

City Council Regular Meeting

Regular Meeting
Tuesday, October 18, 2016
6:00 PM
City Council Chambers



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

Executive Team

Mark Danaj, City Manager
Quinn Barrow, City Attorney

Robert Espinosa, Fire Chief
Teresia Zadroga-Haase, Human Resources Director
Eve R. Irvine, Police Chief
Mark Leyman, Parks & Recreation Director
Bruce Moe, Finance Director
Sanford Taylor, Information Technology Director

Nadine Nader, Assistant City Manager
Raul Saenz, Interim Public Works Director
Liza Tamura, City Clerk
Marisa Lundstedt, Community
Development Director

MISSION STATEMENT:

The City of Manhattan Beach is recognized for providing exemplary municipal services and contributing to the exceptional quality of life afforded to residents, businesses and visitors who enjoy living in and visiting California's safest beach community

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, this agenda provides an early opportunity for public comments under "Public Comments," at which time speakers may comment on any matter within the subject matter jurisdiction of the City Council, including items on the agenda. In addition, speakers may comment during agenda items and during any public hearing after the public hearing on an item has been opened.

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, 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. The City also provides closed captioning of all its Regular City Council Meetings for the hearing impaired.

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****B. ROLL CALL****C. CEREMONIAL CALENDAR****D. CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING**

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 12, 2016, 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

By motion of the City Council, this is the time to: (a) notify the public of any changes to the agenda; (b) remove items from the consent calendar for individual consideration; or (c) rearrange the order of the agenda.

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

City Councilmembers and community organization representatives may inform the public about upcoming events.

G. CITY MANAGER REPORT

H. CITY ATTORNEY REPORT

I. PUBLIC COMMENTS (3 MINUTES PER PERSON FOR ONE ITEM, A MAXIMUM OF 6 MINUTES IF A SPEAKER WANTS TO COMMENT ON MORE THAN ONE ITEM)

Speakers may provide public comments on any matter that is within the subject matter jurisdiction of the City Council, including items on the agenda. The Mayor may determine whether an item is within the subject matter jurisdiction of the City Council. While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda. Each speaker may speak for up to 3 minutes per matter, up to a total of 6 minutes if a speaker wants to comment on more than one matter. With respect to non-public hearing agenda items, speakers may provide their comments during "Public Comments" or at the time the agenda item is being considered. This is also the time for speakers to comment on items on the consent calendar that have not been previously removed by the City Council for individual consideration. For public hearings, speakers are encouraged to speak during the public hearing, if they want their comments to be included in the record for the public hearing.

Please complete the "Request to Address the City Council" card by filling out your name, city of residence, the item(s) you would like to offer public comment, and returning it to the City Clerk.

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

This is an opportunity for a Councilmember to submit a written request that the City Council review the Planning Commission decision, in which case a duly noticed public hearing on the matter will be scheduled for a later date. In the absence of a written request, the matter will be received and filed by order of the chair.

The Planning Commission recently took action on the following matter(s):

1. Planning Commission Approval of Use Permit for Proposed On-Site Instructional Alcohol Tasting (Type 86) at an Existing Supermarket at 2700 Sepulveda Boulevard, Ralph's - Manhattan Village Mall.
(Community Development Director Lundstedt).

[16-0482](#)

BY ORDER OF THE CHAIR, RECEIVE AND FILE

Attachments: [Resolution No. PC 16-05](#)
[Planning Commission Staff Report and Attachments - September 28, 2016](#)
[Planning Commission Draft Minutes - September 28, 2016](#)

K. CONSENT CALENDAR (APPROVE)

Items on the "Consent Calendar" are routine and customary business items and will be enacted with one vote. Removal of items from the Consent Calendar for individual consideration will be at a City Councilmember's discretion. In such case, the item will be heard during general business.

2. Ordinance Establishing New General Municipal Election Dates to be Held in November of Even Years beginning in November 2020, to Meet State Mandates Imposed by California Senate Bill 415 (City Clerk Tamura). [ORD 16-0026](#)
ADOPT ORDINANCE NO. 16-0026
Attachments: [Draft Ordinance No. 16-0026](#)

3. Resolution to Amend The Personnel Rules to Compensate Battalion Chiefs at Time and a Half for Overtime Work Performed for Fire Suppression (Human Resources Director Zadroga-Haase). [RES 16-0059](#)
ADOPT RESOLUTION NO. 16-0059
Attachments: [Resolution No. 16-0059](#)
[Personnel Rules Rule XI Section 12 - Overtime Work Redline \(pages 17-22\)](#)

