

## City Council

### Regular Meeting

**Tuesday, November 6, 2012**

**6:00 PM**

**City Council Chambers  
1400 Highland Avenue**



***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 Espinoza, 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 public comment at two places on the agenda - once following the "Ceremonial Calendar" under "Community Announcements," at which time persons may address the City Council concerning any brief item of community interest not on the agenda for up to one minute; and again directly following "Community Announcements," under "Audience Participation," at which time persons may address the City Council on any matter within the subject matter jurisdiction of the City Council for up 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](http://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 - Isabella Walker, a 5th Grader at Pacific Elementary School.**

**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 2, 2012 at or before 6:00 p.m., on the City's Website and on the bulletin boards of the City Hall and the Library.*

*Date: 11/2/2012 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**

- 1 Recognition of Wilmer Drake and Pat Cunningham as Distinguished Older Adult Recipients of the Mayor's I Heart MB Award. [12-0266](#)  
**PRESENT**
- 2 Recognition of Soroptimist International of the Americas - Camino Real Region as a Distinguished Organization Recipient of the Mayor's I Heart MB Award. [12-0298](#)  
**PRESENT**
- 3 Recognition of the County of Los Angeles Public Library's Centennial [12-0205](#)  
**PRESENT**  

Attachments: [Attachment 1 - Library Centennial Proclamation](#)
- 4 Recognition of Friends of the Manhattan Beach Library as a Distinguished Organization Recipient of the Mayor's I Heart MB Award. [12-0299](#)  
**PRESENT**

**G. COMMUNITY ANNOUNCEMENTS (One Minute Per Person)**

*This portion of the meeting is to provide an opportunity for persons 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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- 5 Resolution Authorizing Execution of a Program Supplement Agreement Adding the Cycle 3 Safe Routes to School Program to the Existing Master Funding Agreement with State of California Department of Transportation and Appropriation of Reimbursable Grant Funds in the Amount of \$65,000. [RES 12-6415](#)
- ADOPT RESOLUTION NO. 12-6415, APPROPRIATE FUNDS**
- Attachments:** [Attachment 1 - Authorization /Agreement Summary E-76](#)  
[Attachment 2 - Master Agreement Administering Agency-State Agreement No. 0](#)  
[Attachment 3 - Program Supplement Agreement No. 005-N](#)  
[Attachment 4 - Resolution No.12-6415](#)
- 6 Award of Contract to Iteris, Inc. for the Preparation of the General Plan Mobility Element Update in the Amount of \$124,080 [12-0254](#)
- APPROVE**
- Attachments:** [Attachment 1 - Professional Services Agreement with Iteris, Inc.](#)
- 7 Award of Bid to Lightning Fence Co. in the Amount of \$96,329 for Sand Dune and Marine Avenue Park Fencing Improvements (\$24,884 for Sand Dune Park Fencing and \$71,445 for Marine Avenue Park Fencing). [12-0229](#)
- APPROVE**
- Attachments:** [Attachment 1 - Budget, Expenditures, Bids.pdf](#)  
[Attachment 2 - Construction Contract Lightning Fence Co..pdf](#)  
[Attachment 3 - Project Plan Sheets \(1-4\)](#)
- 8 Progress Payment No. 8 in the Net Amount of \$29,830.58 to Harbor Construction Co., Inc. for the Joslyn Center, Begg Pool Locker Room and Manhattan Heights Community Center Renovation Projects. [12-0322](#)
- APPROVE**
- Attachments:** [Attachment 1 - Budget, Anticipated Expenditures](#)
- 9 Purchase of Two Replacement Police Motorcycles from Huntington Beach Honda in the Amount of \$47,902.68. [12-0282](#)
- APPROVE**
- Attachments:** [Attachment 1 - Bid #817-11 Police Motorcycles Bid Comparison](#)
- 10 Award of Bid for a Replacement Police Cargo Van and Public Works Pickup Truck from Theodore Robins Ford in the Amount of \$80,112.99. [12-0137](#)
- APPROVE**
- Attachments:** [Attachment 1 - Bid #895-13 Comparison for Two Ford Vehicles](#)

