

## City Council

### Regular Meeting

Tuesday, April 2, 2013

6:00 PM

City Council Chambers



***Mayor David J. Lesser***  
***Mayor Pro Tem Amy Howorth***  
***Councilmember Wayne Powell***  
***Councilmember Mark Burton***  
***Councilmember Tony D'Errico***

Executive Team

David N. Carmany, City Manager

Jim Arndt, Public Works Director  
Robert Espinosa, Fire Chief  
Cathy Hanson, Human Resources Director  
Bruce Moe, Finance Director  
Richard Thompson, Community Development Director

Quinn Barrow, City Attorney  
Richard Gill, Parks & Recreation Director  
Eve R. Irvine, Police Chief  
Liza Tamura, City Clerk

### MISSION STATEMENT:

**The City of Manhattan Beach is dedicated to providing exemplary municipal services, preserving our small beach town character and enhancing the quality of life for our residents, businesses and visitors.**

**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, the City Council has specified a time for citizen comments at two places on the agenda - once following the "Consent Calendar" under "Community Announcements," at which time citizens may address the City Council concerning any brief item of community interest not on the agenda and not-to-exceed one minute in duration for any speaker; and again directly following "Community Announcements," under "Audience Participation," at which time citizens may address the City Council on any matter of City business not on the agenda with each speaker limited to three minutes.*

*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](http://www.citymb.info), at the County Library located at 1320 Highland Avenue, 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 to make an inquiry concerning the nature of the item described on the agenda.*

*All Public Hearing and General Business agenda items which have not been introduced by 10:30 p.m. will be continued to the next Regular City Council meeting, or to such other time set by the City Council prior to adjournment, unless the City Council votes to suspend this rule.*

*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.*

**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. 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 Friday, March 29, 2013, on the City's Website and on the bulletin boards of the City Hall and the Library.*

*Date: 03/29/2013 Signature: /s/ Liza Tamura*

**D. CLOSED SESSION ANNOUNCEMENT****E. APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES**

*By motion of the City Council this is the time to notify the public of any changes to the agenda and/or rearrange the order of the agenda.*

**F. CEREMONIAL CALENDAR**

1. Proclamation Declaring the Week of April 14-20, 2013 as National Library Week  
**PRESENT**

[13-0155](#)

**Attachments:** [Attachment 1 - Proclamation of National Library Week](#)

**G. COMMUNITY ANNOUNCEMENTS (One Minute Per Person)**

*This portion of the meeting is to provide an opportunity for citizens to address the City Council regarding community announcements. The duration for an individual speaking under "Community Announcements" is limited to one minute. A second, extended opportunity to speak is provided under "Audience Participation." While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda. Please complete the "Request to Address the City Council" card by filling out your name, city of residence, and returning it to the City Clerk. Thank you!*

**H. AUDIENCE PARTICIPATION (Three Minutes Per Person)**

*Speakers may comment on any item of interest to the public that is within the subject matter jurisdiction of the legislative body, including items on the agenda. The Mayor may determine whether an item is within the subject matter jurisdiction of the City. While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda. Please complete the "Request to Address the City Council" card by filling out your name, city of residence, and returning it to the City Clerk. Thank you!*

**I. CONSENT CALENDAR**

*NOTICE TO THE PUBLIC - The "Consent Calendar" adopting the printed Recommended City Council Action will be enacted with one vote. The Mayor will ask the City Councilmembers, the public, and the staff if there is anyone who wishes to remove any item from the "Consent Calendar" for discussion and consideration. The matters removed from the "Consent Calendar" will be considered individually at the end of this Agenda under "Items Removed from the Consent Calendar." At that time, any member of the audience may comment on any item pulled from the "Consent Calendar." The entire "Consent Calendar," with the exception of items removed to be discussed under "Items Removed from the Consent Calendar," is then voted upon by roll call under one motion.*

2. Award of Bid for the Purchase of Five Budgeted Ford Replacement Vehicles for the Public Works and Police Departments from South Bay Ford (\$26,313.37), Villa Ford (\$61,248.64) and North County Ford (\$65,997.99); and Award of Order to South Bay Regional Public Communications Authority to Equip the Vehicles (\$67,231).  
**APPROVE**

[13-0147](#)

**Attachments:** [Attachment 1 - Bid Comparison Ford Vehicles \(5\)](#)

3. Award of Bid for the Purchase of Two Replacement Honda Vehicles for the Police Department from Norm Reeves Honda (\$32,289.20) and Honda of Downtown Los Angeles (\$30,892.00).  
**APPROVE**

[13-0148](#)

