

# City of Manhattan Beach

1400 Highland Avenue  
Manhattan Beach, CA 90266



## Meeting Minutes - Draft

Tuesday, July 16, 2024

4:30 PM

City Council Chambers and Zoom

## City Council Adjourned Regular Meeting

### *ELECTED OFFICIALS*

*Mayor Joe Franklin*

*Mayor Pro Tem Amy Howorth*

*Councilmember David Lesser*

*Councilmember Steve Napolitano*

*Councilmember Richard Montgomery*

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**A. CALL MEETING TO ORDER**

*Mayor Franklin called the meeting to order.*

**B. PLEDGE TO THE FLAG**

*City Attorney Quinn Barrow led the Pledge of Allegiance.*

**C. ROLL CALL**

*Roll Call by City Clerk Liza Tamura.*

**Present:** 5 - Mayor Franklin, Mayor Pro Tem Howorth, Councilmember Lesser, Councilmember Montgomery and Councilmember Napolitano

**D. APPROVAL OF THE AGENDA**

**A motion was made by Councilmember Montgomery, seconded by Councilmember Lesser, to approve the agenda. The motion carried by the following vote:**

**Aye:** 5 - Mayor Franklin, Howorth, Lesser, Napolitano and Montgomery

**Nay:** 0

**E. PUBLIC COMMENTS (3 MINUTES PER PERSON)**

*Mayor Franklin opened the floor to public comments.*

*Seeing no requests to speak, Mayor Franklin closed the floor to public comments.*

**F. CLOSED SESSION**

*City Attorney Quinn Barrow announced the following Closed Session:*

**I. ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN CLOSED SESSION**

**a. CONFERENCE WITH LEGAL COUNSEL  
(EXISTING LITIGATION) (Government Code Section 54956.9(d)(1))**

**Name of Case: Andres Garcia Matlatl v. City of Manhattan Beach  
County of Los Angeles Superior Court  
Case No: 22STCV14185**

**b. CONFERENCE WITH LEGAL COUNSEL (ANTICIPATED LITIGATION)  
(Government Code Section 54956.9(d)(2)(e)(5))**

**LIABILITY CLAIMS**

**Claimant: Regarding BKK Class I Landfill in West Covina**

**Agency Claimed Against:  
Several Southern California Cities Including Manhattan Beach**

**Related correspondence is available upon request at the City Clerk's Office at City Hall, 1400 Highland Avenue, Manhattan Beach, CA 90266.**

**Number of Cases: 1**

**c. PUBLIC EMPLOYMENT  
(Government Code Section 54957)**

**Title: City Manager**

**d. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
(Government Code Section 54956.8)**

**Property:**

**Vons - 410 Manhattan Beach Blvd.  
Manhattan Beach, CA 90266**

**Agency Negotiator: Bruce Moe, City Manager**

**Negotiating Parties: Albertsons**

**II. RECESS INTO CLOSED SESSION**

*At 4:32 PM, the City Council recessed into Closed Session.*

**III. RECONVENE INTO OPEN SESSION**

*At 6:00 PM, the City Council reconvened into Open Session with all City Councilmembers present.*

**IV. CLOSED SESSION ANNOUNCEMENT IN OPEN SESSION**

*City Attorney Quinn Barrow announced that the City Council went into Closed Session to discuss four separate items of existing litigation identified on the agenda.*

*With the respect to: Item IA., by a 3-2 vote with Councilmember Montgomery and Councilmember Napolitano voting no, the City Council gave direction to special counsel; Item IB., by a 5-0 vote, the City Council gave direction to the City Attorney; Item IC., by a 5-0 vote, the City Council gave direction to the City Manager; and Item ID., by a 5-0 vote, the City Council gave direction to the City Manager and City Attorney.*

**G. ADJOURNMENT**

*At 6:01 PM, Mayor Franklin adjourned the meeting.*

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**Breana Contreras**  
**Recording Secretary**

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**Joe Franklin**  
**Mayor**

**ATTEST:**

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