

City Council

Regular Meeting

Tuesday, November 20, 2012

6:00 PM

Council Chambers



Mayor Wayne Powell

Mayor Pro Tem David J. Lesser

Councilmember Amy Howorth

Councilmember Richard P. Montgomery

Councilmember Nicholas W. Tell, Jr.

Executive Team

David N. Carmany, City Manager

Jim Arndt, Public Works Director
Robert Espinosa, Fire Chief
Cathy Hanson, Human Resources Director
Bruce Moe, Finance Director
Richard Thompson, Community Development Director

Quinn Barrow, City Attorney
Richard Gill, Parks & Recreation Director
Eve R. Irvine, Police Chief
Liza Tamura, City Clerk

MISSION STATEMENT:

The City of Manhattan Beach is dedicated to providing exemplary municipal services, preserving our small beach town character and enhancing the quality of life for our residents, businesses and visitors.

MANHATTAN BEACH'S CITY COUNCIL WELCOMES YOU!

Your presence and participation contribute to good city government.

By your presence in the City Council Chambers, you are participating in the process of representative government. To encourage that participation, the City Council has specified a time for citizen comments at two places on the agenda - once following the "Consent Calendar" under "Community Announcements," at which time citizens may address the City Council concerning any brief item of community interest not on the agenda and not-to-exceed one minute in duration for any speaker; and again directly following "Community Announcements," under "Audience Participation," at which time citizens may address the City Council on any matter of City business not on the agenda with each speaker limited to three minutes.

Copies of staff reports or other written documentation relating to each item of business referred to on this agenda are available for review on the City's website at www.citymb.info, at the County Library located at 1320 Highland Avenue, the Police Department located at 420 15th Street, and are also on file in the Office of the City Clerk for public inspection. Any person who has any question concerning any agenda item may call the City Clerk's office at (310) 802-5056 to make an inquiry concerning the nature of the item described on the agenda.

All Public Hearing and General Business agenda items which have not been introduced by 10:30 p.m. will be continued to the next Regular City Council meeting, or to such other time set by the City Council prior to adjournment, unless the City Council votes to suspend this rule.

In compliance with the Americans With Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Office of the City Clerk at (310) 802-5056 (voice) or (310) 546-3501 (TDD). Notification 36 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to this meeting.

BELOW ARE THE AGENDA ITEMS TO BE CONSIDERED. THE RECOMMENDED COUNCIL ACTION IS LISTED IMMEDIATELY AFTER THE TITLE OF EACH ITEM IN BOLD CAPITAL LETTERS.**A. PLEDGE TO THE FLAG****B. ROLL CALL****C. CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING**

I, Liza Tamura, City Clerk of the City of Manhattan Beach, California, state under penalty of perjury that this notice/agenda was posted on Friday, November 16, 2012, on the City's Website and on the bulletin boards of the City Hall and the Library.

Date: 11/16/2012 Signature: /s/ Liza Tamura

D. CLOSED SESSION ANNOUNCEMENT**E. APPROVAL OF AGENDA**

By motion of the City Council this is the time to notify the public of any changes to the agenda and/or rearrange the order of the agenda.

F. CEREMONIAL CALENDAR

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- | | | |
|---|--|--------------------------------|
| 1 | Recognition of the Mira Costa High School Robotics Team as a Distinguished Organization Recipient of the Mayor's I Heart MB Award.
PRESENT | <u>12-0330</u> |
| 2 | Recognition of Richard M. Hoft for Attaining the Rank of Eagle Scout.
PRESENT | <u>12-0351</u> |
| 3 | Recognition of Employee Service Awards, New Hires and Promotions
PRESENT | <u>12-0311</u> |

G. COMMUNITY ANNOUNCEMENTS (One Minute Per Person)

This portion of the meeting is to provide an opportunity for citizens to address the City Council regarding community announcements. The duration for an individual speaking under "Community Announcements" is limited to one minute. A second, extended opportunity to speak is provided under "Audience Participation." While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda. Please complete the "Request to Address the City Council" card by filling out your name, city of residence, and returning it to the City Clerk. Thank you!

H. AUDIENCE PARTICIPATION (Three Minutes Per Person)

Speakers may comment on any item of interest to the public that is within the subject matter jurisdiction of the legislative body, including items on the agenda. The Mayor may determine whether an item is within the subject matter jurisdiction of the City. While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda. Please complete the "Request to Address the City Council" card by filling out your name, city of residence, and returning it to the City Clerk. Thank you!

