

# City of Manhattan Beach

1400 Highland Avenue  
Manhattan Beach, CA 90266



## Meeting Minutes - Draft

Tuesday, April 2, 2024

6:00 PM

Regular Meeting

City Council Chambers

## City Council Regular Meeting

### ***ELECTED OFFICIALS***

***Mayor Joe Franklin***

***Mayor Pro Tem Amy Howorth***

***Councilmember David Lesser***

***Councilmember Steve Napolitano***

***Councilmember Richard Montgomery***

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:

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**A. CALL MEETING TO ORDER**

*Mayor Franklin called the meeting to order.*

**B. PLEDGE TO THE FLAG**

*Resident James Gill led the Pledge of Allegiance.*

*Mr. Gill spoke regarding a veteran founded non-profit called Warriors Road that works to heal veterans and first responders by working with horses.*

*Mayor Franklin requested that any veterans in the audience stand to be recognized.*

**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 Mayor Pro Tem Howorth, 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 a make your own whimsical bird feeder workshop for adults on April 6, 2024, from 2:00 PM - 3:00 PM; and a plant your own spring flowers workshop for teens on April 16, 2024, from 4:00 PM - 5:00 PM.*

*Chamber of Commerce Boardmember Peter Kim announced that the State of the City was a success and that the Chamber is now up to 445 members.*

*Chamber of Commerce Boardmember Abby Waddell announced the Phenomenal Women Event on May 9, 2024, from 10:00 AM- 2:00 PM and that their next mixer will take place at Grunions on April 17, 2024.*

*Mira Costa High School Students Nia Nguyen, Carter Ring, and Issac Faynsod provided updates on recent and upcoming events at the school.*

*Environmental Program Administrator Daniel Pankau announced the City's Sustainability Survey that will be available from April 1st - 30th; the Manhattan Beach Dune Restoration Community Volunteer Event on April 5, 2024, from 9:00 AM - 11:00 AM; and a Climate Corner booth in partnership with Grades of Green at the Manhattan Beach Farmer's Market on April 23, 2024, from 11:00 AM-3:00 PM.*

*Field Operations Manager Sean Roberts provided an update regarding the Polliwog Tree Project.*

*Police Chief Rachel Johnson announced Cupcakes with a Cop at Susie Cakes on April 10, 2024, from 3:00 PM to 5:00 PM.; Tip-a-Cop at the Shade Hotel on April 18, 2024, at 5:00 PM; and that for the month of April, the Police Department will be wearing and selling patches in honor of Autism Awareness Month.*

*Waste Management Recycling Educator Bobby Bell announced the City's upcoming free paper shredding event at the Mira Costa High School parking lot on April 13, 2024, from 9:00 AM - 11:00 AM.*

*Councilmember Montgomery asked the public to email the City Council as soon as possible ahead of City Council meetings so they have time to respond to inquiries.*

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

*Mayor Franklin announced that other cities had recently had their meetings disrupted by anti-Semitic or racially based comments through Zoom. Such comments are disruptive, interfere with the people's business and are not within the subject matter jurisdiction of the City Council. He instructed the City Clerk's Office to mute any speakers who attempt to disrupt the meeting with anti-Semitic or derogatory comments based upon race, gender, or other protected categories.*

*Mayor Franklin opened the floor to public comments.*

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

**H. CONSENT CALENDAR (APPROVE)**

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

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

**Nay:** 0

*City Attorney Quinn Barrow requested that the minutes reflect that he did not participate in Agenda Item No. 4 on the Consent Calendar related to an amendment to the existing agreement with Richards, Watson, and Gershon to increase legal services and increase the monthly retainer to \$37,500.*

1. City Council Minutes: [24-0133](#)

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

a) City Council Adjourned Regular Meeting Minutes of March 19, 2024

b) City Council Regular Meeting Minutes of March 19, 2024

(City Clerk Tamura).

**APPROVE**

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

2. Financial Reports: [24-0135](#)

Schedule of Demands for February 23, 2024 and March 1, 2024

(Finance Director Charelian).

**ACCEPT REPORTS AND DEMANDS**

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

3. Proclaiming the Month of April 2024, as Earth Month. [24-0146](#)

**PROCLAIM**

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

4. Consideration of a Resolution Approving Amendment No. 6 to the [24-0127](#)

Existing Agreement with Richards, Watson & Gershon to Increase the

Monthly Retainer to \$37,500 (City Manager Moe).

**ADOPT RESOLUTION NO. 24-0031**

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

5. Consideration of a Resolution Ordering Plans, Specifications, Cost Estimates, and Engineer's Report for Annual Street Lighting and Landscaping Assessments (Finance Director Charelian). [24-0059](#)  
**ADOPT RESOLUTION NO. 24-0033**

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

**I. ITEMS REMOVED FROM THE CONSENT CALENDAR**

*None.*

**J. PUBLIC HEARINGS**

*None.*

**K. GENERAL BUSINESS**

6. Reinstallation of No Parking Signs on Rowell Avenue Between 19th Street and Marine Avenue (Public Works Director Lee). [24-0103](#)  
*(Estimated Time: 15 Mins.)*  
**PROVIDE DIRECTION**

*Public Works Director Erick Lee introduced Field Operations Manager Sean Roberts who provided the PowerPoint presentation.*

*Field Operations Manager Roberts and Public Works Director Lee 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.*

*Public Works Director Lee provided more background regarding the history of the item and responded to City Council questions.*

