

# City of Manhattan Beach

1400 Highland Avenue  
Manhattan Beach, CA 90266



## Meeting Minutes - Final

Tuesday, August 4, 2015

6:00 PM

City Council Chambers

## City Council Regular Meeting

*Mayor Mark Burton*  
*Mayor Pro Tem Tony D'Errico*  
*Councilmember David Lesser*  
*Councilmember Amy Howorth*  
*Councilmember Wayne Powell*

**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.citymb.info/city-officials/city-clerk/city-council-meetings-agendas-and-minutes](http://www.citymb.info/city-officials/city-clerk/city-council-meetings-agendas-and-minutes)**

**A. PLEDGE TO THE FLAG**

*Assemblyman David Hadley led the Pledge of Allegiance.*

**B. ROLL CALL**

**Present:** 5 - Mayor Burton, Mayor Pro Tem D'Errico, Councilmember Lesser, Councilmember Howorth and Councilmember Powell

**C. CEREMONIAL CALENDAR**

- 1. Presentation of a City Plaque to Assemblymember David Hadley for Outstanding Community Service. [15-0325](#)  
**PRESENT**

*Mayor Burton, on behalf of the City Council, recognized Assemblymember David Hadley for his outstanding Community service and his support to the City of Manhattan Beach.*

**D. CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING**

*City Clerk Tamura confirmed that the meeting was properly posted.*

**E. APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES**

*City Attorney Quinn Barrow recommended that the City Council defer action on Item No. 10 (Concurrence with Resolution of Support for SB 593 (McGuire) - The Thriving Communities and Sharing Economy Act).*

*Mayor Burton reported that the City Council will be provided the opportunity to support the legislation at the October meeting of the California League of Cities Conference.*

**A motion was made by Councilmember Howorth, seconded by Councilmember Powell, to approve the agenda and defer action on Item No. 10 Concurrence with Resolution of Support for SB 593 (McGuire) - The Thriving Communities and Sharing Economy Act. The motion carried by the following vote:**

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

**F. CITY COUNCIL AND COMMUNITY ORGANIZATION ANNOUNCEMENTS OF UPCOMING EVENTS (1 MINUTE PER PERSON)**

*The following individuals provided City Council and Community Organization announcements:*

*John Roberts  
Councilmember Lesser  
Mayor Burton  
Councilmember Powell  
Councilmember Howorth*

**G. CITY MANAGER REPORT**

*None.*

**H. CITY ATTORNEY REPORT**

*None.*

**I. PUBLIC COMMENTS (2 MINUTES PER PERSON FOR ONE ITEM, A MAXIMUM OF 5 MINUTES IF A SPEAKER WANTS TO COMMENT ON MORE THAN ONE ITEM)**

*The following individuals provided public comments:*

*Craig Cadwallader  
Phil Reimert  
Joe Galliani  
Viet Ngo  
Bill Victor  
Robert Bush  
Tony Shrekie*

*City Attorney Quinn Barrow confirmed that there was no conflict of interest regarding Councilmember D'Errico.*

**J. PLANNING COMMISSION QUASI-JUDICIAL DECISIONS (RECEIVE AND FILE)**

Receive and File by motion of the Chair.

**K. CONSENT CALENDAR (APPROVE)**

**A motion was made by Councilmember Howorth, seconded by Councilmember Powell, to approve the Consent Calendar with the exception of Item No. 10 (Concurrence with Resolution of Support for SB 593 (McGuire) - The Thriving Communities and Sharing Economy Act). the motion carried by the following vote:**

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

2. Adoption of Annual Investment Policy and Delegation of Responsibility for Investing Funds to the City Treasurer (Finance Director Moe). [15-0305](#)  
**APPROVE**

**Attachments:** [Investment Policy 2015-2016 Draft](#)

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

3. Three Year Extension of Existing Letter of Credit with Union Bank to Facilitate Variable Rate Debt for the Marine Avenue Sports Fields (Finance Director Moe). [15-0349](#)  
**APPROVE**

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

4. Renewal of Crossing Guard Services Agreement with All City Management Services for an Estimated Annual Cost of \$222,500 (Police Chief Irvine). [CON 15-0042](#)  
**APPROVE**

**Attachments:** [First Amendment to Agreement with All City Management Services](#)

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

5. Agreement with McGowan Consulting LLC in the Amount of \$121,360 for Professional Services to Assist City with Compliance with the National Pollutant Discharge Elimination System Permit under the Federal Clean Water Act (Public Works Director Olmos). [CON 15-0049](#)  
**APPROVE**

