

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Draft

Tuesday, May 21, 2024

6:00 PM

Regular Meeting

City Council Chambers and Zoom

City Council Regular Meeting

ELECTED OFFICIALS

Mayor Joe Franklin

Mayor Pro Tem Amy Howorth

Councilmember David Lesser

Councilmember Steve Napolitano

Councilmember Richard Montgomery

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www.manhattanbeach.gov/departments/city-clerk/city-council-meetings-agendas-and-minutes

A. CALL MEETING TO ORDER

Mayor Franklin called the meeting to order.

B. PLEDGE TO THE FLAG

Josephine "Fina" and Cooper Graham participants of the 2024 Inaugural CT3 Polar Plunge led the Pledge of Allegiance.

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

1. Presentation of a Proclamation to Congregation Tikvat Jacob and the Jewish Community Center Declaring May 2024, as Jewish American Heritage Month. [24-0109](#)
PRESENT

On behalf of the City Council, Mayor Franklin and Mayor Pro Tem Howorth presented a Proclamation to Rabbi Joshua Kalev and President Jeremy Stern of Congregation Tikvat Jacob and Rabbi Yossi Mintz of the Jewish Community Center, declaring May 2024 as Jewish American Heritage Month.

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

A motion was made by Mayor Pro Tem Howorth, seconded by Councilmember Montgomery, to approve the agenda as amended, to pull Agenda Item No. 7 from the Consent Calendar for individual consideration, 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)

Manhattan Beach Chamber of Commerce Board Member Jill McCurry announced their next mixer at Culture Brewing in Downtown Manhattan Beach on June 12, 2024, at 5:30 PM.

Library Manager Josh Murray announced the community to their "Summer Discovery Program Kickoff" on June 1, 2024, from 10:00 AM - 2:00 PM.

Mira Costa High School ASB Students Brodie Kelley and Kasey Kernochan provided updates regarding recent and upcoming events at the school.

MB Safe Alternatives for Everyone (MBSAFE) representative Rita Crabtree-Kampe announced the community to an information session regarding the organization at Grunions on June 6, 2024, from 5:30 PM - 7:30 PM.

Waste Management Recycling Education Representative Bobby Bell thanked Public Works in honor of Public Works Appreciation Week, responded to City Council questions and provided information regarding organic waste.

Police Captain Christian Eichenlaub provided an update regarding E-Bikes and enforcement measures from the Police Department; as well as information regarding an incident involving a group of teens in Hermosa Beach. Captain Eichenlaub, City Attorney Quinn Barrow, and Police Chief Rachel Johnson responded to City Council questions.

Mayor Pro Tem Howorth announced the 13th Annual Mark Vasquez Blood Drive at the Joslyn Community Center on May 22, 2024, from 9:00 AM - 8:00 PM.

Mayor Franklin requested that all Veterans in the audience stand up to be recognized for their service.

Mayor Franklin announced an event by "Pin-ups for Vets", at the Manhattan Beach Pier on May 24, 2024, from 10:30 AM - 11:30 AM.

UPDATES:

2. Update on Efforts Regarding Assembly Bill 2309 that Addresses the Prosecution of State Misdemeanor Crimes (City Manager Moe).
(Estimated Time: 5 Mins.)

[24-0192](#)

RECEIVE AND FILE

City Manager Bruce Moe introduced Assistant to the City Manager George Gabriel who provided an update on efforts on Assembly Bill 2309 which addresses the prosecution of State misdemeanor crime.

The City Council received and filed the report.

G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

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

*Juna Manabe
Unknown Speaker*

City Manager Bruce Moe responded to City Council questions.

Public comments continued with the following individuals:

*Bob Siemak
Janne Kouri
Heather Kim*

Mayor Franklin provided emergency contact phone numbers and information regarding the Reach Manhattan Beach app.

Public comments continued with the following individuals:

*Scott Yanofsky
Tom Kaminski
Jim Burton
Unknown Speaker
Unknown Speaker
Larry Grik*

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

City Manager Moe provided that the Police Departments town hall is on June 26, 2024, at 6:00 PM at the Joslyn Community Center.

H. CONSENT CALENDAR (APPROVE)

A motion was made by Councilmember Lesser, seconded by Councilmember Montgomery, to approve the Consent Calendar with Agenda Item No. 7 being removed to be heard under section I – Items Removed From the Consent Calendar. The motion carried by the following vote:

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

Nay: 0

3. City Council Minutes: [24-0150](#)

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

- a) City Council Adjourned Regular Meeting Minutes of May 6, 2024
- b) City Council Adjourned Regular Meeting Minutes of May 7, 2024
- c) City Council Regular Meeting Minutes of May 7, 2024
- d) City Council Adjourned Regular Meeting Minutes of May 14, 2024
- e) City Council Adjourned Regular Meeting Minutes (Budget and Capital Improvements Program Study Session) of May 14, 2024 (City Clerk Tamura).

