

## City Council Regular Meeting

**Regular Meeting**

**Tuesday, September 1, 2015**

**6:00 PM**

**City Council Chambers**



***Mayor Mark Burton***

***Mayor Pro Tem Tony D'Errico***

***Councilmember David Lesser***

***Councilmember Amy Howorth***

***Councilmember Wayne Powell***

### Executive Team

Mark Danaj, City Manager

Quinn Barrow, City Attorney

Robert Espinosa, Fire Chief

Captain Derrick Abell, Acting Human Resources Director

Eve R. Irvine, Police Chief

Mark Leyman, Parks & Recreation Director

Bruce Moe, Finance Director

Nadine Nader, Assistant City Manager

Tony Olmos, Public Works Director

Liza Tamura, City Clerk

Marisa Lundstedt, Community

Development Director

### **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, this agenda provides an early opportunity for public comments under "Public Comments," at which time speakers may comment on any item of interest to the public that is within the subject matter jurisdiction of the City Council, including items on the agenda. In addition, speakers may comment during any public hearing after the public hearing on that item has been opened.*

*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), 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.*

*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. The City also provides closed captioning of all its Regular City Council Meetings for the hearing impaired.*

**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. CEREMONIAL CALENDAR**

1. Presentation of Honorary Designation for Culturally Significant Landmarks.

[15-0385](#)

**PRESENT**

Attachments: [The Charles Owen Home](#)  
[Arneal Home](#)  
[American Martyrs Catholic Church](#)

**D. 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 Wednesday, August 26, 2015, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.*

**E. APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES**

*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. CITY COUNCIL AND COMMUNITY ORGANIZATION ANNOUNCEMENTS OF UPCOMING EVENTS (1 MINUTE PER PERSON)**

*City Councilmembers and community organization representatives may inform the public about upcoming events.*

- **Upcoming Labor Negotiations**

**G. CITY MANAGER REPORT****H. CITY ATTORNEY REPORT****I. PUBLIC COMMENTS (2 MINUTES PER PERSON FOR ONE ITEM, FOR A MAXIMUM OF 5 MINUTES)**

*Speakers may comment on any item on the agenda that is not a public hearing, as well as any item of interest to the public that is within the subject matter jurisdiction of the City Council. The Mayor may determine whether an item is within the subject matter jurisdiction of the City Council. While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the Agenda, except under very limited circumstances. Please complete the "Request to Address the City Council" card by filling out your name, city of residence, the item(s) you would like to offer public comment, and returning it to the City Clerk.*

**J. PLANNING COMMISSION QUASI-JUDICIAL DECISIONS (RECEIVE AND FILE)**

*This is an opportunity for a Councilmember to submit a written request that the City Council review the Planning Commission decision, in which case a duly noticed public hearing on the matter will be scheduled for a later date. In the absence of a written request, the matter will be received and filed by order of the chair.*

*The Planning Commission recently took action on the following matter(s):*

2. Planning Commission Approval of Two One-Year Time Extensions of a Master Use Permit and Associated Applications for 1000-1008 Sepulveda Boulevard (Community Development Director Lundstedt).

[15-0391](#)

**BY ORDER OF THE CHAIR, RECEIVE AND FILE**

**Attachments:** [Planning Commission Staff Report and Attachments- August 12, 2015](#)  
[Attachment Distributed at Planning Commission Meeting by Applicant](#)  
[Draft Planning Commission Minutes August 12, 2015](#)

**K. CONSENT CALENDAR (APPROVE)**

*Items on the "Consent Calendar" are routine and customary business items and will be enacted with one vote. Removal of items from the Consent Calendar for individual consideration will be at a City Councilmember's discretion. In such case, the item will be heard during general business.*

3. Designation of Voting Delegate and Alternate to the 2015 League of California Cities Annual Conference and Authorize Delegate and/or Alternate Voting Authority on Proposed Resolutions Being Considered at the Conference (City Clerk Tamura). [15-0398](#)

**APPROVE VOTING DELEGATE AND AUTHORIZE VOTING AUTHORITY**

Attachments: [Designation of Voting Delegates and Alternates Form](#)  
[2015 Annual Conference Resolutions Packet](#)

4. Minutes: [15-0023](#)  
This Item Contains Minutes of the following City Council Meeting: City Council Regular Meeting of August 18, 2015 (City Clerk Tamura).

