

# City of Manhattan Beach

1400 Highland Avenue  
Manhattan Beach, CA 90266



## Meeting Minutes - Draft

Tuesday, January 19, 2016

6:00 PM

Regular Meeting

City Council Chambers

## City Council Regular Meeting

*Mayor Mark Burton*  
*Mayor Pro Tem Tony D'Errico*  
*Councilmember David Lesser*  
*Councilmember Amy Howorth*  
*Councilmember Wayne Powell*

**PLEASE NOTE THAT THE CITY ARCHIVES THE VIDEO RECORDINGS OF ALL REGULAR CITY COUNCIL MEETINGS AND THE VIDEO FOR THIS MEETING IS HEREBY INCORPORATED BY THIS REFERENCE. ALSO IN SUPPORT OF MORE TRANSPARENCY AND THE AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE, THE CITY OFFERS CLOSED CAPTIONING FOR REGULAR CITY COUNCIL MEETINGS. FOR A COMPLETE RECORD OF THIS CITY COUNCIL MEETING, GO TO: [www.citymb.info/city-officials/city-clerk/city-council-meetings-agendas-and-minutes](http://www.citymb.info/city-officials/city-clerk/city-council-meetings-agendas-and-minutes)**

**A. PLEDGE TO THE FLAG**

*Sanford Taylor Information Technology Director led the Pledge of Allegiance.*

**B. ROLL CALL**

**Present:** 5 - Mayor Burton, Mayor Pro Tem D'Errico, Councilmember Lesser, Councilmember Howorth and Councilmember Powell

**C. CEREMONIAL CALENDAR**

- 1. Presentation of a Certificate of Recognition to Rosanna Foss for her Many Accomplishments Including a Recent Invitation to Perform at the American Protégé Gala Concert at Carnegie Hall. [16-0036](#)

**PRESENT**

*Mayor Burton, on behalf of the City Council, presented a certificate of recognition and a challenge coin to Rosanna Foss.*

**D. CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING**

*City Clerk Liza Tamura confirmed that the meeting was properly posted.*

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

A motion was made by Mayor Pro Tem D'Errico, seconded by Councilmember Powell, to continue Agenda Item No. 12 (Report on Police Department Deployment Plan (Including Footbeats) and Proactive Policing Initiatives by the Police Department), move Agenda Item Nos. 2-3 (Resolution No. 16-0008 Adjusting Management/Confidential Salary Ranges By 2% for Fiscal Year 2015-2016) and Resolution No. 16-0010 Approve Salary Schedule Adjustment for Part-Time Recreation Leader II Positions Due to Mandated Increase in the State of California's Minimum Wage), to Section M. Old Business after Item No. 9, and waive full reading of ordinances. The motion carried by the following vote:

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

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

*Kelly Stroman, Executive Director of Downtown Manhattan Beach, announced the Downtown Sidewalk Sale January 22-24, 2016.*

*Melissa McCollum, Manager of the Manhattan Beach Library, announced the appointment of a new County Librarian and upcoming library events.*

*Councilmember Powell reported on an Older Adult Technology Seminar on January 26, 2016, from 12:30-2:00 PM at the Joslyn Center. He further added that the Manhattan Beach Community Emergency Response Team (CERT) will be having a new class on three consecutive Saturdays March 5, 12 and 19, 2016.*

*Mayor Burton stated that the Community Budget Priority Workshop is Thursday, January 21, 2016 from 6-8 PM at the Joslyn Center.*

**G. CITY MANAGER REPORT**

*City Manager Mark Danaj announced the new City Hall hours beginning on Monday, March 21, 2016. City Hall will be open Monday thru Thursday from 7:30 AM to 5:30 PM and 8:00 AM to 5:00 PM on alternate Fridays. City Manager Danaj then introduced the new Information Technology(IT) Director Sanford (Sandy) Taylor.*

**H. CITY ATTORNEY REPORT**

*None.*

**I. PUBLIC COMMENTS (2 MINUTES PER PERSON FOR ONE ITEM, A MAXIMUM OF 5 MINUTES IF A SPEAKER WANTS TO COMMENT ON MORE THAN ONE ITEM)**

