

MEMORANDUM OF UNDERSTANDING

ROSE BOWL/NEIGHBORS CONSTRUCTION STAGING AND MANAGEMENT PLAN

THIS MEMORANDUM OF UNDERSTANDING (MOU) is dated effective as of _____, 2010, and is entered into by the West Pasadena Residents' Association ("WPRA"), the Linda Vista-Annandale Association ("LVAA"), and the East Arroyo Residents Association ("EARA") (hereinafter collectively referred to as the "Neighborhood Associations"), and, the Rose Bowl Operating Company ("RBOC").

1. Intent of and Authority for MOU. This MOU constitutes the Rose Bowl/Neighbors Construction Staging and Management Plan. This MOU is intended to memorialize in writing the understandings and agreements of the Neighborhood Associations and the RBOC concerning construction-related impacts on the neighborhoods which are represented by the Neighborhood Associations arising out of the Rose Bowl Renovation and Improvements Project (hereinafter referred to as the "Rose Bowl Renovation Project".) This Rose Bowl/Neighbors Construction Staging and Management Plan is authorized by Condition 23 of the approved City Conditional Use Permit #5421 (the "CUP") for the Rose Bowl Renovation Project.
2. Relationship to City Plan. This Rose Bowl/Neighbors Construction Staging and Management Plan is separate and distinct from the Rose Bowl Renovation Project Construction Staging and Traffic Management Plan for Rose Bowl Renovation and Improvements, the date of which is not yet available, prepared by W2 Design Inc. and submitted to and approved by the RBOC and the City of Pasadena (hereinafter referred to as the "Master Construction Management Plan") in connection with the Rose Bowl Renovation Project. A complete dated copy of the final Master Construction Management Plan shall be provided to the Neighborhood Associations.
3. FSEIR Air Quality and Noise Mitigations. Attached hereto and incorporated herein are the Air Quality and Noise Final Supplemental Environmental Impact Report ("FSEIR") Mitigations Measures which apply to the Rose Bowl Renovation Project, (hereinafter referred to as the "FSEIR Air Quality and Noise Mitigations"), and which are set forth in Chapter 6 of the Certified FSEIR, *Environmental Mitigation Monitoring and Reporting Program for the Rose Bowl Renovation Project*.
4. Project Contact Information. The following Project Contact information is provided to the Neighborhood Associations in connection with the Rose Bowl Renovation Project:

Project Manager Contact Information.

Project Manager	Bernards/Barton Malow
Address	1001 Rose Bowl Drive Pasadena, CA 91103
Telephone	626-697-4151
Fax	626-683-7562

Onsite Project Manager Leah Jason
Cell phone: 562-244-3049
Email: ljason@bernards.com

Onsite Superintendent Chris Pomey
Cell phone: to be provided
Email: to be provided

Owner Contact Information.

Owner RBOC
Address 1001 Rose Bowl Drive
Pasadena, CA 91103
Telephone 626-577-3100
Fax 626-405-0992
General Manager Darryl Dunn
Cell phone: 626-255- 2927
Email: ddunn@rosebowlstadium.com

Stadium Architect Margo Mavridis
Cell phone: 626-926-4807
Email: mmavridis@rosebowlstadium.com

City FSEIR Mitigation Monitor(s) Contact Information.

John Steinmeyer, Senior Planner,
Planning Division, Planning and Development Dept.
City of Pasadena
175 N. Garfield Ave. (Hale Building)
Pasadena, CA 91101-1704
Telephone 626-744-6880
Fax 626-396-7626
Email jsteinmeyer@cityofpasadena.net

Ellen R. Clark, Program Coordinator II
Neighborhood Services Division
City of Pasadena
175 N. Garfield Ave.
Pasadena, CA 91101-7215
Telephone 626-744-7282
Fax 626-396-7512
Email: eclark@cityofpasadena.net

City Code Compliance Contact Information.

Same as above for FSEIR Mitigation Monitoring

City Emergency Contact Information.

