

TUESDAY, MAY 24, 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 Mr. Vander Borght, Mayor.

CLOSED SESSION

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

Absent - - - - Council Member Ramos.

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.

5:10 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 – Existing Litigation:
Pursuant to Govt. Code §54956.9(a)
Name of Case: Porco, et al. v. City.
Case No.: BC177854
Brief description and nature of case: Complaint alleged First Amendment violations regarding private phone "hotline." Dismissed with order to plaintiffs to pay City's costs and attorneys fees; collection of City's costs.
- c. Conference with Legal Counsel – Anticipated Litigation (City as possible plaintiff):
Pursuant to Govt. Code §54956.9(c)
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 6:47 p.m. by Mr. Vander Borght, Mayor.
Invocation	The invocation was given by Mr. Kramer, Community Assistance Coordinator.
Flag Salute	The pledge of allegiance to the flag was led by Marc Cutter, Veterans Commemorative Committee.
ROLL CALL	
Present- - - -	Council Members Campbell, Golonski, Murphy, Ramos and Vander Borght.
Absent - - - -	Council Members None.
Also Present -	Ms. Alvord, City Manager; Mr. Barlow, City Attorney; and, Mrs. Campos, City Clerk.
301-1 Crazy 8, Girls 3 rd /4 th Grade Basketball Team	Mayor Vander Borght recognized the Crazy 8 Girls 3rd/4th Grade Basketball Team, which finished first in the Burbank Park, Recreation and Community Services' 3rd and 4th Grade Division, and placed second in the Southern California Municipal Athletic Federation Tournament. Certificates of Recognition were presented to the following team members: Erin Golden; Kaitlyn Kelly; Stefanie Lin; Jessica Loya; Samantha Pyros; Tatiana Rizzotti; Jessica Schachtner; Victoria Valdivia; and, Coach Roy Pyros.
301-1 Service Recognition Awards and High School Science Scholarship Awards	Kreigh Hampel, Recycling Coordinator, Public Works Department, briefly described the Service Recognition Awards Program and Mayor Vander Borght presented plaques to the following award recipients: Ana Garcia, Bellarmine-Jefferson High School; Andranik Demirchyan, Providence High School; Young Jin Chung, Burbank High School; and, Rachel Freeman, John Burroughs High School. Steve Soghomonian, Electrical Engineer Associate, Burbank Water and Power, briefly described the High School Science Scholarship Awards and Mayor Vander Borght presented plaques to the following award recipients: Allison Ivie, Burbank High School; James Iwaz, Providence High School; and, Joanna Triplet-Diel, John Burroughs High School.
301-1 Memorial Day	Mayor Vander Borght presented a proclamation in honor of Memorial Day to Marc Cutter, representing the Veterans Commemorative Committee.

5/24/05

301-1
World War II
Veteran

Mayor Vander Borcht presented a Certificate of Recognition posthumously to Kenneth E. King, a World War II veteran. The certificate was presented to his wife, Mrs. Evelyn King, and son, Chris King.

Reporting on
Council Liaison
Committees

Ms. Murphy reported on the Valley Transit Zone meeting she attended.

Mr. Campbell commented on transit ridership and requested that the Council consider sending a letter to the Airport Authority with regard to a joint partnership in establishing a second Compressed Natural Gas fueling station at the Airport.

Mr. Vander Borcht acknowledged receipt of a letter informing the Council that Mr. Hanway, Financial Services Director, would be receiving a plaque from the Government Finance Officers Association in recognition of the excellent financial reporting by the Financial Services Department. He then reported on a meeting he attended with Mr. Campbell and Ms. Alvord, in addition to Glendale Mayor Manoukian and Glendale Council Member Najarian, and City of Pasadena personnel, to further discuss the creation an east-west corridor connection between the Gold Line, across the State Route 134 corridor area to connect to the Red Line.

7:22 P.M.
Hearing
504
Adoption of the
2004 Electrical
Code

Mayor Vander Borcht stated that "this is the time and place for the hearing on the adoption of the 2004 California Electrical Code and revisions to Chapter 7 of the Burbank Municipal Code."