*City Attorney Quinn Barrow responded to City Council questions.*

***The City Council took no action.***

7. Consideration of Actions Related to the North Manhattan Beach Business Improvement District including: 1) Conceptual Approval to Transition Ongoing Management to a Non-Profit and Execute a Future Agreement with the Non-Profit to Provide Services to the Business Improvement District, and 2) Authorizing Expenditures and Appropriating \$10,000 for Managing the North Manhattan Beach Business Improvement District Activities and Initiatives (City Manager Moe). [24-0108](#)  
(Estimated Time: 20 Mins.)  
**A) APPROVE**  
**B) AUTHORIZE AND APPROPRIATE**

*Assistant to the City Manager George Gabriel 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 Councilmember Montgomery, seconded by Mayor Pro Tem Howorth, to approve the conceptual plan of transition ongoing management of the North Manhattan Beach Business Improvement District to a non-profit and execute a future agreement with the non-profit to provide services to the business improvement district; and authorized the appropriation of \$10,000 from the Parking Fund for developing or utilizing an existing non-profit to manage the North Manhattan Beach Business Improvement District activities and initiatives. The motion carried by the following vote:**

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

**Nay:** 0

8. Consideration of: [24-0079](#)
- a) Introduction and First Reading of Ordinance No. 24-0005 to Require a Parking Permit for Oversized Vehicles;
  - b) Oversized Vehicle Permit Fee; and
  - c) Fines for Violations of Ordinance No. 24-0005
- (City Manager Moe).

(Estimated Time: 45 Mins.)

**A) INTRODUCE ORDINANCE NO. 24-0005**

**B) PROVIDE DIRECTION AS TO OVERSIZED VEHICLE PERMIT FEES**

**C) PROVIDE DIRECTION AS TO FINES FOR VIOLATIONS**

*Assistant to the City Manager George Gabriel provided the PowerPoint presentation.*

*Assistant to the City Manager Gabriel, City Attorney Quinn Barrow, and Police Chief Rachel Johnson responded to City Council questions.*

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

*Rita Crabtree-Kampe  
Stefan Kampe  
Steve DaBaets  
Lee Phillips*

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

*Assistant to the City Manager Gabriel responded to City Council questions.*

*A motion was made by Councilmember Montgomery to approve the proposed permit program and to reach out to the Manhattan Beach Unified School District (MBUSD) Ad Hoc Committee to see if they would match the City's restrictions regarding overnight parking, especially oversized vehicles, on all school property and school parking lots.*

*Councilmember Napolitano inquired if Councilmember Montgomery would consider creating a visitor day pass as part of the proposed permit program with proposed limits on the number of permits per month and parking hours.*

*City Manager Bruce Moe requested clarification regarding the proposed direction.*

*City Attorney Barrow provided clarification regarding Councilmember Montgomery's suggested motion.*

*A motion was made by Councilmember Montgomery to approve the*



*proposed permit program; allow for two oversized vehicle parking permits for resident owned vehicles; approve the proposed citation amounts; direct staff to reach out to the MBUSD Ad Hoc Committee or MBUSD itself to see if they would match the City's restrictions regarding overnight parking, especially oversized vehicles, on all school property and school parking lots; and to look into an oversized vehicle single day parking pass.*

*Community Development Director Talyn Mirzakhonian recommended that the City discuss the potential day pass with the Coastal Commission.*

*Councilmember Montgomery accepted Community Development Director Mirzakhonian's suggestion as part of the motion.*

*City Attorney Barrow clarified the motion, provided that the second reading of the ordinance and the fee and fines resolutions may need to be delayed based the discussion with Coastal Commission, and responded to City Council questions.*

**A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Howorth, to accept staff's recommendation to introduce Ordinance 24-0005 requiring a permit for the parking of oversized vehicles on City streets; discussed corresponding permit fees and fines for violations; directed staff to reach out to the Coastal Commission regarding the feasibility of increasing access to the beach by issuing day passes to visitors; and directed staff to reach out to the Manhattan Beach Unified School District regarding the overnight parking of vehicle in school parking lots.**

**City Attorney Quinn Barrow read the title of the ordinance as amended into the record and clarified that the ordinance would now specify that a household would be limited to one oversized vehicle parking permit:**

**AN ORDINANCE OF THE CITY OF MANHATTAN BEACH AMENDING MANHATTAN BEACH MUNICIPAL CODE CHAPTER 14.46 REGULATING AND REQUIRING A PARKING PERMIT FOR THE PARKING OF OVERSIZED VEHICLES AND TRAILERS**

**The motion carried by the following vote: 5-0**

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

**Nay:** 0

## **L. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS**

*Councilmember Montgomery reported that he provided the National League of Cities brochure to the City Clerk's Office.*

*Councilmember Lesser reported that he attended the South Bay Cities Council of Governments annual meeting, where they discussed the potential impacts of artificial intelligence on local government and society.*

**M. FUTURE AGENDA ITEMS**

*None.*

**N. CITY MANAGER REPORT**

*None.*

**O. CITY ATTORNEY REPORT**

*None.*

**P. INFORMATIONAL ITEMS**

- 9.** Agenda Forecast (City Clerk Tamura).  
**INFORMATION ITEM ONLY**

[24-0128](#)

**This item was received and filed by order of the chair.**

- 10.** Commission Minutes:  
This Item Contains the Cultural Arts Commission Meeting Minutes of  
February 21, 2024 (Parks and Recreation Director Leyman).  
**INFORMATION ITEM ONLY**

[24-0145](#)

**This item was received and filed by order of the chair.**

**Q. CLOSED SESSION**

*None.*

**R. ADJOURNMENT**

*At 7:43 PM, Mayor Franklin adjourned the meeting to 5:00 PM on April 8, 2024.*

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**Patricia Matson**  
**Recording Secretary**

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**Joe Franklin**  
**Mayor**

**ATTEST:**

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