Pasadena Police Department
Either the “Non-Emergency” Contact at 626-744-4241. or
911, depending on the particulars and urgency of the situation

5. Project Contact Availability. The Project Contacts set forth in Paragraph 4 above shall be available for contact by the Neighborhood Associations or any one of them at all times during Rose Bowl Renovation Project construction hours, except that the City Emergency Contact shall be available at all times during the entire period of the Rose Bowl Renovation Project.

6. Neighborhood Association Contact Information. The following Neighborhood Association Contact information is provided to the RBOC in connection with the Rose Bowl Renovation Project, including in connection with any notification requirements in this Rose Bowl/Neighbors Construction Staging and Management Plan:

WPRA.

Primary Contact:
Bill Urban
Email: bill.urban@gmail.com
Telephone (cell): 626-379-7039

Fred Zepeda
Email: fzepeda@aol.com
Telephone: 213-718-9615

LVAA.

Primary Contact:
Lee Zanteson
Email: lazsez@charter.net
Telephone: 626-792-8909

Don Orsi
Email: dorsi@sbcglobal.net
Telephone: 626-1013
Mobile: 626-824-2793

Nina Chomsky
Email: nrchomsky@aol.com
Telephone: 626-795-1967
Mobile: 626-644-6354

EARA.

Primary Contact:
Michael Clayton
Email: mwclayton@earthlink.net
Telephone: 626-793-3400, ext. 614

Gordon Treweek
Email: gptreweek@edsciences.com
Telephone: 951-258-6994

Notification to Neighborhood Associations shall be deemed complete upon electronic email communication to all persons listed above as that Neighborhood Association's Contact, plus placing a telephone call to the first person listed above as that Neighborhood Association's primary Contact. Each Neighborhood Association may change a Contact listed above at any time by electronic email notice to each Neighborhood Association and the RBOC.

7. Enforcement/Corrective Action; Contact Priority. Other than in an emergency, in the event that the Neighborhood Associations, or any one of them, determines that a situation has arisen related to construction of the Rose Bowl Renovation Project which requires contacting a Project Contact in order to ensure enforcement of the FSEIR Air Quality and Noise Mitigations, or the CUP, or this Rose Bowl/Neighbors Construction Staging and Management Plan, or the Master Construction Plan, including, without limitation, corrective action, the Project Contacts shall be contacted in the priority set forth in Paragraph 4 above, beginning with the Project Manager.

8. Enforcement/Corrective Action; Conflicting Provisions. For purposes of enforcement, including, without limitation, corrective action, in the event of any conflict in interpreting or applying the various provisions of the FSEIR Air Quality and Noise Mitigations, the CUP, this Rose Bowl/Neighbors Construction Staging and Management Plan, or the Master Construction Management Plan, the provisions of these several documents and plans shall control and be applied in accordance with the following priority: first, the FSEIR Air Quality and Noise Mitigations; second, the CUP, third, this Rose Bowl/Neighbors Construction Staging and Management Plan; and, fourth, the Master Construction Management Plan.

9. Neighborhood Public Domain Repairs. The RBOC shall be fully financially responsible for all damage to the public domain within the neighborhoods represented by the Neighborhood Associations, including, without limitation, abutting street improvements, caused directly or indirectly by Rose Bowl Renovation Project construction activities, including, without limitation, heavy equipment and truck traffic. All such damage shall be fully and promptly repaired in a timely manner from RBOC, Rose Bowl Renovation Project, or other funds.

