

TUESDAY, JANUARY 25, 2005

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 5:09 p.m. by Mrs. Ramos, Mayor.

CLOSED SESSION

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

Absent - - - - Council Member Golonski.

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.

5:09 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 potential defendant):  
Pursuant to Govt. Code §54956.9(b)(1)  
**Number of potential case(s): 3**
- 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 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.

Regular Meeting Reconvened in Council Chambers The regular meeting of the Council of the City of Burbank was reconvened at 6:49 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. Kramer, Community Assistance Coordinator.
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.
Reporting on Council Liaison Committees	Mr. Campbell reported on the Arroyo-Verdugo Subcommittee meeting he attended.
7:02 P.M. Hearing 1702 2 <sup>nd</sup> Amend to PD 89-7 – M. David Paul Dev.	Mayor Ramos stated that "this is the time and place for the hearing on Planned Development No. 89-7. The Applicant has requested that this hearing be continued to February 15, 2005. What is the pleasure of the Council?"
Motion	It was moved by Ms. Murphy, seconded by Mr. Campbell and carried that "this item be continued to the February 15, 2005 Council meeting."
7:02 P.M. Hearing 703 Appeal of a Commercial App. For a Running Program	Mayor Ramos stated that "this is the time and place for the hearing on the appeal by Tina Castaldi of the denial of her commercial application permit. Applicant has requested a continuance of this hearing to March 8, 2005, and staff recommends such continuance. What is the pleasure of the Council? Is there any discussion or a motion?"
Motion	It was moved by Ms. Murphy, seconded by Mr. Campbell and carried that "this item be continued to the March 8, 2005 Council meeting."
Reporting on Closed Session	Mr. Barlow reported on the items considered by the City Council during the Closed Session meeting.

1/25/05

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 in support of the Airport Development Agreement were: Pam Corradi; Nancy Burns; Dan Humfreville; and, Kermit Floyd.

Commenting in opposition to the Airport Development Agreement were: Mark Stebbeds; Jim Schad; David Piroli; David Gordon; and, Howard Rothenbach.

Also appearing to comment were: Paul Dyson, on Amtrak suspending service from Burbank due to the recent landslides; Theresa Karam, on Council authority as outlined in the City Charter; Jerry Piro, on zoning changes at the Airport; Mark Barton, on election issues; Molly Hyman and Stan Hyman, requesting that the Council vote on the proposed Airport Development Agreement; Esther Espinoza, on an accident between a Metrolink train and a limousine in her neighborhood; Anna May Nelson, on traffic issues associated with a five-unit development on her block; and, Sunder Ramani, on Council decorum and voicing support for the Council Members.

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: David Gordon, on the proposed Airport Development Agreement; Mark Barton, on the donation of an easement to the City; Esther Espinoza, on grants for a bikeway and the Information Technology Department's reorganization; James Schad, on employee negotiations; Molly Hyman, on a comment made by a speaker at initial orals; Mark Stebbeds, Michael Bergfeld, David Piroli and Howard Rothenbach, in opposition to the proposed Airport Development Agreement; Stan Hyman, on flight patterns at Bob Hope Airport and the proposed Airport Development Agreement; Eden Rosen, on Airport issues; Mike Nolan, encouraging Chamber of Commerce input on Community Development Block Grant funding recommendations and in

opposition to the proposed Airport Development Agreement; Theresa Karam, on Airport issues; Stephen Veres, in support of the proposed Airport Development Agreement; and, Charlie Lombardo, in response to specific comments made by previous speakers with regard to Airport issues.

Staff  
Response

Members of the Council and staff responded to questions raised.

Motion

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

202-10  
Youth Board  
Appts.

A report was received from the Park, Recreation and Community Services Department requesting the Council confirm the appointment of a school representative for St. Finbar School. The report indicated that the vacancy was created by a resignation thereby requiring a mid-term appointment.

The Council confirmed Jackie Balousek as the St. Finbar School Representative on the Youth Board.

