

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Final

Tuesday, February 16, 2016

6:00 PM

Regular Meeting

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

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A. PLEDGE TO THE FLAG

Matthew Cuevas, Management Analyst 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

Mayor Burton announced that he will be presenting nineteen awards for distinguished service before his mayoral term ends in April.

Mayor Burton presented an award to the first 4 recipients for their service to the Community; Councilmember Wayne Powell, Councilmember David Lesser, Councilmember Amy Howorth, and Mayor Pro Tem Tony D'Errico.

D. CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING

City Clerk Liza Tamura confirmed that the meeting had been properly posted.

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

Mayor Burton noted that Agenda Item No. 11 was being moved to the March 1, 2016 Regular City Council meeting per City Manager Mark Danaj's request.

A motion was made by Councilmember Powell, seconded by Mayor Pro Tem D'Errico, to approve the agenda with the exception of Agenda Item No. 11 to be continued to the March 1, 2016 City Council Regular Meeting. The motion passed by the following vote:

Voice votes recorded by City Clerk Liza Tamura.

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

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

Melissa McCollum, Manager of the Manhattan Beach Library announced upcoming library events and dates regarding the Older Adult Programs available.

Adrienne Slaughter provided information on the March 5, 2016 event, 10th Annual Fundraiser for Children's with Cancer Cure research.

Councilmember Powell announced that the Manhattan Beach Ceramics Studio located in 1901 Valley Drive is having "Coffee and Clay" on February 18, 2016.

Mayor Burton announced that Mira Costa High School's Rugby team is playing on Saturday, February 20, 2016 at 11:00 AM in UCLA for the state championship.

G. CITY MANAGER REPORT

City Manager Mark Danaj reminded everyone of the new City Hall hours and the new schedule which will begin March 21, 2016, and dates and times are available on the City's website. Provided details on the City of Manhattan Beach earning grade of A from the Lung Association as part of their latest reports.

1. Presentation of the Police Department 2016-2018 Strategic Plan (Continued from February 2, 2016 City Council Meeting) (Police Chief Irvine).

[16-0050](#)

RECEIVE REPORT

City Manager Mark Danaj introduced the item and presented Chief of Police Eve Irvine.

Chief of Police Eve Irvine provided Power Point presentation.

There were no Council questions.

H. CITY ATTORNEY REPORT

City Attorney Quinn Barrow announced that the trial for April 6, 2016 is still set to commence and parties are working on trial documents.

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)

Rusty Roten from SBWIB provided quarterly report.

Janet Murphy is opposed to the the hotel built on Parkview site.

John Shirley is opposed to historical preservation ordinance and item should include an opt-out measure.

Jane Guthrie a Manhattan Beach resident spoke in support of the historical preservation.

Robert Bush spoke on Police protection, Prop 13, and is opposed to the historical preservation.

Marcello Vavala spoke in support of the revised provision for the historical preservation.

Sharon Bush is opposed to the historical preservation, homeowners who wish to preserve their home can use the Mill's Act.

Kris Terrill spoke in support of the historical preservation with the new added language.

Patrick McBride spoke on the Public Works funds used during the December storm, letter received from Waste Management regarding trash being placed in the wrong containers, and City employees not overseeing the work done throughout the City.

Grant Smith real estate broker in early 70's is opposed to the historical preservation.

Denny Smith resident of El Porto is in support of the letter and opposed to the water desalination plan and have the plan given to the right company.

Viet Ngo spoke on Public Comments, is opposed to Agenda Item No. 8, and commented on Public Records Act.

Carol Kwan served the West Basin for over 20 years is surprised at the new letter that has been provided by Council. Available to provide any information that she can regarding West Basin.

Richard Nagel employee of West Basin is opposed and surprised at the letter to be sent to West Basin.

Bob Sievers a resident of El Porto spoke in support of the new letter to be sent to West Basin and requested a report regarding the neighborhood watch and cameras in El Porto.

Mayor Burton commented that all Police Department reports will be presented on the April 15, 2016 City Council Regular Meeting.

Hany Fangary, Mayor Pro Tem for the City of Hermosa Beach is not taking position for the West Basin item but thanked Council for the process that they have taken and is looking forward to working with the neighboring cities.

