

TUESDAY, JUNE 1, 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 4:35 p.m. by Mrs. Ramos, Mayor.

CLOSED SESSION

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

Absent - - - - Council Members None.

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.

4:36 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 Labor Negotiator:
Pursuant to Govt. Code §54957.6
Name of the Agency Negotiator: Management Services Director/Judie Sarquiz.
Name of Organization Representing Employee:
Represented: Burbank City Employees Association, Burbank Management Association, Burbank Firefighters Chief Officers Unit, and Burbank Police Officers Association; Unrepresented, and Appointed Officials.
Summary of Labor Issues to be Negotiated: Current Contracts and Retirement Issues.
- b. Conference with Legal Counsel – Anticipated Litigation (City as possible plaintiff):
Pursuant to Govt. Code §54956.9(c)
Number of potential case(s): 1
- c. Conference with Legal Counsel – Anticipated Litigation (City as potential defendant):
Pursuant to Govt. Code §54956.9(b)(1)
Number of potential case(s): 1

5:30 P.M. Police Awards Ceremony A Police Awards Ceremony was held at the Police/Fire Headquarters at 200 North Third Street to honor the following:

Professional Esteem Award recipients: Gil Moreno, Communications Operator; Officer Peter Eirich; Officer Henry Garay; Officer Mike Macias; Detective Darin Ryburn; Detective Gary Seymour; Sergeant Jose Duran; Sergeant Omar Rodriguez; Lieutenant Kevin Krafft; Lieutenant Pat Lynch;

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Cindy Magnante, Administrative Officer; and, Captain Tim Stehr.

Police Medal recipients: Officer Craig Bragdon; Officer Jeff Lamoureux; and, Officer Nick Nichols.

The Officer of the Year Award recipient was Officer Gregory Campbell and the Medal of Valor was posthumously presented to Officer Matthew Pavelka, who was killed in the line of duty on November 15, 2003. Los Angeles Police Department Officer Michael Pavelka accepted the Medal of Valor on behalf of his son.

- 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 Mary Forrest, Senior Conservation Advisor, Burbank Water and Power.
- ROLL CALL
- Present- - - - Council Members Campbell, Golonski, Vander Borght and Ramos.
- Absent - - - - Council Member Murphy.
- Also Present - Ms. Alvord, City Manager; Mr. Barlow, City Attorney; and, Mrs. Campos, City Clerk.
- 301-1
Ambassador Program Mrs. Stewart, Administrative Analyst, Community Development Department, introduced the new Ambassador Program recently implemented in the downtown, which consists of goodwill guides walking around the downtown and giving directions, offering security and customer-oriented support for downtown patrons. She introduced Annette Carr and Lynette Carr, ambassadors, and Keith Boles, Branch Manager, Barton Protective Services, Inc.
- 301-1
Water Awareness Month Mary Forrest, Senior Conservation Advisor, Burbank Water and Power, presented Mrs. Cohen, Library Services Director, with a set of books representing 220 books which were donated to the Burbank Public Library celebrating May as Water Awareness Month. Mrs. Cohen expressed appreciation to Burbank Water and Power for the donation.
- 301-1 Susan Bowers, President of Leadership Burbank, gave a brief

Leadership Burbank	overview of the program and introduced the Board of Directors who were present. Mayor Ramos presented Certificates of Recognition to the following graduates: James Anderson (not present); Michael D. Anderson; Marine Avakyan; Nick Behunin; Laurie Bleick; Alma Briseno; Michael Burger; Sommer Embree; Nicole Graebner; Brian Greene; Kreigh Hampel; Randel Holman; Vahe Hovanessian; Ruth Jones; Jennifer Kaplan; Kimberly Lafollette; Harkmore Lee; Carrie Matson; Erica Montes; Andrea Nwokedi; JodiLyn Reneaud; Steven Schechter; Eva Sippel; Timothy Stehr; Shanna Vaughan; and, Susan Widman. Mrs. Bowers also recognized program facilitators, JP O'Connor and Jim DeLizia.
Council Comments	Mr. Golonski announced that the Police Youth Relations Committee is organizing a National Night Out event on August 3, 2004 and requested that a Council liaison be appointed to work with them. Mrs. Ramos was appointed as the Council liaison with Mr. Golonski as the alternate.
7:00 P.M. Hearing 1702 ZTA 2004-75 – Downtown Restaurants	Mayor Ramos stated that "this is the time and place for the hearing on the proposed public hearing on Project No. 2004-75, the Zone Text Amendment concerning Downtown Restaurants. Staff has requested that this hearing be continued to June 15, 2004."
Citizen Comment	Appearing to comment was Mike Nolan, inquiring as to why the public hearing was postponed and commenting on negotiations to relocate Kinkos to the Burbank Village Plaza. He also expressed concern with the lack of adequate parking in the downtown area.
Motion	It was moved by Mr. Golonski, seconded by Mr. Campbell and carried with Ms. Murphy absent that "this hearing be continued to the June 15, 2004 Council meeting."
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	Mrs. Ramos called for speakers for the initial open public comment period of oral communications at this time.

