

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Draft

Tuesday, February 19, 2019

6:00 PM

Regular Meeting

City Council Chambers

City Council Regular Meeting

Mayor Steve Napolitano
Mayor Pro Tem Nancy Hersman
Councilmember Richard Montgomery
Councilmember David Lesser
Councilmember Amy Howorth

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www.citymb.info/departments/city-clerk/city-council-meetings-agendas-and-minutes**

A. PLEDGE TO THE FLAG

At 6:00 PM, Mayor Napolitano called the meeting to order and presented a certificate of recognition to Jenna Dartley, American Martyrs Catholic School, for leading the Pledge of Allegiance.

B. ROLL CALL

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

C. CEREMONIAL CALENDAR

None.

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

A motion was made by Councilmember Montgomery, seconded by Councilmember Lesser, to approve the agenda and waive full reading of ordinances. The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

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

Wayne Powell announced that the Manhattan Beach Community Emergency Response Team (CERT) is having a continuing education training for all volunteers at the Manhattan Heights Community Center on Thursday at 7:00 PM.

F. PUBLIC COMMENTS (3 MINUTES PER PERSON)

The following individuals spoke:

- Michael Zislis*
- Charlotte Marshall*
- John Roberts*
- Ray Joseph*
- Kristen Mahlmann*
- Jose Bacalla*
- Will Arvizo*
- Lauren Stargardter*
- Meredith Brandon*
- Allie Bussjaeger*
- Randall Schnack*
- Lissen Schnack*
- Evelina Marchetti*
- James Butkiewicz*
- Benny Weiser*
- Hal Croft*
- Jon Chaykowski*
- Steve Packwood*
- Dana Montgomery*
- Joe Franklin*
- Bill Victor*
- Earl Wagner*
- Jeff Wilson*
- Unknown speaker*

G. CONSENT CALENDAR (APPROVE)

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Hersman, to approve the Consent Calendar. The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

1. City Council Minutes:
This Item Contains Minutes of the Following City Council Meeting(s):
 - a) City Council Adjourned Regular Meeting Minutes (Closed Session) of February 5, 2019
 - b) City Council Regular Meeting Minutes of February 5, 2019 (City Clerk Tamura).

APPROVE

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

2. Financial Report:
Schedule of Demands: January 17, 2019 (Finance Director Charelian).

ACCEPT REPORT AND DEMANDS

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

- 3. Consideration to Approve the Modification to the Minimum and Maximum Salary Range MM-06 (Human Resources Director Jenkins).

ADOPT RESOLUTION NO. 19-0023

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

- 4. Manhattan Beach Police Department 2019-2020 Strategic Plan (Police Chief Abell).

RECEIVE AND FILE

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

H. ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

I. PUBLIC HEARINGS

- 5. Conduct Public Hearing Regarding the Renewal of the North Manhattan Beach Business Improvement District and Approval of the Annual Collection of Assessments for Fiscal Year 2018-2019 (Finance Director Charelian).

a) CONDUCT PUBLIC HEARING

b) ADOPT RESOLUTION NO. 19-0018

c) RATIFY 2019 BUSINESS IMPROVEMENT DISTRICT ADVISORY BOARD MEMBERS

d) CONSIDER THE PROPOSED 2019 ACTIVITY PLAN

Finance Director Steve Charelian introduced the item, responded to City Council questions, and introduced Acting Revenue Services Manager Cynthia Mickschl who provided the staff presentation.

Mayor Napolitano opened the public hearing.

Seeing no requests to speak, Mayor Napolitano closed the public hearing.

A motion was made by Councilmember Lesser, seconded by Mayor Napolitano, to adopt Resolution No. 19-0018 overruling protests and providing for the annual levy and collection of assessments for the existing North Manhattan Beach Business Improvement District, pursuant to California Streets and Highways Code Section 36500 et. seq and to ratify 2019 Business Improvement District Advisory Board Members. The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

J. GENERAL BUSINESS

- 6. Consider Introduction of Ordinance No. 19-0003 to Reduce Single-Use Plastic, Polystyrene, and Balloon Pollution (Community Development Director McIntosh).

INTRODUCE ORDINANCE NO. 19-0003

Community Development Director Anne McIntosh introduced the item and Environmental Program Manager Dana Murray provided the staff presentation and responded to City Council questions.

