

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Draft

Tuesday, October 17, 2023

6:00 PM

Regular Meeting

City Council Chambers and Zoom

City Council Regular Meeting

ELECTED OFFICIALS

*Mayor Richard Montgomery
Mayor Pro Tem Joe Franklin
Councilmember Amy Howorth
Councilmember David Lesser
Councilmember Steve Napolitano*

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www.manhattanbeach.gov/departments/city-clerk/city-council-meetings-agendas-and-minutes

A. CALL MEETING TO ORDER

Mayor Montgomery called the meeting to order.

B. PLEDGE TO THE FLAG

President of the Hometown Fair Board Dana Old led the Pledge of Allegiance.

C. ROLL CALL

Roll Call by City Clerk Liza Tamura.

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

D. CEREMONIAL CALENDAR

1. Presentation of Certificate of Recognition to Jean Steinmetz for Being Awarded the 2023 "Aging Unbound" Certificate from the County of Los Angeles in Collaboration with the Older American Recognition Month in May. [23-0442](#)

PRESENT

On behalf of the City Council, Mayor Montgomery recognized Jean Steinmetz for receiving the 2023 "Aging Unbound" certificate from the County of Los Angeles in collaboration with Older American Recognition Month in May.

2. Presentation of Certificates of Recognition to the Hometown Fair Board for their Time and Commitment to the Success of the 51st Annual Hometown Fair. [23-0460](#)

PRESENT

On behalf of the City Council, Mayor Montgomery presented certificates of recognition to the Hometown Fair Board for their time and commitment to the success of the 51st annual Hometown Fair.

The Hometown Fair Board distributed their 51st Anniversary Hometown Fair baseball caps to City Council to thank them for their ongoing support.

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

A motion was made by Councilmember Howorth, seconded by Mayor Pro Tem Franklin, to approve the agenda and waive full reading of ordinances. The motion carried by the following vote:

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

Nay: 0

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

Mayor Montgomery announced that other cities had recently had their meetings disrupted by anti-Semitic or racially based comments through Zoom. Such comments are disruptive, interfere with the people's business, and are not within the subject matter jurisdiction of the City Council. He instructed the City Clerk's Office to mute any speakers who attempt to disrupt the meeting with anti-Semitic or derogatory comments based upon race, gender, or other protected categories.

3. Moment of Silence in Memory of Manhattan Beach Police Officer Chad Swanson.

Mayor Montgomery provided comments regarding Police Officer Chad Swanson.

The City Council held a moment of silence in memory of Manhattan Beach Police Officer Swanson.

4. Moment of Silence in Memory of Those Lost in the Attack in Israel.

Mayor Montgomery provided comments regarding the recent events in Israel and Palestine.

The City Council held a moment of silence in memory of those lost in the attack in Israel.

Councilmember Howorth provided comments regarding the recent events as well and thanked the Police Department for watching over the candlelight vigil that took place on October 11, 2023.

Community Announcements:

Library Manager Josh Murray announced that as of today, library study rooms can be reserved online through lacountylibrary.org.

Cultural Arts Coordinator Andrew Booras announced the opening reception of their new exhibition, "Legacy: Honoring Homeira Goldstein's History with the Manhattan Beach Art Center," on October 27, 2023, from 5:00-7:00 PM, at the Manhattan Beach Art Center.

Recreation Supervisor David Ibarra announced the 33rd Annual Pumpkin Race on October 29, 2023, from 12:00 PM to 6:00 PM, at the Manhattan Beach Pier; the 35th Annual Halloween Carnival on October 21, 2023, from 3:00 PM - 7:00 PM, at Manhattan Heights Parks; and the Skechers Pier to Pier Friendship Walk on October 29, 2023, from 8:00 AM - 12:00 PM. Recreation Supervisor Ibarra responded to City Council questions.

Recreation Supervisor Kelsey Ransom announced the 26th Annual Veterans Day Multigenerational Ceremony on November 11, 2023, at 11:00 AM, at the Veterans Monument.

Fire Captain and Paramedic John Dulmage announced the 1st Annual Pancake Breakfast on October 22, 2023, from 8:00 AM -12:00 PM, at Fire Station No. 1. All proceeds will go to the Chad Swanson Memorial Fund. Fire Captain and Paramedic Dulmage responded to City Council questions.

