

TUESDAY, JULY 31, 2007

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 5:33 p.m. by Mayor Ramos.

CLOSED SESSION

Present- - - - Council Members Bric, Golonski, Gordon and Ramos.
Absent - - - - Council Member Reinke.
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.

5:34 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:

Pursuant to Govt. Code §54956.8
Agency Negotiator: Community Development Director/Susan Georgino
Property: 2721 West Burbank Boulevard.
Parties with Whom City is Negotiating: Family Service Agency, 2013 West Magnolia Boulevard Burbank, CA 91506.
Name of Contact Persons: Sue Georgino – City; Laurie Bleick – Executive Director of Family Service Agency.
Terms Under Negotiation: Proposed amendment to Lease Agreement.

Regular Meeting Reconvened in Council Chambers The regular meeting of the Council of the City of Burbank was reconvened at 6:35 p.m. by Mayor Ramos.

Invocation The invocation was given by Reverend Paul Clairville, Westminster Presbyterian Church.

Flag Salute The pledge of allegiance to the flag was led by Bob Kramer, Community Assistance Coordinator.

ROLL CALL

Present- - - - Council Members Bric, Golonski, Gordon, Reinke and Ramos.
Absent - - - - Council Members None.
Also Present - Ms. Alvord, City Manager; Mr. Barlow, City Attorney; and, Mrs. Campos, City Clerk.

Council Mrs. Ramos reported on a trip to Washington, D.C. for the purpose

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Comments of meeting with members of Congress and Federal Departments for funding for the Interagency Communications Interoperability System.

Mr. Bric reported on the Arroyo Verdugo Subcommittee meeting.

Dr. Gordon reported on attending the Burbank Housing Corporation Oversight Committee meeting.

6:59 P.M.
1702
Public Hearing
Proj. No. 2004-64
- Planned Dev
1935 N Buena
Vista St.
Casden Prop.

Mayor Ramos stated that "this is the time and place for the public hearing on modifications to the architecture and design of Project No. 2004-64 Planned Development Casden Properties, Limited Liability Company, owner/applicant of proposed project which will be located at 1935 North Buena Vista Street."

Meeting
Disclosures

Mrs. Ramos, Mrs. Reinke, Mr. Bric and Mr. Golonski disclosed prior meetings with representatives of Casden Properties LLC.

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 correspondence was received by the City Clerk's Office.

1702
Public Hearing
Proj. No. 2004-64
- Planned Dev
1935 N Buena
Vista St.
Casden Prop.

Mrs. Forbes, Deputy City Planner, Community Development Department, presented a request by Casden Properties, Limited Liability Company (Casden) for changes to the architecture and design of a previously-approved Planned Development (PD) project. She added that in January 2006, the Council approved PD No. 2004-64 which authorized the construction of a 276-unit residential complex including three live/work units and 1,000 square feet of retail space on a 7.35-acre property located at the southwest corner of Empire Avenue and Buena Vista Street. She stated that Crown Fairfield Associates LLC was the applicant and property owner at the time of approval but the property and entitlements were subsequently sold to Casden. She noted the approved Development Agreement (DA) required that any assignment of Development Rights must be approved by the Council to determine that the new property owners are a qualified developer. She stated that in October 2006, the Council approved transferring the Development Rights to Casden, thereby entitling Casden to build the project approved in January 2006 and to comply with the DA and all conditions imposed.

Mrs. Forbes informed the Council that the PD allowed flexibility in whether the units will be offered for rent or sale and the applicant was allowed the ability to modify the architectural design, materials

and amenities. She stated that Casden has proposed changes to the architecture and layout from a modern industrial design to a more residential craftsman style. In addition, all 276 units will be for rent and the total square footage is approximately 15,000 square feet less than the original approval. She reported that staff prepared an addendum stating that the modifications do not cause new significant impacts. She mentioned that on July 9, 2007, the Planning Board reviewed the modifications and recommended approval to the Council. She added that staff supports the modifications as they are improvements over the previously-approved project and recommends approval of the proposed modifications.