1702  
R-1 IDCO and  
Basements in  
Single-Family  
Residential  
Zones

A status report was received from the Community Development Department, stating that an Interim Development Control Ordinance (IDCO) was adopted by the Council on September 14, 2004 and extended on October 26, 2004 in an effort to establish interim development standards for the R-1, R-1-E and R-1-H single-family residential zones while staff completes work on the ongoing study of single-family development standards. The report indicated that following public comment, the Council requested that staff study the matter of excluding basements in the Floor Area Ratio (FAR) calculation to provide an opportunity for homeowners to create additional space without adding to the above-ground mass of the house.

Staff indicated that two community meetings have been scheduled on Thursday, January 27, 2005 and Wednesday, February 9, 2005 at 6:30 p.m. at the Burbank High School library to receive community input on existing concerns with new and remodeled single-family homes and on staff's proposal of revised standards. However, the report stated that staff continues to find that the interim standards have not generally affected single-family development and that the vast majority of homeowners adding on to their homes are not

proposing to build homes even as large as what would still be permitted under the interim standards.

Staff was generally supportive of exempting basements from FAR calculations subject to the following requirements:

1. The finished floor level of the first floor may not extend more than 24 inches above the adjoining ground surface for more than 50 percent of the perimeter of the structure;
2. On lots with a grade difference of more than ten feet, the finished floor level of the first floor may not extend more than six feet above the adjoining ground surface for more than 50 percent of the perimeter of the structure;
3. The basement space exempted from FAR must be located directly beneath an enclosed space that is included in the FAR calculation (i.e. below the first floor and not below an open patio, deck or garage);
4. The basement area is included in the total house square footage for the purposes of determining the number of required off-street parking spaces; and,
5. The basement area in an accessory structure is counted toward the 300 square foot limitation on accessory structures before a Conditional Use Permit is required.

Staff also recommended that this issue be addressed in the comprehensive update of R-1 standards rather than being handled as a separate issue.

The report was noted and filed.

1503  
1504  
BWP Monthly  
Report

The Council received the monthly Water and Power Operating Report for January 2005 from Burbank Water and Power.

The Council noted and filed the report.

903  
804-3  
Urban Areas  
Security  
Initiative  
Grant

RESOLUTION NO. 26,863:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AMENDING THE FISCAL YEAR 204-2005 BUDGET FOR THE PURPOSE OF RECEIVING AND APPROPRIATING FY 2004 URBAN AREAS SECURITY INITIATIVE GRANT FUNDS IN THE AMOUNT OF \$814,164 FROM THE DEPARTMENT OF HOMELAND SECURITY OFFICE FOR DOMESTIC PREPAREDNESS.

1602  
Amend PSA w/  
Kimley-Horn for  
Traffic Impact  
Analysis (2555  
N. Hollywood  
Way)

RESOLUTION NO. 26,864:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE SECOND AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF BURBANK AND KIMLEY-HORN AND ASSOCIATES FOR PREPARATION OF A TRAFFIC STUDY.

1301-3  
San Fernando  
Corridor ITS  
Project (B.S.  
1155)

RESOLUTION NO. 26,865:  
A RESOLUTION OF THE COUNCIL 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 SAN FERNANDO INTELLIGENT TRANSPORTATION SYSTEMS PROJECT, BID SCHEDULE NO. 1155.

1301-3  
Concrete and  
Cement Repairs  
for BWP Fiber  
Optic Svcs. (B.S.  
1178)

RESOLUTION NO. 26,866:  
A RESOLUTION OF THE COUNCIL 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 ANNUAL CONTRACT FOR ASPHALTIC CONCRETE AND PORTLAND CEMENT CONCRETE REPAIRS PROJECT, BID SCHEDULE NO. 1178.

1601-1  
804-3  
Caltrans Bike  
Trans. Grant for  
Beachwood  
Class III Bikeway

RESOLUTION NO. 26,867:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AMENDING THE FISCAL YEAR 2004-2005 BUDGET FOR THE PURPOSE OF RECEIVING AND APPROPRIATING BICYCLE TRANSPORTATION ACCOUNT GRANT FUNDS IN THE AMOUNT OF \$265,500 FROM CALIFORNIA DEPARTMENT OF TRANSPORTATION, AND THE CITY'S LOCAL CONTRIBUTION IN THE AMOUNT OF \$29,500 FOR THE BEACHWOOD ENHANCED CLASS III BIKEWAY.

