

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Draft

Tuesday, April 19, 2022

6:00 PM

Regular Meeting

City Council Chambers and Zoom Meeting

City Council Regular Meeting

ELECTED OFFICIALS

Mayor Hildy Stern

Mayor Pro Tem Steve Napolitano

Councilmember Richard Montgomery

Councilmember Joe Franklin

Councilmember Suzanne Hadley

PLEASE NOTE THAT THE CITY ARCHIVES THE VIDEO RECORDINGS OF ALL REGULAR CITY COUNCIL MEETINGS AND THE VIDEO FOR THIS MEETING IS HEREBY INCORPORATED BY THIS REFERENCE. ALSO IN SUPPORT OF MORE TRANSPARENCY AND THE AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE, THE CITY OFFERS CLOSED CAPTIONING FOR REGULAR CITY COUNCIL MEETINGS. FOR A COMPLETE RECORD OF THIS CITY COUNCIL MEETING, GO TO:

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

A. CALL MEETING TO ORDER

Mayor Stern called the meeting to order.

B. PLEDGE TO THE FLAG

Ben Weiner of Pennekamp Elementary School led the Pledge of Allegiance.

D. CEREMONIAL CALENDAR

1. Presentation of Certificates of Recognition to the Mira Costa High School Students Barbie Cassavetes, Sloane Shevin, and Anika Yip for Receiving the 2022 Circle Award for Excellence in Poetry Composition. [22-0170](#)
PRESENT

Mayor Stern, on behalf of the City Council, presented Certificates of Recognition to Mira Costa High School Students Barbie Cassavetes, Sloane Shevin, and Anika Yip for receiving the 2022 Circle Award for Excellence in Poetry Composition.

2. Presentation of a Certificate of Recognition in Honor of Mayor Stern's Kindness Initiative to Patricia Jones, for Founding the "PS I Love You Foundation," a Non-Profit Organization that Benefits At-Risk Youth. [22-0207](#)
PRESENT

Mayor Stern, on behalf of the City Council, presented a Certificate of Recognition to Patricia Jones, for founding the "PS I Love You Foundation," a non-profit organization that benefits at-risk youth.

C. ROLL CALL

Roll Call by City Clerk Tamura.

Present: 5 - Mayor Stern, Mayor Pro Tem Napolitano, Councilmember Montgomery, Councilmember Franklin and Councilmember Hadley

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

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

Aye: 5 - Stern, Napolitano, Montgomery, Franklin and Hadley

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

Environmental Sustainability Manager Dana Murray announced the following Earth Week events: the Dune Restoration Project on the mornings of April 20, 2022 and April 22, 2022, with sign-ups available online; the Waste Less Shop's pop-up event for community organizations to promote sustainable living on April 22, 2022; a beach-clean up in North Manhattan Beach on April 23, 2022, co-hosted by the Waste Less Shop and the Chamber of Commerce; the "Keep it Green, Keep it Clean," annual Earth Day celebration at the Roundhouse Aquarium on April 23, 2022, from 10:00 AM to 2:00 PM; and an Earth Day workshop on April 27, 2022 at 5:00 PM via Zoom. Information regarding all of the events can be found at www.manhattanbeach.gov/earthmonth.

Michael Tauber, Chairman of the Friends of Senior and Scout Community Center, invited the public to attend their meeting on April 20, 2022, at 6:00 PM at the Joslyn Community Center to hear about the scope of the project.

President and CEO of the Chamber of Commerce David Archer announced the following events: the Young Entrepreneurs Academy Investor Panel on April 20, 2022, at Kinecta; a ribbon cutting to celebrate the one-year anniversary of Hammit on April 21, 2022, at 5:00 PM; a Beach Clean Up on April 23, 2022, from 10:00 AM to 2:00 PM; a new member orientation on April 27, 2022, at 8:30 AM at MB Post; a ribbon cutting at All Rise Martial Arts on May 4, 2022, at 5:45 PM; a Chamber Power Hour and Networking event on May 11, 2022, at 11:30 AM at Unita; and the Business After Dark Mixer on May 18, 2022, at 5:30 PM at Barsha.