- Applicant Ron Mehuer, Vice President Community Development, Casden Properties LLC., elaborated on the proposed project changes.
- Mr. Roger Wolf, partner with VTBS, project architects, elaborated on the architectural features.
- Citizen Comment Appearing to comment were: Esther Espinoza, expressing concerns with potential impacts; and, Stan Hyman, inquiring if the project includes a low or moderate-income housing component and inquiring as to whether the trees will be mature.
- Rebuttal Comments Mr. Mehuer responded to public comment with regard to the proposed tree size.
- 7:46 P.M. 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, seconded by Mr. Bric that "the following resolution be passed and adopted."
- 1702
Proj. No. 2004-64
- Planned Dev
1935 N Buena
Vista St.
Casden Prop.
Adopted
- RESOLUTION NO. 27,503:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING MODIFICATIONS TO PROJECT NO. 2006-64 PLANNED DEVELOPMENT (1935 NORTH BUENA VISTA STREET; APPLICANT: CASDEN PROPERTIES, LLC).
- The resolution was adopted by the following vote:
- Ayes: Council Members Bric, Golonski, Gordon, Reinke and and Ramos.

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Noes: Council Members None.
Absent: Council Members None.

Reporting on Closed Session Mr. Barlow reported on the item considered by the City Council during the Closed Session meeting and noted that Dr. Gordon recused himself from the discussion.

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: Emzy Veazy, III, on traffic signalization, dust abatement and requesting a tourist booth; Robert Phipps, requesting a resolution in opposition to the war in Iraq; Stephen Hines, requesting an impeachment resolution for Federal Government officials; David Satel, requesting clarification as to the zoning of his property and the City's request to clean up his property; Holly Jenkins, in opposition to removing parkway trees; Gary Garrison, on the karaoke program at the Joslyn Adult Center; Esther Espinoza, on an incident involving the Police Department; Eden Rosen, on impacts to residential areas from a youth parade; Stan Hyman, requesting clarification on action taken on the closed session item; and, David Piroli, on traffic on Buena Vista Street north of San Fernando Road.

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: Esther Espinoza, on job specifications and the Department of Justice grant; Eden Rosen, on rate increases, additional funding for the art project at Five Points, proposed paid parking and on several proposed streamlining proposals; David Piroli, on proposed streamlining proposals; and, Stan Hyman, on the proposed ordinance regarding alcoholic beverages.

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

Item Removed from Consent The item regarding, "Establishment of the Specification, Title and Salary for the Classification of Crime Analyst" was removed from the consent calendar for the purpose of discussion.

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

1211 RESOLUTION NO. 27,504:
404 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
Conf. Itemized CONFIRMING THE ITEMIZED WRITTEN REPORT OF THE
Rpt of Agric. AGRICULTURAL COMMISSIONER/ DIRECTOR OF WEIGHTS
Comm for Weed AND MEASURES FOR THE COUNTY OF LOS ANGELES FOR
Abatement and THE ABATEMENT OF WEEDS AND PUBLIC NUISANCES, AND
Assessing Costs CONFIRMING THE COSTS OF SUCH ABATEMENT AND
 ASSESSING SUCH COSTS AGAINST CERTAIN REAL
 PROPERTY.

1204-1 RESOLUTION NO. 27,505:
Final Map No. A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
62871 – 711 E. APPROVING FINAL MAP OF TRACT NO. 62871 (711 EAST
Angeleno Ave. ANGELENO AVENUE).

1007-1 RESOLUTION NO. 27,506:
1009 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
Rev of Spec for REVISING THE SPECIFICATION FOR THE CLASSIFICATION OF
CTC No. 0994 WATER QUALITY SPECIALIST (CTC No. 0994).
Water Quality Sp

1007-1 RESOLUTION NO. 27,507:
1009 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
Est of Spec for ESTABLISHING THE TITLE AND CLASSIFICATION OF CROSS
Cross Connection CONNECTION CONTROL SPECIALIST (CTC No. 0233) AND
Specialist CTC PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY
No. 0233 AND SPECIFICATION THEREOF.

1007-1 RESOLUTION NO. 27,508:
1009 A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
Est of Spec for ESTABLISHING THE TITLE AND CLASSIFICATION OF FACILITY
Facility Tech TECHNOLOGY COORDINATOR (CTC No. 0340) AND
Coord CTC No. PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY
0340 AND SPECIFICATION THEREOF.

1007-1 RESOLUTION NO. 27,509:

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1009
Est of Spec for
Marketing
Associate CTC
No. 0543

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ESTABLISHING THE TITLE AND SPECIFICATION FOR THE CLASSIFICATION OF MARKETING ASSOCIATE (CTC NO. 0543) AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND SPECIFICATION THEREOF.

1007-1
Rev of Spec for
Forensic Spec
CTC No. 0366

RESOLUTION NO. 27,510:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK REVISING THE SPECIFICATION FOR THE CLASSIFICATION OF FORENSIC SPECIALIST (CTC No. 0366).