301-1  
Reward Policy  
For Conviction  
of Persons  
Guilty  
of Criminal Acts

RESOLUTION NO. 26,868:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ESTABLISHING A REWARD POLICY FOR INFORMATION LEADING TO THE APPREHENSION AND/OR CONVICTION OF PERSONS GUILTY OF CRIMINAL ACTS.

1/25/05

1007-1                    RESOLUTION NO. 26,869:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Applications             APPLICATIONS DEVELOPMENT ANALYST I (CTC No. 0031)  
Dev. Analyst I           AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY  
AND SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,870:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Applications             APPLICATIONS DEVELOPMENT ANALYST II (CTC No. 0032)  
Dev. Analyst II           AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY  
AND SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,871:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Applications             APPLICATIONS DEVELOPMENT ANALYST III (CTC No. 0033)  
Dev. Analyst III           AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY  
AND SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,872:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Applications             APPLICATIONS DEVELOPMENT ANALYST IV (CTC No. 0034)  
Dev. Analyst IV           AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY  
AND SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,873:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Database                 DATABASE ADMINISTRATOR I (CTC No. 0277) AND  
Admin.                    PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
I                             SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,874:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Database                 DATABASE ADMINISTRATOR II (CTC No. 0278) AND  
Admin.                    PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
II                            SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,875:  
 1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
 Database                    DATABASE ADMINISTRATOR III (CTC No. 0279) AND  
 Admin.                     PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
 III                            SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,876:  
 1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
 Information                INFORMATION SYSTEMS ANALYST I (CTC No. 0426) AND  
 Systems Analyst         PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
 I                              SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,877:  
 1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
 Information                INFORMATION SYSTEMS ANALYST II (CTC No. 0427) AND  
 Systems Analyst         PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
 II                              SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,878:  
 1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
 Information                INFORMATION SYSTEMS ANALYST III (CTC No. 0428) AND  
 Systems Analyst         PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
 III                              SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,879:  
 1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
 Information                INFORMATION SYSTEMS ANALYST IV (CTC No. 0429) AND  
 Systems Analyst         PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
 IV                              SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,880:  
 1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
 Network                    NETWORK SUPPORT ANALYST I (CTC No. 0554) AND  
 Support                     PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
 Analyst I                    SPECIFICATION THEREOF.



1/25/05

1007-1                    RESOLUTION NO. 26,881:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Network                    NETWORK SUPPORT ANALYST II (CTC No. 0555) AND  
Support                    PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
Analyst II                 SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,882:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Network                    NETWORK SUPPORT ANALYST III (CTC No. 0556) AND  
Support                    PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
Analyst III                SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,883:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Network                    NETWORK SUPPORT ANALYST IV (CTC No. 0557) AND  
Support                    PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
Analyst IV                SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,884:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Operating                 OPERATING SYSTEMS ANALYST I (CTC No. 0576) AND  
Systems Analyst        PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
I                             SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,885:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Operating                 OPERATING SYSTEMS ANALYST II (CTC No. 0577) AND  
Systems Analyst        PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
II                            SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,886:  
1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
Operating                 OPERATING SYSTEMS ANALYST III (CTC No. 0578) AND  
Systems Analyst        PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
III                          SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,887:  
 1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
 Technical                   TECHNICAL SUPPORT ANALYST I (CTC No. 0942) AND  
 Support Analyst         PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
 I                               SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,888:  
 1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
 Technical                   TECHNICAL SUPPORT ANALYST II (CTC No. 0943) AND  
 Support Analyst         PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
 II                               SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,889:  
 1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
 Technical                   TECHNICAL SUPPORT ANALYST III (CTC No. 0944) AND  
 Support Analyst         PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
 III                              SPECIFICATION THEREOF.

1007-1                    RESOLUTION NO. 26,890:  
 1009-1                    A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK  
 Establish Title of       ESTABLISHING THE TITLE AND CLASSIFICATION OF  
 Technical                   TECHNICAL SUPPORT ANALYST IV (CTC No. 0947) AND  
 Support Analyst         PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND  
 IV                              SPECIFICATION THEREOF.

Adopted                    The consent calendar was adopted by the following vote:

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

Noes:       Council Members None.

Absent:     Council Members None.

