

# City of Manhattan Beach

1400 Highland Avenue  
Manhattan Beach, CA 90266



## Meeting Minutes - Draft

Tuesday, March 5, 2024

5:00 PM

City Council Chambers and Zoom

## City Council Adjourned 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**

*Fire Chief Michael Lang led the Pledge of Allegiance.*

**C. ROLL CALL**

*Roll Call by City Clerk Liza Tamura.*

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

**D. APPROVAL OF THE AGENDA**

**A motion was made by Councilmember Montgomery, seconded by Councilmember Lesser, to approve the agenda. The motion carried by the following vote:**

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

**Nay:** 0

**E. PUBLIC COMMENTS (3 MINUTES PER PERSON)**

*Mayor Franklin opened the floor to public comments.*

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

**F. CLOSED SESSION**

*City Attorney Quinn Barrow announced the following Closed Session and provided that Councilmember Lesser would recuse himself in regard to the Thompson case and would not participate or attend that portion of the Closed Session.*

**I. ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN CLOSED SESSION**

**a. CONFERENCE WITH LEGAL COUNSEL (ANTICIPATED LITIGATION)  
(Government Code Section 54956.9(d)(2)(e)(2))**

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

**Number of Cases: 2**

**b. CONFERENCE WITH LEGAL COUNSEL (EXISTING LITIGATION)  
(Government Code Section 54956.9(d)(1))**

**Name of Case: Chill the Build v City of Manhattan Beach  
Los Angeles County Superior Court**

**Case No: 23STCP00474**

**Name of Case: Adamo v. City of Manhattan Beach  
Los Angeles Superior Court**

**Case No: 21STCV01818**

**Name of Case: Stephanie Thompson v City of Manhattan Beach  
Los Angeles County Superior Court**

**Case No: 23STCV06831**

**Number of Cases: 3**

**c. CONFERENCE WITH LABOR NEGOTIATORS  
(Government Code Section 54957.6)**

**Agency Negotiators:**

**Bruce Moe, City Manager**

**Lisa Jenkins, Human Resources Director**

**Employee Groups:**

**Manhattan Beach Mid-Management Employee Association**

**Unrepresented Full Time Employees**

**II. RECESS INTO CLOSED SESSION**

*At 5:03 PM, the City Council recessed into Closed Session.*

**III. RECONVENE INTO OPEN SESSION**

*At 6:00 PM, the City Council reconvened into Open Session with all City Councilmembers present.*

**IV. CLOSED SESSION ANNOUNCEMENT IN OPEN SESSION**

*City Attorney Barrow announced that the City Council went into Closed Session to discuss five separate items identified on the agenda. The City Council gave direction with respect to 4 of the 5 items. Regarding the fifth item, Chill the Build dismissed their lawsuit with prejudice, the court documents are public record and available to the public, and there will be a press release to follow.*

*Councilmember Lesser announced that he recused himself regarding the Thompson v. City of Manhattan Beach case as the plaintiff had been assisting him with a matter related to the City.*

**G. ADJOURNMENT**

*At 6:02 PM, Mayor Franklin adjourned the meeting.*

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**Jamie Morita**  
**Recording Secretary**

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**Joe Franklin**  
**Mayor**

**ATTEST:**

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**Liza Tamura**  
**City Clerk**