

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Draft

Thursday, January 12, 2023

3:00 PM

Zoom Meeting

City Council Adjourned Regular Meeting

ELECTED OFFICIALS

Mayor Steve Napolitano

Mayor Pro Tem Richard Montgomery

Councilmember Joe Franklin

Councilmember Amy Howorth

Councilmember David Lesser

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

A. CALL MEETING TO ORDER

Mayor Napolitano called the meeting to order.

B. PLEDGE TO THE FLAG

Councilmember Howorth led the Pledge of Allegiance.

C. ROLL CALL

Roll Call by City Clerk Liza Tamura.

Present 5 - Mayor Napolitano, Mayor Pro Tem Montgomery, Councilmember Franklin, Councilmember Howorth, and Councilmember Lesser

D. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Mayor Napolitano opened the floor to public comments.

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

E. CLOSED SESSION

City Manager Bruce Moe announced the following Closed Session:

I. ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN CLOSED SESSION

**CONFERENCE WITH LEGAL COUNSEL (EXISTING LITIGATION)
(Government Code Section 54956.9(d)(1))**

**Name of Case: Laura Kaufman v. City of Manhattan Beach
County of Los Angeles Superior Court**

Case No: 22STCV21313

**Name of Case: Daryn Drum v. City of Manhattan Beach
United States District Court – Central District of California
(Western Division)**

Case No: 2:21-CV-08492 PSG (KKx)

**Name of Case: Ulysses A. Rivas v. City of Manhattan Beach
County of Los Angeles Superior Court**

Case No: 21STCV38784

II. RECESS INTO CLOSED SESSION

At 3:06 PM, the City Council recessed into Closed Session.

III. RECONVENE INTO OPEN SESSION

At 4:14 PM, the City Council reconvened into Open Session with all City Councilmembers present.

IV. CLOSED SESSION ANNOUNCEMENT IN OPEN SESSION

City Attorney Barrow announced that the City Council recessed into Closed Session to discuss the three pieces of litigation identified on the agenda. With respect to the Kaufman and Drum cases, the City Council gave direction by a 5-0 vote to Special Counsel. With respect to the third item, the City Council gave direction to Special Counsel by a 4-1 vote, with Mayor Pro Tem Montgomery voting "No". There was no other reportable action taken.

City Attorney Barrow responded to City Council questions and clarified his announcement.

F. ADJOURNMENT

At 4:15 PM, Mayor Napolitano adjourned the meeting and announced to the public that the next meeting would be held on Tuesday, January 17, 2023 at 6:00 PM.

Patricia Matson
Recording Secretary

Steve Napolitano
Mayor

ATTEST:

Liza Tamura
City Clerk