406                         Mr. Forbes, Senior Planner, Community Development  
 Continued                Department, reported that on January 18, 2005, the Council  
 Deliberations on        identified possible changes to the Airport Development  
 the Airport Dev.        Agreement (Agreement) and related documents. He added  
 Agreement                that staff has evaluated the seven issues raised by the Council  
                                   and opined that five of them could be reasonably included in  
                                   the Agreement, including: the City's ability to lobby for  
                                   changes in Federal law; the requirement that the Authority  
                                   provide shade trees elsewhere at the Airport if the Code  
                                   required shading is not satisfied at the A-1 North parking

facility; revisions to the title transfer agreements with regard to the automatic sale of the Trust Property at the end of the 10-year period; revisions to require City approval of a Specific Plan for any portion of the Trust Property that the Authority elects to sell prior to the end of the 10-year agreement period; and, amended language with regard to encumbrances and that the Authority be prohibited from entering into any lease that would allow use of the property beyond ten years, and that all uses and structures be removed from the property at the end of the ten-year period to ensure that the property is completely vacant and ready to be sold. He also noted five additional recommendations provided by staff.

Mr. Forbes informed the Council that staff is not recommending any changes to the Agreement and related documents with regard to requiring changes to the Authority's standard aviation easement and requiring the Authority to sell approximately 26 acres of Airport property to offset the Authority's proposed acquisition on a portion of the A-1 North property. He noted that staff deemed it not feasible to incorporate these changes to the Agreement and related documents. He also addressed public comment with regard to the Noise Attenuation Ordinance; and, the pros and cons of the Agreement versus zoning changes.

Peter Kirsch, Special Counsel, Kaplan, Kirsch & Rockwell, addressed the Council regarding the aviation easement and the requirement to sell 26 acres, and responded to questions posed by members of the public during oral communications with regard to imposing a moratorium on litigation; and, on a noise variance hearing at the expiration of aviation easements.

Ms. Murphy disclosed that she held discussions with Commissioner Brown and Dios Marrero, Airport Executive Director, regarding the matter.

Mr. Golonski disclosed that he held discussions with the Burbank Airport commissioners on the matter.

Motion                    It was moved by Mr. Golonski, seconded by Mr. Campbell and carried that "the 10 additional recommendations be adopted."

Motion                    It was moved by Mr. Golonski, seconded by Ms. Murphy and carried that "discussion of the aviation easement issue be added to the Noise Working Group's agenda for review and to

evaluate if there is a mechanism to make it less onerous but achieve the intent of the Authority."

Motion It was moved by Mr. Vander Borcht, seconded by Mr. Golonski and carried that "the Noise Attenuation Ordinance be amended to eliminate its application to cases of involuntary demolition such as due to a fire, earthquake or other disaster."

Motion It was moved by Mr. Golonski and seconded by Mr. Campbell that "the following resolutions be adopted and the following ordinances be introduced and read for the first time and be passed to the second reading:"

Mr. Golonski, Ms. Murphy, Mr. Campbell and Mrs. Ramos commented in support of the Agreement as the best course of action.

Mr. Vander Borcht expressed concern with the Airport's acquisition of an additional 26 acres of land and urged the Council to reconsider a requirement that the Authority immediately divest itself of 26 acres of land elsewhere.

406 Neg. Dec. for Bob Hope Airport RESOLUTION NO. 26,891:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK CONSIDERING A MITIGATED NEGATIVE DECLARATION FOR THE CITY DISCRETIONARY PROJECTS RELATED TO THE BOB HOPE AIRPORT PROJECT.

406 Approve Dev. Agmt. with Airport Authority AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF BURBANK AND THE BURBANK-GLENDALE-PASADENA AIRPORT AUTHORITY CONCERNING THE BOB HOPE AIRPORT.

406 Approve PD No. 2004-169 (BGPA Authority Applicant) (A-1 North Property) AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK APPROVING A PLANNED DEVELOPMENT FOR PROJECT NO. 2004-169 (BURBANK-GLENDALE-PASADENA AIRPORT AUTHORITY, APPLICANT) (A-1 NORTH PROPERTY).

