

City Council Regular Meeting

Regular Meeting

Tuesday, August 1, 2023

6:00 PM

City Council Chambers and Zoom



ELECTED OFFICIALS

Mayor Richard Montgomery

Mayor Pro Tem Joe Franklin

Councilmember Amy Howorth

Councilmember David Lesser

Councilmember Steve Napolitano

City Treasurer Tim Lilligren

EXECUTIVE TEAM

City Manager Bruce Moe

City Attorney Quinn Barrow

City Clerk Liza Tamura

Community Development Director Talyn
Mirzakhania

Finance Director Steve Charelian

Fire Chief Michael Lang

Human Resources Director Lisa Jenkins

Interim Information Technology Director Patrick Griffin

Parks and Recreation Director Mark Leyman

Police Chief Rachel Johnson

Public Works Director Erick Lee

MISSION STATEMENT:

Our mission is to provide excellent municipal services,
preserve our small beach town character, and enhance the quality of life for our
residents, businesses and visitors.

MANHATTAN BEACH'S CITY COUNCIL WELCOMES YOU!

Meetings are broadcast live through Manhattan Beach Local Community Cable, Channel 8 (Spectrum), Channel 35 (Frontier),

live streaming via the City's website, and

via Zoom (Direct URL: <https://citymb-info.zoom.us/j/93376200363>, Meeting ID: 933 7620 0363).

The City continues to offer an opportunity to participate in City Council meetings via Zoom and in-person. City Council encourages the public to participate by submitting comments in advance of the meeting, no later than 12:00 PM, August 1, 2023 (the day of the meeting), via:

- 1) eComment at <http://www.manhattanbeach.gov/ecomment> or
- 2) Email to cityclerk@manhattanbeach.gov or
- 3) Telephone Message Recorded at (310) 802-5030

All of your comments provided by the deadlines above will be available to the City Council and the public prior to the meeting.

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.manhattanbeach.gov, 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.

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, July 26, 2023, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.

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.

PLEASE NOTE THAT THE CITY COUNCIL MAY ACT ON ANY ITEM LISTED ON THE AGENDA.

A. CALL MEETING TO ORDER

B. PLEDGE TO THE FLAG

Maci and Caroline Franklin

C. ROLL CALL

D. CEREMONIAL CALENDAR

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

This is the time for the City Council to:

- (a) notify the public of any changes to the agenda;*
- (b) remove items from the consent calendar for individual consideration; or*
- (c) rearrange the order of the agenda.*

MOTION TO APPROVE AGENDA AND WAIVE FULL READING

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.

G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Speakers may provide public comments on any matter that is within the subject matter jurisdiction of the City Council, including items on the agenda. 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.

The City Council encourages the public to participate by submitting comments in advance of the meeting, no later than 12:00 PM, August 1, 2023 (the day of the meeting), via:

- 1) eComment at <http://www.manhattanbeach.gov/ecomment> or
- 2) Email to cityclerk@manhattanbeach.gov or
- 3) Telephone Message Recorded at (310) 802-5030

All of your comments provided by the deadlines above will be available to the City Council and the public prior to the meeting.

IN PERSON PUBLIC PARTICIPATION

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.

ZOOM PUBLIC PARTICIPATION

If you wish to speak on any item on the agenda, please register in advance by clicking the following link: <https://citymb.seamlessdocs.com/f/publiccomment>, even when submitting this request you will need to use the "raise hand" feature via Zoom during the presentation of that Agenda Item in order to confirm with the City Clerk's Office that you wish to provide comments.

- 1) Join Zoom Meeting via the internet:

Direct URL: <https://citymb-info.zoom.us/j/93376200363>, Meeting ID: 933 7620 0363

During the meeting you will need to use the "raise hand" button through Zoom at the time the Agenda Item is being presented for City Council consideration.

- 2) Join Zoom Meeting via Phone Conference (Voice Only):

Phone Number: (669) 900-6833, Meeting ID: 933 7620 0363

During the meeting you will need to enter *9 on the phone's dial pad at to activate the "raise hand" button at the time the Agenda Item is being presented for City Council consideration.

Please note, the City is not responsible for the public's use of Zoom as it relates to the software, configuration, and setting on a personal device. The public is encouraged to visit the Zoom website for information on use of this software. The City's use of Zoom is consistent with the platform features and functions as described on the Zoom website.

1. Discuss Electric Bike (E-Bike) Safety Update (Continued from the July 18, 2023, City Council Meeting) (Police Chief Johnson). [23-0312](#)
(Estimated Time: 30 Mins.)

DISCUSS AND PROVIDE DIRECTION

Attachments: [PowerPoint Presentation](#)

H. CONSENT CALENDAR (APPROVE)

Items on the Consent Calendar are routine and customary items and are enacted by a single motion with the exception of items previously removed by a member of the City Council during "Approval of the Agenda" for individual consideration. Any items removed shall be individually considered immediately after taking action on the Consent Calendar.

2. City Council Minutes: [23-0296](#)
This Item Contains Minutes of the Following City Council Meeting(s):
a) City Council Adjourned Regular Meeting Minutes of July 18, 2023
b) City Council Regular Meeting Minutes of July 18, 2023
(City Clerk Tamura).

