

City Council Regular Meeting

Regular Meeting

Tuesday, September 20, 2016

6:00 PM

City Council Chambers



Mayor Tony D'Errico

Mayor Pro Tem David J. Lesser

Councilmember Amy Howorth

Councilmember Wayne Powell

Councilmember Mark Burton

Executive Team

Mark Danaj, City Manager
Quinn Barrow, City Attorney

Robert Espinosa, Fire Chief
Teresia Zadroga-Haase, Human Resources Director
Eve R. Irvine, Police Chief
Mark Leyman, Parks & Recreation Director
Bruce Moe, Finance Director
Sanford Taylor, Information Technology Director

Nadine Nader, Assistant City Manager
Raul Saenz, Interim Public Works Director
Liza Tamura, City Clerk
Marisa Lundstedt, Community
Development Director

MISSION STATEMENT:

The City of Manhattan Beach is recognized for providing exemplary municipal services and contributing to the exceptional quality of life afforded to residents, businesses and visitors who enjoy living in and visiting California's safest beach community

MANHATTAN BEACH'S CITY COUNCIL WELCOMES YOU!

Your presence and participation contribute to good city government.

By your presence in the City Council Chambers, you are participating in the process of representative government. To encourage that participation, this agenda provides an early opportunity for public comments under "Public Comments," at which time speakers may comment on any matter within the subject matter jurisdiction of the City Council, including items on the agenda. In addition, speakers may comment during agenda items and during any public hearing after the public hearing on an item has been opened.

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.citymb.info, 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.

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.

A. PLEDGE TO THE FLAG**B. ROLL CALL****C. CEREMONIAL CALENDAR**

1. Presentation of a Commendation to Police Officer Stephanie Martin in Recognition of her 28 Years of Dedicated Service to the City of Manhattan Beach.

[16-0429](#)

PRESENT

D. 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, September 14, 2016, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.

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

By motion of the City Council, this is the time 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.

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. CITY MANAGER REPORT**H. CITY ATTORNEY REPORT****I. PUBLIC COMMENTS (3 MINUTES PER PERSON FOR ONE ITEM, A MAXIMUM OF 6 MINUTES IF A SPEAKER WANTS TO COMMENT ON MORE THAN ONE ITEM)**

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. Each speaker may speak for up to 3 minutes per matter, up to a total of 6 minutes if a speaker wants to comment on more than one matter. With respect to non-public hearing agenda items, speakers may provide their comments during "Public Comments" or at the time the agenda item is being considered. This is also the time for speakers to comment on items on the consent calendar that have not been previously removed by the City Council for individual consideration. For public hearings, speakers are encouraged to speak during the public hearing, if they want their comments to be included in the record for the public hearing.

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.

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

This is an opportunity for a Councilmember to submit a written request that the City Council review the Planning Commission decision, in which case a duly noticed public hearing on the matter will be scheduled for a later date. In the absence of a written request, the matter will be received and filed by order of the chair.

The Planning Commission recently took action on the following matter(s): None.

K. CONSENT CALENDAR (APPROVE)

Items on the "Consent Calendar" are routine and customary business items and will be enacted with one vote. Removal of items from the Consent Calendar for individual consideration will be at a City Councilmember's discretion. In such case, the item will be heard during general business.

2. Adopt Resolution No. 16-0048 Approving the 2017 Conflict of Interest Code for the City of Manhattan Beach (City Clerk Tamura). [RES 16-0048](#)
ADOPT RESOLUTION NO. 16-0048

Attachments: [Resolution No.16-0048 Adopting the 2017 Conflict of Interest Code](#)

3. Second Reading of Ordinance No. 16-0016 Amending Speed Limits on Ardmore Avenue (Community Development Director Lundstedt). [ORD 16-0016](#)
ADOPT ORDINANCE NO. 16-0016

Attachments: [2016 Engineering and Traffic Survey Report](#)
[Ordinance No. 16-0016](#)
[Staff Report - September 6, 2016](#)

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4. Agreement for Special Services with Liebert, Cassidy and Whitmore to Provide Representational and Legal Services Pertaining to Employment Relations Matters (Human Resources Director Zadroga-Haase). [CON 16-0016](#)