**Attachments:** [Attachment 1 - Bid Comparison Honda Vehicles \(2\)](#)

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4. Award of Bid for the Purchase of Seven Budgeted Ford F250 Replacement Trucks for the Public Works Department from Fairview Ford (\$181,291.10) and Frontier Ford (\$125,838.25). [13-0156](#)  
**APPROVE**  
*Attachments:* [Attachment 1 - Comparison for Ford Trucks \(7\)](#)
5. Purchase of One Replacement Dial-A-Ride Paratransit Vehicle from Hoglund Bus Company in the Amount of \$69,240; Transfer of \$75,000 from Unreserved Measure R Fund Balance to Proposition A Fund; Appropriate \$75,000 from Proposition A Fund. [13-0123](#)  
**APPROVE; TRANSFER; APPROPRIATE**
6. Purchase of One Budgeted Replacement Vac-Con Combination Sewer Truck for the Public Works Department from Atlantic Machinery, Inc. in the Amount of \$381,304.89. [13-0167](#)  
**APPROVE**
7. Resolution Ordering Plans, Specifications, Cost Estimates and Engineer's Report for Annual Street Lighting Assessments [RES 13-0013](#)  
**ADOPT RESOLUTION NO. 13-0013**  
*Attachments:* [Attachment 1 - Resolution No. 13-0013](#)  
[Attachment 2 - Lighting and Landscape Assessment Districts Map](#)
8. Financial Reports: [13-0164](#)  
a) Schedule of Demands: March 12, 2013.  
**RATIFY**  
b) Payroll Register: March 14, 2013.  
**RATIFY**  
c) Investment Portfolio for the Month Ending February 28, 2013.  
**RECEIVE AND FILE**  
d) Financial Reports for the Month Ending February 28, 2013.  
**RECEIVE AND FILE**  
*Attachments:* [Attachment 1 - Warrant Register for March 2, 2013](#)  
[Attachment 2 - Payroll Register for March 14, 2013](#)  
[Attachment 3 - Investment Portfolio for the Month Ending February 28, 2013](#)  
[Attachment 4 - Financial Reports for the Month Ending February 28, 2013](#)

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9. Introduction of Ordinance No. 13-0002 amending the City's Municipal Code regarding banners and decorations in the Public Right Of Way and adoption of banner policy.

[ORD 13-0002](#)

- a) WAIVE FURTHER READING**  
**b) INTRODUCE**

**Attachments:** [Attachment 1 - Chapter 9.60](#)  
[Attachment 2 - Banner List 2012](#)  
[Attachment 3 - Proposed Ordinance](#)  
[Attachment 4 - Legislative Digest](#)  
[Attachment 5 - Proposed Banner Policy](#)

10. Minutes
- This item contains minutes of City Council meetings which are presented for approval and minutes from City Council subcommittees and from other City commissions and committees which are presented to be received and filed by the City Council. Staff recommends that the City Council, by motion, take action to approve the minutes of the:
- a) City Council Closed Session Minutes of March 6, 2013.

[13-0150](#)

**APPROVE**

- b) City Council Minutes of March 6, 2013.

**APPROVE**

- c) Draft Finance Subcommittee Minutes of March 15, 2013.

**RECEIVE AND FILE**

- d) Planning Commission Meeting of March 27, 2013.

**RECEIVE AND FILE**

**Attachments:** [Attachment 1 - City Council Closed Session Meeting of March 6, 2013](#)  
[Attachment 2 - City Council Meeting of March 6, 2013](#)  
[Attachment 3 - Draft Finance Subcommittee Meeting of March 15, 2013](#)  
[Attachment 4 - Planning Commission Meeting of March 27, 2013](#)

## J. PUBLIC HEARINGS

## K. GENERAL BUSINESS

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11. Annual Fee Waiver Requests Associated with Non-Profit Special Events (American Martyrs Parish Fair; American Martyrs 5K Run/Walk; Grandview 5K; Holiday Fireworks Festival; Manhattan Beach 10K Run; Manhattan Beach Education Foundation Wine Auction; Manhattan Beach Grand Prix Bike Race; Manhattan Beach Hometown Fair; Manhattan Beach Little League Opening Day Parade; Richstone Pier-to-Pier Jog/Walk; and Robinson School Fun Run) [13-0165](#)  
**APPROVE**  
**Attachments:** [Attachment 1 - Legacy Special Event Applications](#)  
[Attachment 2 - Proposed Fee Waivers FY 2013-2014](#)
12. Scope of Work for the Parks Open Space, Activity and Landscape Master Plan [13-0139](#)  
**APPROVE**  
**Attachments:** [Attachment 1 - RFP Parks Open Space, Activity and Landscape Master Plan](#)
13. Progress Report on the Agreement with the Chamber of Commerce to Provide Economic Services [13-0138](#)  
**RECEIVE AND FILE**  
**Attachments:** [Attachment 1 - FY 2012-2013 Agreement](#)  
[Attachment 2 - Chamber of Commerce presentation](#)
14. Award of Contract for Three-Year Citywide Street Tree Inventory Services and Tree Trimming to West Coast Arborists (WCA), Inc. in the Amount Not-to-Exceed \$390,000 (Estimated \$130,000 Annually). [13-0129](#)  
**APPROVE**  
**Attachments:** [Attachment 1 - West Coast Arborists agreement](#)  
[Attachment 2 - WCA agreement Exhibit A attachment](#)
15. Update of Strategic Plan Goals and Objectives. [13-0153](#)  
**RECEIVE AND FILE**  
**Attachments:** [Attachment 1 - Strategic Plan Monitoring Matrix of 04/02/2013](#)