**Attachments:** [McGowan Professional Services Contract](#)

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

6. Adopt Resolution No. 15-0046 to Install Stop Signs on Pacific Avenue at 23rd Street as Recommended by the Parking and Public Improvements Commission (Community Development Director Lundstedt). [RES 15-0046](#)  
**ADOPT RESOLUTION NO. 15-0046**

**Attachments:** [June 25, 2015 Parking and Public Improvements Commission Staff Report](#)  
[June 25, 2015 Parking and Public Improvements Commission Draft Minutes | Resolution No. 15-0046](#)

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

7. Resolution Authorizing Public Works Director to Sign Cooperative Work Agreement (CWA) Extension Request to Extend the Federal Transportation Fund (SAFETEA-LU) in the Amount of \$486,882 (Public Works Director Olmos). [RES 15-0049](#)

**APPROVE**

**Attachments:** [Resolution No. 15-0049](#)

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

8. Council Consideration of a Clarification for a Previously Approved Hardship Exemption from the Downtown IZO for a Change of Use for a Retail Use to Occupy a Vehicle Repair Space, to Temporarily Allow a Portion of the Retail Use to Partially Occupy the Café area on the Highland Streetfront at 1140 Highland Avenue (Community Development Director Lundstedt). [15-0366](#)

**APPROVE**

**Attachments:** [IZO Hardship Exemption Clarification letter- Nikau Kai- July 28, 2015](#)  
[Ordinance No ORDU 15-0017-Downtown IZO- July 7, 2015](#)

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

9. Approve a Cooperative Agreement with the City of El Segundo for the Construction of the Westbound Rosecrans Bikeway (Public Works Director Olmos). [CON 15-0048](#)

**APPROVE**

**Attachments:** [Rosecrans Bikeway Connections](#)  
[Rosecrans Bike Lane Detail](#)  
[Cooperative Agreement](#)

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

10. Concurrence with Resolution of Support for SB 593 (McGuire) - The Thriving Communities and Sharing Economy Act (City Attorney Barrow). [15-0368](#)

**APPROVE**

**Attachments:** [Copy of SB 593](#)  
[Letter from Mayor Horvath of City of West Hollywood dated July 23, 2015](#)  
[Proposed Resolution for the League of California Cities](#)  
[Sample Letter of Concurrence to the League of Cities - Regarding SB 593](#)

This item was removed from the Consent Calendar and action was deferred.

11. Smart Cities Week Conference in Washington D.C. September 15-17, 2015 (City Manager Danaj) [15-0371](#)

**RECEIVE REPORT; APPROVE**

**Attachments:** [Smart Cities Week Brochure](#)

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

**12.** Minutes: [15-0021](#)

This Item Contains Action Minutes of City Council Meetings which are Presented for Approval. Staff Recommends that the City Council, by Motion, Take Action to Approve the Action Minutes of the:

- a) City Council Adjourned Regular Meeting-Closed Session of July 15, 2015
- b) City Council Regular Meeting of July 21, 2015  
(City Clerk Tamura).

**APPROVE**

**Attachments:** [City Council Adjourned Regular Meeting-Closed Session Minutes of July 15,](#)  
[City Council Regular Meeting Minutes of July 21, 2015](#)

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

**13.** Commission Minutes: [15-0364](#)

This Item Contains Minutes of City Commission Meetings. Staff Recommends that the City Council, by Motion, Take Action to Receive and File the Minutes of the:

- a) Parks and Recreation Commission Meeting of June 22, 2015  
(Parks and Recreation Director Leyman)

**RECEIVE AND FILE**

**Attachments:** [Parks and Recreation Commission Minutes of June 22, 2015](#)

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

**14.** Financial Report: [15-0307](#)

Schedule of Demands: July 2, 2015 (Finance Director Moe).

**RECEIVE AND FILE**

**Attachments:** [Schedule of Demands for July 2, 2015](#)

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

**L. PUBLIC HEARINGS (2 MINUTES PER PERSON)**

*None.*

**M. OLD BUSINESS**

*None.*

**N. NEW BUSINESS**

15. Award of Contract to David Volz Design for the Veterans Parkway Landscape Design Services in the Amount of \$31,912 (Public Works Director Olmos). [CON 15-0039](#)

**AWARD**

**Attachments:** [Professional Services Contract](#)

*City Clerk Liza Tamura introduced the item and Public Works Director Tony Olmos provided the staff presentation.*

*Public Works Director Olmos responded to City Council questions.*

**A motion was made by Councilmember Lesser, seconded by Councilmember Howorth, to approve the award of a contract to David Volz Design for the Veterans Parkway Landscape Design Services in the Amount of \$31,912. The motion carried by the following vote:**

