

TUESDAY, MAY 25, 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 5:04 p.m. by Mrs. Ramos, Mayor.

CLOSED SESSION

Present- - - - Council Members Campbell, Murphy, Vander Borght and Ramos.

Absent - - - - Council Member Golonski.

Also Present - 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.

5:04 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 6:37 p.m. by Mrs. Ramos, 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. Hanway, Financial Services Director.

ROLL CALL

Present- - - - Council Members Campbell, Golonski, Murphy, Vander Borght and Ramos.

Absent - - - - Council Members None.

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

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301-1  
Youth Art  
Expo

Mr. Bratton, Park, Recreation and Community Services Director, gave a brief overview of the Annual Youth Art Expo, noting the Expo is a collaborative effort between the City and the Burbank Unified School District. Ms. Indermill, Recreation Services Manager, introduced the following award winners and Mayor Ramos presented each of them with a Certificate of Recognition.

Kindergarten Category: Mariah Gonzalez, Jefferson Elementary School; Carley Stevenson, Jefferson Elementary School; and, Marcos Franco, McKinley Elementary School.

First Grade Category: Matthew Travis, Emerson Elementary School; Valerie Ng, Disney Elementary School; and, Alexandra MacLean, Roosevelt Elementary School.

Second Grade Category: Christy Klocki, Bret Harte Elementary School; Delaney O'Brien, Roosevelt Elementary School; and, Gabriella Galvez, Roosevelt Elementary School.

Third Grade Category: Brandon Knight Warren, Jefferson Elementary School; Crista Hernandez, Providencia Elementary School; and, Perla Mendoza, Providencia Elementary School.

Fourth Grade Category: Elizabeth Ann Pastual, St. Finbar Elementary School; Christopher Cavalluzzi, Emerson Elementary School; and, Spencer Anderson, Washington Elementary School.

Fifth Grade Category: Connor Gori, Edison Elementary School; Francisco Alvarado, Providencia Elementary School; and, Kristen Burroughs, Edison Elementary School.

Award winners in the 3-D Category were: Alexa Schnaid, first grade, Emerson Elementary School; Ryan Hansen, eighth grade, Luther Burbank Middle School; and, Alan Vanson, twelfth grade, Providence High School.

Middle School Category: Nazgol Farkhondeh, seventh grade, John Muir Middle School; Ricardo Cardenas, eighth grade, Luther Burbank Middle School; and, Taylor Adney, eighth grade, St. Finbar Elementary School.

High School Category: Max Wedner, tenth grade, John Burroughs High School; and, Lindsey Lydecker, twelfth grade, John Burroughs High School.

Best of Show awardees were: Ricardo Aguilar, twelfth grade, John Burroughs High School; and, Rosie Rohwer, twelfth grade, John Burroughs High School.

301-1 Asian Pacific American Heritage Month	Mayor Ramos presented a proclamation in honor of Asian Pacific American Heritage Month to Howard Rothenbach, President of the Friends of the Burbank Library.
Reporting on Council Liaison Committees	<p>Ms. Murphy reported on the Valley Governance Council and Merchants of Burbank Boulevard meetings she attended.</p> <p>Mr. Campbell reported on the Environmental Oversight Committee meeting he attended with Mr. Vander Borcht and announced an electric lawnmower program offered by the South Coast Air Quality Management District.</p> <p>Mr. Golonski reported on the Youth Task Force meeting he attended with Mayor Ramos and announced an upcoming National Night Out event being planned in August by the Police Youth Relations Committee.</p>
7:08 P.M. Hearing 1702 ZTA to Eliminate Compact Parking In Multi-Family Zones	Mayor Ramos stated that "this is the time and place for the hearing on amending sections of the Burbank Municipal Code relating to compact parking in certain residential zones."
Notice Given	The City Clerk was asked if notices had been given as required by law. She replied in the affirmative and advised that no written communications had been received.
Staff Report	Mr. Bowler, Assistant Planner, Community Development Department, reported that at the January 20, 2004 meeting, the Council directed staff to bring back a Zone Text Amendment (ZTA) to delete current Burbank Municipal Code (BMC) provisions allowing for a certain portion of required parking spaces in multi-family residential developments to be small car spaces. He noted that a previous ZTA by the Planning Board in 1999 was not approved by the Council. He stated that the average size of vehicles sold and other aspects of vehicle design have made compact parking spaces less useful than they once were, and noted that an increasing number of California cities appear to be reducing or eliminating provisions for compact parking spaces, including the City of Glendale which eliminated the provision in 1994. He stated

that compact car regulations are very difficult and costly to enforce.