**APPROVE**

Attachments: [City Council Regular Meeting Minutes of August 18, 2015](#)

5. Financial Report: [15-0346](#)  
Schedule of Demands: July 30, 2015 (Finance Director Moe).

**APPROVE**

Attachments: [Schedule of Demands for July 30, 2015](#)

**L. PUBLIC HEARINGS (2 MINUTES PER PERSON)**

6. Conduct Public Hearing Regarding Water Conservation Program (Public Works Director Olmos). [15-0393](#)

**CONDUCT PUBLIC HEARING AND PROVIDE DIRECTION**

7. Conduct Public Hearing to Consider Resolution No. 15-0053 Determining that the City is in Compliance with the Program Requirements of the 2015 Congestion Management Program for Los Angeles County Metropolitan Transportation Authority (Community Development Director Lundstedt). [RES 15-0053](#)

**CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION NO. 15-0053**

Attachments: [Resolution No.15-0053](#)  
[2015 Local Development Report \(LDR\)](#)

**M. OLD BUSINESS**

*This section is for any unfinished agenda items from a prior City Council Meeting.*

8. Construction Rules Designed to Mitigate Impacts of Construction (Community Development Director Lundstedt). [15-0214](#)  
**CONSIDER ADOPTING ADDITIONAL CONSTRUCTION RULES**

**Attachments:** [Staff Report- November 5, 2014](#)  
[Meeting Minutes-November 5, 2014](#)  
[Current Construction Rules-January 2014](#)  
[Revised Construction Procedures-First Quarter 2015](#)  
[Matrix of Construction Inspections and Violations- January-July 2015](#)  
[Draft Proposed Construction Management and Parking Plan \(CMPP\)](#)

**N. NEW BUSINESS**

9. Report on History of Residential Mansionization Code Amendments (Community Development Director Lundstedt). [15-0392](#)  
**DISCUSS AND PROVIDE DIRECTION**

**Attachments:** [City Council Staff Report and Attachments 1-3-\(ORD 13-0015 and ORD 13-001\)](#)  
[City Council Minutes -November 19, 2013](#)  
[City Council Staff Report, Excluding Attachments-\(ORD 13-0015\) July 16, 2013](#)  
[City Council Minutes- July 16, 2013](#)

10. Summary Vacation of a Street Easement on the East Side of Ardmore Avenue, at 1800 North Ardmore Avenue (Public Works Director Olmos). [RES 15-0054](#)  
**APPROVE**

**Attachments:** [Resolution No. 15-0054](#)  
[Exhibit A](#)

11. Consideration of Bagging of City Parking Meters During the Holiday Season to Encourage Local Shopping (Finance Director Moe). [15-0345](#)  
**APPROVE**

12. Introduction of Ordinance No. 15-0022 Streamlining the Permitting Process for Small Residential Rooftop Solar Energy Systems (Fire Chief Espinosa and Community Development Director Lundstedt). [ORD 15-0022](#)  
**WAIVE FURTHER READING AND INTRODUCE ORDINANCE NO. 15-0022**

**Attachments:** [Ordinance No. 15-0022-Solar Paneling Ordinance](#)

**PLEASE NOTE: ITEMS 13 AND 14 WILL BE HEARD CONCURRENTLY.**

13. Approve Funding Agreement Between the Los Angeles County Metropolitan Transportation Authority and City of Manhattan Beach to Formalize the Terms and Conditions of Use of the Previously Awarded Measure R Funds for the Sepulveda Boulevard at Manhattan Beach Boulevard Intersection Improvement Project in the Amount of \$980,000 (Public Works Director Olmos).

[CON 15-0046](#)**APPROVE**

Attachments: [Los Angeles County MTA Measure R Funding Agreement](#)

**PLEASE NOTE: ITEM 14 WILL BE HEARD CONCURRENTLY WITH ITEM 13.**

14. Approve Funding Agreement Between the Los Angeles County Metropolitan Transportation Authority and City of Manhattan Beach to Formalize the Terms and Conditions of Use for the Previously Awarded Measure R Funds for the Aviation Boulevard at Artesia Boulevard Intersection Improvements in the Amount of \$1,500,000 (Public Works Director Olmos).

[CON 15-0047](#)**APPROVE**

Attachments: [Los Angeles County MTA Measure R Funding Agreement](#)

**O. CITY COUNCIL REPORTS, OTHER COUNCIL BUSINESS, AND COMMITTEE AND TRAVEL REPORTS**

15. Support of SBCCOG to Clarify Metro Board Policy and the Funding of "Complete Streets" Highway Projects with Measure R Funds (Public Works Director Olmos).

