

**ANNOTATED**  
**COUNCIL AGENDA – CITY OF BURBANK**  
**TUESDAY, OCTOBER 12, 2004**

**ACTION**

6:30 P.M. PUBLIC HEARING:

1.  
1704-3  
602

APPEAL OF PLANNING BOARD APPROVAL OF PROJECT NO. 2004-42 (CONDITINAL USE PERMIT) AT 1209 EAST ELMWOOD AVENUE (DR. RAFFI MARGOSSIAN, APPLICANT):

26,805

Recommendation:  
 Adoption of proposed resolution entitled:  
 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE CONDITINAL USE PERMIT OF PROJECT NO. 2004-42 (1209 East Elmwood Avenue).

See last page

JOINT MEETING WITH THE REDEVELOPMENT AGENCY:

2.  
1401  
1103  
1102  
1400

BID SCHEDULE NO. R-1167 (DOWNTOWN WAYFINDING SIGNAGE PROGRAM):

26,806

Recommendation:  
 Adoption of proposed City Council resolution entitled:  
 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE DOWNTOWN WAYFINDING SIGNAGE PROGRAM.

Adopted  
5-0

R-2117

Adoption of proposed Redevelopment Agency resolution entitled:  
 A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF BURBANK APPROVING AND ADOPTING CONTRACT DOCUMENTS, PLANS AND SPECIFICATIONS, AND DETERMINING THE LOWEST RESPONSIBLE BIDDER, ACCEPTING THE BID, AND AUTHORIZING EXECUTION OF A CONTRACT FOR THE DOWNTOWN WAYFINDING ISGNAGE PROGRAM, BID SCHEDULE NO. R-1167.

Adopted  
5-0

CONSENT CALENDAR: (Items 3 and 4)

3.  
304-1  
801-2

ACCEPTING A DONATION TO THE BURBANK POLICE DEPARTMENT AND AMENDING THE FISCAL YEAR 2004-05 BUDGET FOR THE PURPOSE OF APPROPRIATING THESE MONIES:

26,807

Recommendation:  
 Adoption of proposed resolution entitled:  
 (4/5 vote required)  
 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AMENDING THE FISCAL YEAR 2004-2006 BUDGET FOR THE PURPOSE OF ACCEPTING TARGET STORES' DONATION OF \$1,580.

Adopted  
5-0

**A N N O T A T E D**  
**COUNCIL AGENDA – CITY OF BURBANK**  
**TUESDAY, OCTOBER 12, 2004**

**ACTION**

4. 703	<u>APPROVAL OF AN AGREEMENT WITH STEVE STARLEAF INC. AS THE OPERATOR OF THE BURBANK TENNIS CENTER:</u>  <u>Recommendation:</u> Adoption of proposed resolution entitled: A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE AGREEMENT BETWEEN THE CITY OF BURBANK AND STEVE STARLEAF, INC. GRANTING AN EXCLUSIVE RIGHT AND LICENSE TO USE THE BURBANK TENNIS CENTER AND TO OPERATE A TENNIS PROGRAM.	26,808	Adopted 5-0
5. 1702	<u>STATUS REPORT ON THE INTERIM DEVELOPMENT CONTROL ORDINANCE FOR R-1, R-1-E AND R-1-H SINGLE FAMILY RESIDENTIAL ZONES:</u>  <u>Recommendation:</u> Staff recommends that the Council note and file this report.		As recommended.
6. 1007	<u>COUNCIL MEMBER GOLONSKI'S REQUEST TO RECONSIDER THE KENNEL ATTENDANT POSITION FOR THE POLICE DEPARTMENT:</u>  <u>Recommendation:</u> Staff recommends that the Council discuss the matter and provide direction.		Staff directed to bring back a report.
7. 406	<u>COMMENT LETTER ON THE AIRPORT AUTHORITY'S MITIGATED NEGATIVE DECLARATION FOR THE AIRPORT DEVELOPMENT AGREEMENT AND RELATED ACTIONS:</u>  <u>Recommendation:</u> Staff recommends that the Council provide input for the City's comment letter on the proposed MND and authorize staff to prepare the letter and submit it to the Authority.		See last page
<u>ADOPTION OF PROPOSED ORDINANCE:</u>			
8. 500	<u>GREEN BUILDING AND SUSTAINABLE ARCHITECTURE ORDINANCE AND CONSTRUCTION AND DEMOLITION DEBRIS DIVERSION ORDINANCE:</u>  <u>Recommendation:</u> Adoption of proposed ordinance entitled: AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK ADDING ARTICLE 20 TO CHAPTER 7 OF THE BUILDING MUNICIPAL CODE RELATING TO THE VOLUNTARY GREEN BUILDING AND SUSTAINABLE ARCHITECTURE PROGRAM.	3652	Adopted 5-0

ITEMS TO BE PLACED ON FUTURE AGENDA:

NONE

**Item No. 1**

Resolution adopted with respect to the expansion of the building pad with the requirement for the guardrail as called for in the traffic safety report and with the added condition that a mechanism be set up through the City so that reimbursement can be achieved by the property owner within the five-year term if the other property owner chooses to build within that timeframe.

Action: Adopted 5-0

**Motion**

To approve the Conditional Use Permit for Project No. 2004-42 with respect to the accessory structure requiring that it be modified to provide for a half bath only with no shower and that it be set back eight feet as recommended by staff.

Action: Motion passed 4-1, Mrs. Ramos NO

**Item No. 7.**

A need for mitigation measures to address emissions from buses particularly Nitrogen Oxides and Particulate Matter.

A requirement that all construction-related diesel equipment apply emission control devices particularly after treatment. Any exemptions must be based on a written finding following market research and the City and community must be notified as exemptions are granted.

Clarification that the Negative Declaration is dependent on a development agreement and acknowledgement that the Negative Declaration process without an agreement is flawed.

Clarification about a possible discrepancy between the Negative Declaration and the Agreement on the continued use of the B-6 property for rental car storage.

That the Planning Board comments be included in the comment letter.