Mr. Bowler then discussed the consequences of eliminating compact car parking spaces such as reducing the number of housing units and making cities less pedestrian-friendly, but noted that this would affect commercial or mixed-use developments more than multi-family developments. He explained that most multi-family developments in Burbank provide subterranean or semi-subterranean parking. He noted that the proposed amendment will delete the provision which allows for 45 percent of parking spaces after the first five in multi-family zones to be compact spaces, and will require that all spaces in these zones be full size. He noted that should the developer choose to provide more than the minimum required spaces, the extra spaces will be allowed to be compact size. He also noted that the amendment will revise the section regarding tandem parking for more clarification. He added that staff contacted the Burbank Chamber of Commerce, Burbank Board of Realtors and the Building Industry Association and that in response, one email from the Building Industry Association was received expressing concerns regarding the matter.

Mr. Bowler informed the Council that staff also proposed three related minor changes to the Zoning Code dealing with the dimensions of parking, including: 1) changing the parking space dimension tables in BMC §31-1401 to make the tables easier to use and to correct an old typographical error in one of the tables; 2) adding a new Code section (BMC §31-1402.5) to specify minimum required interior dimensions for new-construction garages and carports in the single-family and R-2 Zones, noting that the requirement for these dimensions has been unofficial City policy for some time; and, 3) amending current provisions for waivers to required parking in the single-family and R-2 zones, to clarify the goal of retaining as much off-street parking as practical in these zones.

Citizen  
Comment

Appearing to comment were Tony Rondinella, in opposition to the proposed ordinance; Eden Rosen, in support of the proposed ordinance and suggesting the elimination of compact parking spaces in other zones as well; Mark Barton, in support of the proposed ordinance; Ron Vanderford, in support of the proposed ordinance and suggesting the elimination of compact parking spaces in other zones as well; and, Mike Nolan, on inadequate parking availability, in support of the proposed ordinance and in opposition to the compact parking exception granted to the Olson Company for their project on Olive Avenue.

Hearing Closed                    There being no further response to the Mayor's invitation for oral comment, the hearing was declared closed.

Mrs. Ramos requested clarification on bonus parking spaces and on the exception granted to the Olson Company. Mrs. Georgino, Community Development Director, responded that a modification of the Olson Development Agreement was approved consistent with the standard procedure.

Mr. Campbell inquired as to the original justification for compact parking spaces and Mr. Bowler responded.

Mr. Vander Borght expressed support for eliminating compact parking spaces citywide.

Motion                                It was moved by Ms. Murphy and seconded by Mr. Vander Borght 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:"

1702                                    RESOLUTION NO. 26,720:  
 Adopt Neg. Dec.                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 And Approve                        ADOPTING A NEGATIVE DECLARATION AND APPROVING  
 ZTA 2004-30                         ZONE TEXT AMENDMENT NO. 2004-30 REGARDING  
 (Compact                                COMPACT PARKING IN CERTAIN RESIDENTIAL ZONES.  
 Parking)

1702                                    AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK  
 Amend Chapter                     AMENDING CHAPTER 31 OF THE BURBANK MUNICIPAL CODE  
 31 of BMC                            RELATING TO COMPACT PARKING IN CERTAIN RESIDENTIAL  
 Relating to                            ZONES.  
 Compact  
 Parking

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

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

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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 Mrs. Ramos called for speakers for the initial open public comment period of oral communications at this time.

Citizen Comment Appearing to comment were Don Elsmore, on a letter from the Community Development Department to the Airport Authority regarding development agreements; Michael Garcia, representing the American Hiking Society, announcing and distributing information regarding the June 5, 2004 National Trails Day Event; Wendy Delgado, on a recent burglary at her home and noting her past complaints to the Police Department; Kelly O'Connor, requesting that the "No Parking" signage at the parking lot adjacent to Wildwood Canyon be removed and inquiring as to the status of the noise ordinance proposed at the May 4, 2004 Council meeting; Ron Vanderford, on abuse of authority; Mark Barton, requesting compensation for a past incident and commenting on the development of a logo; Eden Rosen, on graffiti in her neighborhood and on traffic congestion at the intersection of Victory Boulevard and Olive Avenue; and, Howard Rothenbach, inquiring as to whether the Airport Authority provided input regarding the Interim Development Control Ordinance process and suggesting a meeting be scheduled for the public to provide input as well, and noting Burbank Water and Power's donation of over 200 books to the Library.

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

Agenda Item Oral Communications Mrs. Ramos called for speakers for the agenda item oral communications at this time.

Citizen Comment Appearing to comment were Kelly O'Connor, stating that the Boot Camp is still using the Wildwood Canyon parking lot, and requesting spaces be reserved for members of the public who wish to use the Wildwood Canyon facilities; Eden Rosen,

requesting the Council increase funding to hire additional Police Officers and to provide training for them; Howard Rothenbach, on performances at the Colony Theater, on negotiations between the City and Crown Development Company and inquiring as to how much money is still owed on the bonds which were floated to purchase the Media City Centre Mall property; Ron Vanderford, requesting the City Attorney's Office budget be decreased; Mike Nolan, inquiring as to the amount of money spent to acquire and develop the Media City Centre Mall site; and, Mark Barton, on agenda item oral communications and on compact car parking spaces.