**Aye:** 5 - Burton, D'Errico, Lesser, Howorth and Powell

16. Appoint a New Member to the Vacant Library Commission Seat No. 1 (Member-At-Large) (City Clerk Tamura). [15-0356](#)

**APPOINT**

**Attachments:** [The Beach Reporter Ads published on July 16, 2015 & July 23, 2015](#)

*City Clerk Tamura introduced this item.*

*Nomination:*

|                               |                        |
|-------------------------------|------------------------|
| <i>Councilmember Lesser</i>   | <i>Christine Primm</i> |
| <i>Councilmember Howorth</i>  | <i>Christine Primm</i> |
| <i>Councilmember Powell</i>   | <i>Cort Casady</i>     |
| <i>Mayor Pro Tem D'Errico</i> | <i>Cort Casady</i>     |
| <i>Mayor Burton</i>           | <i>Cort Casady</i>     |

*Round 1 2 Votes per Councilmember:*

|                               |                        |                        |
|-------------------------------|------------------------|------------------------|
| <i>Councilmember Howorth</i>  | <i>Cort Casady</i>     | <i>Christine Primm</i> |
| <i>Councilmember Powell</i>   | <i>Cort Casady</i>     | <i>Christine Primm</i> |
| <i>Mayor Pro Tem D'Errico</i> | <i>Cort Casady</i>     | <i>Christine Primm</i> |
| <i>Mayor Burton</i>           | <i>Cort Casady</i>     | <i>Christine Primm</i> |
| <i>Councilmember Lesser</i>   | <i>Christine Primm</i> | <i>Cort Casady</i>     |

*Round 2 1 Vote per Councilmember:*

|                               |                    |
|-------------------------------|--------------------|
| <i>Councilmember Powell</i>   | <i>Cort Casady</i> |
| <i>Mayor Pro Tem D'Errico</i> | <i>Cort Casady</i> |
| <i>Mayor Burton</i>           | <i>Cort Casady</i> |
| <i>Councilmember Lesser</i>   | <i>Cort Casady</i> |
| <i>Councilmember Howorth</i>  | <i>Cort Casady</i> |

*City Clerk Tamura confirmed that Cort Casady was unanimously appointed to the Library Commission vacant Seat No.1.*

**O. CITY COUNCIL REPORTS, OTHER COUNCIL BUSINESS, AND COMMITTEE AND TRAVEL REPORTS**

*City Clerk Tamura introduced this item.*

*Councilmember Lesser reported that he toured Los Angeles International Airport (LAX) as part of a major planned upgrade to the facility.*

*Councilmember Powell relayed that the International Surf Festival was kicked off with the Lifeguard Medal of Valor Awards.*

*Mayor Burton complimented the Staff of the Police Department and the Parks and Recreation Department for the Special Olympics Host Town Week and the Six-Man Volleyball Tournament.*

*Mayor Burton requested that Councilmembers give a brief status report of their respective City Council assignments during this item at the second meeting of each month.*



## P. FORECAST AGENDA AND FUTURE DISCUSSION ITEMS

17. Agenda Forecast (City Clerk Tamura) [15-0372](#)  
**DISCUSS AND PROVIDE DIRECTION**

**Attachments:** [Agenda Forecast July 29, 2015](#)

*Mayor Burton stated that the Art Lab item will be moved from the Consent Calendar to General Business.*

*Councilmember Lesser announced that he appreciates the Agenda Forecast being included as a public document.*

*Mayor Burton emphasized that it is a working document and therefore very fluid.*

*Councilmember Powell requested the issue of Surety Bonds/Permits be brought back to the agenda.*

*Mayor Burton reported that it will be on the September 1, 2015, agenda.*

*Councilmember Powell inquired about the potential of having free Wi-Fi.*

*Councilmember Lesser indicated that he would like to receive the e-comments earlier.*

*Mayor Burton communicated that he would like Staff to develop a Request for Proposals (RFP) for a 5 star hotel between Macy's at the Manhattan Village Mall and the Country Club. The City Council directed that Staff agendize for broader City Council discussion on the development potential of the City property behind the Manhattan Village Mall.*

*Councilmember Powell requested an informational memo/update on the Veranda Property.*

*Mayor Burton directed Staff to develop a civility Policy that would apply to City Council, Staff, employees and the citizens who engage with employees.*

*Mayor Burton further added, that he is requesting a half day City Council Retreat to discuss certain issues and include training on management and governance.*

## Q. INFORMATIONAL ITEMS

*None.*

## R. CLOSED SESSION

*None.*

**S. ADJOURNMENT**

*At 7:17 PM Mayor Burton adjourned the Regular City Council Meeting to the 2:00 PM, August 10, 2015, Adjourned Regular City Council Meeting (Closed Session) in City Council Chambers, in said City.*

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**Matt Cuevas**  
**Recording Secretary**

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**Mark Burton**  
**Mayor**

**ATTEST:**

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