

TUESDAY, APRIL 26, 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 4:37 p.m. by Mr. Vander Borght, Vice Mayor.

CLOSED SESSION

Present- - - - Council Members Campbell, Murphy, and Vander Borght.
Absent - - - - Council Members Golonski and Ramos.
Also Present - Ms. Alvord, City Manager; Mr. Barlow, City Attorney; and, Mrs. Wilson, Deputy City Clerk.

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

4:37 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 Real Property Negotiator:
Pursuant to Govt. Code §54956.8
Agency Negotiator: Community Development Director/ Susan M. Georgino.
Property: 934 Lima Street – Parking lot located behind 3310 Magnolia Boulevard, between Lima Street and California Street.
Parties with Whom City is Negotiating: Burbank Community Church.
Name of Contact Person: Jack Lynch, Senior Redevelopment Project Manager.
Terms Under Negotiation: Long term lease.
- b. Conference with Legal Counsel – Existing Litigation:
Pursuant to Govt. Code §54956.9(a)
Name of Case: City of Burbank v. State Water Resources Control Board.
Case No.: BS 060960 (and related to Case No. BS 060957).
Brief description and nature of case: California Supreme Court decision regarding Waste Water Standards imposed by the Regional Board.

STUDY SESSION

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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5:37 P.M.
Multiple-Family
Residential Dev.
Standards

Mrs. Lazar, Senior Planner, Community Development Department, gave a brief background on the Council's direction with regard to the multi-family development standards and the public outreach efforts.

Ms. Linda Tate, EIP Associates, presented an overview and discussed the proposed multiple-family development and design standards, including: the buffer zone; semi-subterranean parking; above-grade garage access; parking; common space amenities; parking lot landscape requirements; building orientation; facade variation and treatment; entries and porches; windows and awnings; materials and colors; roof design; balconies; special area requirements; and, project compatibility.

Mr. Vander Borcht was not supportive of the proposed uses in the buffer zone and requested that staff review the special area requirements to ensure that the positive aspects are not deleted.

Staff was directed to provide further information on the uses allowed in the buffer zone and landscape requirements

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 Mrs. Ramos, Mayor.

Invocation

The invocation was given by Rabbi Richard Flom, Burbank Temple Emanu El.

Flag Salute

The pledge of allegiance to the flag was led by Violet Freedman.

ROLL CALL

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.

301-1
Earth Day

Mayor Ramos presented a proclamation in honor of Earth Day to Kreigh Hample, Recycling Coordinator, Burbank Recycle Center.

301-1
Providence St.
Joseph Medical
Center

Mayor Ramos presented Certificates of Recognition to the following representatives of Providence St. Joseph Medical Center, in recognition of their contribution to the Mayor's Community Services Summit held on April 13, 2005: Mary Ann Madden, Marketing; Lloyd Delaney, Service Area Director/Food and Nutrition; Patrick Petre, Administrator; and, Maria Townsend, Marketing and Client Services Manager.

301-1
Holocaust
Remembrance

Mayor Ramos invited members of the public to join the Council in commemoration of the Annual National Days of Remembrance, established by the United States Congress, noting services were being conducted in the rotunda of the Capitol in Washington, D.C., and in Council Chambers and State Capitols throughout the United States. She presented a Proclamation in recognition of the 2005 Days of Remembrance of the victims of the Nazi Holocaust to Sylvia Sutton, Chairperson for the Days of Remembrance of the City of Burbank Committee. Mrs. Sutton conducted a ceremony in commemoration of the National Days of Remembrance, the theme of which was "From Liberation to the Pursuit of Justice."

John Brady, President of the Burbank Human Relations Council, outlined the events leading up to the Holocaust and commented on the experience in Hungary, noting the courage of those who took up arms against the Nazis.

Elaine Rosenberg introduced the memorial candle-lighting ceremony and briefly remarked on its significance and the importance of remembering the Holocaust. The following Holocaust survivors lit six candles in memory of the six million Jews who were killed: Walter Bloch; Irving Belfer; Kurt Bronner; Martin Lewis; Ingrid Blumstein; and, Morton Blumenstein. Bob Kramer, Community Assistance Coordinator, was invited to light the seventh candle in honor of all who perished as a result of the planned exterminations and ethnic cleansings worldwide. Cantor Steve Pearlman, Burbank Temple Emanu El, performed a special song, Ani Ma'amin.

In conclusion, Mayor Ramos expressed her appreciation to the survivors as well as the members of the Commemoration Committee.

Reporting on
Council Liaison

Mr. Campbell reported on a meeting he attended at the Los Angeles Chamber of Commerce regarding the California

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Committees Environmental Quality Act. He also commented on the Burbank Local Transit lease of diesel buses and on the proposed Fiscal Year 2005-06 budget.

Mr. Golonski requested an update on the progress of disabled access for the Palm ball fields. He also noted citizens' concerns regarding left turn access out of an alley south of Burbank Boulevard at the intersection of Buena Vista Street and Burbank Boulevard. He requested an accident history report for that location.

