

City Council

Regular Meeting

Tuesday, March 19, 2013

6:00 PM

Council Chambers



Mayor David J. Lesser

Mayor Pro Tem Amy Howorth

Councilmember Richard P. Montgomery

Councilmember Nicholas W. Tell, Jr.

Councilmember Wayne Powell

Executive Team

David N. Carmany, City Manager

Jim Arndt, Public Works Director
Robert Espinosa, Fire Chief
Cathy Hanson, Human Resources Director
Bruce Moe, Finance Director
Richard Thompson, Community Development Director

Quinn Barrow, City Attorney
Richard Gill, Parks & Recreation Director
Eve R. Irvine, Police Chief
Liza Tamura, City Clerk

MISSION STATEMENT:

The City of Manhattan Beach is dedicated to providing exemplary municipal services, preserving our small beach town character and enhancing 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, the City Council has specified a time for citizen comments at two places on the agenda - once following the "Consent Calendar" under "Community Announcements," at which time citizens may address the City Council concerning any brief item of community interest not on the agenda and not-to-exceed one minute in duration for any speaker; and again directly following "Community Announcements," under "Audience Participation," at which time citizens may address the City Council on any matter of City business not on the agenda with each speaker limited to three minutes.

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, at the County Library located at 1320 Highland Avenue, 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 to make an inquiry concerning the nature of the item described on the agenda.

All Public Hearing and General Business agenda items which have not been introduced by 10:30 p.m. will be continued to the next Regular City Council meeting, or to such other time set by the City Council prior to adjournment, unless the City Council votes to suspend this rule.

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.

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. 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 Saturday, March 16, 2013, on the City's Website and on the bulletin boards of the City Hall and the Library.

Date: 03/16/2013 Signature: /s/ Liza Tamura

D. CLOSED SESSION ANNOUNCEMENT**E. APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES**

By motion of the City Council this is the time to notify the public of any changes to the agenda and/or rearrange the order of the agenda.

F. CEREMONIAL CALENDAR

1. Recognition of Henry Mitzner on the Occasion of his 40th Anniversary with the City of Manhattan Beach [13-0124](#)
PRESENT
2. Proclamation declaring March 24-30, 2013, as Tsunami Preparedness Week [13-0141](#)
PRESENT

Attachments: [Attachment 1 - 2013 Tsunami Preparedness Week Proclamation](#)

G. CONSENT CALENDAR

NOTICE TO THE PUBLIC - The "Consent Calendar" adopting the printed Recommended City Council Action will be enacted with one vote. The Mayor will ask the City Councilmembers, the public, and the staff if there is anyone who wishes to remove any item from the "Consent Calendar" for discussion and consideration. The matters removed from the "Consent Calendar" will be considered individually at the end of this Agenda under "Items Removed from the Consent Calendar." At that time, any member of the audience may comment on any item pulled from the "Consent Calendar." The entire "Consent Calendar," with the exception of items removed to be discussed under "Items Removed from the Consent Calendar," is then voted upon by roll call under one motion.

3. Resolution Upholding Planning Commission's Decision Denying an Appeal of a Height Determination for a Coastal Permit (CA 12-25) for a New Single Family at 301/303 25TH Street [RES 13-0022](#)
ADOPT RESOLUTION NO. 13-0022
4. Resolution Reciting the Facts of the March 5, 2013, General Municipal Election [RES 13-0023](#)
ADOPT RESOLUTION NO. 13-0023
5. Award of Contract for Three-Year Citywide Street Tree Inventory Services and Tree Trimming to West Coast Arborists (WCA), Inc. in the Amount Not-to-Exceed \$390,000 (Estimated \$130,000 Annually). [13-0129](#)
APPROVE

Attachments: [Attachment 1 - Resolution No. 13-0022](#)

Attachments: [Attachment 1 - Resolution No. 13-0023](#)

[Attachment 2 - Certificate of Canvass](#)

[Attachment 3 - Official Election Results 2013](#)

Attachments: [Attachment 1 - West Coast Arborists agreement](#)

[Attachment 2 - WCA agreement Exhibit A attachment](#)