Library Manager Josh Murray announced free COVID-19 vaccines to those 5 and over on April 27, 2022, from 10:00 AM to 3:00 PM. Appointments can be made online at myturn.ca.gov.

Josie Doody announced the Leadership Manhattan Beach Class of 2022 community painting event for their class project on April 30, 2022, at the Manhattan Beach Art Center. Information can be found at leadershippmb.org.

Heather announced a recall signature rally day on April 30, 2022, towards the effort of recalling District Attorney George Gascon.

Councilmember Montgomery announced that the public can access information regarding airplane noise on the City's website.

G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Assistant City Clerk Martha Alvarez announced that the City received the following public comments prior to the April 19, 2022, Regular City Council Meeting:

Agenda Item No. 13

4 eComments

6 emails

2 voicemail comments

Agenda Item No. 14

1 eComment

Agenda Item No. 15

2 emails

Agenda Item No. 17

4 eComments

6 emails

Other Items Not on the Agenda

1 eComment

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

Craig Cadwallader

Heather

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

H. COVID-19

3. City Manager Update on COVID-19 Response.

City Manager Bruce Moe reported on the EOC (Emergency Operations Center).

City Manager Moe, Human Resources Director Lisa Jenkins, and Risk Manager Briza Morales responded to City Council questions.

The City Council provided direction to hold the May 3, 2022, Regular City Council Meeting in a hybrid format with individuals attending in-person or via Zoom.

I. CONSENT CALENDAR (APPROVE)

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

Aye: 5 - Stern, Napolitano, Montgomery, Franklin and Hadley

4. City Council Minutes: [22-0174](#)

This Item Contains the Minutes of the City Council Regular Meeting of April 5, 2022 (City Clerk Tamura).

APPROVE

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

5. Financial Reports: [22-0172](#)

- a) Schedule of Demands March 17, 2022, March 24, 2022, and March 31, 2022
- b) Investment Portfolio for the Month Ending February 28, 2022
- c) Month End Report for February 28, 2022 (Finance Director Charelian).

ACCEPT REPORTS AND DEMANDS

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

6. Consideration of a Resolution Approving Amendment No. 1 to the [22-0187](#)

Professional Services Agreement with Lance, Soll and Lunghard, LLP for a Two-Year Extension in the Amount of \$127,680.00 for Financial Audit Services (Finance Director Charelian).

ADOPT RESOLUTION NO. 22-0052

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

7. Notice of Rescheduling Public Hearing On Application for a Use Permit [22-0205](#)

to Upgrade An Existing Alcohol License at 1221 Artesia Boulevard, Suite 101 (7-Eleven) (Community Development Director Tai).

RESCHEDULE PUBLIC HEARING

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

8. Consideration of a Resolution Adopting a List of Street Repair Projects [22-0128](#)

for the Fiscal Year 2022-2023 Funded by Senate Bill 1: The Road and Accountability Act of 2017; and Authorizing the Public Works Director to Submit the Necessary Project Information to the California Transportation Commission (Public Works Director Lee).

ADOPT RESOLUTION NO. 22-0053

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

9. Consideration of a Resolution Adopting the Local Roadway Safety Plan [22-0178](#)

to Ensure Eligibility to Apply for Federal Highway Safety Improvement Program Funds (Public Works Director Lee).

ADOPT RESOLUTION NO. 22-0055

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

10. Consideration of Formally Approving the Sewer System Management Plan Update as Required by the State Water Resources Control Board (SWRCB) Order No. 2006-0003-DWQ (Public Works Director Lee).

APPROVE

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

11. Consideration of a Resolution Approving Amendment No. 1 to the Funding Agreement Between the Los Angeles County Metropolitan Transportation Authority (LACMTA) and Manhattan Beach for Additional Measure M Grant Funds for the Manhattan Beach Advanced Traffic Signal System Project in the Amount of \$7,310,000 (Public Works Director Lee).

ADOPT RESOLUTION NO. 22-0056

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

12. Enterprise Project Implementation Quarterly Update of the Enterprise Resource Planning and Land Management System Solutions (Information Technology Director Hackelman).

