

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Draft

Wednesday, October 19, 2022

5:00 PM

Zoom Meeting

City Council Adjourned Regular Meetings

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 Napolitano called the meeting to order.

B. PLEDGE TO THE FLAG

Mayor Napolitano led the Pledge of Allegiance.

C. ROLL CALL

Roll Call by City Clerk Liza Tamura.

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

City Attorney Quinn Barrow announced that there were two separate meetings adjourned to today, both of which will be held concurrently: the October 18, 2022 Adjourned Regular Meeting and the other was the October 19, 2022 Adjourned Regular Meeting.

D. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Mayor Napolitano opened the floor to public comments.

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

E. CLOSED SESSION

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

*City Attorney Quinn Barrow announced the following Closed Session items including
those items from the continued October 18, 2022, Adjourned Regular Meeting:*

ITEMS FROM THE OCTOBER 19, 2022 ADJOURNED REGULAR MEETING:

**a) CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)**

Agency Negotiators:

Bruce Moe, City Manager

Lisa Jenkins, Human Resources Director

Employee Group:

Manhattan Beach Firefighters' Association

Manhattan Beach Fire Management Association

**b) PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Government Code Section 54957)**

Title: City Manager

ITEMS FROM THE CONTINUED OCTOBER 18, 2022 ADJOURNED REGULAR MEETING:

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

Name of Case: Californians for Homeownership v City of Manhattan Beach

Los Angeles County Superior Court

Case No: 22STCP01417

**b) CONFERENCE WITH LEGAL COUNSEL (ANTICIPATED LITIGATION)
(Government Code Section 54956.9(d)(2)(e)(1) and (2), and (d) (4))**

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

Based on existing facts and circumstances, the City Council is deciding whether to initiate litigation.

II. RECESS INTO CLOSED SESSION

At 5:07 PM, Mayor Napolitano announced that City Council would recess 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 Quinn Barrow announced that the City Council went into Closed Session regarding 5 different Closed Session items on 2 separate meeting agendas. The City Council gave direction to its labor negotiators and gave direction to its City Attorney on Item E.1.B. Public Employee Performance Evaluation. There was no other reportable action taken.

F. ADJOURNMENT

At 6:01 PM, Mayor Napolitano adjourned the meetings.

Patricia Matson
Recording Secretary

Steve Napolitano
Mayor

ATTEST:

Liza Tamura
City Clerk