I. CONSENT CALENDAR

NOTICE TO THE PUBLIC - The "Consent Calendar" adopting the printed Recommended City Council Action will be enacted with one vote. The Mayor will ask the City Councilmembers, the public, and the staff if there is anyone who wishes to remove any item from the "Consent Calendar" for discussion and consideration. The matters removed from the "Consent Calendar" will be considered individually at the end of this Agenda under "Items Removed from the Consent Calendar." At that time, any member of the audience may comment on any item pulled from the "Consent Calendar." The entire "Consent Calendar," with the exception of items removed to be discussed under "Items Removed from the Consent Calendar," is then voted upon by roll call under one motion.

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|---|---|--------------------------------|
| 4 | Contract for the Development of a Five-Year Information Systems Master Plan to NexLevel Information Technology, Inc. in an Amount not to Exceed \$63,260; Appropriation of \$63,260 from the Information Systems Fund Unreserved Balance.
APPROVE & APPROPRIATE | <u>12-0348</u> |
|---|---|--------------------------------|

Attachments: [Attachment 1 - RFP #898-13 IS Master Plan Comparison](#)
 [Attachment 2 - NexLevel Information Technology Proposal](#)
 [Attachment 3 - NexLevel signed Agreement](#)

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- 5 Purchase of Fire Department Workforce Management Software in the Amount of \$35,776.25 and Supplemental Appropriation of \$12,025 from Unreserved General Funds. [12-0347](#)
WAIVE FORMAL BIDDING, APPROVE, APPROPRIATE FUNDS
Attachments: [Attachment 1 - Software agreement with Kronos](#)
- 6 Use Permit Amendment and Sign Exception for a Remodel and Modification to an Existing Religious Facility at 1829 Sepulveda Boulevard [12-0340](#)
RECEIVE AND FILE
Attachments: [Attachment 1 - Resolution No. PC 12-07](#)
[Attachment 2 - Planning Commission Minutes excerpt, dated 10/24/12](#)
[Attachment 3 - Planning Commission Staff Report, dated 10/24/12](#)
[Attachment 4 - Project Plans](#)
- 7 Award of Bid for a Replacement Police Parking Control vehicle, a right hand drive Jeep Wrangler, from H.W. Hunter Inc. in the Amount of \$29,889.05 [12-0309](#)
APPROVE
Attachments: [Attachment 1 - Bid #896-13 Jeep bid comparison](#)
- 8 Award of Bid for One Replacement Mobile Message Board and One Speed Display Trailer to lowest responsible bidder, MPH Products, in the Amount of \$32,523.85. [12-0350](#)
APPROVE
Attachments: [Attachment 1 - Bid #891-13 Message board & speed trailer comparison](#)
- 9 Purchase of Two Replacement Dial-A-Ride Buses from A-Z Bus Sales in the Amount of \$253,169.31; Appropriation of \$23,169.31 from Unreserved Measure R Fund Balance. [12-0352](#)
APPROVE
- 10 Purchase of Four Replacement Police Parking Control Vehicles from The Electric Car Company of Long Beach in the Amount of \$152,611.61 and Supplemental Appropriation of \$19,200 from the AB 2766 (Motor Vehicle Registration Fee) Subvention Fund. [12-0349](#)
WAIVE FORMAL BIDDING, APPROVE, APPROPRIATE
Attachments: [Attachment 1 - Photograph of Firefly parking enforcement vehicle](#)

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- 11 Final Payment in the Net Amount of \$81,700.00 to Harbor Construction Co. Inc.; Formal Acceptance of the Joslyn Center, Begg Pool Locker Room and Manhattan Heights Community Center Renovation Project as Complete; and, Authorization to File a Notice of Completion and Release Retention in the Amount of \$170,729.60. [12-0326](#)
APPROVE
Attachments: [Attachment 1 - Tables 1, 2, 3 and 4 Budget & Expenditures](#)
- 12 Progress Payment No. 8 in the Net Amount of \$43,180.32 to John T. Malloy, Inc. for the 2011-2012 Water Main Replacement Project, Phase 1 [12-0329](#)
APPROVE
Attachments: [Attachment 1 - Map Phase 1 Water Main Replacements](#)
[Attachment 2 - Map Phase 2 Water Main Replacements](#)
[Attachment 3 - Funding, Expenditures and Project Limits](#)
- 13 Monthly Status Update of Strategic Plan Goals and Objectives. [12-0337](#)
RECEIVE AND FILE
Attachments: [Attachment 1 - City of Manhattan Beach Strategic Plan Matrix](#)
- 14 Ratification of Motor Fuel Purchase from Southern Counties Oil Co. in the Amount of \$27,541.06 [12-0327](#)
APPROVE
Attachments: [Attachment 1 - Fuel Bid Comparison](#)
- 15 Financial Reports: [12-0305](#)
a) Schedule of Demands: November 6, 2012
b) Payroll Register: November 8, 2012
RATIFY, RECEIVE AND FILE
Attachments: [Attachment 1 - Schedule of Demands for November 6, 2012](#)
[Attachment 2 - Payroll Register for November 8, 2012](#)

