

**City Council**  
**Regular Meeting**  
**Wednesday, November 5, 2014**  
**6:00 PM**  
**City Council Chambers**



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

Executive Team

Mark Danaj, City Manager  
Quinn Barrow, City Attorney

Robert Espinosa, Fire Chief  
Cathy Hanson, Human Resources Director  
Eve R. Irvine, Police Chief  
Mark Leyman, Parks & Recreation Director  
Bruce Moe, Finance Director

Nadine Nader, Assistant City Manager  
Tony Olmos, Public Works Director  
Liza Tamura, City Clerk  
Richard Thompson, Community  
Development Director

**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 two additional times for public comments on the agenda--under "Community Announcements Regarding Upcoming Events," at which time the public may address the City Council regarding any upcoming events for up to one minute in duration for any speaker; and again under "Public Comment on Non-Agenda Items," at which time speakers may comment on any item of interest to the public that is within the subject matter jurisdiction of the legislative body, not including items on the agenda, for up to three minutes for each speaker. Estimated times have been placed under each heading to assist with meeting management. Please note that these times are merely an estimate.*

*Please note that each speaker may speak for up to 15 minutes at any one Council meeting, with additional time during public hearings.*

*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](http://www.citymb.info), 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.*

*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**

5 MINUTES

*Jack Storer, 5th Grade, Pacific Elementary School*

**B. NATIONAL ANTHEM**

5 MINUTES

**C. ROLL CALL**

1 MINUTE

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

1 MINUTE

*I, Liza Tamura, City Clerk of the City of Manhattan Beach, California, state under penalty of perjury that this notice/agenda was posted on Wednesday, October 30, 2014, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.*

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

5 MINUTES

*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**

30 MINUTES

1. Presentation of a Commendation Recognizing Madonna Newburg for her Contributions to the City of Manhattan Beach. [14-0484](#)

**PRESENT**

Attachments: [Madonna Newburg Commendation](#)

2. Presentation of a Proclamation Declaring the Month of November, 2014, as National Family Caregivers Month. [14-0485](#)

**PRESENT**

Attachments: [National Family Caregivers Month Proclamation 2014](#)

**G. CITY MANAGER REPORT**

5 MINUTES

**H. CITY ATTORNEY REPORT**

5 MINUTES

**I. CITY COUNCIL ANNOUNCEMENTS AND REPORTS**

5 MINUTES PER CITY COUNCILMEMBER FOR TOTAL OF 25 MINUTES

**J. COMMUNITY ANNOUNCEMENTS REGARDING UPCOMING EVENTS**

1 MINUTE PER PERSON

*This portion of the meeting is to provide an opportunity for citizens to address the City Council regarding upcoming events. The duration for an individual speaking under "Community Announcements Regarding Upcoming Events" is limited to one minute. A second, extended opportunity to speak is provided under "Public Comment on Non-Agenda Items." While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda, except under very limited circumstances. 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!*

**K. PUBLIC COMMENT ON NON-AGENDA ITEMS**

3 MINUTES PER PERSON - 30 MINUTES MAXIMUM

Speakers may comment on any item of interest to the public that is within the subject matter jurisdiction of the legislative body, not 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, except under very limited circumstances. 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.

**L. CONSENT CALENDAR**

5 MINUTES

NOTICE TO THE PUBLIC - The items on the "Consent Calendar" are routine and customary business items and will be enacted with one vote. The Mayor will ask the public, the City Councilmembers and the staff if there is anyone who wishes to remove any item from the "Consent Calendar" for public comment, 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, after the Mayor has invited the public to speak.

3. Award Contract to Hazen and Sawyer for Engineering Services to Evaluate and Optimize City's Water Disinfectant Process in the Amount of \$55,725 (Public Works Director Olmos).

[CON 14-0045](#)**APPROVE**

**Attachments:** [Engineering Services Agreement with Hazen and Sawyer](#)

4. (a) Reclassify the Existing Senior Deputy City Clerk position from the Teamsters Bargaining Group to Management Confidential.  
(b) Establish a Salary Range and Benefits for the previously Council-approved and Budgeted Full- Time Graphic Artist Classification (Human Resources Director Hanson).