*The following individuals provided public comment:*

*Jon Murphy supports Begg Park Skate Park.*

*Jack Brunskill doesn't support teen center skate park, but supports other options.*

*Ian Gerari supports Marine Skate Park.*

*Suzanne Cawthon supports Begg Park for Skate Park.*

*Mary Sikoria supports Begg Park for Skate Park.*

*Richard Walker supports a designated place for skateboarders.*

*Lynne Cochran supports Begg parking lot for Skate Park.*

*John Smith supports Skate Park, but not close to the Manhattan Beach Studio.*

*Phil Reimert complimenting the City for "rescuing" the pavement and commented on food recycling.*

*Viet Ngo spoke of alleged corruption, City Attorney reports and Skate Parks.*

*Bill Victor thanked the City for complying with the the Public Records Act and asked questions about officials attending the League of California Cities Conference, spoke of employee raises and open government.*

*Mayor Burton stated that he wants the Rules of Decorum amended to include Civility Rules.*

*Councilmember Howorth announced that she respects the right to free speech, but because something is said, doesn't mean it's true.*

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

*None.*

**K. CONSENT CALENDAR (APPROVE)**

**A motion was made by Councilmember Lesser, seconded by Councilmember Howorth, to approve the Consent Calendar Item Nos. 4-7 (Item Nos. 2-3 were previously moved to Section M. Old Business). The motion carried by the following vote:**

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

2. Resolution No. 16-0008 Adjusting Management/Confidential Salary Ranges By 2% for Fiscal Year 2015-2016 (Human Resources Director Zadroga-Haase).

[RES 16-0008](#)

**ADOPT RESOLUTION NO. 16-0008**

This item was moved to Section M. Old Business.

3. Resolution No. 16-0010 Approve Salary Schedule Adjustment for Part-Time Recreation Leader II Positions Due to Mandated Increase in the State of California's Minimum Wage (Human Resources Director Zadroga-Haase).

[RES 16-0010](#)

**ADOPT RESOLUTION NO. 16-0010**

This item was moved to Section M. Old Business.

4. Resolution No. 16-0001 of Intention to Provide for Annual Levy and Collection of Assessments for the North Manhattan Beach Business Improvement District and Setting February 16, 2016 for a Public Hearing (Finance Director Moe).

[RES 16-0001](#)

**ADOPT RESOLUTION NO. 16-0001**

The recommendation for this item was approved on the Consent Calendar.

5. Second Reading of Ordinance No. 16-0036 and Ordinance No. 16-0001 Prohibiting the Cultivation of Medical Marijuana in the City and in the City's Coastal Zone and Adoption of Resolution No.16-0012 Transmitting Local Coastal Program Code Amendments to the California Coastal Commission (Community Development Director Lundstedt).

[ORD 16-0036](#)

**ADOPT ORDINANCE NO. 16-0036 AND ORDINANCE NO. 16-0001, AND RESOLUTION NO. 16-0012**

The recommendation for this item was approved on the Consent Calendar.

6. City Council Minutes:  
This Item Contains Action Minutes of the Following City Council Meeting Presented for Approval:

[16-0039](#)

- a.) City Council Special Meeting Minutes of January 4, 2016.
- b.) City Council Regular Meeting Minutes of January 5, 2016.
- c.) City Council Adjourned Regular Meeting Minutes of January 8, 2016.

(City Clerk Tamura).

**APPROVE**

The recommendation for this item was approved on the Consent Calendar.

7. Financial Report: [16-0003](#)  
a) Schedule of Demands: December 24, 2015  
b) Investment Portfolio for the Month Ending November 30, 2015  
c) Month End Report for November 30, 2015  
(Finance Director Moe).

**ACCEPT REPORT AND DEMANDS**

The recommendation for this item was approved on the Consent Calendar.

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

8. Conduct Public Hearing and Adoption of Resolution No. 16-0011 for a Coastal Development Permit to Allow a Program for Recreational Beach Rentals and a Welcome/Information Center at the base of the Manhattan Beach Pier (Community Development Director Lundstedt and Parks and Recreation Director Leyman). **RES 16-0011**

**THIS ITEM IS CONTINUED TO THE FEBRUARY 2, 2016 CITY COUNCIL MEETING**

This item was continued to the February 2, 2016, City Council Meeting.