APPROVE

Attachments: [Liebert Cassidy Whitmore Agreement](#)

5. Designation of Voting Delegate and Alternate to the 2016 League of California Cities Annual Conference and Authorize Delegate and Alternate Voting Authority on Proposed Resolution Being Considered at the Conference (City Clerk Tamura). [16-0444](#)

APPROVE VOTING DELEGATE AND AUTHORIZE VOTING AUTHORITY

Attachments: [Designation of Voting Delegate/Alternates Form](#)
[2016 Annual League of California Cities Conference Resolutions Packet](#)

6. Financial Report: [16-0392](#)
a) Schedule of Demands: August 18, 2016
b) Investment Portfolio for the Month Ending July 31, 2016
c) Month End Report for July 31, 2016
(Finance Director Moe).

ACCEPT REPORT AND DEMANDS

Attachments: [Schedule of Demands for August 18, 2016](#)
[Investment Portfolio for the Month Ending June 30, 2016](#)
[Month End Report for July 31, 2016](#)

7. City Council Minutes: [16-0430](#)
This Item Contains Minutes of the following City Council Meeting:
a) City Council Regular Meeting Minutes of September 6, 2016
b) Special City Council Meeting - Closed Session Minutes of September 9, 2016
(Clerk Tamura).

APPROVE

Attachments: [City Council Regular Meeting Minutes of September 6, 2016](#)
[Special City Council Meeting - Closed Session Minutes of September 9, 2016](#)

L. PUBLIC HEARINGS (2 MINUTES PER PERSON)

M. OLD BUSINESS

8. Award a Construction Contract to Salix Development Company for the Marine Avenue Park Skate Spot Project in an Amount Not-to-Exceed \$359,066; and Appropriate \$170,000 from the Capital Improvement Fund (Interim Public Works Director Saenz/Parks and Recreation Director Leyman).

[CON 16-0032](#)**APPROVE AND APPROPRIATE FUNDS**

Attachments: [Agreement with Salix Development Company](#)
[Budget and Expenditures](#)
[Skate Spot Rendering](#)
[Bid Results](#)

9. Adopt Resolution No. 16-0052 to Amend the Contract Between the Board of Administration California Public Employees Retirement System and the City of Manhattan Beach to Provide Provisions of Retirement Law Section 20516 - Employee Cost Sharing (Human Resources Director Zadroga-Haase).

[RES 16-0052](#)**ADOPT RESOLUTION NO. 16-0052**

Attachments: [Resolution of Intention](#)
[Draft PERS Amendment to Contract](#)
[Certificate of Governing Body's Action](#)
[Certification of Compliance](#)
[Sample Employee Ballot](#)

N. NEW BUSINESS

10. Risk Pooling Analysis and Options (Human Resources Director Zadroga-Haase).

[16-0400](#)**RECEIVE REPORT AND PROVIDE DIRECTION**

Attachments: [Program Coverage Cost Summary](#)
[Program Coverage Matrix](#)
[Alternate Pool Description Summary](#)
[Alternative JPA Program Evaluation Summary](#)
[9-20-16 Risk Pooling Analysis and Options Presentation](#)

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11. Review Southern California Edison (SCE) Streetlight Valuation and Acquisition Process, and Discuss Option to Retrofit SCE-Owned Street Lights (Interim Public Works Director Saenz and Information Technology Director Taylor). [16-0399](#)

DISCUSS AND PROVIDE DIRECTION

Attachments: [Manhattan Beach SCE Streetlight System Acquisition an Valuation Summary](#)
[NAM Street Lighting Energy Audit](#)
[Map of SCE Streetlights Eligible for Purchase](#)
[PowerPoint Presentation](#)

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

12. City Council Retreat Documents [16-0436](#)
INFORMATION ONLY

Attachments: [List of Attributes of a High Performing Governing Body](#)
[Expectations and Obligations of City Manager and City Council](#)
[Tips for Council Effectiveness](#)

P. FORECAST AGENDA AND FUTURE DISCUSSION ITEMS

13. Agenda Forecast (City Clerk Tamura). [16-0415](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [September 14, 2016 Agenda Forecast](#)

Q. INFORMATIONAL ITEMS

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

R. CLOSED SESSION**I. ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN
CLOSED SESSION****CONFERENCE WITH LEGAL COUNSEL (ANTICIPATED LITIGATION)
(Government Code Section 54956.9(d)(2))**

A point has been reached where, in the opinion of the City Council on the advice of the City Attorney, based upon existing facts and circumstances, there is a significant exposure to litigation against the City.

