

TUESDAY, APRIL 6, 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 4:05 p.m. by Mrs. Ramos, Vice Mayor.

CLOSED SESSION

Present- - - - Council Members Campbell, Golonski, Ramos, and Vander Borcht.

Absent - - - - Council Member Murphy.

Also Present - Ms. Alvord, City Manager; Mr. Barlow, City Attorney; and, Mrs. Campos, City Clerk.

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

4:06 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 – Anticipated Litigation (City as possible plaintiff):

Pursuant to Govt. Code §54956.9(c)

**Number of potential case(s): 2**

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**

5:19 P.M. Traffic and Transportation Study Session Mr. Herrmann, Assistant Community Services Director/Transportation, reported that at the February 3, 2004 Traffic and Transportation Study Session, the Council requested staff review the opportunity sites to determine the level of development at those sites that would maintain acceptable levels of traffic operation citywide. He explained that staff reviewed nine opportunity sites, including: Site 5, located at First Street and Olive Avenue; Site 6B, bounded by Orange Grove Avenue, First Street, Magnolia Boulevard and the Interstate 5 Freeway; Site 7, located at the Rail Station including the Americold property; Site 8, Zero property, south of Burbank Boulevard between Front Street and the Interstate 5 Freeway; Site 10, (Menasco) located between South San Fernando Road and the Interstate 5 Freeway; B6 Property, located in the northeast quadrant of the Airport runways on Hollywood Way; Media District Triangle, the site for the proposed Platt Project, south of Alameda Avenue and east of Hollywood Way; Blanchard Trust property; and, A-1 North, located at the corner of Hollywood Way and Empire Avenue. He stated that staff developed a series of low, medium and

high impact scenarios and determined that there was no significant difference between them. He then discussed the existing and forecasted trip generations by site and category; the peak hour vehicle miles traveled; a comparison of the current and forecasted Opportunity Sites traffic impacts; and, the associated Levels Of Service.

With regard to the Empire Interchange project, Mr. Herrmann reported that staff has resumed working with the California Department of Transportation (CalTrans) on the design specifications which will be completed in a year's time. He stated that CalTrans has scheduled starting construction in 2007 and that the project has been made part of the Interstate 5 Freeway High Occupancy Vehicle lane improvements. He requested Council input on a proposed design modification which will eliminate the San Fernando Road underpasses and realign the frontage roads, Victory Place and San Fernando Road.

It was the consensus of the Council to direct that the proposed Interstate 5 Empire Interchange project be put on a future agenda to consider public input, and that a press release be issued to provide the public with more information on the project.

Regular Meeting Reconvened in Council Chambers	The regular meeting of the Council of the City of Burbank was reconvened at 6:40 p.m. by Ms. Murphy, Mayor.
Invocation	The invocation was given by Mr. Kramer, Community Assistance Coordinator.
Flag Salute	The pledge of allegiance to the flag was led by Mr. Sloan, Deputy Building Official.
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 International Building Safety	Mayor Murphy presented a proclamation in honor of International Building Safety Week to Mr. Cheng, Assistant Community Development Director/Building Official, and to the

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Week	members of the Board of Building and Fire Code Appeals.
301-1 BUSD Teacher of the Year	Mayor Murphy presented a Certificate of Recognition to Alyson Edge, 2003-2004 Burbank Unified School District Teacher of the Year.
Reporting on Closed Session	Mr. Barlow reported on the items considered by the City Council during the Closed Session meeting.
Airport Authority Commissioner Report	Commissioner Lombardo reported on the Airport Authority meeting of April 5, 2004. He stated that the Authority approved a policy and procedure for records retention and destruction; awarded a hangar lease to Federal Express Corporation; and, a non-signatory operating permit to Ameriflight, Inc.  Commissioner Lombardo also clarified on a newspaper article that appeared in the Daily News on March 27, 2004 with regard to Bob Hope Airport's potential expansion.
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 Edward Guerrero, on alleged misconduct by the Public Defender assigned to his case; Nikki Capshaw, submitting a petition in support of Irene Stambolos, Principal of Roosevelt Elementary School; Nazan Armenian, Armenian National Committee, on the Burbank On Parade event coinciding with the Armenian Genocide Day; Mark Barton, presenting a videotape of a portion of a past Council meeting; Ron Vanderford, on alleged abuse of authority; and, Eden Rosen, on the impacts of noise pollution and expressing concerns about traffic at the intersection of Clark Avenue and Victory Boulevard.
Staff Response Agenda Item Oral Communications	Members of the Council and staff responded to questions raised. Ms. Murphy called for speakers for the agenda item oral communications at this time.

