

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Draft

Tuesday, February 20, 2024

6:00 PM

Regular Meeting

City Council Chambers and Zoom

City Council Regular Meeting

ELECTED OFFICIALS

Mayor Joe Franklin

Mayor Pro Tem Amy Howorth

Councilmember David Lesser

Councilmember Steve Napolitano

Councilmember Richard Montgomery

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A. CALL MEETING TO ORDER

Mayor Franklin called the meeting to order.

B. PLEDGE TO THE FLAG

JT Kaplan, Jonny Kaplan, Casey Kaplan, and Madeline Kaplan led the Pledge of Allegiance.

1. Moment of Silence in Memory of U.S. Marines; Lance Corporal Donovan Davis, Sergeant Alec Langen, Captain Benjamin Moulton, Captain Jack Casey, and Captain Miguel Nava.

Mayor Franklin provided comments and a moment of silence was held for the following U.S. Marines that tragically died in a helicopter crash during a training exercise: Lance Corporal Donovan Davis, Sergeant Alec Langen, Captain Benjamin Moulton, Captain Jack Casey, and Captain Miguel Nava.

C. ROLL CALL

Roll call led by City Clerk Liza Tamura.

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

D. CEREMONIAL CALENDAR

None.

E. 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 - Franklin, Howorth, Lesser, Montgomery and Napolitano

Nay: 0

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

Library Manager Josh Murray announced Story Quilts Inspired by Faith Ringgold at 3:00 PM on February 21, 2024, and a Paint and Sip event at 2:00 PM on March 2, 2024.

Senior Recreation Manager Melissa McCollumn announced the Begg Pool Outreach Meeting from 6:00 PM - 8:00 PM on February 27, 2024, in the City Council Chambers; and reminded the community that registration for spring activities and summer camps begins on February 26, 2024.

President and CEO of the Manhattan Beach Chamber of Commerce David Archer announced a mixer at MB Post at 5:30 PM on February 21, 2024, and a virtual Unity in the Community event from 1:00 PM - 2:30 PM on February 22, 2024.

Three Mira Costa High School Students provided updates regarding recent and upcoming events at the school and thanked those involved with the Measure MB renewal movement.

Mayor Franklin announced his next Coffee with the Mayor events occurring on February 27, 2024, at Dunkin' and March 12, 2024, at Peet's Coffee.

2. Moment of Silence in Memory of Former Public Works Wastewater and Electrical Supervisor Glen Sanders.

Mayor Franklin announced the passing of former Public Works Wastewater and Electrical Supervisor Glen Sanders and provided comments.

G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

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

*Julie Justus McGinity
Madeline Kaplan
Heather Kim*

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

Madeline Kaplan responded to City Council questions regarding Measure MB.

H. CONSENT CALENDAR (APPROVE)

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

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

Nay: 0

3. City Council Minutes: [24-0081](#)

This Item Contains Minutes of the Following City Council Meeting(s):

a) City Council Adjourned Regular Meeting Minutes of February 6, 2024

b) City Council Regular Meeting Minutes of February 6, 2024
(City Clerk Tamura).

APPROVE

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

4. Financial Reports: [24-0093](#)

a) Schedule of Demands for January 12, 2024, and January 19, 2024

b) Investment Portfolio for the Month Ending December 31, 2023

c) Financial Month End Report for December 31, 2023

(Finance Director Charelian).

ACCEPT REPORTS AND DEMANDS

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

5. Proclamation Declaring March 1, 2024, as National Employee Appreciation Day. [24-0100](#)**PROCLAIM**

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

6. Consideration of a Resolution in Support of the "Manhattan Beach Unified School District Quality Education Protection Measure," [24-0088](#)

(Measure MB Parcel Tax Measure) on the March 5, 2024, Statewide Primary Election Ballot (City Manager Moe).

CONSIDER ADOPTING RESOLUTION NO. 24-0011

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

7. Consideration of Second Reading and Adoption of an Ordinance Adjusting the Storm Drain Fees as a Result of the Proposition 218 Election (Finance Director Charelian). [24-0099](#)
ADOPT ORDINANCE NO. 24-0003

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

8. Consideration of a Resolution Awarding a Construction Agreement to Sterndahl Enterprises LLC for \$179,643 for the Cycle 1 Traffic Markings Project; and Adoption of a Determination of Exemption Pursuant to Section 15301(c) of the State California Environmental Quality Act (CEQA) Guidelines (Public Works Director Lee). [24-0034](#)
A) ADOPT RESOLUTION NO. 24-0012
B) MAKE A DETERMINATION OF EXEMPTION PURSUANT TO CEQA

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

9. Consideration of Accepting as Complete Work Performed by Landscape Support Services, Inc. for the Polliwog Park Lower Playground Replacement Project (Public Works Director Lee). [24-0022](#)
A) ACCEPT
B) AUTHORIZE

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

10. Consideration of Accepting as Complete Work Performed by Pavement Coatings Co. Regarding the Slurry Seal Project Encompassing the North Area of the Sand Section (Public Works Director Lee). [24-0064](#)
A) ACCEPT
B) AUTHORIZE

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

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

J. PUBLIC HEARINGS

- 11. Conduct Public Hearing Renewing the North Manhattan Beach Business Improvement District and Approval of the Annual Collection of Assessments for Fiscal Year 2024-2025 (City Manager Moe). [24-0047](#)

(Estimated Time: 15 Mins.)