Number of Cases: 1 potential case

II. RECESS INTO CLOSED SESSION**III. RECONVENE INTO OPEN SESSION****IV. CLOSED SESSION ANNOUNCEMENT IN OPEN SESSION****S. ADJOURNMENT****T. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

Oct. 4, 2016 - Tuesday -- 6:00 PM - City Council Meeting
Oct. 18, 2016 - Tuesday -- 6:00 PM - City Council Meeting
Nov. 1, 2016 - Tuesday -- 6:00 PM - City Council Meeting
Nov. 15, 2016 - Tuesday -- 6:00 PM - City Council Meeting
Dec. 6, 2016 - Tuesday -- 6:00 PM - City Council Meeting
Dec. 20, 2016 - Tuesday -- 6:00 PM - City Council Meeting
Jan. 3, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Jan. 17, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Feb. 7, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Feb. 21, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Mar. 8, 2017 - Wednesday -- 6:00 PM - City Council Meeting
Mar. 21, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Apr. 4, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Apr. 18, 2017 - Tuesday -- 6:00 PM - City Council Meeting
May 2, 2017 - Tuesday -- 6:00 PM - City Council Meeting
May 16, 2017 - Tuesday -- 6:00 PM - City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

September 22, 2016 - Thursday - 6:30 PM - Parking & Public Improvements Commission Meeting
September 26, 2016 - Monday - 6:30 PM - Parks and Recreation Commission Meeting
September 28, 2016 - Wednesday - 6:30 PM - Planning Commission Meeting
October 11, 2016 - Tuesday - 6:00 PM - Cultural Arts Commission Meeting
October 12, 2016 - Wednesday - 6:30 PM - Planning Commission Meeting
October 24, 2016 - Monday - 6:30 PM - Parks and Recreation Commission Meeting
October 26, 2016 - Wednesday - 6:30 PM - Planning Commission Meeting
October 27, 2016 - Thursday - 6:30 PM - Parking & Public Improvements Commission Meeting
November 8, 2016 - Tuesday - 6:00 PM - Cultural Arts Commission Meeting
November 9, 2016 - Wednesday - 6:30 PM - Planning Commission Meeting
November 14, 2016 - Monday - 6:30 PM - Library Commission Meeting
November 23, 2016 - Wednesday - 6:30 PM - Planning Commission Meeting
November 28, 2016 - Monday - 6:30 PM - Parks and Recreation Commission Meeting

U. CITY OFFICES CLOSED**CITY HOLIDAYS:**

Oct. 10, 2016 – Monday – Columbus Day
Nov. 11, 2016 – Friday – Veterans Day
Nov. 24-25, 2016 - Thursday & Friday - Thanksgiving Holiday
Dec. 26, 2016 - Monday - Christmas Day Observed
Jan. 2, 2017 – Monday – New Years Day Observed
Jan. 16, 2017 – Monday – Martin Luther King Day
Feb. 20, 2017 - Monday - Presidents Day
May 29, 2017 – Monday – Memorial Day
July 4, 2017 - Tuesday - Independence Day
Sep. 4, 2017 - Monday - Labor Day

CITY OFFICES CLOSED ON FOLLOWING ALTERNATIVE FRIDAYS:

Sep. 30, 2016 - Friday
Oct. 14, 2016 - Friday
Oct. 28, 2016 - Friday
Nov. 11, 2016 - Friday
Nov. 25, 2016 - Friday
Dec. 9, 2016 - Friday
Dec. 23, 2016 - Friday
Jan. 6, 2017 - Friday
Jan. 20, 2017 - Friday
Feb. 3, 2017 - Friday
Feb. 17, 2017 - Friday
Mar. 3, 2017 - Friday
Mar. 17, 2017 - Friday
Mar. 31, 2017 - Friday
Apr. 14, 2017 - Friday
Apr. 28, 2017 - Friday