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Minutes:

[12-0332](#)

This item contains minutes of City Council meetings which are presented for approval and minutes from City Council subcommittees and from other City commissions and committees which are presented to be received and filed by the City Council. Staff recommends that the City Council, by motion, take action to approve the minutes of the:

a) City Council Closed Session Meeting of August 21, 2012.

APPROVE

b) City Council Closed Session Meeting of November 6, 2012.

APPROVE

c) City Council Regular Meeting of November 6, 2012.

APPROVE

d) Draft Cultural Arts Commission Meeting of August 14, 2012.

RECEIVE AND FILE

e) Draft Cultural Arts Commission Meeting of September 11, 2012.

RECEIVE AND FILE

f) Draft Cultural Arts Commission Meeting of September 14, 2012.

RECEIVE AND FILE

g) Draft Cultural Arts Commission Special Meeting of October 9, 2012.

RECEIVE AND FILE

h) Draft Cultural Arts Commission Meeting of October 9, 2012.

RECEIVE AND FILE

i) Draft Cultural Arts Commission Meeting of October 25, 2012.

RECEIVE AND FILE

j) Draft Centennial Foundation Meeting of October 29, 2012.

RECEIVE AND FILE

Attachments: [Attachment 1 - City Council Closed Session Minutes of August 21, 2012](#)
[Attachment 2 - City Council Closed Session Minutes of November 6, 2012](#)
[Attachment 3 - City Council Minutes of November 6, 2012](#)
[Attachment 4 - Draft Cultural Arts Minutes of August 14, 2012](#)
[Attachment 5 - Draft Cultural Arts Minutes of September 11, 2012](#)
[Attachment 6 - Draft Cultural Arts Minutes of September 14, 2012](#)
[Attachment 7 - Draft Cultural Arts Minutes of October 9, 2012 Special Meeting](#)
[Attachment 8 - Draft Cultural Arts Minutes of October 9, 2012 Regular Meeting](#)
[Attachment 9 - Draft Cultural Arts Commisison Minutes of October 25, 2012](#)
[Attachment 10 - Draft Centennial Foundation Minutes of October 29, 2012](#)

J. PUBLIC HEARINGS

K. GENERAL BUSINESS

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- 17 Status Report regarding Oversized Vehicle and Detached Trailer Regulations. [12-0319](#)
RECEIVE AND FILE
- 18 Presentation of the "Car2Go" Program by the South Bay Cities Council of Governments. [12-0333](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [Attachment 1 - South Bay Cities Council of Governments Resolution No. 2012-2](#)
[Attachment 2 - California Vehicle Code Section 22507.1](#)

L. ITEMS REMOVED FROM THE CONSENT CALENDAR

Prior to the City Council's consideration of each item removed from the consent calendar, speakers may comment on any or all of those items for up to three minutes per item.

M. CITY MANAGER REPORT(S)

N. OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS

O. ADJOURNMENT

P. FUTURE MEETINGS

CITY COUNCIL MEETINGS

Dec. 4, 2012 – Tuesday – 6:00 PM – City Council Meeting
Dec. 11, 2012 – Tuesday – 6:00 PM – City Council Special Study Session
Dec. 18, 2012 – Tuesday – 6:00 PM – City Council Meeting
Jan. 1, 2013 – Tuesday – Cancelled – City Council Meeting
Jan. 15, 2013 – Tuesday – 6:00 PM – City Council Meeting
Jan. 23, 2013 – Wednesday – 8:30 AM – City Council Strategic Plan Meeting
Feb. 5, 2013 – Tuesday – 6:00 PM – City Council Meeting
Feb. 19, 2013 – Tuesday – 6:00 PM – City Council Meeting
Mar. 6, 2013 – Wednesday – 6:00 PM – City Council Meeting
Mar. 19, 2013 – Tuesday – 6:00 PM – City Council Meeting
Apr. 2, 2013 – Tuesday – 6:00 PM – City Council Meeting
Apr. 16, 2013 – Tuesday – 6:00 PM – City Council Meeting
May. 7, 2013 – Tuesday – 6:00 PM – City Council Meeting
May. 21, 2013 – Tuesday – 6:00 PM – City Council Meeting
Jun. 4, 2013 – Tuesday – 6:00 PM – City Council Meeting
Jun. 18, 2013 – Tuesday – 6:00 PM – City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