Police Chief Rachel Johnson announced the procession for Officer Chad Swanson taking place on October 18, 2023, at 9:00 AM; a fundraiser at Urban Plates on October 18, 2023, from 11:00 AM-9:00 PM, where a portion of the proceeds will be donated to Soroptimist Manhattan Beach to help support breast cancer awareness; and the Halloween Trunk or Treat on October 26, 2023, from 5:00 PM-8:00 PM, on 13th Street.

President and CEO of the Manhattan Beach Chamber of Commerce David Archer announced the loss of Cedric Jones from Beastie Boxing Gym; and the Best of Manhattan awards ceremony at the Neptunian's Women's Club

on October 20, 2023, at 5:00 PM.

Mayor Montgomery requested that all veterans or active duty in the audience stand and be recognized for their service. He announced his next Coffee with the Mayor events on November 14, 2023, at Dunkin' and November 21, 2023, at Peet's Coffee in the Downtown Area from 3:30 PM - 4:30 PM; and he encouraged any interested residents to sign-up to receive a ceremonial Baby Passport at an upcoming City Council meeting.

G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Mayor Montgomery opened the floor to public comments. The following individual(s) spoke:

- Jim Burton
- Taylor Kelly
- Sayler Towsley

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

H. CONSENT CALENDAR (APPROVE)

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

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

Nay: 0

5. City Council Minutes: [23-0331](#)

This Item Contains Minutes of the Following City Council Meeting(s):
a) City Council Adjourned Regular Meeting Minutes of October 3, 2023
b) City Council Regular Meeting Minutes of October 3, 2023
(City Clerk Tamura).

APPROVE

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

6. Financial Reports: [23-0394](#)

Schedule of Demands September 22, 2023, and September 29, 2023
(Finance Director Charelian).

ACCEPT REPORTS AND DEMANDS

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

7. Adoption of Annual Investment Policy for Fiscal Year 2023-2024 and Delegation of Responsibility for Investing Funds to the City Treasurer (Finance Director Charelian). [23-0416](#)

ADOPT

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

8. Consideration of a Resolution Approving Amendments to the Compensation Plan for Full-Time Unrepresented Employees (Human Resources Director Jenkins). [23-0456](#)

ADOPT RESOLUTION NO. 23-0135

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

9. Consideration of a Purchase of One Budgeted Case Loader Model 721G from Sonsray Machinery in the Amount of \$318,232.26 (Finance Director Charelian). [23-0422](#)

A) WAIVE FORMAL BIDDING DUE TO COOPERATIVE

PURCHASING

B) AUTHORIZE PURCHASE

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

10. Consideration of a Purchase of One Budgeted Closed Circuit Television (CCTV) Truck from Haaker Equipment Company in the Amount of \$317,269.19 (Finance Director Charelian). [23-0391](#)

A) WAIVE FORMAL BIDDING DUE TO COOPERATIVE

PURCHASING

B) AUTHORIZE PURCHASE

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

11. Consideration of a Resolution Approving a Portal-to-Portal Compensation for the City of Manhattan Beach to Continue Portal-to-Portal Reimbursements from the California Office of Emergency Management (Fire Chief Lang). [23-0433](#)

ADOPT RESOLUTION NO. 23-0132

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

12. Consideration of a Resolution Approving Amendment No. 2 for a Three-Year Term Extension of the Agreement with Race Telecommunications for Internet Services Through South Bay Cities Council of Governments' South Bay Fiber Network with a Not-to-Exceed Amount of \$241,555 (Information Technology Director Guardado). [23-0143](#)

ADOPT RESOLUTION NO. 23-0065

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

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

J. PUBLIC HEARINGS

- 13. Conduct Public Hearing to Consider Introduction of an Ordinance [23-0413](#)
 Amending Zoning Code Text in Title 10, Part V, Chapter 10.86 (Historic Preservation) of the Manhattan Beach Municipal Code Consistent with the City’s Intended Historic Preservation Goals (Community Development Director Mirzakhonian).

(Estimated Time: 30 Mins.)

A) CONDUCT PUBLIC HEARING

B) INTRODUCE ORDINANCE NO. 23-0010

Community Development Director Talyn Mirzakhonian announced the City’s new Planning Manager Adam Finestone who provided the PowerPoint presentation and responded to City Council questions.