[14-0493](#)**APPROVE**

5. Award Contract with Martin & Chapman in the Amount Not-to-Exceed \$60,000 for Election Services Related to the Tuesday, March 3, 2015 General Municipal Election (City Clerk Tamura).

[CON 14-0046](#)**APPROVE**

**Attachments:** [Agreement with Martin & Chapman for Election Services](#)

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6. Contract Amendment with Tyler Technologies for a Cashiering System Module for the Existing Financial System in an Amount not to Exceed \$60,000 as Provided for in the City's Information Systems Master Plan and Budget (Finance Director Moe). [CON 14-0049](#)
- APPROVE**
- Attachments:** [Statement of Work from Tyler Technologies](#)  
[Tyler Techynologies Cashiering Quotation](#)
7. Ordinance No. 14-0020 Amending Chapter 4.108 of the Manhattan Beach Municipal Code (Vehicles for Hire) to Update the Requirements for Clean Air Vehicles (Finance Director Moe). [ORD 14-0020](#)
- WAIVE FURTHER READING; INTRODUCE ORDINANCE NO. 14-0020**
- Attachments:** [Ordinance No. 14-0020](#)
8. Approve an Amendment to the Memorandum of Understanding between the Cities of Manhattan Beach, Redondo Beach, Hermosa Beach, Torrance and the Los Angeles County Flood Control District for Administration and Cost Sharing for Development of Phase II of the Enhanced Watershed Management Program (Public Works Director Olmos). [CON 14-0048](#)
- APPROVE**
- Attachments:** [Amendment to the Agreement for EWMP](#)  
[Memorandum of Understanding 2013](#)
9. Minutes: [14-0344](#)  
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 October 7, 2014
  - b) City Council Regular Meeting of October 7, 2014
  - c) City Council Special Meeting - Closed Session of October 15, 2014
  - d) City Council Adjourned Regular Meeting - Closed Session of October 24, 2014
- (City Clerk Tamura).
- APPROVE**
- Attachments:** [City Council Adjourned Regular Meeting-Closed Session Minutes of October 7,](#)  
[City Council Regular Meeting Minutes of October 7, 2014](#)  
[City Council Special Meeting - Closed Session Minutes of October 15, 2014](#)  
[City Council Adjourned Regular Meeting - Closed Session Minutes of October 2](#)

## M. PUBLIC HEARINGS

30 MINUTES PER ITEM

**N. GENERAL BUSINESS**

30 MINUTES PER ITEM

10. Government Access Channel Broadcast Capabilities (Finance Director Moe). [14-0465](#)  
**RECEIVE REPORT; DISCUSS AND PROVIDE DIRECTION**  
**Attachments:** [CMB Government Access Channel Broadcast Schedule](#)  
[13-0481 Staff Report November 5, 2014, City Broadcast Capabilities](#)
11. Fiscal Year 2014-2015 First Quarter (July-September) Budget Update Status Report and Implementation of the OpenGov Financial Application (City Manager Danaj). [14-0480](#)  
**RECEIVE REPORT; COMMENT**  
**Attachments:** [Fiscal Year 2014-2015 Quarter 1 Financial Reports](#)  
[General Fund Forecast of Revenues and Expenditures](#)
12. Advanced Gas Meter Installations Update and Presentation (Public Works Director Olmos). [14-0477](#)  
**RECEIVE REPORT**  
**Attachments:** [Gas Company Advanced Meter Presentation](#)
13. Status report on Construction Rules, Surety Bonds, and Construction Parking Permits (Community Development Director Thompson). [14-0371](#)  
**RECEIVE REPORT**  
**Attachments:** [Statistical Numbers for 6 Months](#)  
[Original Staff Report from March 6, 2014](#)  
[Meeting Minutes from March 6, 2014](#)
14. Ordinance No. 14-0017 Amending and Restating Municipal Code Provisions Governing Nuisances and Nuisance Abatement Procedures (City Attorney Barrow). [ORD 14-0017](#)  
**WAIVE FURTHER READING, INTRODUCE ORDINANCE NO. 14-0017**  
**Attachments:** [ORD No. 14-0017](#)  
[MBMC Chapters 4.60 & 9.68](#)