Mayor Napolitano opened the floor for public comments. The following individuals spoke:

*Emily Parker from Heal the Bay
Charlotte Marshall
Bill Victor
Nick Sadrpour from USC Sea Grant
Allie Bussjaeger
Ray Joseph
Craig Cadwallader
Tim James from the California Grocers Association
Jim Burton*

Seeing no further requests to speak, Mayor Napolitano closed the floor for public comments.

Mayor Pro Tem Hersman and Councilmember Howorth stated that they do not want this item to be delayed any further and would like to see the ordinance introduced in its entirety.

A motion was made by Councilmember Lesser, seconded by Councilmember Montgomery, to introduce the ordinance, except for the regulation on polystyrene meat trays. The motion carried by the following vote:

Aye: 3 - Napolitano, Montgomery and Lesser

Nay: 2 - Hersman and Howorth

City Attorney Quinn Barrow read the title of Ordinance No. 19-0003 into the record:

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH AMENDING THE MANHATTAN BEACH MUNICIPAL CODE TO EXPAND THE ENVIRONMENTAL REGULATIONS IN CHAPTER 5.80 TO REGULATE BALLOONS AND ADDITIONAL POLYSTYRENE PRODUCTS, WITH THE EXCEPTION OF MEAT TRAYS.

At 8:20 PM, City Council recessed and reconvened at 8:27 PM with all City Councilmembers present.

A motion was made by Mayor Napolitano, seconded by Councilmember Montgomery, to bring forward the discussion of single-use plastic bottles at City functions, events, and facilities at a future City Council meeting.

Community Development Director Anne McIntosh responded to City Council questions.

Mayor Napolitano directed staff to return with an ordinance banning polystyrene meat trays for consideration on March 6, 2019.

7. Consideration of Approving the Proposed Fiscal Year 2018-2019 Chamber of Commerce Work Plan Contract in the Amount of \$49,500 (City Manager Moe).

ADOPT RESOLUTION NO. 19-0006

Senior Management Analyst George Gabriel provided the staff presentation and responded to City Council questions.

Kelly Stroman from the Chamber of Commerce responded to City Council questions.

Mayor Napolitano opened the floor for public comments.

Seeing no requests to speak, Mayor Napolitano closed the floor for public comments.

A motion was made by Mayor Pro Tem Hersman, seconded by Councilmember Howorth, to adopt Resolution No. 19-0006 approving the Manhattan Beach Chamber of Commerce Work Plan Agreement. The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

8. Manhattan Beach Dune Restoration Project (Community Development Director McIntosh).

DISCUSS AND SUPPORT

Environmental Program Manager Dana Murray provided the staff presentation and responded to City Council questions.

Melodie Grubbs, Director of Watershed Programs, The Bay Foundation, presented the proposal and responded to City Council questions.

Mayor Napolitano opened the floor for public comments. The following individuals spoke:

Nick Sadrpour

Juliette Hart

Craig Cadwallader

Will Arvizo

Seeing no further requests to speak, Mayor Napolitano closed the floor for public comments.

A motion was made by Councilmember Montgomery, seconded by Councilmember Howorth, to support the Manhattan Beach Dune Restoration Project. The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

- 9. Consider Adoption of Urgency Ordinance No. 19-0006-U and Introduction of Ordinance No. 19-0006 to Prohibit Shared Mobility Devices from Being Placed or Operated in Any Public Right-of-Way or on Public Property, or Offered for Use Anywhere in the City (City Manager Moe).

- a) **ADOPT URGENCY ORDINANCE NO. 19-0006-U**
- b) **INTRODUCE ORDINANCE NO. 19-0006**

Senior Management Analyst George Gabriel provided the staff presentation and responded to City Council questions.

Mayor Napolitano opened the floor for public comments. The following individual spoke:

Morgan Roth from Bird

Seeing no further requests to speak, Mayor Napolitano closed the floor for public comments.

City Attorney Quinn Barrow read the title of Urgency Ordinance No. 19-0006-U into the record:

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH PROHIBITING SHARED MOBILITY DEVICES FROM BEING PLACED IN ANY PUBLIC RIGHT-OF-WAY OR ON PUBLIC PROPERTY, OPERATED IN ANY PUBLIC RIGHT-OF-WAY OR ON PUBLIC PROPERTY, OR OFFERED FOR USE ANYWHERE IN THE CITY FOR ONE YEAR AND DECLARING THE URGENCY THEREOF.