10. LVAA: Construction Traffic West of West Drive. It is anticipated that the Truck Routes which will be used for the Rose Bowl Renovation Project for all material and

equipment that is transported to or out of the Rose Bowl are those designated by the City of Pasadena, including, but not limited to, Fair Oaks Avenue and the Seco Street/Mountain Street 210 Freeway on/off ramp. In the event that Rose Bowl Renovation Project construction traffic, including, without limitation, heavy equipment or truck traffic, utilizes any LVAA neighborhood area public street West of West Drive, the Hillside Overlay District ordinance provisions governing Large Vehicle Restrictions set forth in Pasadena's Zoning Code Section 17.29.80.G., which Code Section is incorporated herein by this reference, shall apply to all such construction traffic unless, in advance, LVAA is notified by the Project Manager or the Owner and agrees to a waiver of the Large Vehicle Restrictions. Each such waiver shall be deemed a one-time waiver, and shall not be considered approval of any future or ongoing waiver of said Restrictions.

11. Street and/or Lane Closures. It is anticipated that the Rose Bowl Renovation Project will not require the occupation of any traffic lanes, parking lanes, parkways or any other public right-of-way. However, in the event that any public street and/or public lane closures become necessary for moving in or moving out of equipment, cranes, material, etc., all the Neighborhood Associations shall be notified in advance.

12. Contractor/Subcontractor Knowledge. The RBOC agrees that all Rose Bowl Renovation General Contractor and Subcontractor Request for Proposals (RFPs) and construction contract documents shall include provisions requiring all such General Contractors and Subcontractors to be fully aware of, and agree to be fully bound by, all terms, conditions and provisions of the FSEIR Air Quality and Noise Mitigations, the CUP, the relevant provisions of the Rose Bowl/Neighbors Construction Staging and Management Plan, the Master Construction Management Plan, all applicable City of Pasadena plans, programs, Ordinances and rules which govern and apply to the Rose Bowl Renovation Project, and, all applicable Federal, California and SCAQMD construction truck and equipment safety, air quality, and noise government regulations most currently in effect from time to time during the duration of the Rose Bowl Renovation Project.

13. Safe, Quiet and "Clean" Trucks. At all times throughout the period of the Rose Bowl Renovation Project, all construction rolling stock equipment, including, without limitation, loaders, excavators, dump trucks, cranes, or any other type of construction trucks or vehicle engines, shall comply fully with all applicable Federal, California, and, SCAQMD, air quality, safety, and noise government regulations most currently in effect from time to time during the duration of the Rose Bowl Renovation Project. The RBOC agrees that the Project Manager shall conduct random inspections of such rolling stock equipment for compliance with all such applicable federal, California, and SCAQMD air quality, safety, and noise government regulations at least three (3) times per calendar quarter during the duration of the Rose Bowl Renovation Project.

14. Dust and Clean-Up. In addition to the applicable provisions of the Air Quality section of the FSEIR Air Quality and Noise Mitigations, the RBOC agrees as follows: the Rose Bowl Renovation Project vehicular access drives (Arroyo Drive and adjacent

parking areas) to the work site shall be kept clean by power street sweeping and hand brooming; in addition, the areas surrounding the work site shall be monitored for cleanliness; all equipment shall be stored and locked on-site; clean-up shall be followed per the Best Management Practices listed on attachments to the Master Construction Management Plan and shall include, but not be limited to, the following Dust control measures: Wetting down of earth; cessation of dust-producing activities when wind speed exceeds 20 mph average over a one-hour period; trucks transporting earthwork material and construction debris offsite shall be tarped; exit points shall be swept as necessary to prevent accumulation of spilled soil materials; street sweeping of exit roadways will take place weekly, at a minimum; and, the Storm Water Pollution Prevention Program (SWPPP) shall be strictly enforced.

15. Authorization. Each entity executing this MOU is fully authorized to do so by all necessary action. As to each Neighborhood Association, each named Contact Person is fully authorized to represent his or her respective Neighborhood Association, and, all future named Contact Persons similarly will be fully authorized to represent his or her respective Neighborhood Association.

EXECUTED at Pasadena, California, effective as of the date set forth above.

WPRA

West Pasadena Residents' Association

By _____
Its _____

RBOC

Rose Bowl Operating Company

By _____
Its _____

LVAA

Linda Vista-Annandale Association

By _____
Its _____

EARA

East Arroyo Residents Association

By _____
Its _____