APPROVE

Attachments: [City Council Adjourned Regular Meeting Minutes of July 18, 2023](#)
[City Council Regular Meeting Minutes of July 18, 2023](#)

3. Financial Reports: [23-0311](#)
a) Schedule of Demands July 14, 2023, and July 21, 2023
b) Investment Portfolio for the Month Ending June 30, 2023
c) Preliminary Month End Report for June 30, 2023 (Acting Finance Director Bondarchuk).

ACCEPT REPORTS AND DEMANDS

Attachments: [Schedule of Demands July 14, 2023 and July 21, 2023](#)
[Investment Portfolio June 2023](#)
[Preliminary Month End Financial Report June 2023](#)

4. Consideration in Designating a Voting Delegate and Alternate to the 2023 League of California Cities Annual Conference; Authorize the Delegate and Alternate Voting Authority on Proposed Resolution(s) Being Considered at the Conference (City Clerk Tamura). [23-0278](#)

A) APPROVE VOTING DELEGATE AND ALTERNATE

B) AUTHORIZE VOTING AUTHORITY

Attachments: [Designation of Voting Delegate/Alternates Form](#)

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5. Consideration of Awarding Bid No. 1309-23 to South Bay Ford for the Purchase of One Ford F-550 Truck Chassis for the Public Works Department in the Amount of \$84,287.80 and Appropriate \$115,000 from the Fleet Management Fund (Acting Finance Director Bondarchuk). [23-0308](#)
- A) APPROVE**
B) APPROPRIATE FUNDS
- Attachments:* [1309-23 Comparison](#)
6. Consideration of Community Development Department Staffing Levels and Authorization to Over-Hire by One Permit Technician (Community Development Director Mirzakhonian and Human Resources Director Jenkins). [23-0347](#)
- A) APPROVE**
B) APPROPRIATE FUNDS
7. Consideration of a Resolution Approving a Ten-Year Agreement with Manhattan Beach Hometown Fair Association to Conduct the Manhattan Beach Hometown Fair (Parks and Recreation Director Leyman). [23-0299](#)
- ADOPT RESOLUTION NO. 23-0101**
- Attachments:* [Resolution No. 23-0101](#)
[Agreement - Hometown Fair](#)
[Agreement - Hometown Fair \(Redline\)](#)
8. Consideration of a Purchase of Two New England Frontrunner Buses from Davey Coach in the Amount of \$407,730.92 with 90% Grant Funds from Los Angeles County Metropolitan Transportation Authority for the Dial-a-Ride Program (Parks and Recreation Director Leyman). [23-0292](#)
- A) APPROPRIATE FUNDS**
B) WAIVE FORMAL BIDDING DUE TO COOPERATIVE PURCHASING
C) AUTHORIZE PURCHASE
- Attachments:* [Funding Agreement - LACTMA](#)
[Agreement - Davey Coach CalACT/MBTA](#)
[Quote and Procurement - New England Frontrunner CalACT](#)
9. Consideration of a Resolution for an Agreement with Beach Cities Health District for a \$150,000 Contribution Towards the Senior and Scout Community Center (Parks and Recreation Director Leyman). [23-0258](#)
- ADOPT RESOLUTION NO. 23-0102**
- Attachments:* [Resolution No. 23-0102](#)
[Agreement - Beach Cities Health District \(2023\)](#)
[Agreement - Beach Cities Health District \(2020\)](#)

10. Consideration of a Resolution Approving a Use and Maintenance Agreement with Los Angeles County for the 28th Street Stormwater Infiltration Project and Determination Pursuant to Section 15061(b)(3) of the State California Environmental Quality Act (CEQA) Guidelines that This Activity is Not Subject to CEQA (Public Works Director Lee). [23-0226](#)

ADOPT RESOLUTION NO. 23-0103

Attachments: [Resolution No. 23-0103](#)
[Agreement - Los Angeles County](#)
[Letter from State Parks to LA County Beaches and Harbors](#)
[Location Map](#)

11. Consideration of a Resolution Approving Amendment No. 1 to the Street Sweeping and Pressure Washing Services Agreement with Arakelian Enterprises, Inc., dba Athens Services, for Street Sweeping Services Only at a Cost Not-to-Exceed \$219,014 and Appropriating \$110,000 from Various Funds to Temporarily Insource Pressure Washing Services (Public Works Director Lee). [23-0246](#)

A) ADOPT RESOLUTION NO. 23-0104

B) APPROPRIATE FUNDS

Attachments: [Resolution No. 23-0104](#)
[Amendment No. 1 - Arakelian Enterprises, Inc.](#)
[Agreement - Arakelian Enterprises, Inc. \(2018\)](#)

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

Each speaker may speak for up to 2 minutes on each item pulled from the agenda.

J. PUBLIC HEARINGS

At the discretion of the Mayor, each speaker may speak for up to 3 minutes on each public hearing item.

K. GENERAL BUSINESS

Each speaker may speak for up to 2 minutes on each general business item.