A motion was made by Councilmember Howorth, seconded by Councilmember Montgomery, that Ordinance No. 19-0006-U be adopted. The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

City Attorney Barrow read the title of Ordinance No. 19-0006:

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH PROHIBITING SHARED MOBILITY DEVICES FROM BEING PLACED IN ANY PUBLIC RIGHT-OF-WAY OR ON PUBLIC PROPERTY, OPERATED IN ANY PUBLIC RIGHT-OF-WAY OR ON PUBLIC PROPERTY, OR OFFERED FOR USE ANYWHERE IN THE CITY FOR ONE YEAR.

A motion was made by Mayor Pro Tem Hersman, seconded by Councilmember Montgomery, that Ordinance No. 19-0006 be introduced. The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

10. Request from the Los Angeles Times and Outstanding in the Field to Hold a “Long Table Dinner” on the Pier on May 23, 2019 (Parks and Recreation Director Leyman).

DISCUSS AND PROVIDE DIRECTION

Parks and Recreation Director Mark Leyman introduced Management Analyst Linda Robb who provided the staff presentation and responded to City Council questions.

Angus Dillon from the LA Times, and Eden Reilly from Outstanding in the Field spoke regarding the proposal.

Mayor Napolitano opened the floor for public comments. The following individuals spoke:

*Bill Victor
Suzanne Hadley
Joe Franklin*

Seeing no further requests to speak, Mayor Napolitano closed the floor for public comments.

The City Council reached a concensus that the Pier should not be used for this event, but would consider alternate venues.

This item was continued to a future City Council meeting.

11. Consideration of Creating a New City Logo and Developing Use Guidelines (Parks and Recreation Director Leyman).

RECEIVE REPORT AND PROVIDE DIRECTION

Parks and Recreation Director Mark Leyman introduced Recreation Services Manager Jessica Vincent who provided the staff presentation.

Branding Project Coordinator Elisabeta Ealy provided a staff presentation regarding City branding and responded to City Council questions.

Mayor Napolitano opened the floor for public comments. The following individual spoke:

Bill Victor

Seeing no further requests to speak, Mayor Napolitano closed the floor for public comments.

A motion was made by Mayor Napolitano, seconded by Councilmember Howorth, directing staff to move forward with the first proposed logo concept in the presentation and return to the City Council to consider use guidelines. The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

K. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

None.

L. FUTURE AGENDA ITEMS

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

Councilmember Lesser requested to add to the March 6, 2019, City Council meeting, a discussion regarding the pedestrian beacon lights on 29th Street and Blanche Road, and Mayor Napolitano concurred.

City Engineer Prem Kumar, Traffic Engineer Erik Zandvliet, and Senior Civil Engineer Gilbert Gamboa responded to City Council questions regarding the pedestrian beacon lights.

Councilmember Montgomery requested that the janitorial maintenance of the Roundhouse Aquarium be discussed at a future City Council meeting, and Mayor Pro Tem Hersman concurred.

M. CITY MANAGER REPORT

City Manager Bruce Moe provided City Council with an update on the sinkhole repair on Artesia Road. He also announced that the City received a \$220,000 grant from the California Coastal Commission to study the sea level rise.

N. CITY ATTORNEY REPORT

None.

O. INFORMATIONAL ITEMS

**13. Commission Minutes:
This Item Contains the Cultural Arts Commission Meeting Minutes of
December 17, 2018 (Parks and Recreation Director Leyman).
INFORMATION ITEM ONLY**

This item was received and filed by order of the Chair.

P. CLOSED SESSION

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

**CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)**

Agency Negotiator:

Bruce Moe, City Manager

Lisa Jenkins, Human Resources Director

Employee Group:

Manhattan Beach Firefighters' Association

Manhattan Beach Fire Management Association

Manhattan Beach Police Officers Association

Manhattan Beach Police Management Association

Manhattan Beach Mid-Management Employee Association

Manhattan Beach Part-Time Employees' Association

Management/Confidential

Unrepresented Employees

Teamsters Local 911

II. RECESS INTO CLOSED SESSION

At 11:00 PM, Mayor Napolitano recessed the meeting into Closed Session.

III. RECONVENE INTO OPEN SESSION

At 11:40 PM, 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 provided direction to the City labor negotiators and that no other reportable action was taken.

R. FUTURE MEETINGS

None.

Q. ADJOURNMENT

At 11:40 PM, Mayor Napolitano adjourned the meeting to a 5:00 PM Closed Session, Wednesday, March 6, 2019, in City Council Chambers.

Alexandria Latragna
Recording Secretary

Steve Napolitano
Mayor

ATTEST:

Liza Tamura
City Clerk