Joseph Ungoco spoke in support of the West Basin letter and wants City to notify and invite everyone to the informational presentations.

David Kissinger from Realtors Association spoke in support of the historical preservation. In support of the West Basin letter to be sent as it stands in tonight's agenda.

Melissa Kelly works for an environmental non-profit spoke in support of the letter for West Basin to be sent.

Steven Johnson from Heal the Bay spoke in support of the letter to be sent to West Basin.

Craig Cadwallader spoke in support of the letter sent to West Basin.

Jose Bacallao spoke in support of the letter sent to West Basin, company has been a leader and should continue to be a leader, but should look at alternatives.

Deney Nelson from Hermosa Beach spoke in support of the West Basin letter to be sent and appreciates the team work between cities.

Mark Newmann spoke in support of Agenda Item No. 7.

David White spoke in support of historical preservation.

Councilmember Howorth requested follow up from Public Works Director regarding the regulations for green waste and the responsibility of who pays for what when City contractors make an error and there are damages.

Mayor Pro Tem D'Errico requested information from City Attorney regarding the proposal for a new hotel in Parkview.

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

None.

K. CONSENT CALENDAR (APPROVE)

A motion was made by Councilmember Powell, seconded by Councilmember Howorth, to approve the Consent Calendar Item Nos. 2-4. The motion carried by the following vote:

Voice votes recorded by City Clerk Liza Tamura.

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

2. Financial Report: [16-0026](#)
a) Schedule of Demands: January 21, 2016
b) Investment Portfolio for the Month Ending December 31, 2015
c) Month End Report for December 31, 2015
(Finance Director Moe).

ACCEPT REPORT AND DEMANDS

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

3. Second Reading of Ordinance No. 16-0034 and Ordinance No. 16-0035 for Amendments to the Zoning Code, Chapter 10.86 and the Local Coastal Program, Chapter A.86, to Establish Provisions for Historic Preservation and Adoption of Resolution No. 16-0013 Transmitting the Local Coastal Program Amendments to the California Coastal Commission (Community Development Director Lundstedt). [ORD 16-0034](#)
ADOPT ORDINANCE NOS. 16-0034 AND 16-0035, AND RESOLUTION NO. 16-0013

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

4. City Council Minutes: [16-0082](#)
This Item Contains Minutes of the Following City Council Meetings Presented for Approval:
a) City Council Regular Meeting Minutes of February 2, 2016
CONTINUED TO MARCH 1, 2016 CITY COUNCIL REGULAR MEETING
b) City Council Adjourned Regular (Closed Session) Meeting Minutes of February 8, 2016
APPROVE
(City Clerk Tamura).

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

At 7:35 PM City Council recessed and reconvened at 7:45 PM.

L. PUBLIC HEARINGS (2 MINUTES PER PERSON)

- 5. Renewal of the North Manhattan Beach Business Improvement District and Approval of Assessments for Fiscal Year 2016-2017 (Finance Director Moe).

[RES 16-0003](#)

a) CONDUCT PUBLIC HEARING

b) ADOPT RESOLUTION NO. 16-0003

c) RATIFY 2016 BUSINESS IMPROVEMENT DISTRICT ADVISORY BOARD MEMBERS

City Clerk Liza Tamura introduced the item and Revenue Services Manager Steve Cherelian presented.

Mayor Burton opened the Public Hearing, seeing none, closed the Public Hearing.

A motion was made by Councilmember Powell, seconded by Mayor Pro Tem D'Errico, to approve the renewal of the North Manhattan Beach business improvement district and approval of assessments for Fiscal Year 2016-2017.

The motion was approved by the following vote:

Voice votes recorded by City Clerk Liza Tamura.

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

M. OLD BUSINESS

6. Letter Opposing Construction of a Water Desalination Plant by West Basin Municipal Water District (Community Development Director Lundstedt/Public Works Director Olmos).

[16-0040](#)

APPROVE

Management Analyst Matthew Cuevas introduced the item.

Community Development Director Marisa Lundstedt presented information.