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. Sloan, Deputy Building Official, Community Development Department, requested that the Council adopt the 2004 California Electrical Code in its entirety and three revisions to the Burbank Municipal Code. He reported that currently, Section 5537 of the Business and Professions Code establishes limitations for projects that do not require a signature by a licensed professional. He noted that the proposed revision will also extend those restrictions to which individuals a permit may be issued, thereby requiring that for any project required to be signed by a licensed professional, permits may only be issued to a State of California licensed contractor.

Mr. Sloan also reported that staff recommended revisions to Section 7-102 which regulates the use of tents and canopies in the City. He stated that revisions to this section clarify these regulations as they relate to the Fire Code and provide for exemptions from obtaining a permit in accordance with Section 7-1-106 of the California Building Code.

Mr. Sloan also reported that State Senate Bill (SB) 1025 has mandated new disabled accessibility requirements for multi-story or townhouse dwelling units, effective July 1, 2005. He stated that these requirements include accessible entrances and paths of travel, accessible switches and outlets, and accessible kitchens and bathrooms for ground floor townhouse-style dwelling units which had previously been exempt from the disabled access provisions of the California Building Code.

Citizen Comment	Appearing to comment were: Mike Nolan, on the provisions of SB 1025 regarding disabled accessibility and changes to the electrical code; Mark Barton, in support of staff's recommendations; and, David Piroli, on the cost of a permit with regard to tents and canopies.
Staff Rebuttal	Mr. Sloan made rebuttal comments with regard to the cost of the permit and SB 1025 requirements, which the Building Standards Commission adopted as an emergency standard. He noted that the bill is statutory and will become effective regardless of the Council's decision.
Hearing Closed	There being no further response to the Mayor's invitation for oral comment, the hearing was declared closed.
Council Deliberations	Mr. Golonski suggested that staff clarify language in Chapter 11 of the State Building Code, Section 1105(a) that disability accessibility requirements pertained to any application for a permit for new construction.
Ordinance Introduced	It was moved by Mr. Campbell, seconded by Mrs. Ramos and carried that "the following ordinance be introduced as amended and read for the first time by title only and be passed to the second reading." The ordinance was introduced and the title read:

5/24/05

504
Adoption of the
2004 Electrical
Code

AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK AMENDING CHAPTER 7 OF THE BURBANK MUNICIPAL CODE REGARDING THE BUILDING CODE AND ADOPTING THE 2004 CALIFORNIA ELECTRICAL CODE.

7:44 P.M.
Hearing
1702
R-1 and R-1-H
Single-Family
Residential
Zones (ZTA
2004-69)

Mayor Vander Borcht stated that "this is the time and place for the hearing on Project No. 2004-69, a Zone Text Amendment modifying residential development standards, a Zone Map Amendment to eliminate the R-1-E Residential Estate Zone, and a related Negative Declaration."

Notice
Given

The City Clerk was asked if notices had been given as required by law. She replied in the affirmative and advised that the City Clerk's Office was in receipt of two e-mails on the matter.

Staff
Report

Mr. Forbes, Senior Planner, Community Development Department, requested the Council consider amendments to the Zoning Ordinance that would modify the development standards for the R-1 and R-1-H Single-Family Residential Zones and eliminate the R-1-E Residential Estate Zone. He noted that the proposed amendments have been discussed with the Council at several meetings and noted that the standards proposed for adoption are substantially similar to those presented to the Council on April 5, 2005 with a few notable exceptions. He added that in response to input received from the Council and the Planning Board's recommendations, staff has revised several of the proposed standards as follows:

The Council requested that carports be maintained as an option for providing required parking in lieu of an enclosed garage. He stated that staff had proposed requiring enclosed garages for all parking spaces but has modified the standard to allow for carports.

He also noted that the Council had discussed using the number of bedrooms as a basis for the off-street parking requirement rather than square footage, but staff expressed concern using bedrooms due to difficulty in determining what constitutes a bedroom. He noted that using square footage was a more straightforward approach. He stated that the Planning Board also recommended using square footage rather than number of bedrooms; however, the Board believed that

staff's proposal of 3,000 square feet (sf) as the cut-off at which three parking spaces would be required was too low and recommended that the existing cut-off of 3,600 sf be maintained. As a compromise, he reported that staff recommended 3,400 sf as the cut-off.

