

## City Council

### Regular Meeting

**Tuesday, December 18, 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.**

**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**

1. Recognition of Peter Zinsli as a Distinguished Youth Recipient of the Mayor's I Heart MB Award.

[12-0392](#)

**PRESENT**

**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 or before Friday, December 14, 2012, on the City's Website and on the bulletin boards of the City Hall and the Library.*

*Date: 12/18/2012 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**

2. Presentation of Certificates to the Winners of the 2012 Manhattan Beach Library Children's Bookmark Contest.

[12-0288](#)

**PRESENT**

Attachments: [Attachment 1 - Bookmark Contest Winners 2012](#)

3. Recognition of American Youth Soccer Association (AYSO) as a Distinguished Organization Recipient of the Mayor's I Heart MB Award.

[12-0399](#)

**PRESENT**

4. Recognition of Manhattan Beach Youth Athletics as a Distinguished Organization Recipient of the Mayor's I Heart MB Award.

[12-0400](#)

**PRESENT**

5. Annual City Recognition of Longstanding Local Businesses

[12-0401](#)

**PRESENT**

**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.*

6. Award of Contract to Mia Lehrer + Associates in an amount [12-0381](#)  
not-to-exceed \$37,230 for the Development of a Landscape Master Plan  
for Veterans Parkway.

**APPROVE & APPROPRIATE**

Attachments: [Attachment 1 - Consultant Comparison for Veterans Parkway Landscape Master Plan](#)  
[Attachment 2 - Professional Services Agreement with Mia Lehrer + Associates](#)  
[Attachment 3 - Mia Lehrer + Associates Veterans Parkway Proposal](#)  
[Attachment 4 - Mia Lehrer + Associates Fee Proposal](#)

7. Award of Five -Year Traffic Engineering Services Contract to Willdan [12-0363](#)  
Engineering (Estimated Annual Value of \$102,960); Appropriation of  
\$10,000 from the Unreserved General Fund Balance.

**APPROVE AND APPROPRIATE**

Attachments: [Attachment 1 - Traffic engineering services comparison](#)  
[Attachment 2 Agreement with Willdan Engineering](#)

8. Amendment No. 5 to the Joint Powers Agreement No. 83-100 for the [12-0377](#)  
Workforce Investment Board

**APPROVE**

Attachments: [Attachment 1 - Amendment No. 5 to the Joint Powers Agreement No. 83-100](#)

- 
9. Ratification of Motor Fuel Purchase from Southern Counties Oil Co. in the Amount of \$27,051.32 [12-0376](#)  
**APPROVE**  
**Attachments:** [Attachment 1 - Fuel bid comparison](#)
10. Progress Payment No. 1 in the Net Amount of \$144,018.34 to Vido Samarzich, Inc. for the Fiscal Year 2012-13 Water Main Replacement and Fire Hydrant Installation Project (Area1, Hill Section; 8th, 9th, 10th, 11th and John Streets; and Highview, Pacific and Poinsettia Avenues) [12-0386](#)  
**APPROVE**  
**Attachments:** [Attachment 1 - Budget, Anticipated Expenditures, Locations and Progress Payr](#)  
[Attachment 2 - Location Map](#)
11. Progress Payment No. 5 in the Net Amount of \$91,845 to Ramona, Inc. for the 2011-2012 Sewer Main Rehabilitation Project, Phase 1 [12-0385](#)  
**APPROVE**  
**Attachments:** [Attachment 1 - Tables 1, 2 and 3 - Appropriations, Costs and Progress Payment](#)  
[Attachment 2 - Map of FY 2010-2011 Sewer Main Rehabilitation Project \(Misc. S](#)  
[Attachment 3 - Map of FY 2011-2012 Sewer Main Rehabilitation Project \(Phase](#)
12. Crossing Guard Study Concerning Herrin Avenue at 18th Street [12-0396](#)  
**REFER THE PROPOSED TRAFFIC IMPROVEMENTS TO THE PARKING AND PUBLIC IMPROVEMENTS COMMISSION FOR REVIEW AND RECOMMENDATION**  
**Attachments:** [Attachment 1 - Adult Crossing Guard Study, Herrin Avenue at 18th Street](#)
13. Resolution Amending the Joint Powers Agreement with the Los Angeles Interagency Metropolitan Police Apprehension Crime Task Force Joint Powers Agreement [RES 12-6432](#)  
**ADOPT RESOLUTION NO. 12-6432**  
**Attachments:** [Attachment 1 - Resolution No. 12-6432](#)
14. Agreement to Provide Law Enforcement Services to the City of Hermosa Beach as Requested [12-0397](#)  
**APPROVE**  
**Attachments:** [Attachment 1 - Agreement for Law Enforcement Services](#)