Councilmember Powell thanked the West Basin Metropolitan Water District for their recycling program and stated that he has been on a number of tours. Commented on the number of things that can be done to water to recycle in different grades and commends them for their work. As a member of the LA County Beach Commission he saw the full presentation by the West Basin Municipal Water District regarding the desalination plant but it was more a marketing presentation than informative presentation. Spoke in support of the revised letter to West Basin because there are alternative options that are more environmentally sensitive and sustainable that West Basin is not considering. Without Reduce, Reuse, Recycle and Reclaim there is no basis for considering having a desalination plant.

Councilmember Howorth spoke about a meeting she had with West Basin members and met with people opposed to the desalination project and proposed a friendly amendment to have the letter addressed to the actual West Basin board.

Councilmember D'Errico appreciates all the work done by West Basin but is more concerned with the residents of the City and what a desalination plant will do to the environment.

Mayor Burton proposed a friendly amendment to have copies of the letter sent to the West Basin board, elected officials of the member cities, and the Metropolitan Water District Board and requested the City Manager to immediately retain the services of an EIR expert consultant in desalination plants and begin to prepare the City's opposition.

A motion was made by Councilmember Powell, seconded by Councilmember Howorth, to approve the letter opposing construction of a water desalination plant by West Basin Municipal Water District with two amendments (1) that the letter is addressed to the West Basin board and sent to elected officials of the member cities and the Metropolitan Water District Board, and (2) the City Manager should retain an EIR consultant. The motion carried by the following vote:

Voice votes recorded by City Clerk Liza Tamura.

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

7. Sepulveda Bridge Widening Project Update and Approval of Amendment No. 2 to HDR's Existing Agreement to Extend the Term and Provide Compensation of \$147,989 for Additional Work (Continued from February 2, 2016 City Council Meeting) (Public Works Director Olmos).

[CON 16-0004](#)

APPROVE AMENDMENT

City Clerk Liza Tamura introduced the item and Public Works Director Tony Olmos presented the PowerPoint.

Public Works Director Olmos and City Attorney Quinn Barrow responded to City Council questions.

Mayor Burton opposed due to the high price that has to be taken from the City's budget, Caltrans should be providing some funding due to their request for the Sepulveda modifications.

Mayor Pro Tem D'Errico opposed due to lack of considerations for this project.

A motion was made by Councilmember Howorth, seconded by Councilmember Lesser, to approve the Sepulveda bridge widening project update and approval of amendment no. 2 to HDR's existing agreement to extend the term and provide compensation of \$147,989 for additional work. The motion carried by the following vote:

Voice votes recorded by City Clerk Liza Tamura.

Aye: 3 - Lesser, Howorth and Powell

No: 2 - Burton and D'Errico

8. Approval of Plans and Specifications; Award Strand Stairs Rehabilitation Project to RSB Group, Inc. in the Amount of \$ 1,701,000 and Authorize the City Manager to Approve a Construction Contingency in the Amount Not-to-Exceed \$255,150 (Public Works Director Olmos).

[CON 16-0005](#)

APPROVE

City Clerk Liza Tamura introduced the item.

Public Works Director Tony Olmos provided the staff presentation and responded to City Council questions.

Council requested clarification as to when staff will return to present guidelines to the Council.

A motion was made by Councilmember Lesser, seconded by Councilmember Howorth, to approve the plans and specifications; award strand stairs rehabilitation project to RSB Group, Inc. in the amount of \$1,701,000 and authorize the City Manger to approve a construction contingency in the amount not-to exceed \$255,150. The motion carried by the following vote:

Voice votes recorded by City Clerk Liza Tamura.

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

N. NEW BUSINESS

9. Presentation of the City Service Request System and Mobile Application for Citizens to Request and Track Service Requests (Information Technology Director Taylor).

[16-0052](#)

RECEIVE REPORT

City Clerk Liza Tamura introduced the item.

Information Technology Director Sanford Taylor provided the PowerPoint presentation regarding the Click It & Fix It mobile application and responded to City Council questions.

Councilmember Howorth likes the application, public can pay for tickets on their phone.

Councilmember Lesser commented that the application provides greater capacity for residents to communicate and have services available for them.

Councilmember Powell suggested some improvements on the application.

Mayor Pro Tem D'Errico recommended a focus group of application users to get input.

Mayor Burton commented on the ease of have the public on the go and get things fixed throughout the City.