Nov. 22, 2012 – Thursday – 6:30 PM – Parking & Public Improvements Commission
Nov. 26, 2012 – Monday – 6:30 PM – Parks & Recreation Commission
Nov. 28, 2012 – Wednesday – 6:30 PM – Planning Commission
Dec. 10, 2012 – Monday – 6:30 PM – Library Commission
Dec. 11, 2012 – Tuesday – 6:00 PM – Cultural Arts Commission
Dec. 12, 2012 – Wednesday – 6:30 PM – Planning Commission
Dec. 24, 2012 – Monday – 6:30 PM – Parks & Recreation Commission
Dec. 26, 2012 – Wednesday – 6:30 PM – Planning Commission
Dec. 27, 2012 – Thursday – 6:30 PM – Parking & Public Improvements Commission
Jan. 8, 2013 – Tuesday – 6:00 PM – Cultural Arts Commission
Jan. 9, 2013 – Wednesday – 6:30 PM – Planning Commission
Jan. 14, 2013 – Monday – 6:30 PM – Library Commission
Jan. 23, 2013 – Wednesday – 6:30 PM – Planning Commission
Jan. 24, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission
Jan. 28, 2013 – Monday – 6:30 PM – Parks & Recreation Commission
Feb. 11, 2013 – Monday – 6:30 PM – Library Commission
Feb. 12, 2013 – Tuesday – 6:00 PM – Cultural Arts Commission
Feb. 13, 2013 – Wednesday – 6:30 PM – Planning Commission
Feb. 25, 2013 – Monday – 6:30 PM – Parks & Recreation Commission
Feb. 27, 2013 – Wednesday – 6:30 PM – Planning Commission
Feb. 28, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission
Mar. 11, 2013 – Monday – 6:30 PM – Library Commission
Mar. 12, 2013 – Tuesday – 6:00 PM – Cultural Arts Commission
Mar. 13, 2013 – Wednesday – 6:30 PM – Planning Commission
Mar. 25, 2013 – Monday – 6:30 PM – Parks & Recreation Commission
Mar. 27, 2013 – Wednesday – 6:30 PM – Planning Commission
Mar. 28, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission

Q. CITY HOLIDAYS**CITY OFFICES CLOSED ON THE FOLLOWING DAYS:**

Nov. 22-23, 2012 – Thursday & Friday – Thanksgiving Holiday
Dec. 25, 2012 – Tuesday – Christmas Day
Jan. 1, 2013 – Tuesday – New Years Day
Jan. 21, 2013 – Monday – Martin Luther King Day
Feb. 18, 2013 – Tuesday – President's Day
May. 27, 2013 – Monday – Memorial Day
Jul. 4, 2013 – Thursday – Independence Day
Sep. 2, 2013 – Monday – Labor Day
Oct. 14, 2013 – Monday – Columbus Day
Nov. 11, 2013 – Monday – Veterans Day
Nov. 28-29, 2013 – Thursday & Friday – Thanksgiving Holiday
Dec. 25, 2013 – Wednesday – Christmas Day

**CLOSED SESSION AGENDA
TUESDAY, NOVEMBER 20, 2012 - 5:00 P.M.
CITY COUNCIL CHAMBERS, 1400 HIGHLAND AVENUE, MANHATTAN BEACH, CA**

A. CALL MEETING TO ORDER

B. ROLL CALL

C. PUBLIC COMMENT ON CLOSED SESSION AGENDA

**D. ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN
CLOSED SESSION AS FOLLOWS:**

1. CONFERENCE WITH LABOR NEGOTIATOR

(Government Code Section 54957.6)

Agency Negotiator: David N. Carmany, City Manager

**Employee Groups: Manhattan Beach Firefighters' Association;
Manhattan Beach Police Officers' Association;
Manhattan Beach Police Management Association;
Management Confidential;
Teamsters**

2. CONFERENCE WITH LEGAL COUNSEL (ANTICIPATED LITIGATION)

(Government Code Section 54956.9(c))

The City Council will consider initiating litigation (1 potential case).

3. CONFERENCE WITH LEGAL COUNSEL (EXISTING LITIGATION)

(Government Code Section 54956.9(a))

**Geoff Dolan v. City of Manhattan Beach; Los Angeles Superior Court No.
BC472421**

E. RECESS INTO CLOSED SESSION

F. RECONVENE INTO OPEN SESSION

G. CLOSED SESSION ANNOUNCEMENT

H. ADJOURNMENT