**M. OLD BUSINESS**

9. Memorandum of Understanding with the Manhattan Beach Firefighters' Association (Human Resources Director Zadroga-Haase). [RES 16-0006](#)

**ADOPT RESOLUTION NO. 16-0006**

*City Clerk Liza Tamura introduced the item and Human Resources Director Teresia Zadroga-Haase provided the PowerPoint presentation.*

*Human Resources Director Zadroga-Haase and City Manager Mark Danaj responded to City Council questions.*

**A motion was made by Councilmember Powell, seconded by Mayor Pro Tem D'Errico, to Adopt Resolution No. 16-0006. The motion carried by the following vote:**

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

2. Resolution No. 16-0008 Adjusting Management/Confidential Salary Ranges By 2% for Fiscal Year 2015-2016 (Human Resources Director Zadroga-Haase). [RES 16-0008](#)

**ADOPT RESOLUTION NO. 16-0008**

*Human Resources Director Teresia Zadroga-Haase provided the Staff presentation.*

**A motion was made by Councilmember Howorth, seconded by Mayor Burton, to approve Amendment No. 2 to the City Manager's contract to increase the salary by 2%. The motion carried by the following vote:**

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

A motion was made by Councilmember Lesser, seconded by Councilmember Howorth, to authorize a 2% merit pool for all Management Confidential positions (including Executive Management). The motion carried by the following vote:

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

A motion was made by Mayor Pro Tem D'Errico, seconded by Mayor Burton, to adopt Resolution No. 16-0008 authorizing a 2% increase to the Mid-Management/ Confidential salary range (excluding Executive Management). The motion carried by the following vote:

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

3. Resolution No. 16-0010 Approve Salary Schedule Adjustment for Part-Time Recreation Leader II Positions Due to Mandated Increase in the State of California's Minimum Wage (Human Resources Director Zadroga-Haase).

[RES 16-0010](#)

**ADOPT RESOLUTION NO. 16-0010**

*Human Resources Director Teresia Zadroga-Haase provided the Staff presentation.*

A motion was made by Councilmember Powell, seconded by Mayor Burton, to adopt resolution No. 16-0010 to approve salary schedule adjustment for part-time Recreation Leader II positions due to mandated increase in the State of California's minimum wage. The motion carried by the following vote:

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

10. Ordinance Regulating Unmanned Aircraft (Drones) (Continued from the January 5, 2016 City Council Meeting) (City Attorney Barrow).

[ORD 16-0002](#)

**INTRODUCE ORDINANCE NO. 16-0002 AND WAIVE FURTHER READING**

*City Clerk Liza Tamura introduced this item and City Attorney Quinn Barrow provided the staff presentation.*

*City Attorney Barrow responded to City Council questions.*

*City Attorney Barrow read into the record the title of Ordinance No.16-0002 Regulating Unmanned Aircraft (Drones).*

A motion was made by Councilmember Powell, seconded by Mayor Burton, to introduce Ordinance No. 16-0002, as amended, waive further reading and adding to Section 3.70.20 B 4. No person shall operate any Model Aircraft or Civil UAS which contains, or has affixed to it, a weapon, gun, firearm, handgun, rifle, bb device, assault weapon, bomb, grenade, rocket-propelled projectile, or any other weapon (also relettered two sections). The motion carried by the following vote:

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

*At 7:36 PM City Council recessed and reconvened at 7:48 PM with all Councilmembers present.*

11. Skate Park Update and Adoption of Resolution No. 16-0005 Formally Authorizing the Submittal of An Application for a Los Angeles County Grant for up to \$300,000, and Selection of Marine Avenue Park Location (Parks and Recreation Director Leyman).