## L. ITEMS REMOVED FROM THE CONSENT CALENDAR

*Prior to the Council's consideration of each item removed from the consent calendar, speakers may comment on any or all of those items for up to three minutes per item.*

## M. CITY MANAGER REPORT(S)

## N. OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS

## O. ADJOURNMENT

**P. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

*Apr. 16, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*May. 7, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*May. 9, 2013 – Thursday – 6:00 PM – City Council Budget Study Session #1 (Tentative)*  
*May. 14, 2013 – Tuesday – 6:00 PM – City Council Budget Study Session #2 (Tentative)*  
*May. 16, 2013 – Thursday – 6:00 PM – City Council Budget Study Session #3 (Tentative)*  
*May. 21, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Jun. 4, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Jun. 18, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Jul. 2, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Jul. 10, 2013 – Wednesday – 8:30 AM – City Council Strategic Plan Meeting*  
*Jul. 16, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Aug. 6, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Aug. 20, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Sep. 3, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Sep. 17, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Oct. 1, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Oct. 15, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Nov. 5, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Nov. 19, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Dec. 3, 2013 – Tuesday – 6:00 PM – City Council Meeting*  
*Dec. 17, 2013 – Tuesday – 6:00 PM – City Council Meeting*

**BOARDS, COMMISSIONS AND COMMITTEE MEETINGS**

*Apr. 3, 2013 – Wednesday – 6:00 PM – North Manhattan Beach Business Improvement District*  
*Apr. 8, 2013 – Monday – 6:30 PM – Library Commission*  
*Apr. 9, 2013 – Tuesday – 6:00 PM – Cultural Arts Commission*  
*Apr. 10, 2013 – Wednesday – 6:30 PM – Planning Commission*  
*Apr. 22, 2013 – Monday – 6:30 PM – Parks & Recreation Commission*  
*Apr. 24, 2013 – Wednesday – 6:30 PM – Planning Commission*  
*Apr. 25, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission*  
*May. 1, 2013 – Wednesday – 6:00 PM – North Manhattan Beach Business Improvement District*  
*May. 8, 2013 – Wednesday – 6:30 PM – Planning Commission*  
*May. 13, 2013 – Monday – 6:30 PM – Library Commission*  
*May. 14, 2013 – Tuesday – 6:00 PM – Cultural Arts Commission*  
*May. 22, 2013 – Wednesday – 6:30 PM – Planning Commission*  
*May. 23, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission*  
*Jun. 5, 2013 – Wednesday – 6:00 PM – North Manhattan Beach Business Improvement District*  
*Jun. 10, 2013 – Monday – 6:30 PM – Library Commission*  
*Jun. 11, 2013 – Tuesday – 6:00 PM – Cultural Arts Commission*  
*Jun. 12, 2013 – Wednesday – 6:30 PM – Planning Commission*  
*Jun. 24, 2013 – Monday – 6:30 PM – Parks & Recreation Commission*  
*Jun. 26, 2013 – Wednesday – 6:30 PM – Planning Commission*  
*Jun. 27, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission*

**Q. CITY HOLIDAYS****CITY OFFICES CLOSED ON THE FOLLOWING DAYS:**

*May. 27, 2013 – Monday – Memorial Day*  
*Jul. 4, 2013 – Thursday – Independence Day*  
*Sep. 2, 2013 – Monday – Labor Day*  
*Oct. 14, 2013 – Monday – Columbus Day*  
*Nov. 11, 2013 – Monday – Veterans Day*  
*Nov. 28-29, 2013 – Thursday & Friday – Thanksgiving Holiday*  
*Dec. 25, 2013 – Wednesday – Christmas Day*  
*Jan. 1, 2014 – Wednesday – New Years Day*  
*Jan. 20, 2014 – Monday – Martin Luther King Day*  
*Feb. 17, 2014 – Monday – President's Day*  
*May. 26, 2014 – Monday – Memorial Day*



**CITY OF MANHATTAN BEACH  
CLOSED SESSION AGENDA  
TUESDAY, APRIL 2, 2013 - 5:00 P.M.  
CITY COUNCIL CHAMBERS  
1400 HIGHLAND AVENUE  
MANHATTAN BEACH, CA 90266**

**A. CALL MEETING TO ORDER**

**B. ROLL CALL**

**C. PUBLIC COMMENT ON CLOSED SESSION AGENDA**

**D. ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN  
CLOSED SESSION AS FOLLOWS:**

**1. CONFERENCE WITH LEGAL COUNSEL (EXISTING LITIGATION)**

**(Government Code Section 54956.9(a))**

**Armato v. City of Manhattan Beach LASC Case No. BS142266**

**2. CONFERENCE WITH LEGAL COUNSEL (ANTICIPATED LITIGATION)**

**(Government Code Section 54956.9(c))**

**The City Council will consider initiating litigation (1 potential case).**

**E. RECESS INTO CLOSED SESSION**

**F. RECONVENE INTO OPEN SESSION**

**G. CLOSED SESSION ANNOUNCEMENT**

**H. ADJOURNMENT**