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6. Award of Bid for the Purchase of One Replacement Skid Steer Loader for the Public Works Department from Volvo Construction Equipment in the Amount of \$41,362.23; Supplemental Appropriation of \$6,365 from the Fleet Management Fund. [13-0116](#)
APPROVE; APPROPRIATE
Attachments: [Attachment 1 - Skid steer loader bid comparison](#)
7. Purchase of One Portable Wastewater Pump from Xylem Dewatering Solutions in the Amount of \$35,464.05. [13-0102](#)
APPROVE
Attachments: [Attachment 1 - Los Angeles DWP Bid Comparison for Portable Wastewater Pur](#)
8. Ratification of Motor Fuel Purchase from Southern Counties Oil Co. in the Amount of \$23,426.62. [13-0114](#)
APPROVE
Attachments: [Attachment 1 - Fuel Bid Comparison](#)
9. Final Payment in the Net Amount of \$137,664.12 to Blois Construction, Inc.; Change Order No. 1 (\$10,517.00); Formally Accept the Greenbelt Low Flow Infiltration Project as Complete; and Authorize the Filing of the Appropriate Notice of Completion and Release of Retention in the Amount of \$27,462.75 [13-0100](#)
APPROVE
Attachments: [Attachment 1 - Greenbelt Project Budget, Expenditures and Progress Payments](#)
10. Plans and Specifications for the Block 35 Variable Frequency Drive Booster Pump Replacement Project and Authorization to Solicit Construction Bids. [13-0125](#)
APPROVE
11. Plans and Specifications for the Sewer Lift Station Bypass Valve Replacement Project and Authorization to Solicit Construction Bids. [13-0126](#)
APPROVE
12. Progress Payment No. 4 in the Net Amount of \$117,373.34 to Vido Samarzich, Inc. for the Fiscal Year 2012-13 Water Main Replacement and Fire Hydrant Installation Project (Area 1, Hill Section; 8th, 9th, 10th, 11th and John Streets; and Highview, Pacific and Poinsettia Avenues). [13-0127](#)
APPROVE
Attachments: [Attachment 1 - Budget, Anticipated Expenditures, Locations and Progress Paym](#)
[Attachment 2 - Location Map](#)

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13. Financial Reports: [13-0117](#)
a) Schedule of Demands: February 26, 2013.
b) Payroll Register: February 28, 2013.
RATIFY

Attachments: [Attachment 1 - Schedule of Demands for February 26, 2013.](#)
[Attachment 2 - Payroll Register for February 28, 2013.](#)

14. Minutes [13-0121](#)
This item contains minutes of City Council meetings which are presented for approval and minutes from City Council subcommittees and from other City commissions and committees which are presented to be received and filed by the City Council. Staff recommends that the City Council, by motion, take action to approve the minutes of the:
a) Planning Commission Meeting of March 13, 2013.
RECEIVE AND FILE
b) Parking and Public Improvements Commission Meeting of February 28, 2013.
RECEIVE AND FILE
c) Cultural Arts Commission Meeting of February 12, 2013.
RECEIVE AND FILE

Attachments: [Attachment 1 - Planning Commission Meeting of March 13, 2013.](#)
[Attachment 2 - Parking and Public Improvements Commission Meeting of February 28, 2013.](#)
[Attachment 3 - Cultural Arts Commission Meeting of February 12, 2013.](#)

H. PUBLIC HEARINGS

I. GENERAL BUSINESS

J. ITEMS REMOVED FROM THE CONSENT CALENDAR

Prior to the Council's consideration of each item removed from the consent calendar, speakers may comment on any or all of those items for up to three minutes per item.

K. COMMUNITY ANNOUNCEMENTS (One Minute Per Person)

This portion of the meeting is to provide an opportunity for citizens to address the City Council regarding community announcements. The duration for an individual speaking under "Community Announcements" is limited to one minute. A second, extended opportunity to speak is provided under "Audience Participation." While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda. Please complete the "Request to Address the City Council" card by filling out your name, city of residence, and returning it to the City Clerk. Thank you!

L. AUDIENCE PARTICIPATION (Three Minutes Per Person)

Speakers may comment on any item of interest to the public that is within the subject matter jurisdiction of the legislative body, including items on the agenda. The Mayor may determine whether an item is within the subject matter jurisdiction of the City. While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda. Please complete the "Request to Address the City Council" card by filling out your name, city of residence, and returning it to the City Clerk. Thank you!

M. OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS**N. REORGANIZATION**

15. City Council Reorganization: [13-0128](#)
- a) Recognition of Outgoing City Councilmembers Montgomery and Tell.
 - b) Introduction of Re-elected City Councilmember Powell.
 - c) Introduction of Newly Elected City Councilmembers Burton and D'Errico.
 - d) Introduction of Re-elected City Treasurer Lilligren.