- A) CONDUCT PUBLIC HEARING**
- B) ADOPT RESOLUTION NO. 24-0017**
- C) RATIFY 2024 BUSINESS IMPROVEMENT DISTRICT ADVISORY BOARD MEMBERS**
- D) APPROVE THE PROPOSED 2024 ACTIVITY PLAN**

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

Mayor Franklin opened the floor to public comments.

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

A motion was made by Mayor Pro Tem Howorth, seconded by Councilmember Montgomery, to adopt Resolution No. 24-0017, a resolution of the Manhattan Beach City Council 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 Highway’s Code Section 36500 Et. Seq. (SB 1424- Parking & Business Improvement Law of 1989, Chapter 2); ratify the 2024 Business Improvement District Advisory Board Members; and approve the proposed 2024 Activity Plan. The motion carried by the following vote:

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

Nay: 0

K. GENERAL BUSINESS

12. Status of the Long-Term Outdoor Dining Program Development, Consideration of Recommendations from the Outdoor Dining Task Force and Amendment No. 1 to the Professional Services Agreement with Moore Iacofano Goltsman, Inc. (MIG), and if Approved, Appropriate \$91,727 from the General Fund (Community Development Director Mirzakhonian).

[24-0029](#)

(Estimated Time: 1 Hr.)

A) DISCUSS AND PROVIDE DIRECTION**B) APPROPRIATE FUNDS****C) ADOPT RESOLUTION NO. 24-0018**

Community Development Director Talyn Mirzakhonian provided background regarding the item and introduced Senior Planner Jaehee Yoon, who provided the PowerPoint presentation.

Senior Planner Yoon, Community Development Director Mirzakhonian, and City Traffic Engineer Erik Zandvliet responded to City Council questions.

At 7:35 PM, the City Council recessed and reconvened at 7:49 PM with all City Councilmembers present.

Mayor Franklin opened the floor to the public hearing. The following individual(s) spoke:

*George Kaufman
Alexandra
Carol Perrin
Niklas
Deborah Huddleston
Darrell Huddleston
Mia Johansson
Kathy Knoll
Jeff Bonafede
Jeff LeSage
Michael Zislis
Heather Kim
Suzanne Lerner
Rita Crabtree-Kampe
Kathleen Smith
Ally Bowdoin*

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

Community Development Director Mirzakhonian, resident Jim Burton, Finance Director Stever Charelian, City Manager Bruce Moe, and Public Works Director Erick Lee responded to City Council questions.

A motion was made by Councilmember Napolitano to direct staff to return with a conceptual per square foot cost estimate of expanded sidewalks.

Community Development Director Mirzakhonian responded to City Council questions and received clarification regarding the motion.

A motion was made by Councilmember Napolitano, seconded by Councilmember Montgomery, to direct staff to return with conceptual cost estimates for the proposed expansion of sidewalks as they relate to the Outdoor Dining Development Program. The motion carried by the following vote:

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

Nay: 0

13. Fiscal Year 2023-2024 Mid-Year Budget Report Including Funding Appropriations and Staffing Adjustments; and Fiscal Year 2024-2025 Budget Development Calendar (Finance Director Charelian).

[24-0083](#)

(Estimated Time: 45 Mins.)

A) RECEIVE REPORT

B) APPROPRIATE FUNDS

C) APPROVE STAFFING ADJUSTMENTS

City Manager Bruce Moe provided background regarding the item and introduced Finance Director Steve Charelian who began the PowerPoint presentation.

Fire Chief Mike Lang presented part of the PowerPoint presentation and responded to City Council questions.

Police Chief Rachel Johnson presented part of the PowerPoint presentation.

Finance Director Charelian responded to City Council questions.

Community Development Director Talyn Mirzakhonian presented part of the PowerPoint presentation and responded to City Council questions.

Public Works Director Erick Lee presented part of the PowerPoint presentation.

Finance Director Charelian presented the rest of the PowerPoint presentation.

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

Heather Kim

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

Fire Chief Lang and Human Resources Director Lisa Jenkins responded to City Council questions.