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

8:56 P.M. Recess The Council recessed to permit the Redevelopment Agency to hold its meeting. The Council reconvened at 8:57 p.m. with all members present.

Motion It was moved by Ms. Murphy and seconded by Mr. Campbell that "the following items on the consent calendar be approved as recommended."

Minutes Approved The minutes for the regular meeting of April 13, 2004 were approved as submitted.

1502 Media District ITS RESOLUTION NO. 26,721:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AMENDING THE FISCAL YEAR 2003-2004 BUDGET BY APPROPRIATING \$210,000.00 FOR THE MEDIA DISTRICT INTELLIGENT TRANSPORTATION SYSTEM (ITS).

1108 703 PSA w/Turner Construction for GMP for Ovrom Park and S. San Fernando Streetscape Project RESOLUTION NO. 26,722:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF BURBANK AND TURNER CONSTRUCTION COMPANY FOR DEVELOPMENT OF THE GUARANTEED MAXIMUM PRICE FOR THE ROBERT R. OVROM PARK PROJECT, PHASE I AND THE SOUTH SAN FERNANDO BOULEVARD STREETScape PROJECT; APPROVING A COOPERATION AGREEMENT WITH THE REDEVELOPMENT AGENCY OF THE CITY OF BURBANK; AND AMENDING THE

5/25/04

FISCAL YEAR 2003-04 BUDGET IN THE AMOUNT OF \$53,000.00 FOR THE SOUTH SAN FERNANDO BOULEVARD STREETScape PROJECT.

Adopted

The consent calendar was adopted by the following vote:

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

Noes: Council Members None.

Absent: Council Members None.

1502  
Transit Services  
Task Force

Mr. Herrmann, Assistant Community Development Director/Transportation, stated that at the April 6, 2004 Traffic and Transportation Study Session, the Council directed staff to explore the feasibility of developing a general circulator transit service as a means of reducing traffic congestion and improving community service. He added that staff is requesting that the Council appoint two members to serve on the Task Force which will comprise of two Council Members; two Park, Recreation and Community Services (PRCS) Board members; and, two members of the Transportation Commission. He also suggested an option that one member of the Senior Advisory Committee and one member of the Disability Committee serve in place of the two PRCS Board members. He noted that the process is estimated to take approximately six months with monthly meetings and that the services of a transit planning consultant will be required for the accumulation and analysis of data in addition to facilitating the meetings.

The Council directed that the Task Force be comprised of: two members from the Traffic and Transportation Commission; one member from the PRCS Board; one member from the Disability Advisory Committee; one member from the Senior Advisory Committee; and, two Council Members. The Council also expressed the desire for the process to be completed in the shortest time possible. The Council concurred that the Task Force would consider the feasibility of a consultant at their first meeting and make a recommendation.

Motion

It was moved by Ms. Murphy, seconded by Mr. Golonski and carried that "Mr. Vander Borcht and Mr. Campbell serve on the committee."

801-2  
FY 2004-05  
Budget Study  
Session

Mr. Hanway, Financial Services Director, gave a brief overview of the Fiscal Year (FY) 2004-05 Budget ambient growth. He discussed the components driving the ambient growth, including: Memoranda of Understanding increases that were



(Library, PRCS, Fire, and Public Works) subsequent to the FY 2003-04 budget adoption; Public Employee Retirement System costs increases; citywide range movements; new positions/upgrades; increase in insurance and rental rates; Materials, Supplies and Services exceptions; and, the new Roller Hockey program.

Mrs. Cohen, Library Services Director, presented the FY 2004-05 budget for the Library Services Department.

Mr. Bratton, Park, Recreation and Community Services Director, presented the FY 2004-05 budget for the Park, Recreation and Community Services Department.

Fire Chief Davis presented the FY 2004-05 budget for the Fire Department.

Mr. Feng, Deputy City Manager/Capital Projects and Public Works, presented the FY 2004-05 budget for the Public Works Department.

Ordinance Submitted It was moved by Ms. Murphy and seconded by Mr. Campbell that "Ordinance No. 3639 be read for the second time by title only and be passed and adopted." The title to the following ordinance was read:

604 Commercial Use Of Public Facilities ORDINANCE NO. 3639:  
AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK ADDING SECTION 5-801.1 OF THE BURBANK MUNICIPAL CODE BANNING COMMERCIAL ACTIVITY ON CITY OWNED PROPERTY WITHOUT PROPER PERMITS.

Adopted The ordinance was adopted by the following vote:

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

Noes: Council Members None.

Absent: Council Members None.

11:03 P.M. Reconvene Redev. Agency Meeting The Redevelopment Agency meeting was reconvened at this time.

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

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Citizen  
Comment

Appearing to comment was Mike Nolan, on proposed Airport zoning amendments.

Staff  
Response

Members of the Council and staff responded to questions raised.

301-2  
Memorial  
Adjournment

There being no further business to come before the Council, the meeting was adjourned at 11:05 p.m. in memory of Flor Pagador.

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Margarita Campos, City Clerk