RECEIVE REPORT

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

J. ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

K. PUBLIC HEARINGS

None.

L. GENERAL BUSINESS

13. Request by the Manhattan Beach Education Foundation to Place a Donor Appreciation Community Recognition Wall in Metlox Plaza; Allocate \$39,000 Plus \$3,000 Annually From the Public Arts Trust Fund; and if Approved, Delegate Authority to the City Manager to Execute Agreement (Parks and Recreation Director Leyman). [22-0120](#)

(Estimated Time: 30 Min.)

A) DISCUSS AND PROVIDE DIRECTION

B) ALLOCATE FUNDS FROM PUBLIC ART TRUST FUND

Senior Recreation Manager Melissa McCollum introduced Manhattan Beach Education Foundation Executive Director Hilary Mahan and artist Betsy Schulz, who provided the PowerPoint presentation.

Ms. Mahan and Ms. Schulz responded to City Council questions.

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

Heather

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

Ms. Mahan responded to City Council questions.

The City Council provided direction to have the Manhattan Beach Education Foundation address the comments of Councilmembers regarding the design of the donor wall and return with a revised schematic.

14. Continuation of Discussion of Restaurant Dining Occupancy Limits for Restaurants with Temporary Encroachment Permits and Outdoor Facility Permits Issued Under COVID-19 Emergency Orders (Community Development Department Tai).

[22-0150](#)

(Estimated Time: 2 Hr.)

DISCUSS AND PROVIDE DIRECTION

Community Development Director Carrie Tai introduced City Traffic Engineer Erik Zandvliet, who provided the Staff presentation.

City Traffic Engineer Zandvliet and Community Development Director Tai responded to City Council questions.

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

Jim Burton

Mike Simms

Heather

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

City Traffic Engineer Zandvliet, Community Development Director Tai, and City Attorney Quinn Barrow responded to City Council questions.

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin to choose Alternative 2 from the Staff Report.

Community Development Director Tai provided clarification regarding what Alternative 2 entails and responded to City Council questions.

City Attorney Barrow provided clarification that fees were not part of the motion.

Community Development Director Tai, City Attorney Barrow, and City Manager Bruce Moe responded to City Council questions.

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin, to pursue an increase in dining occupancy allowances for restaurants during the state of emergency; take steps necessary to facilitate such temporary increases; and return to the City Council at the September 20, 2022, City Council meeting to review and consider further continuation of the temporary outdoor business use/dining program and dining occupancy limits, both in the PROW and on private property, if the State of Emergency is still in effect. The motion carried by the following vote:

Aye: 5 - Stern, Napolitano, Montgomery, Franklin and Hadley

At 8:48 PM, the City Council recessed and reconvened at 9:03 PM with all Councilmembers present.

15. Consideration of the Design and Placement of the Plaque at Bruce's Beach Park (City Manager Moe). [22-0195](#)

(Estimated Time: 1 Hr.)

DISCUSS AND PROVIDE DIRECTION

Policy & Management Analyst Alexandria Latragna provided the Staff presentation and responded to City Council questions.

Mayor Stern opened the floor to public comments.

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

Policy & Management Analyst Latragna and Public Works Director Erick Lee responded to City Council questions.

The City Council provided direction to have staff: remove the current plaque at Bruce's Beach Park; place the new plaque in the approximate location as the old plaque, facing Highland Avenue; install a wide and accessible cement walkway from the sidewalk to the new plaque; and return with the cost to etch "Bruce's Beach Park" in the walkway cement.

Policy & Management Analyst Latragna responded to City Council questions.

The City Council provided direction to capitalize the "W" in "White," in any instance it is used to describe race within the plaque language.

Policy & Management Analyst Latragna responded to City Council questions.

City Attorney Quinn Barrow provided clarification regarding Councilmember Franklin's request to return to a future City Council meeting to review the plaque language in light of emails received from the community.

16. Discuss Rainbow Pathway in Polliwog Park and Rainbow Crosswalk on Manhattan Beach Boulevard and the Strand, and Appropriate \$75,000 from the Public Art Trust Fund (Parks and Recreation Director Leyman). [22-0193](#)
(Estimated Time: 30 Min.)