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Howorth, to receive the Mid-Year Budget Report for Fiscal Year (FY) 2023-2024 and FY 2024-2025 budget development calendar; appropriate \$97,000 along with an adjustment to revenues of \$75,893 from the General Fund; and approve staffing adjustments identified in the staff report. The motion carried by the following vote:

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

Nay: 0

At 10:05 PM, the City Council recessed and reconvened at 10:12 PM with all City Councilmembers present.

14. Consideration of Requests Related to the Approved and Adopted Fiscal Year 2023- 2024 Through Fiscal Year 2027-2028 Capital Improvements Program Including Requests from the Manhattan Beach Unified School District for Funding of Improvements to District Facilities (Public Works Director Lee). [24-0036](#)
(Estimated Time: 30 Mins.)

DISCUSS AND PROVIDE DIRECTION

Public Works Director Erick Lee introduced City Engineer Katie Doherty who provided the PowerPoint presentation.

City Engineer Doherty, Director of Facilities and Maintenance at Mira Costa High School Paul Ruta, and Manhattan Beach Unified School District (MBUSD) Superintendent John Bowes responded to City Council questions.

At 10:29 PM, a motion was requested by City Clerk Liza Tamura to extend the meeting past 10:30 PM.

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Howorth, to extend the meeting past 10:30 PM. The motion carried by the following vote:

Aye: 4 - Franklin, Howorth, Lesser and Montgomery

Nay: 1 - Napolitano

City Engineer Doherty, Parks and Recreation Director Mark Leyman, Public Works Director Lee, and City Manager Bruce Moe responded to City Council questions.

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

*John Bowes
Heather Kim*

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

Superintendent Bowes and City Manager Moe responded to City Council questions.

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Howorth, to provide the following direction for the requests related to the 5-Year Capital Improvement Program for Fiscal Year 2023-2024 through Fiscal year 2027-2028 as identified in the staff report:

- 1) Approve accelerating resurfacing of the roadway going westbound on Manhattan Beach Boulevard beginning at Sepulveda Boulevard;
- 2) Delay the replacement of exercise equipment on Veteran's Parkway;
- 3) Approve completing a study to determine the feasibility of extending the recycled water (i.e. purple pipe) from Polliwog Park to the medians on Manhattan Beach Boulevard;
- 4) Approve the reduction of funds for the Begg Field Improvements Project and reallocate those funds to upgrade lights and controllers at Manhattan Village Field; and
- 5 and 6) Approve \$500,000 for the MBUSD request for funding of improvements to District facilities for FY 2024 and FY 2025.

Councilmember Lesser inquired if Councilmember Montgomery would consider accelerating the exercise equipment on Veteran's Parkway if there are additional or outside funds available.

Councilmember Montgomery accepted the request.

Superintendent Bowes responded to City Council questions.

City Attorney Quinn Barrow provided information regarding the Joint Use Agreement with MBUSD and responded to City Council questions.

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Howorth, to provide the following direction for the requests related to the 5-Year Capital Improvement Program for Fiscal Year 2023-2024 through Fiscal year 2027-2028 as identified in the staff report:

- 1) Approve accelerating resurfacing of the roadway going westbound on Manhattan Beach Boulevard beginning at Sepulveda Boulevard;
- 2) Approve the replacement of exercise equipment on Veteran's Parkway only if there are additional or outside funds available;
- 3) Approve completing a study to determine the feasibility of extending the recycled water (i.e. purple pipe) from Polliwog Park to the medians on Manhattan Beach Boulevard;
- 4) Approve the reduction of funds for the Begg Field Improvements Project and reallocate those funds to upgrade lights and controllers at Manhattan Village Field; and
- 5 and 6) Approve \$500,000 for the MBUSD request for funding of improvements to District facilities for FY 2024 and FY 2025.

The motion carried by the following vote:

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

Nay: 0

City Attorney Barrow responded to City Council questions.

15. Consideration of Options to Fill the Parking and Public Improvements Commission Seat No. 4 (Business Community) Vacancy (City Clerk Tamura).

[24-0071](#)

(Estimated Time: 15 Mins.)

DISCUSS AND PROVIDE DIRECTION

City Clerk Liza Tamura provided background regarding the item.

Mayor Franklin opened the floor to public comments.