PRESENT, INTRODUCE

16. City Council Assignments [13-0142](#)
- APPROVE**

Attachments: [Attachment 1 - Proposed City Council Assignments List 3-19-2013](#)
[Attachment 2 - City Council Assignment and Committee Descriptions](#)

O. ADJOURNMENT**P. FUTURE MEETINGS**

CITY COUNCIL MEETINGS

Mar. 21, 2013 – Thursday – 8:30 AM – City Council Teambuilding Meeting
Apr. 2, 2013 – Tuesday – 6:00 PM – City Council Meeting
Apr. 16, 2013 – Tuesday – 6:00 PM – City Council Meeting
Apr. 23, 2013 – Tuesday – 4:00 PM – Boards and Commissions Interviews
May. 7, 2013 – Tuesday – 6:00 PM – City Council Meeting
May. 9, 2013 – Thursday – 6:00 PM – City Council Budget Study Session #1 (Tentative)
May. 14, 2013 – Tuesday – 6:00 PM – City Council Budget Study Session #2 (Tentative)
May. 16, 2013 – Thursday – 6:00 PM – City Council Budget Study Session #3 (Tentative)
May. 21, 2013 – Tuesday – 6:00 PM – City Council Meeting
Jun. 4, 2013 – Tuesday – 6:00 PM – City Council Meeting
Jun. 18, 2013 – Tuesday – 6:00 PM – City Council Meeting
Jul. 2, 2013 – Tuesday – 6:00 PM – City Council Meeting
Jul. 10, 2013 – Wednesday – 8:30 AM – City Council Strategic Plan Meeting
Jul. 16, 2013 – Tuesday – 6:00 PM – City Council Meeting
Aug. 6, 2013 – Tuesday – 6:00 PM – City Council Meeting
Aug. 20, 2013 – Tuesday – 6:00 PM – City Council Meeting
Sep. 3, 2013 – Tuesday – 6:00 PM – City Council Meeting
Sep. 17, 2013 – Tuesday – 6:00 PM – City Council Meeting
Oct. 1, 2013 – Tuesday – 6:00 PM – City Council Meeting
Oct. 15, 2013 – Tuesday – 6:00 PM – City Council Meeting
Nov. 5, 2013 – Tuesday – 6:00 PM – City Council Meeting
Nov. 19, 2013 – Tuesday – 6:00 PM – City Council Meeting
Dec. 3, 2013 – Tuesday – 6:00 PM – City Council Meeting
Dec. 17, 2013 – Tuesday – 6:00 PM – City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

Mar. 25, 2013 – Monday – 6:30 PM – Parks & Recreation Commission
Mar. 27, 2013 – Wednesday – 6:30 PM – Planning Commission
Mar. 28, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission
Apr. 3, 2013 – Wednesday – 6:00 PM – North Manhattan Beach Business Improvement District
Apr. 8, 2013 – Monday – 6:30 PM – Library Commission
Apr. 9, 2013 – Tuesday – 6:00 PM – Cultural Arts Commission
Apr. 10, 2013 – Wednesday – 6:30 PM – Planning Commission
Apr. 22, 2013 – Monday – 6:30 PM – Parks & Recreation Commission
Apr. 24, 2013 – Wednesday – 6:30 PM – Planning Commission
Apr. 25, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission
May. 1, 2013 – Wednesday – 6:00 PM – North Manhattan Beach Business Improvement District
May. 8, 2013 – Wednesday – 6:30 PM – Planning Commission
May. 13, 2013 – Monday – 6:30 PM – Library Commission
May. 14, 2013 – Tuesday – 6:00 PM – Cultural Arts Commission
May. 22, 2013 – Wednesday – 6:30 PM – Planning Commission
May. 23, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission
Jun. 5, 2013 – Wednesday – 6:00 PM – North Manhattan Beach Business Improvement District
Jun. 10, 2013 – Monday – 6:30 PM – Library Commission
Jun. 11, 2013 – Tuesday – 6:00 PM – Cultural Arts Commission
Jun. 12, 2013 – Wednesday – 6:30 PM – Planning Commission
Jun. 24, 2013 – Monday – 6:30 PM – Parks & Recreation Commission
Jun. 26, 2013 – Wednesday – 6:30 PM – Planning Commission
Jun. 27, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission

Q. CITY HOLIDAYS**CITY OFFICES CLOSED ON THE FOLLOWING DAYS:**

May. 27, 2013 – Monday – Memorial Day
Jul. 4, 2013 – Thursday – Independence Day
Sep. 2, 2013 – Monday – Labor Day
Oct. 14, 2013 – Monday – Columbus Day
Nov. 11, 2013 – Monday – Veterans Day
Nov. 28-29, 2013 – Thursday & Friday – Thanksgiving Holiday
Dec. 25, 2013 – Wednesday – Christmas Day
Jan. 1, 2014 – Wednesday – New Years Day
Jan. 20, 2014 – Monday – Martin Luther King Day
Feb. 17, 2014 – Monday – President's Day
May. 26, 2014 – Monday – Memorial Day