

City Council Regular Meeting

Regular Meeting
Tuesday, April 2, 2019
6:00 PM
City Council Chambers



Mayor Steve Napolitano
Mayor Pro Tem Nancy Hersman
Councilmember Richard Montgomery
Councilmember David Lesser
Councilmember Amy Howorth

Executive Team

Bruce Moe, City Manager
Quinn Barrow, City Attorney

Derrick Abell, Police Chief
Steve Charelian, Finance Director
Daryn Drum, Fire Chief
Lisa Jenkins, Human Resources Director
Stephanie Katsouleas, Public Works Director

Mark Leyman, Parks and Recreation Director
Anne McIntosh, Community Development Director
Liza Tamura, City Clerk
Sanford Taylor, Information Technology Director

MISSION STATEMENT:

**Our mission is to provide excellent municipal services,
preserve our small beach town character, and enhance 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, 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.

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.

Meetings are broadcast live through Manhattan Beach Local Community Cable, Channel 8 (Spectrum), Channel 35 (Frontier), and live streaming via the City's website.

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.

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, March 27, 2019, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.

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. REORGANIZATION

1. City Council Minutes: [19-0099](#)
This Item Contains Minutes of the Following City Council Meeting(s):
a) City Council Adjourned Regular Meeting Minutes (Closed Session) of March 19, 2019
b) City Council Regular Meeting Minutes of March 19, 2019 (City Clerk Tamura).
APPROVE
- Attachments:** [City Council Adjourned Regular Meeting Minutes \(Closed Session\) of March 19, 2019](#)
[City Council Regular Meeting Minutes of March 19, 2019](#)
2. Resolution Citing the Facts of the March 5, 2019, General Municipal Election (City Clerk Tamura). [19-0110](#)
ADOPT RESOLUTION NO. 19-0033
- Attachments:** [Resolution No. 19-0033](#)
[Ordinance No. 19-0011](#)
[Certificate of Canvass](#)
[Official Results – March 5, 2019 General Municipal Election](#)
[Summarized Results - March 5, 2019 General Municipal Election](#)
3. City Council Reorganization: [19-0105](#)
Recognition of Outgoing City Councilmembers Lesser and Howorth and Introduction of Newly Elected City Councilmembers Hadley and Stern (City Clerk Tamura).
a) **PRESENT**
b) **INTRODUCE**

D. RECESS AND RECONVENE**E. ROLL CALL****F. CEREMONIAL CALENDAR**

4. Presentation of a Proclamation Declaring the Month of April, 2019 as DMV/Donate Life California Month. [19-0172](#)
PRESENT

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

This is the time for the City Council 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.

MOTION TO APPROVE AGENDA AND WAIVE FULL READING

H. 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.

I. PUBLIC COMMENTS (3 MINUTES PER PERSON)

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. 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 during approval of the agenda 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. CONSENT CALENDAR (APPROVE)

Items on the Consent Calendar are routine and customary items and are enacted by a single motion with the exception of items previously removed by a member of the City Council during "Approval of the Agenda" for individual consideration. Any items removed shall be individually considered immediately after taking action on the Consent Calendar.

5. Financial Reports:

- a) Schedule of Demands February 28, 2019
- b) Investment Portfolio for the Month Ending February 28, 2019
- c) Month End Report for February 28, 2019
(Finance Director Charelian).

[19-0129](#)

ACCEPT REPORTS AND DEMANDS

Attachments: [Schedule of Demands for February 28, 2019](#)
[Investment Portfolio for the Month Ending February 28, 2019](#)
[Month End Report for February 28, 2019](#)

- ### 6. Accept Resignation from Parks and Recreation Commissioner Sue Allard, Declare Vacant Parks and Recreation Commission Seat No. 5 (Allard), and Defer Parks and Recreation Commissioner Appointment Until the Annual Boards and Commissions Interview and Appointment Process (City Clerk Tamura).