He added that staff proposed a 10-foot rear yard setback but the Council requested that it be increased to 15 or 20 feet or a percentage of lot depth. He noted that staff now recommended 15 feet as an adequate compromise, as using a percentage of the lot depth would be overly complicated and would not result in a substantial difference from one lot to the next.

He noted that the Council also requested that no rear setback be required for accessory structures when abutting an alley and staff revised the standards accordingly, noting that the main dwelling would still be required to have a 15-foot setback even when abutting an alley.

Regarding setbacks for accessory structures, he stated that the Council requested that setbacks for second floors be controlled through a 45-degree setback plane extending upward and inward from the property line rather than a fixed second story setback as proposed by staff. He noted that the proposed standards have been amended accordingly.

He added that staff had initially proposed eliminating the lot coverage limitation of 60 percent but the Council requested that it be retained but reduced below the 60 percent requirement. He noted that staff is proposing a lower limit of 50 percent.

He reported that the Council also requested that the originally-proposed Floor-Area-Ratio (FAR) of 0.45 be reduced and projects be required to provide certain incentives to attain a 0.45 FAR. He noted that staff proposed a base FAR of 0.4 but through provision of five incentives from a list of eight, such as increased second story setbacks and smaller second story size, the applicant could attain a 0.45 FAR.

Mr. Forbes informed the Council that the remaining standards have had very minor or no changes at all since the Council study session, including: the proposed height; front yard setback and related requirements; limiting paving in the front yard; and, street-facing side yard setback requirements. He recognized the minor changes to hillside development pursuant to the Planning Board's direction with regard to the findings that would be required for a hillside permit, noting that the standards and process were maintained. He added that staff

recommended that the by-right size for accessory structures be limited at 500 sf, consistent with the cut-off for second dwelling units and that a permit be required for structures between 500 and 1,000 sf. He noted that the Planning Board recommended that the by-right size be 400 sf and a CUP be required for any structure larger than 400 sf. He added that the Council recommended that side-yard setbacks be based upon a percentage of the lot width; but staff continues to recommend that the setback be maintained at five feet for interior side yards and that the Planning Board concurred.

Citizen
Comment

Appearing to comment in support of the proposed standards were: Robert Cook; Mark Stebbeds; Frank Montano; Adrienne Childers; and, Patricia Carpenteri.

Commenting in opposition were: Mark Rolph; Tony Rondinella; David Piroli; Mike Nolan; and, Donna Stebbeds.

Staff
Rebuttal

Mr. Forbes responded to public comment with regard to accessory structures.

Mrs. Ramos requested clarification with regard to the incentives to obtain a 0.45 FAR. She expressed concern with the second story setback requirements.

Mr. Campbell requested clarification with regard to the FAR requirements; height requirements; front yard paving; and, limitations on accessory structures.

Hearing
Closed

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

Council
Deliberations

Mr. Campbell suggested that a variance application be required to erect a stick structure so the neighborhood can recognize what is being proposed. The Council was not supportive.

With regard to the FAR, Mrs. Ramos expressed concern with requiring the entire second story to be set back 10 feet, noting that architectural style will be limited. Mr. Vander Borcht suggested that the Council consider language that 75 percent of the second story be set back 10 feet. He expressed support for the incentive program but noted the challenge in determining what is most feasible. Mrs. Ramos was supportive.

Mr. Golonski expressed support for the 0.35 to 0.45 FAR

range, and suggested that staff return with a longer list of design features that can help break up the massing of the house, such as a five-foot setback on the front of the second story, a covered front porch and features that would protect the neighbor's privacy.

Mr. Campbell expressed support for the 0.35 FAR with additional incentives, and a percentage setback for the second story as opposed to a 10-foot front setback requirement.

Ms. Murphy noted that this issue began as a mansionization matter and stated that a 0.35 FAR is too restrictive. She expressed support for a 0.4 FAR with a list of incentives to attain 0.45 FAR. Mrs. Ramos agreed.