Mrs. Ramos requested an update on the availability of the electric vehicles for sale to the public.

Reporting on Closed Session Mr. Barlow reported on the items considered by the City Council during the Closed Session meeting.

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: Sam Asheghian, in support of the Shared Parking Use Agreement with Burbank Community Church; Frank Kaden, on motorcycle officer citations, requesting the status of the Brace Canyon debris basin, suggesting a building moratorium until traffic is better controlled, on conflict of interest and the AMC sale; Mark Barton, showing a videotape on design consulting; Eden Rosen, on public art purchases, traffic, potholes and vacancies in the Police Department; and, David Gordon, on the California Environmental Quality Act and on the railroad crossing at Clybourn Avenue and Vanowen Street.

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 in support of the Film and Television Action Committee's (FTAC) resolution in support of filing of a 301(a) petition to help curb runaway production were: Scott Bernard; Michael Everett; Scott Wildman; Clay Granger; Joseph

Livolsi; Robert Amico; Judi Townsend; Ronnie Cunningham; Gene Warren, Jr.; Ann Champion; Don Newman; Richard Clark; Anthony Cousimano; Victor Nerone; Charles Zembillas; Gary Watts; Mark Seay; Jodi Ehrlich; Jane Warren; Brad Ricker; Mark Hardin; Scott Kaye; Alan M. Dunn; Tim McHugh; Steve Cutler; Theresa Karam; Mary Gorman; David Piroli; and, Paul Hartel.

Appearing to comment in opposition to the FTAC resolution were: Susan Cleary and Melissa Patak.

Also appearing to comment were: Eden Rosen in support of the FTAC resolution, on compensation for appointed officials and in opposition to raising paramedic fees; Mike Nolan, on the proposed Transient Parking Tax increase and on vacancies in the Burbank Police Department; Esther Espinoza, on the proposed Shared Parking Use Agreement with Burbank Community Church and in opposition to the appointed officials' compensation increase; and, Mark Barton, in support of the FTAC resolution and on the proposed compensation increases for appointed officials.

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

201-2 Runaway Production Mrs. Ulloa, Economic Development Manager, Community Development Department, reported that on March 15, 2005, the Council considered a request by the Film and Television Action Committee to adopt a resolution in support of a 301 (a) petition regarding unfair trading practices by other countries in luring film production away from the United States. She noted that the decision to support the resolution failed on a 2-2 vote and staff was directed to bring back the item on April 26, 2005 for consideration by the full Council.

She then updated the Council regarding film and television production, current legislation efforts including Senate Bill 58, Assembly Bill 261 and Assembly Bill 777 and a summary of support and opposition from various groups and local unions.

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

201-2 Runaway Production RESOLUTION NO. 26,951:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE SUPPORT OF FILING A PETITION UNDER

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SECTION 301(a) OF THE TRADE ACT OF 1974 IN SUPPORT OF THE FILM AND TELEVISION ACTION COMMITTEE.

Adopted

The resolution was adopted by the following vote:

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

Motion

It was moved by Mr. Campbell, seconded by Mr. Golonski and carried that "staff be directed to: 1) send letters of support to the three legislative offices and the three committees where the legislative bills are heard; 2) ensure Council representation at the committee hearings in Sacramento for each bill; 3) determine cities interested in pursuing this effort as a group and work together through the League of California Cities to promote production retention in the State; and, 4) track pending legislation and bring them back for Council consideration."

10:28 P.M.
Recess

The Council recessed at this time. The meeting reconvened at 10:39 p.m. with all members present.

10:39 P.M.
Recess

The Council recessed to permit the Redevelopment Agency to hold its meeting. The Council reconvened at 10:49 p.m. with all members present.

Motion

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

204-3
Results of the
2005 General
Municipal
Election

RESOLUTION NO. 26,952:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK DECLARING THE RESULTS OF THE GENERAL MUNICIPAL ELECTION HELD ON APRIL 12, 2005.

1705-1
Shared Parking
Agmt. with
Burbank
Community
Church

RESOLUTION NO. 26,953:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE SHARED PARKING AGREEMENT BETWEEN THE CITY OF BURBANK AND BURBANK COMMUNITY CHURCH, INC.