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Period of Oral
Communications

Citizen
Comment Appearing to comment were Michael Garcia, representing the American Hiking Society, announcing the June 5, 2004 National Trails Day Event at Stough Nature Center; Eden Rosen, expressing concern with traffic at the intersections of Victory Boulevard and Clark Street, and Alameda Avenue and Lake Street, and expressing discontent with the City's motorized scooter laws; and, Howard Rothenbach, commenting on a Burbank Leader article regarding parking in the downtown.

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 Mike Nolan, Howard Rothenbach, and David Piroli, on the Media City Center Mall property item on the Closed Session agenda.

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

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

Minutes
Approved The minutes for the regular meeting of April 20, 2004 were approved as submitted.

1205-2
Summary V-361
(2241 N.
Fairview) RESOLUTION NO. 26,723:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ORDERING THE SUMMARY VACATION OF A PUBLIC SERVICE EASEMENT AT 2241 NORTH FAIRVIEW STREET, BURBANK, CALIFORNIA (V-361).

1204-1
Final Map No.
54177 RESOLUTION NO. 26,724:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING FINAL MAP OF TRACT NO. 54177 (574 East Palm

Avenue).

Adopted

The consent calendar was adopted by the following vote:

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

Noes: Council Members None.

Absent: Council Member Murphy.

804-3
1503
Addition of
Article X, Sec.
11, Standby
Service Electric
Rates (Fee
Schedule)

Mr. Simay, Assistant General Manager, Burbank Water and Power (BWP), requested that the Council approve the addition of Article X, Section 11, "Standby Service" to the Burbank Fee Schedule, which would establish Standby Service electric rates for BWP's customers. He explained that customers who self-generate, but continue to remain connected to BWP's system for back-up or supplemental power, pay a Standby Service electric rate that is meant to recover the cost of having BWP available for them. He noted that the proposed Standby Service electric rates which are to be part of the Burbank Fee Schedule are designed to fully recover from Standby Service customers their fair share of the Operation and Maintenance and fixed ownership costs of the BWP facilities needed to serve them.

Motion

It was moved by Mr. Vander Borght, seconded by Mr. Campbell and carried with Ms. Murphy absent that "the Council approve the addition of Article X, Section 11, "Standby Service" to the Burbank Fee Schedule. This addition will be incorporated into the proposed Fiscal year 2004-05 Burbank Fee Schedule, which will be presented to the Council at the June 8, 2004 meeting."

1503
1504
BWP Monthly
Report

Mr. Davis, General Manager, Burbank Water and Power (BWP), presented the Monthly Water and Power operating report for the month of May 2004. He stated that water quality continued to meet or exceed State, Federal and the standards set by the Council. He added that year-to-date portable water sales were slightly under budget and reclaim water sales are slightly higher than budget. He noted that the net year-to-date water income is approximately \$1 million better than budget.

On the electric side, Mr. Davis stated that the number of power outages continues to decline and expressed concern with mylar balloons which are the largest single cause of power outages in the City over the last decade. He also

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reported that the Department's response time to outages is below the national standard. He noted that retail sales are slightly ahead of budget and power supply costs are under budget.

Mr. Davis also reported on the landfill generation project which is producing 40 percent more KiloWatts than projected with excellent reliability, and stated that the Magnolia Power Project continues on schedule and under budget with no lost time accidents. He also noted the completion of the first phase of re-landscaping of the BWP yard and the improvements in process at the BWP administration building.

The Council noted and filed the report.

Ordinance
Submitted

It was moved by Mr. Golonski and seconded by Mr. Vander Borgh that "Ordinance No. 3640 be read for the second time by title only and be passed and adopted." The title to the following ordinance was read:

1702
Compact
Parking
In Certain
Residential
Zones

ORDINANCE NO. 3640:
AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK AMENDING CHAPTER 31 OF THE BURBANK MUNICIPAL CODE RELATING TO COMPACT PARKING IN CERTAIN RESIDENTIAL ZONES.

Adopted

The ordinance was adopted by the following vote:

Ayes: Council Members Campbell, Golonski, Vander Borgh and Ramos.

Noes: Council Members None.

Absent: Council Member Murphy.

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.

Citizen
Comment

Appearing to comment were Theresa Karam, on Council decorum and requesting reconsideration of the decision to name a park after former City Manager Robert Ovrom; and, Mike Nolan, on Council decorum.

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 8:11 p.m. to the Council Conference Room to continue the Closed Session item regarding:

Conference with Labor Negotiator:

Pursuant to Govt. Code §54957.6

Name of the Agency Negotiator: Management Services Director/Judie Sarquiz.

Name of Organization Representing Employee: Represented: Burbank City Employees Association, Burbank Management Association, Burbank Firefighters Chief Officers Unit, and Burbank Police Officers Association; Unrepresented, and Appointed Officials.

Summary of Labor Issues to be Negotiated: Current Contracts and Retirement Issues.

Margarita Campos, City Clerk