4. Completion of the Construction Contract for the Parking Structure No. 2 Rehabilitation Project (Interim Public Works Director Saenz). [16-0445](#)
APPROVE

5. Zoning Text Amendment and Local Coastal Program Amendment Proposal for Detached Condominiums (Community Development Director Lundstedt). [16-0413](#)
DIRECT PLANNING COMMISSION TO SCHEDULE HEARING ON ZONING TEXT AMENDMENT
Attachments: [Manhattan Beach Municipal Code 10.52.110 Residential Condominium Standar](#)
[Manhattan Beach Local Coastal Program A.52.100 Residential Condominium S](#)
[Mr. Chris Carey's Letter to City Council, July 26, 2016 with Supporting Documer](#)
[Manhattan Beach Municipal Code 10.96 Amendments](#)

6. First Reading of Ordinance Adopting By Reference the 2016 Edition of the California Fire Code and Certain Amendments, Deletions, and Additions, and Amending Title 3 of the Manhattan Beach Municipal Code (Fire Chief Espinosa). [ORD 16-0021](#)
INTRODUCE ORDINANCE NO. 16-0021 (FIRE CODE 2016 EDITION) AND SCHEDULE A PUBLIC HEARING
Attachments: [Ordinance No. 16-0021](#)

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7. Award a Professional Services Contract to GHD, Inc. (Attachment 1) for Engineering Services for the Manhattan Avenue/Highland Avenue Improvement Project and the Parkview Avenue Sidewalk and Access Ramp Improvement Project in the Amount Not-to-Exceed \$119,053 (Interim Public Works Director Saenz). [CON 16-0037](#)
- APPROVE**
- Attachments:** [Professional Services Agreement for GHD](#)
[Project Budget](#)
[Project Exhibits](#)
8. Second Reading on Ordinance Consolidating and Codifying Manhattan Beach's Existing Construction Rules (Community Development Director Lundstedt). [ORD 16-0020](#)
- ADOPT ORDINANCE NO 16-0020, AN ORDINANCE CONSOLIDATING AND CODIFYING EXISTING CONSTRUCTION RULES**
- Attachments:** [Second Reading - Draft Construction Rules Ordinance](#)
9. Contingency Report for the Capital Improvement Plan Projects Completed in Fiscal Year 2015-2016 (Interim Public Works Director Saenz). [16-0442](#)
- RECEIVE AND FILE**
10. Financial Report: [16-0426](#)
a) Schedule of Demands: September 15, 2016
b) Investment Portfolio for the Month Ending August 31, 2016
c) Month End Report for August 31, 2016
(Finance Director Moe).
- ACCEPT REPORT AND DEMANDS**
- Attachments:** [Schedule of Demands for September 15, 2016](#)
[Investment Portfolio for the Month Ending August 31, 2016](#)
[Month End Report for August 31, 2016](#)
11. City Council Minutes: [16-0432](#)
This Item Contains Minutes of the following City Council Meeting:
City Council Regular Meeting Minutes of October 4, 2016
(City Clerk Tamura).
- APPROVE**
- Attachments:** [City Council Regular Meeting Minutes of October 4, 2016](#)

L. PUBLIC HEARINGS (2 MINUTES PER PERSON)

12. Ordinance to Authorize an Amendment to the Contract Between the Board of Administration of the California Public Employees' Retirement System and the City of Manhattan Beach to allow police officers and fire fighters to share the cost of employer contributions on a pre-tax basis. (Human Resources Director Zadroga-Haase). [ORD 16-0006](#)
- INTRODUCE ORDINANCE NO. 16-0006**

Attachments: [Ordinance No. 16-0006 \(CalPERS Contract Amendment\)](#)
[Resolution No. 16-0052 Adopted on September 20, 2016](#)
[Certification of Governing Body's Action](#)
[Certification of Compliance with Government Code Section 20516](#)
[Certification of Compliance with Government Code 7507](#)
[Certification of Employee Election](#)

M. OLD BUSINESS

13. Report on Southern California Gas Company's Loop Project and the January 7, 2016 Gas Ignition at their Playa del Rey Storage Facility (Interim Public Works Director Saenz). [16-0461](#)
- RECEIVE REPORT, DISCUSS, AND PROVIDE DIRECTION**

Attachments: [Southern California Gas Company's Loop Project Map](#)
[Southern California Gas Company PowerPoint Presentation](#)