1704-5 Appeal of VAR No. 2004-181 (Fence Heights)	<u>RESOLUTION NO. 26,954:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK GRANTING THE VARIANCE FOR PROJECT NO. 204-181 (125 North Valley Street; Michael Williams, Applicant and Appellant).
1007-1 Admin. Legal Secretary to Law Office Admin.	<u>RESOLUTION NO. 26,955:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK REVISING AND RE-TITLING THE SPECIFICATION FOR THE CLASSIFICATION OF ADMINISTRATIVE LEGAL SECRETARY (CTC No. 0019) TO LAW OFFICE ADMINISTRATOR (CTC No. 0479).
1007-1 1009-1 Revise Spec. of Purchasing Manager	<u>RESOLUTION NO. 26,956:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK REVISING THE SALARY AND SPECIFICATION FOR THE CLASSIFICATION OF PURCHASING MANAGER (CTC No. 0701).
1007-1 1009-1 Buyer to Buyer I	<u>RESOLUTION NO. 26,957:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK REVISING AND RE-TITLING THE SPECIFICATION FOR THE CLASSIFICATION OF BUYER (CTC No. 0123) TO BUYER I (CTC No. 0123).
1007-1 1009-1 Establish Title of Buyer II	<u>RESOLUTION NO. 26,958:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ESTABLISHING THE TITLE AND SPECIFICATION FOR THE CLASSIFICATION OF BUYER II (CTC No. 0124) AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND SPECIFICATION THEREOF.
1007-1 Revise Spec. of Library Asst.	<u>RESOLUTION NO. 26,959:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK REVISING THE SPECIFICATION FOR THE CLASSIFICATION OF LIBRARY ASSISTANT (CTC No. 0488).
1007-1 Tire Repairer to Tire Maint. Worker	<u>RESOLUTION NO. 26,960:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK REVISING AND RE-TITLING THE SPECIFICATION FOR THE CLASSIFICATION OF TIRE REPAIRER (CTC No. 0952) TO TIRE MAINTENANCE WORKER (CTC No. 0952).

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1007-1
Establish Spec.
Of Parking
Analyst

RESOLUTION NO. 26,961:

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ESTABLISHING THE TITLE AND SPECIFICATION FOR THE CLASSIFICATION OF PARKING ANALYST (CTC No. 0588) AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND 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.

804-5
Transient
Parking Tax
Increase

Mr. Hanway, Financial Services Director, requested that the Council consider holding a public hearing to increase the City's Transient Parking Tax (TPT) rate from 11 percent to 12 percent. He informed the Council that as presented at the initial Fiscal Year 2005-06 budget study session held on April 19, 2005, the City's Five Year Financial Forecast currently shows an increasing budget gap between recurring revenue and expenditures. He noted that at that meeting, Council Member Golonski requested that the Council consider raising the TPT rate an additional one percent beginning July 1, 2005. He added that staff recommends using the additional TPT revenues to unfreeze two Police Officer positions.

Motion

It was moved by Mr. Golonski, seconded by Mr. Vander Borght and carried with Ms. Murphy voting no that "another public hearing be held on increasing the Transient Parking Tax rate from 11 percent to 12 percent."

905-1
804-2
Cost Analysis
Of Emergency
Medical Services

Interim Fire Chief Mehling presented an analysis of the fiscal obligation and revenue resources of the Emergency Medical Services (EMS) Division of the Fire Department, commonly known as the paramedic program. Following a brief history of the program, he noted that the Burbank paramedic program operates with an annual budget of approximately \$3.6 million, with most expenses related to personnel. He added that unlike private transportation operations, a publicly-managed EMS program will rarely achieve a fiscal balance. Even in the most austere public programs, wages and the cost of equipment will out perform available revenue sources.

Chief Mehling informed the Council that the two revenue streams used to offset the EMS program's operating cost

combined produce approximately \$1.5 in revenue, leaving \$2.1 million in paramedic program costs to be paid by the General Fund. He explained that while expenses continue to increase as a result of escalating healthcare and personnel costs, revenue collection rates are on the decline due to insurance and Medicare write-downs and that the only means to offset this growing financial disparity is to maximize revenues, which can be accomplished by raising fees for paramedic ambulance services. He noted that while raising fees is never an easy decision, staff believes this is the best option to minimize the impact of this financial gap on the City's General Fund and maintain the highest quality of EMS in Burbank. He then discussed staff's proposal to increase the Advance Life Support service by 16.5 percent from \$671.75 to \$785.50 and the Basic Life Support service by 21.5 percent from \$438 to \$532.

Staff was directed to return with more options at a future date.

1010
City Manager
and City
Attorney
Compensation

Mr. Vander Borght requested that the Council consider the compensation of the City Manager and City Attorney. He noted that as the City Attorney and City Manager are officials appointed by the Council, their annual performance evaluations and salary compensation are also determined by the Council. He added that the Council recently completed the evaluations and appointed a sub-committee comprised of Mayor Ramos and Vice-Mayor Vander Borght to make a recommendation to the entire Council on the compensation package for the City Manager and City Attorney. He added that the sub-committee recommended a six percent increase in City Manager's compensation and a 2.5 percent increase in the City Attorney's compensation.

Motion

It was moved by Mr. Vander Borght, seconded by Mr. Campbell and carried that "the compensation for the City Manager be increased by six percent and the City Attorney's compensation be increased by 2.5 percent."

11:48 P.M.
Reconvene
Redev. Agency
Meeting

The Redevelopment Agency meeting was reconvened at this time.

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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 was Mike Nolan, on vacancies and residency requirements in the Burbank Police Department.

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 11:57 p.m. to May 2, 2005 at 10:00 a.m. in the Council Chamber for the Council Reorganization Meeting.

Margarita Campos, CMC
City Clerk

APPROVED AUGUST 23, 2005

Mayor of the Council
of the City of Burbank