Citizen Comment	Appearing to comment were Patricia Lees, in opposition to the Wood Shake/Shingle Ordinance; Ron Vanderford, commenting on the case of Karam v. City of Burbank; Mike Nolan, in support of the Wood Shake/Shingle Ordinance and in opposition to the allocation of Youth Endowment Services Funds to Robert Ovrom Park; and, C.L. Stack, on the Measure A lawsuit.
Staff Response	Members of the Council and staff responded to questions raised.
7:24 P.M. Recess	The Council recessed to permit the Redevelopment Agency, Housing Authority and Youth Endowment Services Fund Board to hold their meetings. The Council reconvened at 7:55 p.m. with all members present.
Motion	It was moved by Mr. Vander Borght 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 March 16, 2004 were approved as submitted.
811 804-3 YES Fund Grant Award Realignment	<u>RESOLUTION NO. 26,693:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AUTHORIZING THE REALLOCATION OF A GRANT AWARD OF YES FUNDS TO BURBANK UNIFIED SCHOOL DISTRICT.
811 1102 YES Fund Balance towards The Robert "Bud" Ovrom Park Project	<u>RESOLUTION NO. 26,694:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AUTHORIZING CERTAIN YOUTH ENDOWMENT SERVICES APPROPRIATIONS AND AMENDING THE FISCAL YEAR 2003-04 BUDGET BY APPROPRIATING \$792,799 FOR THE ROBERT "BUD" OVROM PARK PROJECT.
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.

501-1  
Wood Shake/  
Shingle Ord.

Fire Marshall Starr presented a report on proposed amendments to the Burbank Municipal Code relative to wood roofs, wood exterior wall coverings and brush clearance of homes located in the Mountain Fire Zone. He stated that on January 20, 2004, Chief Davis presented an After Action Report on the County Club Drive fire of October 21, 2003, followed by an aftermath report of the devastating Southern California wildfires. He noted that Chief Davis presented several fire protection and damage mitigation measures to assist the City in ensuring that similar devastating fire loss is prevented, and three main measures were recommended, including: increased vegetation clearance requirements; modification of the wood roof ordinance within the Mountain Fire Zone; and, increased public education efforts regarding home ornamental vegetation and combustible storage practices.

Fire Marshall Starr added that on March 23, 2004, staff presented the proposed modifications and the Council requested further clarification with regard to the restrictions on wood siding material.

Mr. Sloan, Deputy Building Official, Community Development Department, gave a detailed description of the selection and placement of restrictions on wood siding material as determined by the flame spread and fire class fire protective factors.

Mr. Golonski commented on the qualification criteria for grant programs and suggested that the City offer low-interest financial assistance which is not subject to income restrictions to coincide with the acceleration of the timeframe stipulated in the ordinance.

Ms. Murphy also expressed concern with regard to the income restrictions on the City's grant programs and noted that the ordinance requires a major home improvement project in a short timeframe.

Mr. Campbell supported providing low-interest financial assistance to homeowners in the Mountain Fire Zone in need of replacing their roofs.

Mrs. Ramos expressed support for the ordinance and the proposal to provide low-interest financial assistance which is not subject to income restrictions. She also requested that the two pieces of correspondence from Ron Tanous and Patricia Lees, and Eileen G. and Christine Whitehead, be read into the

public hearing record.

Mr. Vander Borcht reiterated strong support for the ordinance and the financial assistance.

Ordinance Introduced	It was moved by Mr. Vander Borcht, seconded by Mrs. Ramos and carried that "the following ordinance be introduced and read for the first time by title only and be passed to the second reading with staff being directed to return with a report on possible financing options that are not subject to income restrictions to aid residents in the Mountain Fire Zone affected by the Ordinance."
501-1 Wood Shake/ Shingle Ord.	AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK AMENDING VARIOUS SECTIONS OF THE BURBANK MUNICIPAL CODE RELATING TO WOOD ROOFS, WOOD EXTERIOR WALL COVERINGS, AND BRUSH CLEARANCE.
8:28 P.M. Reconvene Redev. Agency, Housing Authority and YES Fund Board Meetings	The Redevelopment Agency, Housing Authority, and Youth Endowment Services Fund Board meetings were reconvened at this time.
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, commenting on the case of Karam v. City of Burbank; Mark Barton, playing a videotape of a portion of a past Council meeting; and Mike Nolan, commenting on a drainpipe issue at Hank Riggio playground and inquiring as to how much additional funding is needed for Robert Ovrom Park.
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 8:52 p.m. to April 13, 2004 for

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a Traffic and Transportation Study Session and a Budget Study Session.

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Margarita Campos, City Clerk