- 
15. Resolution Accepting 2010 State Homeland Security Grant Funds in the Amount of \$86,756; Purchase of Three Automated License Plate Readers from 3M in an Amount Not to Exceed \$54,756; Purchase of Communication Equipment from South Bay Regional Public Communications Authority in an Amount Not to Exceed \$32,000.  
**ADOPT RESOLUTION NO. 12-6430; WAIVE FORMAL BIDDING; APPROPRIATE; APPROVE**  
**RES 12-6430**  
**Attachments:** [Attachment 1 - Resolution 12-6430](#)
16. Monthly Status Update of Strategic Plan Goals and Objectives.  
**RECEIVE AND FILE**  
**12-0366**  
**Attachments:** [Attachment 1 - City of Manhattan Beach Strategic Plan Matrix](#)
17. Financial Reports:  
a) Schedule of Demands: December 4, 2012  
b) Payroll Register: December 6, 2012  
**RATIFY, RECEIVE AND FILE**  
**12-0384**  
**Attachments:** [Warrant Register for December 4, 2012](#)  
[Payroll Register for December 6, 2012](#)
18. Minutes  
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 December 4, 2012.  
**APPROVE**  
b) City Council Regular Meeting of December 4, 2012.  
**APPROVE**  
**12-0375**  
**Attachments:** [Attachment 1 - City Council Closed Session minutes of December 4, 2012](#)  
[Attachment 2 - City Council Meeting Minutes of December 4 2012](#)

## J. PUBLIC HEARINGS

## K. GENERAL BUSINESS

19. Results of the City Website Survey  
**RECEIVE AND FILE**  
**12-0247**  
**Attachments:** [Survey Results as of 11-30-12.pdf](#)

- 
- 20.** Update regarding the Recently Adopted Los Angeles County Municipal Stormwater Permit [12-0367](#)  
**RECEIVE AND FILE**

**Attachments:** [Attachment 1 - Table 1 Significant Changes to the NPDES Permit](#)  
[Attachment 2 - Table 2 Matrix of Total Maximum Daily Loads](#)  
[Attachment 3 - LA MS4 NPDES Permit Implementation Options, Decision Points](#)

- 21.** Refunding of Series 2004 Police & Fire Facility Project Certificates of Participation with an Estimated Present Value Savings of \$1.8 million, and Approval of Bank of America Merrill Lynch as Underwriter and Stradling Yocca Carlson & Rauth as Bond and Disclosure Counsel [12-0383](#)  
**APPROVE**

#### **L. ITEMS REMOVED FROM THE CONSENT CALENDAR**

*Prior to the 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**

*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**

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  
Apr. 8, 2013 – Monday – 6:30 PM - Library Commission  
Apr. 9, 2013 – Tuesday - 6:00 PM - Cultural Arts Commission  
Apr. 10, 2013 – Wednesday- 6:30 PM - Planning Commission  
Apr. 22, 2013 – Monday - 6:30 PM - Parks & Recreation Commission  
Apr. 24, 2013 – Wednesday - 6:30 PM - Planning Commission  
Apr. 25, 2013 – Thursday - 6:30 PM - Parking & Public Improvements Commission

**CITY HOLIDAYS (CITY OFFICES CLOSED)**

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

**CITY OF MANHATTAN BEACH  
CLOSED SESSION AGENDA  
TUESDAY, DECEMBER 18, 2012 - 4:30 P.M.  
CITY COUNCIL CHAMBERS  
1400 HIGHLAND AVENUE  
MANHATTAN BEACH, CA 90266**

**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 (EXISTING LITIGATION)**

**(Government Code Section 54956.9(a)) (2 cases)**

**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 IN OPEN SESSION**

**H. ADJOURNMENT**