APPROVE

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

4. Financial Reports: [24-0137](#)

- a) Schedule of Demands for April 2024
- b) Investment Portfolio for the Month March 31, 2024
- c) Financial Month End Report for March 31, 2024 (Finance Director Charelian).

ACCEPT REPORTS AND DEMANDS

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

5. Consideration of Approval of the Fiscal Year 2024-2025 City Council Work Plan (City Manager Moe). [24-0118](#)

APPROVE

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

6. Consideration of a Resolution Approving the Assessment Engineer's Report for Annual Levy of Street Lighting Assessments for Fiscal Year 2024-2025 and a Resolution Declaring the City Council's Intention to Provide for the Annual Levy and Collection of Assessments, and Setting the Public Hearing to Consider the Assessments for June 18, 2024 (Finance Director Charelian). [24-0057](#)
- A) ADOPT RESOLUTION NOS. 24-0048 AND 24-0049**
B) SET PUBLIC HEARING DATE FOR JUNE 18, 2024

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

7. Consideration of a Resolution Approving an Agreement with Walker Consultants Inc. for a City Parking Management Study in an Amount Not-to-Exceed \$249,970 (Community Development Director Mirzakhanian). [24-0131](#)
- ADOPT RESOLUTION 24-0057**

This item was removed from the Consent Calendar and heard under Section I - Items Removed from the Consent Calendar.

8. Consideration of Resolutions Approving Amendment No. 2 to the Professional Services Agreement with Geosyntec Consultants, Inc. and Amendment No. 2 to the Professional Services Agreement with McGowan Consulting, Inc. for Administration of the Coordinated Integrated Monitoring Plan on Behalf of the Beach Cities Watershed Management Group, Extending These Professional Services for One Year (Public Works Director Lee). [24-0132](#)
- ADOPT RESOLUTION NOS. 24-0050 AND 24-0051**

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

9. Consideration of a Resolution Approving an Agreement with General Pump Company, Inc., for Maintenance and Repair Services of City-Owned Wells for an Amount Not-to-Exceed \$300,000 (Public Work Director Lee). [24-0157](#)
- A) WAIVE FORMAL BIDDING DUE TO COOPERATIVE PURCHASING**
B) ADOPT RESOLUTION NO. 24-0052

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

10. Consideration of a Resolution Approving Amendment No. 3 to the Professional Services Agreement with Weck Analytical Environmental Services, Inc. for Additional Water Quality Sampling at a Total Cost Not-to-Exceed \$119,500 (Public Works Director Lee). [24-0188](#)
- ADOPT RESOLUTION 24-0054**

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

11. Consideration of a Resolution Rejecting All Bids Received for the Manhattan Beach Boulevard Eastbound Left-Turn Improvement at Aviation Boulevard Project Funded by Measure M (Public Works Director Lee). [24-0179](#)

ADOPT RESOLUTION NO. 24-0055

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

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

7. Consideration of a Resolution Approving an Agreement with Walker Consultants Inc. for a City Parking Management Study in an Amount Not-to-Exceed \$249,970 (Community Development Director Mirzakhanian). [24-0131](#)

ADOPT RESOLUTION 24-0057

Councilmember Napolitano provided that he pulled the item to ask additional questions.

City Traffic Engineer Erik Zandvliet and City Manager Bruce Moe responded to City Council questions.

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

Stefan Kampe

Seeing no further requests to speak, Mayor Franklin closed the public hearing.

A motion was made by Mayor Pro Tem Howorth, seconded by Councilmember Montgomery, to adopt Resolution No. 24-0057, a resolution of the Manhattan Beach City Council approving an agreement between the City of Manhattan Beach and Walker Consultants Inc. for a City Parking Management Study. The motion carried by the following vote:

Aye: 4 - Franklin, Howorth, Lesser and Montgomery

Nay: 1 - Napolitano

At 7:52 PM, the City Council recessed and reconvened at 8:08 PM with all City Councilmembers present.

Mayor Franklin provided that he had wanted to vote "No" for Agenda Item No. 7 on the previous vote but inadvertently hit the wrong button.

City Attorney Quinn Barrow provided the process to reconsider the previous vote.

A motion was made by Mayor Franklin, seconded by Councilmember Napolitano, to reconsider Agenda Item No.7. The motion carried by the following vote:

Aye: 4 - Franklin, Howorth, Lesser and Napolitano

Nay: 1 - Montgomery

A motion was made by Mayor Pro Tem Howorth, seconded by Councilmember Montgomery, to adopt Resolution No. 24-0057, a resolution of the Manhattan Beach City Council approving an agreement between the City of Manhattan Beach and Walker Consultants Inc. for a City Parking Management Study. The motion carried by the following vote:

Aye: 3 - Howorth, Lesser and Montgomery

Nay: 2 - Franklin and Napolitano

J. PUBLIC HEARINGS**12. Conduct Public Hearing and Consideration of:** [24-0140](#)

- a) A Resolution Adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program in Accordance with the California Environmental Quality Act (CEQA)
- b) Conceptual Approval of the 28th Street Stormwater Infiltration Project Engineering Design
- c) A Resolution Approving a Coastal Development Permit (Public Works Director Lee and Community Development Director Mirzakhonian)

(Estimated Time: 1 Hr.)