Mr. Vander Borcht reminded the Council that the garage does not count towards the FAR. He was supportive of the 0.35 FAR and providing more flexibility with the list of incentives. He was also supportive of setting two or three minimum standards, such as requiring that the second floor not exceed 0.75 of the first floor area. Mrs. Ramos expressed support for the 0.35 FAR as a starting point, making the 0.4 FAR relatively easy to achieve and increasing the incentives list to attain a 0.45 FAR.

Mr. Golonski was still supportive of the 0.35 FAR as a starting point but suggested that a single-story home be automatically allowed to achieve a 0.4 FAR and a second story home provide more incentives to achieve a 0.45 FAR. He suggested a two-tier list of incentives, and requested that staff bring back more design options that reduce the massing of the structure and mitigate the impacts. He added that the design features be on a sliding scale making it relatively easy to get from a 0.35 FAR to a 0.4 FAR, and then require more incentives to achieve the 0.45 FAR.

Mr. Forbes responded to Council discussion regarding holding another public hearing on the matter and its effect on the adoption of the ordinance, considering the Interim Development Control Ordinance expiration date of June 30, 2005.

Mr. Golonski suggested that the Council support staff's recommendations with the exception that the front elevation setback be an average of five feet from the front exterior wall of the first story as opposed to 10 feet. Mr. Vander Borcht expressed opposition, noting that a five-foot setback would not provide a substantial setback on a front elevation.

Mrs. Ramos expressed interest in including the placement of the garage on the incentive program, noting that it makes a

5/24/05

significant difference in neighborhood compatibility.

Motion It was moved by Ms. Murphy, seconded by Mr. Campbell and carried with Mr. Golonski voting no to "support staff's recommendations with the exception that the second story be set back 10 additional feet in at least 75 percent of the front elevation as measured from the front exterior wall of the first floor."

The Council was supportive of the 50 percent maximum lot coverage; front yard setbacks; rear yard setback of 15 feet minimum with or without an alley; street facing side yard setback; a minimum number of three off-street parking spaces for a main dwelling with a gross floor area of 3,400 sf or more; front yard paving requirements; hillside standards; and, standards for special circumstances.

Motion It was moved by Mr. Golonski, seconded by Mr. Vander Borcht and carried that the "side yard setback be modified to 10 percent of the width of the lot, with a minimum of three feet and a maximum of 10 feet."

The Council was not supportive of increasing the by-right size of the accessory structure from 300 sf but supported the absolute maximum size of 1,000 sf and use of the Administrative Use Permit process, provided there is a noticing requirement.

Mr. Golonski requested the Council consider special circumstances or minor exceptions for accessory structure setbacks similar to that of the main dwelling setbacks. The Council was supportive. Mr. Golonski also requested clarification on preserving a non-conforming status in the event of a natural disaster. Mr. Forbes responded that staff was not proposing any changes to the current Code standards.

Motion It was moved by Ms. Murphy and seconded by Mr. Campbell that "the following resolution be passed and adopted and the following ordinances be introduced and read for the first time by title only and be passed to the second reading:"

1702 RESOLUTION NO, 26,977:
 Adopt Neg. Dec. A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
 for ZTA 2004- ADOPTING A NEGATIVE DECLARATION FOR PROJECT NO.
 69 2004-69 (RESIDENTIAL DEVELOPMENT STANDARDS AND
 ELIMINATION OF R-1-E ZONE).

1702 AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK
 Amend Chp. 31 AMENDING VARIOUS PROVISIONS OF CHAPTER 31 OF THE
 Relating to Dev. BURBANK MUNICIPAL CODE RELATING TO DEVELOPMENT
 Standards for STANDARDS FOR R-1 AND R-1-H ZONES as amended.
 R-1 and R-1-H
 Zones

1702 AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK
 Amend Zone AMENDING THE ZONE MAP TO ELIMINATE THE R-1-E
 Map to RESIDENTIAL ESTATE ZONE.
 Eliminate
 R-1-E Residential
 Estate Zone

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

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

9:38 P.M. Mayor Vander Borght stated that "this is the time and place for
 Hearing the hearing on increasing the City's Transient Parking Tax from
 804-5 11 percent to 12 percent."
 Increase of the
 Transient
 Parking Tax

Notice The City Clerk was asked if notices had been given as required
 Given by law. She replied in the affirmative and advised that no
 written communications had been received.