406 Approve PD No. 2004-170 AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK APPROVING A PLANNED DEVELOPMENT FOR PROJECT NO. 2004-170 (BURBANK-GLENDALE-PASADENA AIRPORT

1/25/05

(BGPA Authority Applicant)  
(Parking Lot A Property)  
AUTHORITY, APPLICANT) (PARKING LOT A PROPERTY).

406  
Trust Agmt. and Grant of Easements  
RESOLUTION NO. 26,892:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING AN AMENDED, RESTATED, SUPERSEDING AND COMBINED ESCROW AND TRUST AGREEMENT; APPROVING AND AMENDED AND RESTATED GRANT OF EASEMENTS, DECLARATION OF USE RESTRICTIONS AND AGREEMENT FOR ADJACENT PROPERTY; AND APPROVING AN AMENDED AND RESTATED GRANT OF EASEMENTS, DECLARATION OF USE RESTRICTIONS AND AGREEMENT FOR TRUST PROPERTY.

406  
Approval of Land Acquisition (A-1 Parcel)  
RESOLUTION NO. 26,893:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE BURBANK-GLENDALE-PASADENA AIRPORT AUTHORITY'S APPLICATION FOR APPROVAL OF LAND ACQUISITION PURSUANT TO PUBLIC UTILITIES CODE SECTION 21661.6 (A-1 PARCEL).

406  
Amend Land Use Plan (Parking Lot A)  
RESOLUTION NO. 26,894:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE BURBANK-GLENDALE-PASADENA AIRPORT AUTHORITY'S APPLICATION TO AMEND THE LAND USE PLAN PURSUANT TO PUBLIC UTILITIES CODE SECTION 21661.6(e) (PARKING LOT A).

406  
Issuance of Bonds for the Airport  
RESOLUTION NO. 26,895:  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK REGARDING THE ISSUANCE OF BONDS BY THE BURBANK-GLENDALE-PASADENA AIRPORT AUTHORITY.

Adopted  
The resolutions were adopted and the ordinances were introduced by the following vote:

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

Noes: Council Member Vander Borght

Absent: Council Members None.

406  
Amend Chapter 7 Relating to  
AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK AMENDING CHAPTER 7 OF THE BURBANK MUNICIPAL CODE RELATING TO NOISE ATTENUATION IN RESIDENTIAL

Noise  
Attenuation

STRUCTURES.

406  
Amend Chapter  
31 Relating to  
Heights within  
Airport  
Approach  
Areas  
Adopted

AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK AMENDING CHAPTER 31 OF THE BURBANK MUNICIPAL CODE RELATING TO HEIGHTS WITHIN AIRPORT APPROACH AREAS.

The ordinances were introduced by the following vote:

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

Noes: Council Members None.

Absent: Council Members None.

9:56 P.M.  
Recess

The Council recessed at this time. The meeting reconvened at 10:10 p.m. with all members present.

1502  
Transit Services  
Task Force

Mr. Herrmann, Assistant Community Development Director/Transportation, presented the recommendations of the Transit Services Task Force that was formed in June 2004 and is comprised of: two Council Members; one member of the Park, Recreation and Community Services Board; two members of the Transportation Commission; one representative of the Senior Advisory Committee; and, one representative of the Disabled Advisory Committee. He noted that the Transit Services Task Force was formed to review existing transit services within the City and develop recommendations for expanding those services where appropriate. He described the existing transportation programs, including: Burbank Transportation Services; Got Wheels!; Burbank Local Transit (BLT); and, Supper Shuttle vans.

Mr. Herrmann informed the Council that the Task Force recommends that three phases of service expansions be made to the BLT program as follows:

Phase I – establishment of a Media District-Red Line Connector, a new shuttle service that would provide a connection between the Media District and Magnolia Park areas, and the Metro Rail Red Line station in North Hollywood at an estimated annual cost of \$93,000, with a \$15,000 start-up cost. He noted that this service can be implemented by late February 2005.



CDBG Projects For FY 2005-06 Department, requested the Council approve capital project uses funded with Community Development Block Grant (CDBG) funds and include the uses in the FY 2005 Annual Plan and Final Statement. He reported that for 2005, CDBG funds total \$1.8 million of which \$1.2 million was designated for capital project use.