Mayor Montgomery opened the public hearing. The following individual(s) spoke:

*Stefan Kampe
Jim Burton*

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

Community Development Director Mirzakhonian responded to City Council questions.

A motion was made by Councilmember Lesser, seconded by Councilmember Howorth, to introduce Ordinance No. 23-0010.

City Attorney Quinn Barrow read the title of Ordinance 23-0010 into the record:

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH AMENDING CHAPTER 10.86 (HISTORIC PRESERVATION) OF THE MANHATTAN BEACH MUNICIPAL CODE.

The motion carried by the following vote:

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

Nay: 0

City Attorney Barrow provided that the ordinance would appear on the November 7, 2023 meeting agenda for adoption under the Consent Calendar.

K. GENERAL BUSINESS

14. Consideration of a Resolution Approving a Five-Year General Services Agreement with SCA of CA, LLC for Street Sweeping Services at a Cost Not-to-Exceed \$4,013,066 (Public Works Director Lee). [23-0338](#)

(Estimated Time: 20 Mins.)

ADOPT RESOLUTION NO. 23-0134

Public Works Director Erick Lee provided the PowerPoint presentation and responded to City Council questions.

Mayor Montgomery opened the floor to public comments. The following individual(s) spoke:

Jim Burton

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

Public Works Director Lee responded to City Council questions.

A motion was made by Mayor Pro Tem Franklin, seconded by Councilmember Howorth, to adopt Resolution No. 23-0134, a resolution of the Manhattan Beach City Council approving an agreement between the City of Manhattan Beach and SCA of CA, LLC for street sweeping services. The motion carried by the following vote:

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

Nay: 0

At 7:37 PM, the City Council recessed and reconvened at 7:52 PM with all City Councilmembers present.

15. Consideration of Options for Replacing Turf on the City Medians Along Manhattan Beach Boulevard (Public Works Director Lee).

[23-0029](#)

(Estimated Time: 30 Mins.)

DISCUSS AND PROVIDE DIRECTION

Public Works Director Erick Lee provided the PowerPoint presentation and responded to City Council questions.

Mayor Montgomery opened the floor to public comment. The following individual(s) spoke:

*Diane Levitt
Desi Alvarez
Craig Cadwallader
Diane Wallace*

Seeing no further requests to speak, Mayor Montgomery closed the floor to public comment.

West Basin Municipal Water District Boardmember Desi Alvarez and Public Works Director Lee responded to City Council questions.

A motion was made by Councilmember Howorth, seconded by Mayor Montgomery, to direct staff to move forward with the low-end landscape design concept with no trees, to utilize native or climate appropriate plants, and to pursue the use of swales. The motion carried by the following vote:

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

Nay: 0

16. Consideration of Potential Uses of Los Angeles County Library Set Aside Funds (Parks and Recreation Director Leyman).

[23-0438](#)

(Estimated Time: 45 Min.)

DISCUSS AND PROVIDE DIRECTION

Parks and Recreation Director Mark Leyman introduced Senior Recreation Manager Melissa McCollum who provided the PowerPoint presentation and responded to City Council questions.

Mayor Montgomery opened the floor to public comments. The following individual(s) spoke:

*Stefan Kampe
Jerriane Rousseau*

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

Senior Recreation Manager McCollum responded to City Council questions.

A motion was made by Councilmember Lesser to authorize Councilmember Napolitano to serve as liaison to the County Library; explore the City's opportunities for a supplemental building in Manhattan Beach that would offer library services; to reaffirm the City Council's support of Phase 4 of the Historical Collection Action Plan; and to authorize the Library Commission, in conjunction with City staff, to gain community input on the programming that the City can implement without waiting for a response from County staff.

Mayor Montgomery clarified the motion to: 1) support Phase 4 of the Historical Collection Action Plan; 2) initiate a library, recreation, and history needs assessment; 3) expand Manhattan Beach Library programming; and 4) authorize Councilmember Napolitano to serve as a liaison to the County Library.

Senior Recreation Manager McCollum responded to City Council questions.