A) APPROVE CONCEPTUAL PROJECT LAYOUT**B) ADOPT RESOLUTION NOS. 24-0043 AND 24-0044**

Public Works Director Erick Lee introduced Senior Civil Engineer Jeff Fijalka and Associate Planner Tari Kuvhenguhwa who provided the PowerPoint presentation.

Senior Civil Engineer Fijalka, Public Works Director Lee, and Community Development Director Talyn Mirzakhonian responded to City Council questions.

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

*Stefan Kampe
Thornton Stone
Larry Grik
Craig Cadwallader
Gerald Johnson
Barbara Johnson*

Seeing no further requests to speak, Mayor Franklin closed the public hearing.

Senior Civil Engineer Fijalka, CWE Engineering Manager Katie Harrell, and City Attorney Quinn Barrow responded to City Council questions.

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Howorth, to adopt Resolution No. 24-0043, a resolution of the Manhattan Beach City Council adopting a mitigated negative declaration and mitigation monitoring and reporting program for the 28th Street Stormwater Infiltration Project located at and around 115 26th Street (City of Manhattan Beach). The motion carried by the following vote:

Aye: 4 - Howorth, Lesser, Montgomery and Napolitano

Nay: 1 - Franklin

A motion was made by Mayor Pro Tem Howorth, seconded by Councilmember Montgomery, to provide conceptual approval of the project engineering design of 28th Street Stormwater Infiltration Project. The motion carried by the following vote:

Aye: 4 - Howorth, Lesser, Montgomery and Napolitano

Nay: 1 - Franklin

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Howorth, to adopt Resolution No. 24-0044, a resolution of the Manhattan Beach City Council Approving a Coastal Development Permit for the 28th Street Stormwater Infiltration Project located at and around 115 26th Street (26th Street Public Parking Facility). The motion carried by the following vote:

Aye: 4 - Howorth, Lesser, Montgomery and Napolitano

Nay: 1 - Franklin

K. GENERAL BUSINESS

13. Consideration of the Parking and Public Improvements Commission Recommendations for Initial Traffic Calming Measures Related to the Oak Avenue / Manhattan Village Shopping Center Neighborhood Traffic Management Study; Consideration of a Resolution to Add Stop Signs at Four Intersections and Adoption of a Determination of Exemption Pursuant to Section 15301(c) of the California Environmental Quality Act (CEQA) (Community Development Director Mirzakhonian). [24-0170](#)

(Estimated Time: 1 Hr.)

A) APPROVE TRAFFIC CALMING MEASURES**B) ADOPT RESOLUTION NO. 24-0045****C) ADOPT DETERMINATION OF EXEMPTION PURSUANT TO CEQA**

Community Development Director Talyn Mirzakhonian introduced City Traffic Engineer Erik Zandvliet who provided the PowerPoint presentation and responded to City Council questions.

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

Stephan Wandel

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

A motion was made by Mayor Franklin, seconded by Councilmember Montgomery, to approve the following Parking and Public Improvements Commission recommendations for initial traffic calming measures related to the Oak Avenue/Manhattan Village Shopping Center Neighborhood Traffic Management Study as well as adopting a determination of exemption pursuant to CEQA:

- 1. Install speed limit signs at all entrances to the residential neighborhood in the study area;**
- 2. Construct curb, gutter and sidewalk to replace the painted edgeline in the curve at Ardmore Avenue and 33rd Street;**
- 3. Conduct a pedestrian safety study at the intersection of Marine Avenue and Cedar Avenue;**
- 4. Prohibit parking on west side of Oak Avenue for 30 feet north of 27th Street and trim tree branches on northeast corner of Oak Avenue and 27th Street;**
- 5. Conduct a study to verify recurring non-resident parking intrusion and determine if a residential parking permit program would be appropriate on residential streets immediately west of the commercial properties along Sepulveda Boulevard between Manhattan Beach Boulevard and 33rd Street; and**
- 6. Adopt Resolution No. 24-0045, a resolution of the Manhattan Beach City Council amending Section 21 (Through Streets and Stop Intersections) of Resolution No. 2715 (The Traffic Resolution).**

The motion carried by the following vote:

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

Nay: 0

- 14.** Consideration of Declaring Parking and Public Improvements Commission Member-At-Large Seat No. 1 (Kirschenbaum) Vacant and Appoint from the List of Interested Applicants from the Recent Annual Boards and Commissions Interview and Appointment Process (City Clerk Tamura). [24-0207](#)
(Estimated Time: 10 Min.)
A) DECLARE VACANCY
B) APPOINT

City Clerk Liza Tamura introduced Management Analyst Patricia Matson who provided the staff presentation.