Mr. Yoshinaga informed the Council that capital project fund availability and a request for proposals was advertised and noticed to departments/agencies on September 15 and 18, 2004, with proposals accepted until October 15, 2004. He reported that five City departments and organizations submitted 11 project requests totaling \$1.87 million, resulting in a gap funding of approximately \$695,000. He discussed the different projects submitted by the Public Works Department; Community Development Department; Burbank Unified School District; Burbank Temporary Aid Center; and, Build Rehabilitation Industries.

Mr. Golonski requested that minutes of the Community Development Goals Committee be included with the staff report.

Motion It was moved by Mr. Golonski and seconded by Ms. Murphy that "the following resolution be passed and adopted:"

804-3 CDBG Projects For FY 2005-06 RESOLUTION NO. 26,896:  
 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 2005-06 AND AUTHORIZING THEIR INCLUSION IN THE FY 2005-06 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, Murphy, Vander Borght and Ramos.  
 Noes: Council Members None.  
 Absent: Council Members None.

802 First Quarter Report – Summary of Non-recurring Resources Mr. Hanway, Financial Services Director, provided a follow up report to the First Quarter Financial Report. He stated that staff was requested to provide information on other available funding sources and the Non-Recurring General Fund Balance. He reported that the estimated Non-Recurring Fund Balance was \$2,343,820 and that other available non-recurring



resources included: Public Employees Retirement System (PERS) ramp-up savings Fiscal Year (FY) 2003-04 (\$1,993,000); Budget Stabilization Fund (\$1,573,230); Utility Users Tax (UUT) In-Lieu Set Aside account (estimated for 6/30/05 - \$4,200,000); Vehicle License Fee (VLF) Gap Securitization Funds (\$1,771,985); Capital Projects Contingency Appropriation (\$3,928,292); and, Interest Earned – Bond Proceeds (\$742,874).

Mr. Hanway reported that as directed by the Council, staff compiled the following list of projects that could utilize one-time appropriations: Community Services Building (\$28,100,000); Robert "Bud" Ovrom Park (\$10,200,000); and, Public Safety Suite Project (\$1.3 million to \$3.4 million). He also added that other items recommended for review by the Council and their associated costs include: the Mayor's Youth Task Force (\$250,000); Unanticipated Youth Services (\$150,000); Youth Services (\$100,000); PerformArts Grant program restoration (\$74,500); Media District Shuttle Program (\$269,000 - \$500,000); and, frozen staff positions. He also noted the Capital Projects "Dream" List provided to the Council that describes the projects, estimated cost, funding status, funding sources, start date estimates for design and construction, and the project lead department.

Mr. Golonski requested to set aside \$500,000 for programs, including an allocation to the Mayor's Youth Task Force in the amount of \$250,000. He added that the PerformArts Grant restoration and Youth Services would be part of the remaining \$250,000 allocation.

Ms. Murphy inquired as to the specifics of the \$250,000 allocation for the Mayor's Youth Task Force. Mr. Golonski and Mrs. Ramos responded.

Mr. Vander Borcht noted the value of the school programs but expressed concern with their reliance on continued funding from the City. He also stated that he would not recommend additional funding for the Community Services Building or the Robert R. Ovrom Park projects.

Ms. Murphy expressed concern with the City's continued funding for the violence prevention program which was established by one-time funds but is now a recurring expense for the City. She expressed support for continuing the counseling programs since they target the entire family and suggested introducing the counseling programs to the high schools as well.

Mr. Golonski concurred with continuing the counseling program.

Mr. Vander Borcht also concurred with funding the counseling program and also suggested setting aside funds for the transit services program.

Mr. Golonski concurred with setting aside funds for transit services and a new Central Library.

The Council was not supportive of using funds from the PERS Ramp-up Savings and Budget Stabilization Fund to fund projects. Discussions on the matter were continued to a future meeting when the mid-year report would be discussed.

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 Eden Rosen, on the Charter Communications contract negotiations and Alzheimer's awareness; and, Mike Nolan, on Airport matters.

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 11:53 p.m. in memory of Norm Dexter and Johnny Carson, and to Tuesday, February 1, 2005 at 5:30 p.m. for a Sidewalk, Street and Alley Infrastructure Program Study Session.

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Margarita Campos, CMC  
City Clerk

APPROVED JULY 26, 2005

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Mayor of the Council  
of the City of Burbank