12. Consideration of a Resolution Awarding a Design Services Agreement to HMC Group for \$244,822 for the Professional Architectural and Aquatic Preliminary Design Services for Begg Pool Facility (Parks and Recreation Director Leyman). [23-0265](#)

(Estimated Time: 45 Mins.)

APPROVE RESOLUTION NO. 23-0099

Attachments: [Resolution No. 23-0099](#)
[Agreement - HMC Group](#)
[HMC Proposal](#)
[HMC Cost File](#)
[Location Map](#)
[PowerPoint Presentation](#)

13. Consideration of a Request to Waive Repayment of the COVID-19 Loan Provided to the Oceanographic Teaching Station (OTS) Roundhouse Aquarium (Acting Finance Director Bondarchuk). [23-0283](#)

(Estimated Time: 10 Mins.)

DISCUSS AND PROVIDE DIRECTION

14. Consideration of the Cultural Arts Commission Recommendations for Utility Box Beautification Project Artwork Proposals and Locations, and Disbursement of \$38,400 from the Public Art Trust Fund (Parks and Recreation Director Leyman). [23-0261](#)

(Estimated Time: 30 Mins.)

A) APPROVE ARTISTS AND LOCATIONS**B) DISBURSE FUNDS**

Attachments: [Artist Agreement](#)
[Installer Agreement](#)
[PowerPoint Presentation](#)

L. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

In addition to providing reports of meetings and conferences attended by Councilmembers in connection with their official duties at City expense as required by AB 1234, Councilmembers requested at a previous City Council meeting that the following item(s) be placed on the agenda for discussion.

15. City Council AB 1234 Reports. [23-0298](#)
RECEIVE AND FILE

16. Consider Request by Mayor Montgomery and Councilmember Howorth to Discuss Sending a Letter Requesting that Senator Ben Allen and Assemblymember Al Muratsuchi Sponsor Legislation Regulating Electronic Bike Use (City Manager Moe).

[23-0323](#)

(Estimated Time: 5 Mins.)

DISCUSS AND PROVIDE DIRECTION

Attachments: [Assembly Bill 530](#)

M. FUTURE AGENDA ITEMS

Councilmembers may request that items be placed on a future agenda with the concurrence of one other Councilmember.

N. CITY MANAGER REPORT

O. CITY ATTORNEY REPORT

P. INFORMATIONAL ITEMS

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

17. Agenda Forecast (City Clerk Tamura).

[23-0297](#)

INFORMATION ITEM ONLY

18. Commission Minutes:

[23-0322](#)

This Item Contains Minutes of the following City Commission Meetings:

- a) Cultural Arts Commission Meeting Minutes of April 17, 2023 (Cancelled)
- b) Cultural Arts Commission Meeting Minutes of June 19, 2023
- c) Parks and Recreation Commission Meeting Minutes of June 26, 2023 (Parks and Recreation Director Leyman).

INFORMATION ITEM ONLY

Attachments: [Cultural Arts Commission Meeting Minutes of April 17, 2023 \(Cancelled\)](#)

[Cultural Arts Commission Meeting Minutes of June 19, 2023](#)

[Parks and Recreation Commission Meeting Minutes of June 26, 2023](#)

Q. CLOSED SESSION

R. ADJOURNMENT

S. FUTURE MEETINGS**CITY COUNCIL MEETINGS**

August 15, 2023 - Tuesday -- 6:00 PM - City Council Meeting (Canceled)
September 5, 2023 - Tuesday -- 6:00 PM - City Council Meeting
September 19, 2023 - Tuesday -- 6:00 PM - City Council Meeting
October 3, 2023 - Tuesday -- 6:00 PM - City Council Meeting
October 17, 2023 - Tuesday -- 6:00 PM - City Council Meeting
November 7, 2023 - Tuesday -- 6:00 PM - City Council Meeting
November 21, 2023 - Tuesday -- 6:00 PM - City Council Meeting
December 5, 2023 - Tuesday -- 6:00 PM - City Council Meeting
December 19, 2023 - Tuesday -- 6:00 PM - City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

August 9, 2023 - Wednesday - 3:00 PM - Planning Commission Meeting
August 14, 2023 - Monday - 4:00 PM - Library Commission Meeting
August 21, 2023 - Monday - 4:00 PM - Cultural Arts Commission Meeting
August 23, 2023 - Wednesday - 3:00 PM - Planning Commission Meeting
August 24, 2023 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting
August 28, 2023 - Monday - 4:00 PM - Parks and Recreation Commission Meeting

T. CITY OFFICES CLOSED**CITY HOLIDAYS:**

September 4, 2023 - Monday - Labor Day
October 9, 2023 – Monday – Columbus Day
November 10, 2023 – Friday – Veterans Day (Observance of November 11, 2023)
November 23-24, 2023 - Thursday & Friday - Thanksgiving Holiday
December 25, 2023 - Monday - Christmas Day Observed
January 1, 2024 – Monday – New Years Day Observed
January 15, 2024 – Monday – Martin Luther King Day
February 19, 2024 - Monday - Presidents Day
May 27, 2024 – Monday – Memorial Day
July 4, 2024 - Thursday - Independence Day