Staff Mr. Hess, Deputy Financial Services Director, requested that
 Report the Council consider increasing the City's Transient Parking
 Tax (TPT) from 11 percent to 12 percent. He noted that in
 April 2003, the voters approved the ability of the Council to
 increase the TPT to a maximum of 12 percent. He added that
 since then, three public hearings have been held on this matter
 and in June 2004 the Council approved an increase from 10 to

5/24/05

11 percent but still retains the authority to increase the TPT by an additional one percent. He noted as part of the Fiscal Year 2005-06 budget process, a request was made to consider raising the TPT an additional one percent effective July 1, 2005.

Mr. Hess informed the Council that the TPT is a stable source of General Fund revenue, representing approximately two percent of total General Fund recurring revenue. He stated that if the TPT was further increased from 11 percent to 12 percent, the City anticipates receiving approximately \$230,000 in additional revenue. He noted that all parking owners and operators were individually mailed notice of this hearing.

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

Motion Following Council deliberation, it was moved by Mr. Golonski and seconded by Mrs. Ramos that "the following resolution be passed and adopted:"

804-5 Increase of the Transient Parking Tax RESOLUTION NO. 26,977:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE INCREASE OF THE TRANSIENT PARKING TAX FROM 11 PERCENT TO 12 PERCENT.

Adopted The resolution was adopted by the following vote:
Ayes: Council Members Campbell, Golonski, Ramos and Vander Borght.
Noes: Council Member Murphy.
Absent: Council Members None.

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

Initial Open Public Comment Period of Oral Communications Mr. Vander Borght called for speakers for the initial open public comment period of oral communications at this time.

Citizen Comment Appearing to comment were: Mike Nolan, on home demolition, in support of full funding of law enforcement personnel and

	on budget study sessions; Esther Espinoza, on the war; Mark Stebbeds, on the potential negative impacts caused by an apartment complex being proposed in North Hollywood abutting Burbank; and, Mark Barton, on the benefits of the partnership between the City and the Cusumano Group.
Staff Response	Members of the Council and staff responded to questions raised.
Agenda Item Oral Communications	Mr. Vander Borgh called for speakers for the agenda item oral communications at this time.
Citizen Comment	Appearing to comment were: Esther Espinoza, on the Transient Parking Tax; Mike Nolan, on the shortage of police officers, and retention issues; and, Mark Barton, in support of the design- build project for Burbank Water and Power.
Staff Response	Members of the Council and staff responded to questions raised.
Item Removed From the Consent Calendar	The item regarding the Update on Proposed Modifications to the Traffic Signal Operation at Chandler Boulevard/Hollywood Way and Chandler Boulevard/Buena Vista Street was removed from the consent calendar for the purpose of discussion.
Motion	It was moved by Mrs. Ramos and seconded by Mr. Campbell that "the following items on the consent calendar be approved as recommended."
1007-1 1009-1 Establish Title of Mail Room Assistant	<u>RESOLUTION NO. 26,979:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ESTABLISHING THE TITLE AND CLASSIFICATION OF MAIL ROOM ASSISTANT (CTC No. 0524) AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND SPECIFICATION THEREOF.
1007-1 1009-1 Establish Title of Fleet Utility Worker	<u>RESOLUTION NO. 26,980:</u> A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ESTABLISHING THE TITLE AND CLASSIFICATION OF FLEET UTILITY WORKER (CTC No. 0368) AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND SPECIFICATION THEREOF.

5/24/05

804-3
907
DOJ Grant

RESOLUTION NO. 26,981:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AMENDING THE FISCAL YEAR 2004-2005 BUDGET FOR THE PURPOSE OF RECEIVING APPROPRIATING JUSTICE ASSISTANCE GRANT FUNDS IN THE AMOUNT OF \$33,312 FROM THE U.S. DEPARTMENT OF JUSTICE.