Community Development Director Talyn Mirzakhanian, City Attorney Quinn Barrow, and City Traffic Engineer Erik Zandvliet responded to City Council questions.

The City Council directed staff to allow Mr. Kirschenbaum the ability to appeal to the City Council in writing regarding the recorded absences and requested to consider amendments to the City's Municipal Code regarding Boards and Commissions absences at a future City Council meeting.

15. Consideration of a Resolution Approving a Professional Design Services Agreement to Geosyntec Consultants, Inc. in the Amount of \$299,869 for the Manhattan Beach Dominguez Channel Stormwater Infiltration Project Feasibility Study and Approval of a Reappropriation in the Amount of \$300,000 (Public Works Director Lee). [24-0104](#)
- (Estimated Time: 15 Mins.)
- A) ADOPT RESOLUTION NO. 24-0042**
- B) REAPPROPRIATE FUNDS**

Public Works Director Erick Lee provided background information regarding the item.

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

Craig Cadwallader

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

A motion was made by Councilmember Montgomery, seconded by Mayor Franklin, to adopt Resolution No. 24-0042, a resolution of the Manhattan Beach City Council approving a design services agreement between the City of Manhattan Beach and Geosyntec Consultants, Inc. for the Manhattan Beach Dominguez Channel Stormwater Infiltration Project Feasibility Study; and approve a reappropriation from the Annual Storm Drain Capital BMP Project within the Storm Drain Fund in the amount of \$300,000 for the Project. The motion carried by the following vote:

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

Nay: 0

16. Continued Discussion of the Fiscal Year 2024-2025 Proposed Operating Budget and Proposed 5-Year Capital Improvement Program (Fiscal Years 2024-2025 Through 2028-2029) (Finance Director Charelian and Public Works Director Lee). [24-0152](#)

(Estimated Time: 30 Mins.)

DISCUSS AND PROVIDE DIRECTION

City Manager Bruce Moe introduced Finance Director Steve Charelian who provided the staff presentation.

Finance Director Charelian and Public Works Director Erick 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.

The City Council directed staff to cancel the second Budget Study Session that was tentatively scheduled for May 28, 2024.

City Manager Moe responded to City Council questions.

L. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

Councilmember Montgomery reported that he attended the California Contract Cities Annual Municipal Conference last week and provided they had one-on-one time with fellow colleagues and electives across Los Angeles County.

Councilmember Napolitano reported that he also attended the California Contract Cities Annual Municipal Conference and provided that a highlight was hearing from public safety agencies throughout the region.

M. FUTURE AGENDA ITEMS

17. City Council AB 1234 Reports. [24-0154](#)
RECEIVE AND FILE

AB 1234 reports were heard under Section L.

18. Consideration of a Request by Mayor Franklin and Councilmember Lesser to Discuss an American Disability Act Compliant Parking Space near the Catalina Classic Sculpture to Accommodate the Installation of a Plaque and a Potential Fiscal Appropriation Needed for the Project (City Manager Moe). [24-0202](#)

DISCUSS AND PROVIDE DIRECTION

Councilmember Montgomery provided that he would be the third vote in order to have the item return on a future agenda.

N. CITY MANAGER REPORT

City Manager Bruce Moe requested direction regarding cancelling the August 6, 2024, City Council meeting.

City Manager Moe, City Attorney Quinn Barrow, and City Clerk Liza Tamura responded to City Council questions.

The City Council requested to defer the decision until staff finds out the election deadlines from the County in case the City desires to submit a measure to the voters.

O. CITY ATTORNEY REPORT

None.

P. INFORMATIONAL ITEMS

19. Agenda Forecast (City Clerk Tamura). [24-0151](#)
INFORMATION ITEM ONLY

This item was received and filed by order of the Chair.

20. Commission Minutes: [24-0209](#)
This Item Contains Minutes of the following City Commission Meetings:
a) Library Commission Meeting of March 11, 2024
(Parks and Recreation Director Leyman)
b) Library Commission Meeting of April 8, 2024
(Parks and Recreation Director Leyman).

INFORMATION ITEM ONLY

This item was received and filed by order of the Chair.

Q. CLOSED SESSION

None.

R. ADJOURNMENT

At 10:37 PM, Mayor Franklin adjourned the meeting to 5:00 PM on June 4, 2024.

Breana Contreras
Recording Secretary

Joe Franklin
Mayor

ATTEST:

Liza Tamura
City Clerk