[19-0170](#)

- a) **ACCEPT RESIGNATION**
- b) **DECLARE VACANCY**
- c) **DEFER PARKS AND RECREATION COMMISSIONER
APPOINTMENT**

Attachments: [Parks and Recreation Commissioner Allard's Resignation](#)

7. Consideration of Ordering Plans, Specifications, Cost Estimates, and Engineer's Report for Annual Street Lighting and Landscaping Assessments (Finance Director Charelian). [19-0138](#)

ADOPT RESOLUTION NO. 19-0034

Attachments: [Resolution No 19-0034](#)
[Lighting and Landscape Assessment Districts Map](#)

8. Adopt Ordinance No. 19-0007 Amending the Manhattan Beach Municipal Code to Reinforce the Prohibition on Renting Residential Property for Less Than 30 days (Community Development Director McIntosh). [19-0165](#)

ADOPT ORDINANCE NO. 19-0007

Attachments: [Ordinance No. 19-0007](#)

K. ITEMS REMOVED FROM THE CONSENT CALENDAR

Each speaker may speak for up to 2 minutes on each item pulled from the agenda.

L. PUBLIC HEARINGS

At the discretion of the Mayor, each speaker may speak for up to 3 minutes on each public hearing item.

M. GENERAL BUSINESS

Each speaker may speak for up to 2 minutes on each general business item.

9. Declare Vacant Planning Commission Seat No. 3 (Sandra Seville-Jones) and Appoint (City Clerk Tamura). [19-0162](#)

- a) **DECLARE VACANCY**
b) **APPOINT**

10. Consider Adopting Resolution No. 19-0038 Amending the City Manager's Employment Agreement to Provide a 3% Merit Adjustment and a Smart Phone Allowance (Human Resources Director Jenkins). [19-0183](#)

ADOPT RESOLUTION NO. 19-0038 APPROVING AMENDMENT NO. 1 TO CITY MANAGER'S EMPLOYMENT AGREEMENT

Attachments: [Resolution No. 19-0038](#)
[Amendment No. 1 - Bruce Moe](#)

N. CITY CLERK ANNOUNCEMENT

In accordance with Government Code Section 54952.3, please note that Board Members do not receive any compensation or stipend for attending this Manhattan Beach Capital Improvements Corporation meeting.

O. ADJOURN CITY COUNCIL MEETING TO A MEETING OF THE MANHATTAN BEACH CAPITAL IMPROVEMENTS CORPORATION**I. CALL MEETING TO ORDER****II. ROLL CALL****III. PUBLIC COMMENT ON CAPITAL IMPROVEMENT CORPORATION****IV. GENERAL BUSINESS**

11. Reorganization of the Manhattan Beach Capital Improvements Corporation (Finance Director/CFO Charelian).

[CIC-2](#)**APPROVE****P. ADJOURN MANHATTAN BEACH CAPITAL IMPROVEMENTS CORPORATION AND RECONVENE THE CITY COUNCIL MEETING****Q. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS****R. FUTURE AGENDA ITEMS**

Councilmembers may request that items be placed on a future agenda with the concurrence of one other Councilmember.

12. Agenda Forecast (City Clerk Tamura).
DISCUSS AND PROVIDE DIRECTION

[19-0114](#)

Attachments: [March 27, 2019 Agenda Forecast](#)

S. CITY MANAGER REPORT**T. CITY ATTORNEY REPORT**

U. INFORMATIONAL ITEMS

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

13. Commission Minutes: [19-0182](#)

This Item Contains Minutes of the following City Commission Meetings:

- a) Library Commission Meeting Minutes of February 11, 2019 (Parks and Recreation Director Leyman)
- b) Parks and Recreation Commission Meeting Minutes of February 25, 2019 (Parks and Recreation Director Leyman).

INFORMATION ITEM ONLY

Attachments: [Parks and Recreation Commission Meeting Minutes of February 25, 2019](#)
[Library Commission Meeting Minutes of February 11, 2019](#)

14. Recent Planning Commission Quasi-Judicial Decision: [19-0186](#)

Use Permit Amendment to Allow a Major Remodel of an Existing Restaurant with Full Liquor Service and Live Entertainment- 309 Manhattan Beach Boulevard
(Community Development Director McIntosh).

