committee, there is one major difference in the recommendation for the Code Enforcement program in the amount of \$147,284, which staff believes is crucial in maintaining the viability and integrity of neighborhoods in CDBG areas and cannot be presently funded with other resources. To fund the Code Enforcement program, he stated that Executive Staff recommended funding other projects at lesser amounts, as follows: \$54,284 less for the Public Works Department; \$43,000 less for Burbank schools; \$27,000 less for Build Rehabilitation Industries; and, \$23,000 less for BTAC. He added that partial funding recommended for the Public

Works Department is to be utilized by the Department on priority projects while School District projects are left to their discretion, although staff prefers the recommendation that \$50,000 be utilized for the exterior lighting projects. In recommending school projects, he stated that staff gave preference to joint-use projects that benefit schools and the City, and/or schools and surrounding area residents. He also clarified that staff's recommendation for Build Rehabilitation Industries (\$43,000) is to cover seismic retrofitting of the facility and a new roof, while the recommendation for BTAC covers their Phase 1 estimated cost.

Mrs. Ramos requested representatives from BTAC to give a brief description of their proposal and the services the organization provides to the public, and to also inform the public of the organization's Board of Directors' composition.

Motion It was moved by Mr. Golonski and seconded by Mr. Campbell that "the following resolution be adopted as recommended with amendments to the Executive Staff recommendations that License and Code Services Code Enforcement be awarded \$130,284, Build Rehabilitation Industries be awarded \$60,000 and that Build explore possible rebates from the Public Benefits Program:"

804-3 CDBG Capital Projects for FY 2004-05 RESOLUTION NO. 26,642:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING CAPITAL PROJECT USES TO BE FUNDED WITH COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR FISCAL YEAR (FY) 2004-05 AND AUTHORIZING THEIR INCLUSION IN THE FY 2004-05 ANNUAL PLAN AND FINAL STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND PROJECTED USES OF FUNDS.

Adopted The resolution was adopted by the following vote:
Ayes: Council Members Campbell, Golonski, Ramos, Vander Borght and Murphy.
Noes: Council Members None.
Absent: Council Members None.

1701 Compact Car Parking Spaces Mr. Baker, Deputy City Planner, Community Development Department, reported that on October 28, 2003, the Council discussed the provision for compact car parking spaces and requested staff to provide a first-step report on the history of

Zone Text Amendment (ZTA) No. 99-6 prepared by staff in response to a City Planning Board directive in 1999. He explained that the Code currently allows industrial and office uses to have up to 45 percent of the required parking as compact parking, and multi-family uses are allowed up to 45 percent of the required parking as compact parking beyond the first five parking spaces. He noted that the rationale behind those provisions was that the three uses have non-transient public patronage and parking spaces can be assigned.

Mr. Baker also reported that following the approval of the AMC Phase 1 Project, the Planning Board requested a report on the operation of compact parking spaces and subsequently initiated a ZTA to eliminate compact parking provisions. He added that the Planning Board conducted a public hearing on ZTA No. 99-6 on September 25, 2000, and voted to eliminate all provisions for compact parking for all uses from the Code and to establish a minimum width of nine feet for all full-size parking spaces. On December 12, 2000, the Council considered ZTA No. 99-6, but did not approve it. The Council directed staff to look into the feasibility of eliminating the existing Code provisions for compact car parking spaces for multi-family uses only.

Motion It was moved by Mr. Vander Borght and seconded by Mr. Campbell that "staff initiate a Zone Text Amendment to eliminate compact car parking space provisions for multi-family, residential and mixed-use developments and that staff compile further information on office developments."

Carried The motion carried by the following vote:

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

Noes: Council Members None.

Absent: Council Members None.

902 Mr. Baker, Deputy City Planner, Community Development
Air Quality Department, reported that on November 4, 2004 the Council
Issues requested staff to prepare a first-step report on air quality issues, including: identifying the sources of air pollution within the City; what police powers the Federal, State and regional governmental agencies have to enforce the requirements they establish; what police powers the City has via the General Plan and Municipal Code to establish local requirements that would affect the sources of air pollution within the City; and, a list of the recommendations the South Coast Air Quality Management District (SCAQMD) and the

California Air Resources Board (ARB) have identified that could be incorporated into the General Plan and Municipal Code to mitigate exposure of residents to local sources of air pollution.