804-3
Used Oil
Recycling Block
Grant App. 11th
Cycle

RESOLUTION NO. 26,982:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AUTHORIZING SUBMITTAL OF THE CALIFORNIA USED OIL RECYCLING BLOCK GRANT APPLICATION FOR FISCAL YEARS 2005-06 THROUGH 2010-11 AND AMENDING THE FISCAL YEAR 2004-05 BUDGET BY ACCEPTING AND APPROPRIATING FUNDS IN THE AMOUNT OF \$27,324 FOR THE 11TH CYCLE.

1204-1
Final Tract Map
No. 54149
(600 E.
Magnolia)

RESOLUTION NO. 26,983:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE FINAL MAP OF TRACT NO. 54149 AND APPROVING A SUBDIVISION IMPROVEMENT AGREEMENT (600 EAST MAGNOLIA BOULEVARD).

405-2
Contract Award
with Glendale
for
CalWORK
Program

RESOLUTION NO. 26,984:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AMENDING THE FISCAL YEAR 2004-2005 BUDGET FOR THE PURPOSE OF RECEIVING AND APPROPRIATING CITY OF GLENDALE CONTRACT AWARD FUNDS IN THE AMOUNT OF \$13,000 FROM THE CITY OF GLENDALE FOR THE PURPOSE OF FUNDING THE CALWORKS PROGRAM.

213
Legal Svcs.
Agmt. with
Liebert Cassidy
Whitmore

RESOLUTION NO. 26,985:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE LEGAL SERVICES AGREEMENT BETWEEN THE CITY OF BURBANK AND LIEBERT CASSIDY WHITMORE AND AMENDING THE FISCAL YEAR 2004-2005 BUDGET TO APPROPRIATE \$35,000 FOR LEGAL SERVICES.

1503
Design-Build
Contract with

RESOLUTION NO. 26,986:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AUTHORIZING THE GENERAL MANAGER OF BURBANK

ABB WATER AND POWER TO NEGOTIATE PRICE, TERMS AND CONDITIONS OF A DESIGN-BUILD CONTRACT WITH ABB, INC., FOR REPLACING POWER TRANSFORMERS SERVING BURBANK STATION.

Adopted The consent calendar was adopted by the following vote:

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

Noes: Council Members None.

Absent: Council Members None.

1602-1 Mr. Johnson, Assistant Public Works Director/Traffic Engineer, provided the Council with an update on the traffic signal operation and timing at the Chandler Boulevard/Hollywood Way and Chandler Boulevard/Buena Vista Street intersections. He explained that the traffic signal operation would be modified to favor traffic on Hollywood Way and Buena Vista Street by increasing traffic delay on Chandler Boulevard. He noted that the modifications will improve the safety of the intersection for motorists, pedestrians and bicyclists. He also informed the Council that a letter will be sent to the Chandler Boulevard residents to receive input on the one-way traffic lane proposal.

Update on
Proposed
Modifications to
the Traffic
Signal Operation
at Chandler
Boulevard/Holly
wood Way and
Chandler
Boulevard/Buena
Vista Street

Mr. Vander Borght expressed concerns with polling residents without providing them with sufficient information.

Ms. Alvord stated that community outreach will be conducted prior to polling the residents.

The report was noted and filed.

804-5 Mr. Barlow, City Attorney, requested the Council consider an ordinance that would provide for the addition of a new Article 20 to Chapter 14 of the Burbank Municipal Code. He reported that Article 20 would allow for the establishment of a Special Tax Financing Improvement Code, which would in turn allow for the creation by the Council of community facilities districts to finance certain public and other improvements, and certain municipal services. He added that in order to allow for a more efficient financing structure and additional flexibility in the formation of the community facilities district, it was recommended by Bond Counsel that the City adopt a Special Tax Financing Improvement Code.

Amend BMC
Community
Facilities District
No. 2005-1

5/24/05

Ordinance
Introduced

It was moved by Mr. Campbell, seconded by Ms. Murphy and carried that "the following ordinance be introduced and read for the first time by title only and be passed to the second reading." The ordinance was introduced and the title read:

804-5
Amend BMC
Community
Facilities District
No. 2005-1

AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK
ADDING ARTICLE 20 TO CHAPTER 14 OF THE BURBANK
MUNICIPAL CODE RELATING TO PUBLIC SERVICES AND
IMPROVEMENT FINANCING.