A) DISCUSS AND PROVIDE DIRECTION

B) APPROPRIATE FUNDS FROM PUBLIC ART TRUST FUND

Senior Recreation Manager Melissa McCollum provided background regarding the item and introduced Cultural Arts Manager Eilen Stewart, who provided the PowerPoint presentation.

Cultural Arts Manager Stewart and Public Works Director Erick Lee responded to City Council questions.

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

Heather

Linda Reeves

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

At 10:28 PM, Mayor Hadley requested a motion to extend the meeting.

A motion was made by Mayor Pro Tem Napolitano, seconded by Councilmember Franklin, to extend the meeting no later than 11:30 PM. The motion carried by the following vote:

Aye: 5 - Stern, Napolitano, Montgomery, Franklin and Hadley

A motion was made by Councilmember Montgomery to accept both projects and appropriate the funds.

Councilmember Hadley requested that the projects be split into two motions.

Councilmember Montgomery agreed to two separate motions.

Senior Recreation Manager McCollum, City Attorney Quinn Barrow, Public Works Director Lee, and City Manager Bruce Moe responded to City Council questions.

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Napolitano, to approve the "MB Waves" Rainbow Crosswalk at Manhattan Beach Boulevard and the Strand; and appropriate \$30,000 from the Public Art Trust Fund to execute the project. The motion carried by the following vote:

Aye: 4 - Stern, Napolitano, Montgomery and Hadley

Nay: 1 - Franklin

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Napolitano to approve the rainbow design at the perimeter around the upper gazebo design at Polliwog Park and appropriate \$15,000 from the Public Art Trust Fund.

City Attorney Quinn Barrow and Cultural Arts Manager Stewart responded to City Council questions.

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Napolitano to approve the rainbow pathway design at the perimeter around the upper gazebo design at Polliwog Park and appropriate \$15,000 from the Public Art Trust Fund to execute the project. The motion carried by the following vote:

Aye: 3 - Stern, Napolitano and Montgomery

Nay: 2 - Franklin and Hadley

17. Consideration of a Resolution Regarding an Official City Council Endorsement for the Recall of District Attorney George Gascón (Continued from the April 5, 2022, City Council Regular Meeting) (City Manager Moe). [22-0202](#)
(Estimated Time: 30 Min.)

CONSIDER RESOLUTION NO. 22-0045

City Manager Bruce Moe provided that there was no staff report as it was a Council driven agenda item.

Councilmember Montgomery provided an update regarding the last meeting he and Mayor Stern had with the District Attorney's Office.

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

*Heather
Matt McCool*

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

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin, to adopt Resolution No. 22-0045.

City Attorney Quinn Barrow responded to City Council questions.

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin to adopt Resolution No. 22-0045 expressing an official endorsement for the recall of Los Angeles County District Attorney George Gascon. The motion carried by the following vote:

Aye: 3 - Napolitano, Franklin and Hadley

Nay: 2 - Stern and Montgomery

M. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

None.

N. FUTURE AGENDA ITEMS

Councilmember Montgomery requested to agendize a discussion on street sweeping restrictions at Rowell Avenue and Meadows Avenue. Mayor Stern seconded the request.

Councilmember Franklin requested to agendize a review of the Bruce's Beach plaque language. There was no second.

O. CITY MANAGER REPORT

None.

P. CITY ATTORNEY REPORT

None.

Q. INFORMATIONAL ITEMS

18. Agenda Forecast (City Clerk Tamura).
INFORMATION ITEM ONLY

[22-0176](#)

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

R. CLOSED SESSION

None.

S. ADJOURNMENT

Mayor Stern announced that the meeting would be adjourned in memory of Esther Besbris.

Mayor Pro Tem Napolitano shared a few words about Ms. Besbris.

At 11:13 PM, Mayor Stern adjourned the meeting to the 4:00 PM, Adjourned Regular Meeting on Tuesday, April 26, 2022.

**Patricia Matson
Recording Secretary**

**Hildy Stern
Mayor**

ATTEST:

**Liza Tamura
City Clerk**