He explained that air pollution within the City is comprised of two primary sources; fixed sources such as gas stations, auto body shops, etc; and, mobile sources such as vehicle emissions. He discussed the Federal and State entities such as the United States Environmental Protection Agency, the ARB and the SCAQMD which establish criteria and are primarily in charge of enforcing the Clean Air Act. He added that the City's police powers regarding emission standards are very limited; however, the General Plan Land Use, Housing and Transportation Elements enable cities to properly site uses in order to minimize or avoid air quality impacts such as prohibiting the placement of an auto body shop next to a school. He also discussed the recommendations by the SCAQMD and the Preliminary Draft Model Air Quality Element and added that staff is in the process of updating the General Plan elements and that the measures recommended by the SCAQMD will be incorporated into the updates.

The Council noted and filed the report.

904
After-Action
Report on the
Country Club
Fire and Future
Fire Prevention
And Damage
Mitigation
Measures

Chief Davis gave a detailed after-action report on the Country Club Drive fire which occurred on October 21, 2003. He described the measures taken by the Fire Department for the initial fire attack, the resources received from other fire departments within Los Angeles County and the assistance provided by several City departments, including: Police; Burbank Water and Power; Park, Recreation and Community Services; Information Technology; City Manager/Public Information Office; Community Development Department; and, Financial Services. He noted that the successful rapid containment of the fire without any property loss and significant injuries was attributed to the aggressive initial attack, favorable weather and the fact that other fire resources within the County were not committed elsewhere.

Chief Davis also noted that the City benefited from: the previously established mutual and automatic aid agreements which allowed for augmentation of the normal fire resources; the participation in the Assistance For Hire Program through the United States Forest Service which provided staff with valuable knowledge and training in managing wild fires; utilization of the Standard Emergency Management System (SEMS); utilization of the Starlight Mesa Helipad which

provided water to the water-dropping helicopters in close proximity to the fire; the effective use of Geographical Information System resources to map the fire's progress and develop operational strategy based on actual fire conditions; and, the tracking of all response costs for Federal Emergency Management Agency reimbursement.

Chief Davis also mentioned that improvements needed to be made in the following areas: notification to City departments; widening the scope of the incident command structure to include other non-fire departments; utilization of Burbank's AM radio station to disseminate incident information pertinent to the public; familiarity with evacuation procedures; public information team coverage; and, establishing a reliable food service provider at major incidents.

Chief Davis informed the Council that possible fire protection and damage mitigation measures included: amending the brush clearance ordinance to require a 200-foot clearance; moving the deadline for the removal of wood shingle roofs from 2012 to an earlier date; establishing a policy prohibiting permits for a second layer of composition shingles on top of a wood roof; use of Type III engines with compressed air foam capability; more stringent enforcement of regulations for items such as ornamental vegetation outside the mountain fire zone; modifying parking regulations on Sunset Canyon and other mountain fire zone areas; reducing homeowners' outside combustible storage through an intensive public education program; deployment of goats to supplement brush management; exploring the possibility of joint purchase and use of water-dropping helicopters; and, a prescribed burn program. He concluded with staff's recommendation that the Council adopt those measures that will best protect the community.

Staff was directed to: bring back the appropriation for the brush clearance at the mid-year budget review; expedite the deadline for the removal of wood shingle roofs; pursue grants for public education programs; and, establish a policy prohibiting permits for a second layer of composition shingles on top of a wood roof.

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 Mike Nolan, commenting on the elimination of compact parking spaces; Eden Rosen, in support of staff's recommendation with regard to Gitana and commenting on code enforcement; and, David Piroli, inquiring why Gitana is operating in violation of their Conditional Use Permit, in support of the elimination of compact parking spaces and commenting on the uses for the Burbank AM Radio.

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 11:13 p.m. to Thursday, January 22, 2004, at 6:00 p.m., at the Buena Vista Library, 300 North Buena Vista Street, for a Joint Burbank City Council and Burbank Unified School District Board of Education meeting, to discuss the following items: 1) Collaborative Cost-Saving Ventures Update; 2) Report on Sub-committee Fundraising Efforts; 3) Burbank Unified School District Report on Energy Conservation Efforts; 4) Status of Joint Use Agreement; 5) Mayor's Youth Task Force Recommended Programs; and, 6) Library Grant Update.

Margarita Campos, City Clerk