907
Qualifications
and Recruitment
of Police Officer
Candidates

Lieutenant Gabriel presented a report in response to the Council's request for an overview of police recruitment procedures, as well as an update on the current vacancy rate and the success of the enhanced recruitment efforts. He informed the Council that law enforcement has generally experienced a decline in interest as a career, causing departments to compete for a dwindling number of candidates. He noted that there are currently 18 vacant police officer positions, including eight frozen positions. He added that over the past ten months, the enhanced and expanded recruitment efforts have included: job fairs; cable television advertising; worldwide military publication advertising; website re-design; diverse access website advertising; public access video; bus bench shelter advertisement and posters; Media City Center Mall advertising; conducting Saturday testing; signing bonuses; recruitment incentives for current City employees; special recruitment efforts for pre-service academy cadets; and, fast-track testing for lateral applicants.

Lieutenant Gabriel noted that the efforts have not resulted in a higher rate of applicants. He discussed the testing process which includes a written portion, physical agility phase and oral board. He also elaborated on the background and hiring standards established by the State of California. He noted that disqualification in the background phase commonly occurs in finances and credit, drugs and alcohol, driving and law violations, personal relationship problems, work history and honesty. He noted that the prospects for future testing are positive and an analysis of the enhanced recruitment efforts will be evaluated at a future date, since many of the measures were implemented after the last testing conducted in January 2005.

The Council noted and filed the report.

801-2 Budget Study Session with Fire and BWP	Interim Fire Chief Pansini and Jennifer Kaplan, Administrative Officer, presented the proposed Fiscal Year 2005-06 budget for the Fire Department.
Overflow Items and Decision Making	<p>Mr. Davis, General Manager, Burbank Water and Power, presented the proposed Fiscal Year 2005-06 budget for the Burbank Water and Power Department.</p> <p>Mr. Hess, Deputy Financial Services Director, informed the Council that the recurring deficit will be balanced using the Public Employee Retirement System Stabilization Fund. He also noted the establishment of the Infrastructure Replacement Reserve Fund and the Traffic and Transportation Reserve Fund, and requested Council direction with regard to the list of projects provided.</p> <p>Mr. Golonski requested that the Council consider adding an additional \$100,000 to the already-earmarked \$200,000 for the Infrastructure Replacement Reserve Fund to maintain the 10-year maintenance cycle for the sidewalk repair program. The Council concurred to fund the amount from the Utility Users Tax and In-Lieu Set-Aside Account (UUT).</p>
	<p>Ms. Teaford, Chief Assistant Public Works Director/City Engineer, gave an update on the accelerated Buena Vista Street Improvement Project. Ms. Alvord gave an overview of the proposed track and field renovations for Burbank and John Burroughs High Schools and requested \$35,000 to retain an architect for an initial evaluation of the entire project. Mr. Herrmann, Assistant Community Development Director/Transportation and Planning, gave an update on the Code Enforcement Conditions of Approval Pilot Program. Mr. Hansen, Park, Recreation and Community Services Director, presented an overview of the Perform Arts Program.</p>
	<p>Mr. Golonski urged the Council to allocate \$100,000 to establish an endowment for the PerformArts Grant and suggested utilizing the UUT for this purpose.</p>
	<p>There was Council consensus to allocate \$100,000 from the UUT to establish a PerformArts Grant Set Aside Fund with the interest accruing to the fund. The Council also approved of staff's recommendations with regard to the Buena Vista Street improvements, the track and field renovations and the Code Enforcement project whose benefit would be assessed in 12 months.</p>
Final Open Public Comment	Mr. Vander Borcht called for speakers for the final open public comment period of oral communications at this time.

5/24/05

Period of Oral
Communications

Citizen Comment Appearing to comment was Eden Rosen, regarding internet advertisements, signage, homeless activity and proposed Chandler Boulevard traffic improvements.

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 12:36 a.m. in honor of David King.

Margarita Campos, CMC
City Clerk

APPROVED AUGUST 30, 2005

Mayor of the Council
of the City of Burbank