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

5 MINUTES PER ITEM

*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.*

**P. OPTIONAL ADDITIONAL PUBLIC COMMENTS ON NON-AGENDA ITEMS**

*For speakers who did not speak at the first "Public Comment" period because the 30 minute time limit was reached.*

3 MINUTES PER PERSON

**Q. OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS, FUTURE DISCUSSION ITEMS**

5 MINUTES PER CITY COUNCILMEMBER FOR TOTAL OF 25 MINUTES

**R. RECEIVE AND FILE ITEMS**

*The following items are informational items that do not require action by the City Council. They can be "Received and Filed" by one motion: "Motion to Receive and File" or by order of the Chair.*

*The Mayor will provide a maximum of three minutes for speakers to comment on this category.*

**15. Financial Reports: [14-0473](#)**

- a) Schedule of Demands: October 9, 2014
- b) Investment Portfolio for the Month Ending September 30, 2014
- c) Financial Reports for the Month Ending September 30, 2014  
(Finance Director Moe).

**RECEIVE AND FILE**

**Attachments:** [Schedule of Demands for October 9, 2014](#)  
[Investment Portfolio for the Month Ending September 30, 2014](#)  
[Financial Reports for the Month Ending September 30, 2014](#)

**16. Commission Minutes: [14-0489](#)**

This item contains minutes of City Council subcommittees and 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 Receive and File the minutes of the:

- a) Cultural Arts Commission Meeting of September 9, 2014  
(Parks and Recreation Director Leyman)

**RECEIVE AND FILE**

**Attachments:** [Cultural Arts Commission Action Minutes of September 9, 2014](#)

**S. ADJOURNMENT**

## T. FUTURE MEETINGS

### CITY COUNCIL MEETINGS

Nov. 6, 2014 - Thursday - 6:00 PM - Adjourned Regular Meeting (ULI)  
Nov. 18, 2014 – Tuesday -- 6:00 PM - City Council Meeting  
Dec. 2, 2014 – Tuesday -- 6:00 PM - City Council Meeting  
Dec. 9, 2014 – Tuesday -- 6:00 PM - Adjourned Regular Meeting - Study Session  
Dec. 16, 2014 – Tuesday -- 6:00 PM - City Council Meeting  
Jan. 6, 2015 – Tuesday -- 6:00 PM - City Council Meeting  
Jan. 20, 2015 – Tuesday -- 6:00 PM - City Council Meeting  
Feb. 3, 2015 – Tuesday -- 6:00 PM - City Council Meeting  
Feb. 17, 2015 – Tuesday -- 6:00 PM - City Council Meeting  
Mar. 4, 2015 – Wednesday -- 6:00 PM - City Council Meeting  
Mar. 17, 2015 – Tuesday -- 6:00 PM - City Council Meeting

### BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

Nov. 10, 2014 – Monday – 6:30 PM – Library Commission Meeting  
Nov. 11, 2014 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting (Cancelled)  
Nov. 12, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting  
Nov. 24, 2014 – Monday – 6:30 PM – Parks and Recreation Commission Meeting  
Nov. 26, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting  
Nov. 27, 2014 – Thursday – 6:30 PM – Parking & Public Improvements Commission Meeting  
Dec. 8, 2014 – Monday – 6:30 PM – Library Commission Meeting  
Dec. 9, 2014 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting  
Dec. 10, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting  
Dec. 22, 2014 – Monday – 6:30 PM – Parks and Recreation Commission Meeting

## U. CITY HOLIDAYS

### CITY OFFICES CLOSED ON THE FOLLOWING DAYS:

Nov. 11, 2014 – Tuesday – Veterans Day  
Nov. 27-28, 2014 – Thursday & Friday – Thanksgiving Holiday  
Dec. 25, 2014 – Thursday – Christmas Day  
Jan. 1, 2015 – Thursday – New Years Day  
Jan. 19, 2015 – Monday – Martin Luther King Day  
Feb. 16, 2015 – Monday – President's Day  
May. 25, 2015 – Monday – Memorial Day  
Jul. 3, 2015 - Friday - Independence Day  
Sep. 7, 2015 – Monday – Labor Day  
Oct. 12, 2015 – Monday – Columbus Day