INFORMATION ITEM ONLY

V. CLOSED SESSION

W. ADJOURNMENT

Meeting adjourned in memory of Bob Brigham.

X. FUTURE MEETINGS

CITY COUNCIL MEETINGS

April 9, 2019 - Tuesday -- 6:00 PM - CIP Study Session
April 16, 2019 - Tuesday -- 6:00 PM - City Council Meeting
April 23, 2019 - Tuesday -- 6:00 PM - Work Plan Meeting
April 30, 2019 - Tuesday -- TBD - Boards and Commissions Interviews
May 7, 2019 - Tuesday -- 6:00 PM - City Council Meeting
May 14, 2019 - Tuesday -- 6:00 PM - Budget Study Session #1
May 16, 2019 - Thursday -- 6:00 PM - Budget Study Session #2 (Tentative)
May 21, 2019 - Tuesday -- 6:00 PM - City Council Meeting
May 23, 2019 - Thursday -- 6:00 PM - Budget Study Session #3 (Tentative)
June 3, 2019 - Monday -- 6:00 PM - Joint City Council/Parks and Recreation Commission, Cultural Arts Commission and Library Commission Meeting
June 4, 2019 - Tuesday -- 6:00 PM - City Council Meeting (Reorganization)
June 18, 2019 - Tuesday -- 6:00 PM - City Council Meeting
June 19, 2019 - Wednesday -- 6:00 PM - Joint City Council/Planning Commission and Parking Improvements Commission Meeting
July 2, 2019 - Tuesday -- 6:00 PM - City Council Meeting
July 16, 2019 - Tuesday -- 6:00 PM - City Council Meeting
August 6, 2019 - Tuesday -- 6:00 PM - City Council Meeting
August 20, 2019 - Tuesday -- 6:00 PM - City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

April 8, 2019 - Monday - 6:00 PM - Library Commission Meeting
April 10, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting
April 15, 2019 - Monday - 6:00 PM - Cultural Arts Commission Meeting
April 22, 2019 - Monday - 6:00 PM - Parks and Recreation Commission Meeting
April 24, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting
April 25, 2019 - Thursday - 6:00 PM - Parking and Public Improvements Commission
May 8, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting
May 13, 2019 - Monday - 6:00 PM - Library Commission Meeting
May 20, 2019 - Monday - 6:00 PM - Cultural Arts Commission Meeting
May 22, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting
May 23, 2019 - Thursday - 6:00 PM - Parking and Public Improvements Commission
May 27, 2019 - Monday - 6:00 PM - Parks and Recreation Commission Meeting
June 10, 2019 - Monday - 6:00 PM - Library Commission Meeting
June 12, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting
June 17, 2019 - Monday - 6:00 PM - Cultural Arts Commission Meeting
June 24, 2019 - Monday - 6:00 PM - Parks and Recreation Commission Meeting
June 26, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting
June 27, 2019 - Thursday - 6:00 PM - Parking and Public Improvements Commission

Y. CITY OFFICES CLOSED

CITY HOLIDAYS:

May 27, 2019 – Monday – Memorial Day
July 4, 2019 - Thursday - Independence Day
September 2, 2019 - Monday - Labor Day
October 7, 2019 – Monday – Columbus Day
November 11, 2019 – Monday – Veterans Day
November 28-29, 2019 - Thursday & Friday - Thanksgiving Holiday
December 25, 2019 - Wednesday - Christmas Day Observed
January 1, 2020 – Wednesday – New Years Day Observed
January 20, 2020 – Monday – Martin Luther King Day
February 17, 2020 - Monday - Presidents Day

CITY OFFICES CLOSED ON FOLLOWING ALTERNATIVE FRIDAYS:

April 12, 2019