1010
801-2
Compensation for
Unrep Mid
Managers and
Amend Bgt

RESOLUTION NO. 27,511:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AMENDING RESOLUTION NO. 22,795 RELATING TO THE COMPENSATION PLAN FOR UNREPRESENTED MID MANAGEMENT EMPLOYEES FOR FISCAL YEAR 2007-2008 AND AMENDING THE FISCAL YEAR BUDGET FOR 2007-2008.

804-3
907
801-2
Accepting US
DOJ Grant and
Amend Bgt

RESOLUTION NO. 27,512:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AMENDING THE FISCAL YEAR 2007-2008 BUDGET FOR THE PURPOSE OF ACCEPTING AND APPROPRIATING THE U.S. DEPARTMENT JUSTICE ASSISTANCE GRANT IN THE AMOUNT OF \$28,060.

Adopted The consent calendar was adopted by the following vote:

Ayes: Council Members Bric, Golonski (except Resolution No. 27,511), Gordon, Reinke and Ramos.
Noes: Council Member Golonski (Resolution No 27,511).
Absent: Council Members None.

1007-1
1009
Est of Spec for
Crime Analyst
CTC No. 0231

Ms. Sarquiz, Management Services Director, requested Council approval of the establishment of the specification, title and salary for the classification of Crime Analyst. She reported that the Police Department is currently implementing a Department wide computer system upgrade that will require a full-time administrator to oversee the new system and provide up-to-the-minute crime analysis information in support of the Department's proactive, problem-solving policing efforts. She noted a concern expressed by a Civil

Service Board member that the City is not in compliance with the Americans with Disabilities Act (ADA) by requiring a driver's license for the job classification. She stated that although the City is ADA compliant, staff will review the requirements of other cities and agencies with respect to requiring drivers licenses. She mentioned that every employee is deemed to be a disaster worker and at any given time may potentially have to drive. In addition, she stated that many employees drive off site to meetings with customers or residents in City vehicles but noted that accommodations are always made for individuals who request them.

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

1007-1
1009
Est of Spec for
Crime Analyst
CTC No. 0231

RESOLUTION NO. 27,513:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ESTABLISHING THE TITLE AND CLASSIFICATION OF CRIME ANALYST (CTC No. 0231) AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY AND SPECIFICATION THEREOF.

Adopted The resolution was adopted by the following vote:

Ayes: Council Members Bric, Golonski, Gordon, Reinke and Ramos.

Noes: Council Members None.

Absent: Council Members None.

1705-2
Additional Funds
and Selection of
Landscape
Design for Five
Points

Mr. Hansen, Park, Recreation and Community Services Director, requested the Council appropriate additional funds for the previously-approved sculpture of David Burbank and select the landscape design for the site where it will be placed. He added that staff, the artist and landscape architect have been discussing how the sculpture would be integrated into a landscape design and it was determined that the original eight-foot size of the sculpture would not have the presence that was originally envisioned. He stated that the artist and staff discussed the possibility of enlarging the sculpture to 10 feet which would require an additional \$65,000. Additionally, based on input from the artist and staff, the landscape architect developed a detailed landscape design which exceeded the cost estimate by \$139,928.

Mr. Hansen informed the Council that the Oversight Committee reconvened to review the landscape design and the art installation and recommended that the artist and landscape architect make

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certain revisions to their proposals and return to the Council to present their revised designs. He noted that the landscape architect was requested to develop three landscape proposals with estimated costs of \$300,000, \$350,000 and \$400,000. He noted that the current landscape budget is \$350,000, and if the selected option exceeded the budget, staff would return with a request for additional appropriation during the contract award process.

Mr. Favilli – Artist Mr. Andrea Favilli, artist, elaborated on the proposal to increase the scale of the sculpture to 10 feet.

Mr. Ahbe –
Landscape Arch Mr. Calvin Ahbe, the landscaped architect, elaborated on the three landscape proposals.

Motion It was moved by Mr. Golonski and seconded by Mr. Bric that “the following resolution be passed and adopted with selection of landscape Option B which had a \$350,000 cost, and with the request for the addition of benches.”

1705-2
Additional Funds
and Selection of
Landscape
Design for Five
Points RESOLUTION NO. 27,514:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
AMENDING THE FISCAL YEAR 2007-2008 BUDGET AND
APPROPRIATING FUNDS IN THE AMOUNT OF \$65,000 FROM
THE ART IN PUBLIC PLACES DESIGNATION FOR THE FIVE
POINTS ART INSTALLATION PROJECT.