A motion was made by Councilmember Lesser, seconded by Mayor Pro Tem Franklin to: 1) support Phase 4 of the Historical Collection Action Plan; 2) initiate a library, recreation, and history needs assessment; 3) expand Manhattan Beach Library programming in partnership with the Library Commission; and 4) authorize Councilmember Napolitano to serve as a liaison to the County Library. The motion carried by the following vote:

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

Nay: 0

17. Consideration of Joining a Coalition of Cities Seeking an Injunction for Enjoining the Recently Adopted Zero-Bail Schedule (City Manager Moe). [23-0457](#)
(Estimated Time: 20 Min.)

DISCUSS AND PROVIDE DIRECTION

City Manager Bruce Moe introduced Assistant to the City Manager George Gabriel who provided the staff presentation.

City Attorney Quinn Barrow responded to City Council questions.

Mayor Montgomery opened the floor to public comments.

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

A motion was made by Councilmember Napolitano, seconded by Mayor Pro Tem Franklin, to authorize staff to join a coalition of cities, led by the City of Whittier, in seeking an injunction for enjoining the recently adopted zero-bail schedule. The motion carried by the following vote:

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

Nay: 0

L. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

18. City Council AB 1234 Reports. [23-0443](#)
RECEIVE AND FILE

None.

19. Consider Request by Mayor Pro Tem Franklin and Mayor Montgomery to Discuss Updating the City's Ordinance Regarding the Overnight Parking of Oversized Vehicles (City Manager Moe). [23-0455](#)

DISCUSS AND PROVIDE DIRECTION

Councilmember Napolitano provided that he would be the third vote in order to have the item placed on a future agenda.

City Attorney Quinn Barrow provided that staff would take a look at the ordinance and see if it can be updated.

Mayor Montgomery opened the floor to public comments.

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

20. Consider Request by Councilmember Howorth and Councilmember Lesser to Revisit the Street Sign Color within the Wayfinding and Signage Program (City Manager Moe).

[23-0454](#)

DISCUSS AND PROVIDE DIRECTION

Councilmember Howorth provided background regarding her request.

City Attorney Quinn Barrow responded to City Council questions.

Councilmember Napolitano provided that he would be the third vote in order to have the item placed on a future agenda.

Mayor Pro Tem Franklin provided support for the request.

Mayor Montgomery opened the floor to public comments.

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

21. Consider Request by Councilmember Howorth and Councilmember Napolitano to Revisit Consideration of the Shark Mural Proposal by Eric Snyder at Fire Station No. 1 (City Manager Moe).

[23-0453](#)

DISCUSS AND PROVIDE DIRECTION

Councilmember Napolitano provided background for the item.

Mayor Montgomery provided that he would be the third vote in order to have the item placed on a future agenda.

Mayor Montgomery opened the floor to public comments.

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

M. FUTURE AGENDA ITEMS

Councilmember Lesser requested to agendaize a discussion regarding extending the recycled water capacity at Polliwog Park to the median on Manhattan Beach Boulevard. Councilmember Howorth seconded the request.

N. CITY MANAGER REPORT

City Manager Bruce Moe introduced Miguel Guardado, the City's new Information Technology Director.

City Manager Moe also provided his thanks to all city staff for coming together in light of the tragic passing of Officer Chad Swanson.

Mayor Montgomery requested that letters be sent to all of the agencies that assisted the City while mourning the loss of Officer Swanson.

O. CITY ATTORNEY REPORT

None.

P. INFORMATIONAL ITEMS

- 22.** Agenda Forecast (City Clerk Tamura). [23-0332](#)
INFORMATION ITEM ONLY

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

- 23.** Recent Planning Commission Quasi-Judicial Decisions Regarding 229
13th Street (Community Development Director Mirzakanian). [23-0461](#)
INFORMATION ITEM ONLY

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

- 24.** Commission Minutes: [23-0436](#)
This Item Contains Minutes of the following City Commission Meetings:
a) Planning Commission Meeting Minutes of June 14, 2023 (Community
Development Director Mirzakanian)
b) Library Commission Meeting Minutes of August 14, 2023 (Parks and
Recreation Director Leyman)
INFORMATION ITEM ONLY

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

Q. CLOSED SESSION

None.

R. ADJOURNMENT

At 9:39 PM, Mayor Montgomery adjourned the meeting to 4:30 PM on November 7, 2023.

Patricia Matson
Recording Secretary

Richard Montgomery
Mayor

ATTEST:

Liza Tamura
City Clerk