[15-0406](#)**AUTHORIZE MAYOR TO SEND LETTER OF SUPPORT**

Attachments: [Sample Letter from Hermosa Beach](#)

16. Letter to Los Angeles County Board of Supervisors Regarding Polliwog Park (Public Works Director Olmos).

[15-0407](#)**AUTHORIZE MAYOR TO SEND LETTER****P. FORECAST AGENDA AND FUTURE DISCUSSION ITEMS**

17. Agenda Forecast (City Clerk Tamura).  
**DISCUSS AND PROVIDE DIRECTION**

[15-0395](#)

Attachments: [September 1, 2015 Agenda Forecast](#)

**Q. INFORMATIONAL ITEMS**

*This section is for items that do not require City Council action.*

**18. Commission Minutes:**[15-0408](#)

This Item Contains Minutes of the following City Commission Meetings:  
Planning Commission Meeting of August 12, 2015 (Community Development Director Lundstedt).

**INFORMATION ITEM ONLY**

Attachments: [Planning Commission Meeting of August 12, 2015](#)

**R. CLOSED SESSION****S. ADJOURNMENT****T. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

Sep. 8, 2015 - Tuesday -- 11:30 AM - City Council Retreat  
Sep. 15, 2015 -- Tuesday -- 6:00 PM - City Council Meeting  
Oct. 6, 2015 -- Tuesday -- 6:00 PM - City Council Meeting  
Oct. 20, 2015 -- Tuesday -- 6:00 PM - City Council Meeting  
Nov. 3, 2015 -- Tuesday -- 6:00 PM - City Council Meeting  
Nov. 17, 2015 -- Tuesday -- 6:00 PM - City Council Meeting  
Dec. 1, 2015 -- Tuesday -- 6:00 PM - City Council Meeting  
Dec. 15, 2015 -- Tuesday -- 6:00 PM - City Council Meeting  
Jan. 5, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
Jan. 19, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
Feb. 2, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
Feb. 16, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
March 1, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
March 15, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
April 5, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
April 19, 2016 -- Tuesday -- 6:00 PM - City Council Meeting/Reorganization  
May 3, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
May 5, 2016 -- Tuesday -- Time TBD - Budget Study Session #1  
May 10, 2016 -- Tuesday -- Time TBD - Budget Study Session #2  
May 12, 2016 -- Tuesday -- Time TBD - Budget Study Session #3  
May 17, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
May 19, 2016 -- Tuesday -- Time TBD - Budget Study Session #4  
June 7, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
June 21, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
July 5, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
July 19, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
Aug. 2, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
Aug. 16, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
Sep. 6, 2016 -- Tuesday -- 6:00 PM - City Council Meeting  
Sep. 20, 2016 -- Tuesday -- 6:00 PM - City Council Meeting

**BOARDS, COMMISSIONS AND COMMITTEE MEETINGS**

*Sept. 14, 2015 – Monday – 6:30 PM – Library Commission Meeting*  
*Sept. 22, 2015 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting*  
*Sept. 24, 2015 - Thursday - 6:30 PM - Parking & Public Improvements Commission Meeting*  
*Sept. 28, 2015 – Monday – 6:30 PM – Parks and Recreation Commission Meeting*  
*Oct. 12, 2015 – Monday – 6:30 PM – Library Commission Meeting*  
*Oct. 13, 2015 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting*  
*Oct. 14, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting*  
*Oct. 22, 2015 – Thursday – 6:30 PM – Parking & Public Improvements Commission Meeting*  
*Oct. 26, 2015 – Monday – 6:30 PM – Parks and Recreation Commission Meeting*  
*Oct. 28, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting*  
*Nov. 9, 2015 – Monday – 6:30 PM – Library Commission Meeting*  
*Nov. 10, 2015 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting*  
*Nov. 11, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting*  
*Nov. 23, 2015 – Monday – 6:30 PM – Parks and Recreation Commission Meeting*  
*Nov. 25, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting*  
*Nov. 26, 2015 – Thursday – 6:30 PM – Parking & Public Improvements Commission Meeting - CANCELLED*  
*Dec. 8, 2015 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting*  
*Dec. 9, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting*  
*Dec. 14, 2015 – Monday – 6:30 PM – Library Commission Meeting*  
*Dec. 23, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting*  
*Dec. 24, 2015 – Thursday – 6:30 PM – Parking & Public Improvements Commission Meeting*  
*Dec. 28, 2015 – Monday – 6:30 PM – Parks and Recreation Commission Meeting*

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

*Sep. 7, 2015 – Monday – Labor Day*  
*Oct. 12, 2015 – Monday – Columbus Day*  
*Nov. 11, 2015 – Wednesday – Veterans Day*  
*Nov. 26-27, 2015 – Thursday & Friday – Thanksgiving Holiday*  
*Dec. 25, 2015 – Friday – Christmas Day*  
*Jan. 1, 2016 – Friday – New Years Day*  
*Jan. 18, 2016 – Monday – Martin Luther King Day*  
*May 30, 2016 – Monday – Memorial Day*  
*Jul. 4, 2016 - Monday - Independence Day*