Adopted The resolution was adopted by the following vote:

Ayes: Council Members Bric, Golonski, Gordon, Reinke and Ramos.

Noes: Council Members None.

Absent: Council Members None.

1705-1
Parking
Management
Update Report. Ms. Keeler, Parking Analyst, reported that during the June 16, 2007 Council meeting, staff presented a parking management update report. The Council directed staff to further investigate: enhanced enforcement for the downtown area; the possibility of redirecting downtown area parking enforcement revenue to the Parking Authority Fund; gated/pay parking for the downtown area in one or more City-owned parking structures; and, reallocation of funds that have been set aside for the courthouse parcel purchase for capital purchases needed for parking management. She elaborated on the policy implications, cost implications and operation issues associated with each recommendation.

The item was postponed to a future study session.

201-1
Streamlining
Council
Meetings
Rules of Conduct
for Council
Meetings

Mr. Barlow, City Attorney, reported that on May 29, 2007, the Council considered the subject of streamlining its meetings and staff was directed to bring back implementing documents to effect several changes, including: that the number and frequency of Council meetings would be determined annually; the Council would continue to not meet on election days to allow the City Clerk to devote full attention to the election; a provision that Council meetings not last past 11:00 p.m. without an affirmative vote of a majority of the Council; a change in the number and length of public comment periods at Council meetings to three minutes before Closed Session, five minutes on any matter within the subject matter jurisdiction of the City before consideration of agenda items and three minutes at the end of the meeting on any matter regardless of whether an individual addressed the Council earlier; a requirement that speakers who wish to present documents to the Council to provide ten copies; and, a provision that regular Council meetings would begin at 6:00 p.m.

Mr. Barlow added that in addition to these changes, staff suggested several others to be consistent with these amendments and with current practice. These included: formally changing the designation of Oral Communications to Public Comments; allowing the City Manager to set the order of business at Council meetings consistent with State law; defining the Consent Calendar; a provision that at adjourned, continued or special meetings where public comment is authorized, the time period will also be five minutes; and, a clarification that in heavy agendas the speaking time may be adjusted.

Motion

It was moved by Dr. Gordon, seconded by Mr. Golonski that “the following resolution be passed and adopted with the exception of allowing the City Manager to determine the Order of Business, establishing 11:00 p.m. as the adjournment time and determining the number of Council meetings annually.”

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK
ADOPTING RULES FOR THE CONDUCT OF COUNCIL
MEETINGS AND REPEALING RESOLUTIONS NOS. 26,029,
26,046, 26,087, 26,438, 26,527, AND 26,751.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK

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AMENDING SUBSECTION (A) OF SECTION 2-203 OF THE BURBANK MUNICIPAL CODE RELATING TO MEETINGS OF THE CITY COUNCIL.

Motion
Failed

The motion failed by the following vote:

Ayes: Council Member Gordon.
Noes: Council Members Bric, Golonski, Reinke and Ramos.
Absent: Council Members None.

Motion

It was moved by Mrs. Reinke and seconded by Mr. Bric that “the following resolution be passed and adopted as proposed, and the ordinance be introduced and read for the first time by title only and be passed to the second reading.”

201-1
Rules of Conduct
for Council
Meetings

RESOLUTION NO. 27,515:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ADOPTING RULES FOR THE CONDUCT OF COUNCIL MEETINGS AND REPEALING RESOLUTIONS NOS. 26,029, 26,046, 26,087, 26,438, 26,527, AND 26,751.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF BURBANK AMENDING SUBSECTION (A) OF SECTION 2-203 OF THE BURBANK MUNICIPAL CODE RELATING TO MEETINGS OF THE CITY COUNCIL.

Adopted

The resolution was adopted and the ordinance introduced by the following vote:

Ayes: Council Members Bric, Golonski, Reinke and Ramos.
Noes: Council Member Gordon.
Absent: Council Members None.

201-2
Annual Work
Program and
Performance
Indicator
Presentations

The following individuals presented the Annual Work Program and Performance Indicators for their respective departments: Ms. Arakelian-Ford, Administrative Analyst, City Manager’s Office; Mr. McManus, Public Information Officer; Ms. Sarquiz, Management Services Director; and, Mr. Hansen, Park, Recreation and Community Services Director.