[RES 16-0005](#)

**ADOPT RESOLUTION NO. 16-0005**

*City Clerk Liza Tamura introduced this item and Parks and Recreation Director Mark Leyman provided the PowerPoint presentation along with Designer/Project Manager of Stantec Action Sports Group Kanten Russel.*

*Parks and Recreation Director Leyman and Designer/Project Manager Russel responded to City Council questions.*

**A motion was made by Mayor Burton, seconded by Councilmember Powell, to adopt Resolution No. 16-0005 formally authorizing the submittal of an application for a Los Angeles County grant and selection of the Marine Avenue Park location for a Skate Spot. The motion carried by the following vote:**

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

**N. NEW BUSINESS**

12. Report on Police Department Deployment Plan (Including Footbeats) and Proactive Policing Initiatives by the Police Department (Police Chief Irvine). [16-0046](#)

**RECEIVE REPORT**

This item was continued to the March 15, 2016, City Council Meeting.

13. Approve Professional Services Agreement with ValveTek Utility Services, Inc. in the Amount of \$319,749 for Flushing and Disinfection of 101 Miles of the City's Potable Water System (Public Works Director Olmos). [CON 16-0001](#)

**APPROVE**

*City Clerk Liza Tamura introduced the item and Public Works Director Tony Olmos and Utilities Manager Raul Saenz provided the PowerPoint presentation.*

*Public Works Director Olmos and Utilities Manager Saenz responded to City Council questions.*

**A motion was made by Mayor Burton, seconded by Councilmember Howorth, to approve a professional services agreement with ValveTek Utility Services, Inc. in the amount of \$319,749 for Flushing and Disinfection of 101 miles of the City's Potable Water System and further direct Staff to report back with pros and cons and possibly see if it's better to invest in the City's own truck. The motion carried by the following vote:**

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

14. Approve Task Order No. 1 with AndersonPenna Partners, Inc. in the Amount of \$214,109 and Approve Continued Use of their Previously Approved On-Call Professional Service Agreement for Construction Management and Inspection Services (Public Works Director Olmos). [CON 16-0003](#)

**APPROVE**

*City Clerk Liza Tamura introduced the item and Public Works Director Tony Olmos provided the staff presentation.*

*Public Works Director Olmos responded to City Council questions.*

**A motion was made by Councilmember Lesser, seconded by Councilmember Howorth, to approve Task Order No.1 with AndersonPenna Partners, Inc. in the amount of \$214,109 and approve continued use of their previously approved On-Call Professional Services Agreement for Construction Management and Inspection Services, with a friendly amendment, accepted by the maker, to report back to the City Council in 90 days with all aspects of the program. The motion carried by the following vote:**

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

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

*Councilmember Lesser stated that he will invite the new County Librarian to attend a future meeting and make a presentation to the City Council.*

*Mayor Burton clarified his reasons for asking for a discussion on the deferred compensation and further asked the City Council if they wanted a City Council Retreat in February or March.*

**P. FORECAST AGENDA AND FUTURE DISCUSSION ITEMS**

15. Agenda Forecast (City Clerk Tamura). [16-0048](#)  
**DISCUSS AND PROVIDE DIRECTION**

*On the February 2, 2016, agenda move Item No. 2 Approve Plans and Specification for the Sewer Main Rehabilitation Project from the Consent Calendar to New Business.*

*City Attorney Quinn Barrow reported that the Drone Ordinance will return on the Consent Calendar on February 2, 2016.*

*Mayor Burton moved Item No. 8 Fire Deployment and Community Paramedicine Presentation to February 16, or March 1, 2016 with written report and video transcripts.*

*Councilmember Powell noted that Item No. 7 Beach Rentals will be heard under Old Business.*

*Future agenda items:*

*Add Sales Tax Increase/Transient Occupancy Tax  
Finalize/ confirm joint meeting dates  
Discussion of possible 2nd Tuesday being saved for other meetings*

**Q. INFORMATIONAL ITEMS**

*None.*

**R. CLOSED SESSION**

*None.*

**S. ADJOURNMENT**

*At 9:02 PM Mayor Burton adjourned the January 19, 2016, Regular City Council Meeting to the 6:00 PM February 2, 2016, Regular City Council Meeting in City Council Chambers, in said City.*

---

**Martha Alvarez**  
**Recording Secretary**

---

**Mark Burton**  
**Mayor**

**ATTEST:**

---

**Liza Tamura**  
**City Clerk**