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

A motion was made by Councilmember Napolitano, seconded by Councilmember Lesser, to approve Option 2 as identified in the staff report, which directs staff to return with a resolution changing the Parking and Public Improvements Commission membership for Seat No. 4 from a “Business Community” to a “Member At-Large” seat, and to include the current vacancy as part of the 2024 Annual Boards and Commissions Interview and Appointment Process. The motion carried by the following vote:

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

Nay: 0

16. Consideration of Resolutions Awarding a Construction Agreement to Clarke Contracting Corporation for the Santa Monica Bay Stormwater Total Maximum Daily Load Trash Treatment Project for \$3,547,500, Including Contingency, Funded in Part with Integrated Regional Water Management Grant and Measure W Funding; Approving a Professional Services Agreement with KOA Engineering for \$380,076 for Construction Management and Inspection Services; Approving a Maintenance Service Agreement with Los Angeles County; and Adoption of a Determination of Exemption Pursuant to Section 15301(c) of the State CEQA Guidelines (Public Works Director Lee). [24-0021](#)
- (Estimated Time: 10 Mins.)*
- A) ADOPT RESOLUTION NOS. 24-0013, 24-0014, 24-0015, AND 24-0016**
- B) MAKE DETERMINATION OF EXEMPTION PURSUANT TO CEQA**

Public Works Director Erick Lee responded to City Council questions and introduced Senior Civil Engineer Tim Birthisel who provided information regarding public outreach for the item.

Public Works Director Lee responded to City Council questions and provided that additional outreach would be conducted.

Senior Civil Engineer Birthisel responded to City Council questions.

Mayor Franklin opened the floor to public comments.

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

A motion was made by Councilmember Napolitano, seconded by Councilmember Lesser, to:

Adopt Resolution No. 24-0013, a resolution of the Manhattan Beach City Council awarding a construction contract to Clarke Contracting Corporation for the Santa Monica Bay TMDL High Flow Capacity Trash Treatment Project; approving the plans and specifications; and adoption of a determination of exemption pursuant to State CEQA Guidelines;

Adopt Resolution No. 24-0014, a resolution of the Manhattan Beach City Council approving an inspection services agreement between the City of Manhattan Beach and KOA, Inc. for the Santa Monica Bay TMDL High Flow Capacity Trash Treatment Project;

Adopt Resolution No. 24-0015, a resolution of the Manhattan Beach City Council authorizing a maintenance agreement with the City of Manhattan Beach and Los Angeles County Flood Control District for maintenance of trash excluder devices;

Adopt Resolution No. 24-0016, a resolution of the Manhattan Beach City Council authorizing a maintenance agreement with the City of Manhattan Beach and Los Angeles County Flood Control District for maintenance of

hydrodynamic separators; and

Determine that pursuant to CEQA, the project is categorically exempt pursuant to State CEQA Guidelines Section 15301(c).

The motion carried by the following vote:

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

Nay: 0

L. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

None.

M. FUTURE AGENDA ITEMS

None.

N. CITY MANAGER REPORT

Community Development Director Talyn Mirzakhonian provided a report regarding the Sustainability Forum that was held on February 12, 2024.

The City Council directed staff to post a survey similar to the one was conducted at the forum regarding environmental priorities on the City's website to provide an opportunity for more community members to respond.

Assistant to the City Manager George Gabriel provided a report regarding Assembly Bill 2309 that was introduced by Assemblymember Al Muratsuchi. The bill would no longer require that a city attorney receive consent from a district attorney prior to prosecuting any misdemeanor committed within the city arising out of violation of state law.

The City Council requested that staff put out a press release regarding the proposed bill.

O. CITY ATTORNEY REPORT

None.

P. INFORMATIONAL ITEMS

17. Agenda Forecast (City Clerk Tamura). [24-0056](#)
INFORMATION ITEM ONLY

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

18. Commission Minutes: [24-0080](#)
This Item Contains Minutes of the following City Commission Meetings:

- a) Library Commission Meeting Minutes of November 13, 2023 (Parks and Recreation Director Leyman)
- b) Library Commission Meeting Minutes of January 8, 2024 (Parks and Recreation Director Leyman).

INFORMATION ITEM ONLY

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

19. Recent Planning Commission Quasi-Judicial Decisions: Consideration of a Use Permit to Establish Conformance for an Existing Ground Floor Bank Use (Chase Bank) and to Allow a New Commercial Parking Facility Use in the Bank's Parking Lot at an Existing Commercial Building Located at 201 Manhattan Beach Boulevard, and Making an Environmental Determination for the Project in Accordance with the California Environmental Quality Act. (Community Development Director Mirzakhonian). [24-0091](#)
INFORMATION ITEM ONLY

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

Q. CLOSED SESSION

None.

R. ADJOURNMENT

Mayor Franklin adjourned the meeting in memory of Redondo Beach Mayor Bill Brand and Manhattan Beach resident Arnold Goldstein.

Mayor Pro Tem Howorth provided comments regarding Arnold Goldstein.

Councilmember Montgomery provided comments regarding Redondo Beach Mayor Bill Brand.

At 11:16 PM, Mayor Franklin adjourned the meeting to 5:00 PM on March 5, 2024.

Patricia Matson
Recording Secretary

Joe Franklin
Mayor

ATTEST:

Liza Tamura
City Clerk