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- 11 Progress Payment No. 4 to Ramona, Inc. for the 2011-2012 Sewer Main Rehabilitation Project, Phase 1 (\$139,500.00). [12-0303](#)  
**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. 5](#)  
[Attachment 3 - Map of FY 2011-2012 Sewer Main Rehabilitation Project \(Phase](#)
- 12 Award a Professional Engineering Services Agreement to Anderson Penna Partners, Inc. in the Amount of \$130,645 for Storm Sewer Line Video Inspections. [12-0304](#)  
**APPROVE**  
**Attachments:** [Attachment 1 - Professional Services Agreement with Anderson Penna Partners](#)
- 13 Award of a Five-Year Citywide Printing Services Contract to Smart Source (Estimated Total Annual Value of \$50,000). [12-0115](#)  
**APPROVE**  
**Attachments:** [Attachment 1 - Printing Services bid comparison](#)  
[Attachment 2 - Printing Services valuation](#)
- 14 Two-Week Waiver of City Parking Meter Fees to Encourage Holiday Shopping and Dining [12-0295](#)  
**APPROVE**  
**Attachments:** [Attachment 1 - Letter from the Manhattan Beach Chamber of Commerce](#)
- 15 Monthly Status Update of Strategic Plan Goals and Objectives. [12-0284](#)  
**RECEIVE AND FILE**  
**Attachments:** [Attachment 1 - City of Manhattan Beach Strategic Plan Matrix](#)
- 16 Financial Reports: [12-0277](#)  
a) Ratification of Demands: October 23, 2012  
**RATIFY**  
b) Payroll Registers: October 11, 2012 and October 25, 2012  
**RATIFY**  
c) Investment Portfolio for the Month Ending September 30, 2012  
**RECEIVE AND FILE**  
d) Financial Reports for the Month Ending September 30, 2012  
**RECEIVE AND FILE**  
**Attachments:** [Attachment 1 - Warrant Register for October 23 2012](#)  
[Attachment 2 - Payroll Registers for October 11 2012 and October 25 2012](#)  
[Attachment 3 - Investment Portfolio for the Month Ending September 30 2012](#)  
[Attachment 4 - Financial Reports for the Month Ending September 30 2012](#)

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- 17 Minutes: [12-0297](#)  
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 October 16, 2012.  
**APPROVE**  
b) City Council Regular Meeting of October 16, 2012.  
**APPROVE**  
c) Action Minutes, Planning Commission Meeting of October 24, 2012.  
**RECEIVE AND FILE**

Attachments: [Attachment 1 - City Council Closed Session Minutes of October 16, 2012](#)  
[Attachment 2 - Regular City Council Meeting Minutes of October 16, 2012](#)  
[Attachment 3 - Planning Commission Action Minutes of October 24, 2012](#)

## J. PUBLIC HEARINGS

## K. GENERAL BUSINESS

- 18 Award of a Five-Year Contract for Building Plan Check, Building Inspection, and Fire Plan Check Services to Melad and Associates, Inc. (Estimated Annual Value of \$268,000). [12-0323](#)  
**APPROVE**  
Attachments: [Attachment 1 - Plan Check and Inspection Services Comparison](#)  
[Attachment 2 - Agreement with Melad & Associates, Inc.](#)
- 19 Request from the American Youth Soccer Organization to Fundraise for the Installation of Synthetic Turf at the Marine Avenue Park Soccer Field. [12-0315](#)  
Attachments: [Attachment 1 - Memorandum of Understanding with AYSO for Turf Replacement](#)  
[Attachment 2 - AYSO Fundraising Brochure](#)

## 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

- 20** Report by Mayor Pro Tem Lesser regarding South Bay Council of Governments (SBCOG) Public Utilities Commission testimony pertaining to Southern California Edison's Unplanned Power Outages. [12-0307](#)

**PROVIDE DIRECTION**

- 21** Request by Councilmember Tell to Agendize a Discussion regarding possible City Support for Freedom to Marry [12-0325](#)

**PROVIDE DIRECTION**

**Attachments:** [Attachment 1 - Template for Mayor's Pledge of Support for the Freedom to Marry](#)

**O. ADJOURNMENT**

**P. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

Nov. 20, 2012 – Tuesday – 6:00 PM – City Council Meeting  
Dec. 4, 2012 – Tuesday – 6:00 PM – City Council Meeting  
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 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. 13, 2012 – Tuesday – 6:00 PM – Cultural Arts Commission  
Nov. 14, 2012 – Wednesday – 6:30 PM – Planning Commission  
Nov. 26, 2012 – Monday – 6:30 PM – Parks & Recreation Commission  
Nov. 28, 2012 – Wednesday – 6:30 PM – Planning Commission  
Dec. 6, 2012 – Thursday – 6:30 PM – Parking & Public Improvements 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. 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



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

*Nov. 12, 2012 – Monday – Veterans Day*  
*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*

**CITY OF MANHATTAN BEACH  
CLOSED SESSION AGENDA  
TUESDAY, NOVEMBER 6, 2012 - 5:00 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))****Geoff Dolan v. City of Manhattan Beach; Los Angeles Superior Court No.  
BC472421****3. CONFERENCE WITH LEGAL COUNSEL (ANTICIPATED LITIGATION)****(Government Code Section 54956.9(b))****A point has been reached where, in the opinion of the City Council on the advice  
of the City Attorney, based upon existing facts and circumstances, there is a  
significant exposure to litigation against the City.****Number of Cases: 1 potential case****4. CONFERENCE WITH LEGAL COUNSEL (ANTICIPATED LITIGATION)****(Government Code Section 54956.9(c))****The City Council will consider initiating litigation (1 potential case).****E. RECESS INTO CLOSED SESSION****F. RECONVENE INTO OPEN SESSION****G. CLOSED SESSION ANNOUNCEMENT****H. ADJOURNMENT**