14. Update Report on the Fire and Medical Services in Manhattan Beach If Hermosa Beach Contracts Fire Services with Los Angeles County Fire Department (Fire Chief Espinosa). [16-0457](#)
- INFORMATION ITEM ONLY**

Attachments: [Hermosa Feasibility Study](#)
[Automatic Aid Agreement Between the Cities of Manhattan Beach and Hermosa Beach](#)
[Automatic Aid Agreement Between the City of Manhattan Beach and Los Angeles](#)

N. NEW BUSINESS**O. CITY COUNCIL REPORTS, OTHER COUNCIL BUSINESS, AND COMMITTEE AND TRAVEL REPORTS****P. FORECAST AGENDA AND FUTURE DISCUSSION ITEMS**

15. Agenda Forecast (City Clerk Tamura). [16-0477](#)
- DISCUSS AND PROVIDE DIRECTION**

Attachments: [October 12, 2016 Agenda Forecast](#)

Q. INFORMATIONAL ITEMS

This section is for items that do not require City Council action.

R. CLOSED SESSION**S. ADJOURNMENT****T. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

*Nov. 1, 2016 - Tuesday -- 6:00 PM - City Council Meeting
Nov. 15, 2016 - Tuesday -- 6:00 PM - City Council Meeting
Dec. 6, 2016 - Tuesday -- 6:00 PM - City Council Meeting
Dec. 20, 2016 - Tuesday -- 6:00 PM - City Council Meeting
Jan. 3, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Jan. 17, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Feb. 7, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Feb. 21, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Mar. 8, 2017 - Wednesday -- 6:00 PM - City Council Meeting
Mar. 21, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Apr. 4, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Apr. 18, 2017 - Tuesday -- 6:00 PM - City Council Meeting
May 2, 2017 - Tuesday -- 6:00 PM - City Council Meeting
May 16, 2017 - Tuesday -- 6:00 PM - City Council Meeting
June 6, 2017 - Tuesday -- 6:00 PM - City Council Meeting
June 20, 2017 - Tuesday -- 6:00 PM - City Council Meeting
July 5, 2017 - Tuesday -- 6:00 PM - City Council Meeting
July 18, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Aug. 1, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Aug. 15, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Sept. 5, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Sept. 19, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Oct. 3, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Oct. 17, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Nov. 7, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Nov. 21, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Dec. 5, 2017 - Tuesday -- 6:00 PM - City Council Meeting
Dec. 19, 2017 - Tuesday -- 6:00 PM - City Council Meeting*

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

*October 24, 2016 - Monday - 6:30 PM - Parks and Recreation Commission Meeting
October 26, 2016 - Wednesday - 6:30 PM - Planning Commission Meeting
October 27, 2016 - Thursday - 6:30 PM - Parking & Public Improvements Commission Meeting
November 8, 2016 - Tuesday - 6:00 PM - Cultural Arts Commission Meeting
November 9, 2016 - Wednesday - 6:30 PM - Planning Commission Meeting
November 14, 2016 - Monday - 6:30 PM - Library Commission Meeting
November 23, 2016 - Wednesday - 6:30 PM - Planning Commission Meeting
November 28, 2016 - Monday - 6:30 PM - Parks and Recreation Commission Meeting*

U. CITY OFFICES CLOSED

CITY HOLIDAYS:

Nov. 11, 2016 – Friday – Veterans Day
Nov. 24-25, 2016 - Thursday & Friday - Thanksgiving Holiday
Dec. 26, 2016 - Monday - Christmas Day Observed
Jan. 2, 2017 – Monday – New Years Day Observed
Jan. 16, 2017 – Monday – Martin Luther King Day
Feb. 20, 2017 - Monday - Presindets Day
May 29, 2017 – Monday – Memorial Day
Jul. 4, 2017 - Tuesday - Independence Day
Sep. 4, 2017 - Monday - Labor Day
Oct. 9, 2017 – Monday – Columbus Day

CITY OFFICES CLOSED ON FOLLOWING ALTERNATIVE FRIDAYS:

Oct. 28, 2016 - Friday
Nov. 11, 2016 - Friday
Nov. 25, 2016 - Friday
Dec. 9, 2016 - Friday
Dec. 23, 2016 - Friday
Jan. 6, 2017 - Friday
Jan. 20, 2017 - Friday
Feb. 3, 2017 - Friday
Feb. 17, 2017 - Friday
Mar. 3, 2017 - Friday
Mar. 17, 2017 - Friday
Mar. 31, 2017 - Friday
Apr. 14, 2017 - Friday
Apr. 28, 2017 - Friday