A motion was made by Councilmember Howorth, seconded by Councilmember Lesser, to receive the report. The motion carried by the following vote:

Voice votes recorded by City Clerk Liza Tamura.

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

10. Presentation of Public Records Requests Public Portal (City Clerk Tamura).

[16-0074](#)

RECEIVE REPORT

City Clerk Liza Tamura presented the item.

Management Analyst Matthew Cuevas provided the PowerPoint presentation and responded to City Council questions.

A motion was made by Councilmember Powell, seconded by Mayor Pro Tem D'Errico, to receive the report. The motion carried by the following vote:

Voice votes recorded by City Clerk Liza Tamura.

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

11. Fiscal Year 2015-2016 Mid-Year Budget Report; Results of Community Budget Priorities Workshops and FY 2016-2018 Budget Principles and Policies (Finance Director Moe). [16-0029](#)
RECEIVE REPORT; DISCUSS AND PROVIDE DIRECTION

Item was continued to the March 1, 2016 City Council Regular Meeting.

12. Presentation of the Proposed Fiscal Year 2016-2017 to Fiscal Year 2020-2021 Five- Year Capital Improvement Plan (Public Works Director Olmos). [16-0061](#)
RECEIVE REPORT

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

Public Works Director Olmos and City Manager Mark Danaj responded to City Council questions.

By order of the chair, Mayor Burton received and accepted the report.

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

Mayor Burton presented motion to have staff reach out to other like cities for wayfinding signage and report back to Council.

Council directed Public Works Director Tony Olmos to return throughout the process and ask City Council for direction.

Councilmember Powell reminded City Council and staff that there is a standing Resolution that specifies the banner locations and poles signs and stated that the City is not following that Resolution at all. The report was done by staff looking at other cities without a consultant. Finds it beneficial to look at other cities before the City moves forward with the next step in this project. After motion and votes, Councilmember Powell requested staff to contact Southern California Gas and get a report on any facilities in the area near Manhattan Beach where there are underground pressure gas storages to avoid the incident in Porter Ranch from happening in the City.

Mayor Burton added that he wanted staff to also find out about the Loop Project from Southern California Gas regarding a line going down Rosecrans underground through the Manhattan Beach residential area to service the desalination plant.

A motion was made by Mayor Burton, seconded by Councilmember Powell, to reconsider the approval of the amendment to the consulting agreement with Selbert Perkins Design for preparation of a master plan for a wayfinding signage program and defer the matter until staff provides more information from other cities about signage. The motion carried by the following vote:

Voice votes were recorded by City Clerk Liza Tamura.

Aye: 3 - Burton, D'Errico, and Powell

No: 2 - Lesser and Howorth

P. FORECAST AGENDA AND FUTURE DISCUSSION ITEMS

13. Agenda Forecast (City Clerk Tamura). [16-0076](#)
DISCUSS AND PROVIDE DIRECTION

Move Agenda Item No. 11 from the March 1, 2016 City Council meeting moved to be the first item under New Business.

Update the ceremonial on the March 15, 2016 City Council meeting to reflect Certificate of Recognition for Larry Kosmont.

Councilmember Powell requested to have Agenda Item No. 11 - Free Wi-Fi for the April 5, 2016 City Council meeting as the first item under New Business since the item has been on the Agenda Forecast for several months. Expressed concerns of why items are not placed in order based on when they are added to the Agenda Forecast.

Q. INFORMATIONAL ITEMS

Councilmember Powell regarding Agenda Item No. 2 the Art Commissioning Policy, it was requested several months back and staff has not reported back to Council.

City Manager Mark Danaj was going to check with staff regarding the report.

Mayor Burton informed that there were some complex legal issues and staff was working with the City Attorney Quinn Barrow.

14. Commission Minutes: [16-0075](#)
This Item Contains Minutes of the following City Commission Meetings:
Planning Commission Action Minutes of January 27, 2016 (Director Lundstedt).
INFORMATION ITEM ONLY

R. CLOSED SESSION

None.

S. ADJOURNMENT

At 10:15 PM Mayor Burton adjourned the meeting.

Martha Alvarez
Recording Secretary

Mark Burton
Mayor

ATTEST:

Liza Tamura
City Clerk