

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Draft

Tuesday, August 20, 2024

6:00 PM

Regular Meeting

Police/Fire Conference Room 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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A. CALL MEETING TO ORDER

Mayor Franklin called the meeting to order.

B. PLEDGE TO THE FLAG

Noah and Gabriel Segil led the Pledge of Allegiance.

C. ROLL CALL

Roll Call occurred after the ceremonial calendar.

D. CEREMONIAL CALENDAR

- 1. Presentation of a Certificate of Recognition to Jack Segil as the Founder and CEO of Code to Grow and Helping Send Underprivileged Kids to Coding Camp. [24-0305](#)

PRESENT

On behalf of the City Council, Mayor Franklin presented a Certificate of Recognition to Jack Segil as the Founder and CEO of Code to Grow and for helping to send underprivileged kids to coding camp.

Due to technological difficulties, at 6:11 PM, the City Council recessed and reconvened at 6:21 PM with all City Councilmembers present.

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

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

A motion was made by Mayor Pro Tem Howorth, seconded by Councilmember Lesser, to approve the agenda as amended, to pull Agenda Item No. 5 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)

Library Manager Josh Murray invited the community to a Wikipedia Edit-a-Thon on August 24, 2024, from 10:00 - 2:00 PM.

Waste Management Recycling Education Representative Bobby Bell provided an update on the Free Paper Shredding Event from two weeks ago; announced the 'Lunch Box Dispersal' program for incoming Kindergarten students; and responded to City Council questions.

City Engineer Katie Doherty provided a brief update on Parking Lot 3, highlighting structural concerns; Center Place adjacent to the structure is closed to vehicle traffic but remains open for pedestrians; the Free Shuttle Service will be moving from Pacific Elementary School to the Manhattan Village Shopping Center, near the North entrance by Macy's; staff plans to return to City Council on September 3, 2024, to discuss the next steps for the structure; and responded to City Council questions.

Police Captain Andrew Enriquez provided an update on the new Bicycle Enforcement Team, which began operations on July 1, 2024, and the team focuses on enforcement citywide; reported that 218 bicycle citations were issued between January 1 through July 31, 2024, that Parking and Animal Control Officers issued 153 citations for dogs on the beach or off-leash during the same period; and responded to City Council questions.

Mayor Pro Tem Howorth reminded the community that Manhattan Beach Unified School District starts school tomorrow and urged drivers to be vigilant and cautious.

Councilmember Montgomery expressed gratitude to the Parks and Recreation, Police, and Fire Departments for their support at the AVP tournament this past weekend, and thanked Waste Management for handling the trash; and reminded the community that there are three City Council seats up for election this November at the General Municipal Election held on November 5, 2024.

G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

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

*Stefan Kampe
Jeremy Stern
Eric Ingelman
Rick Farrell*

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

H. CONSENT CALENDAR (APPROVE)

A motion was made by Councilmember Montgomery, seconded by Councilmember Lesser, to approve the Consent Calendar with Agenda Item No. 5 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

2. City Council Minutes: [24-0306](#)

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

- a) City Council Special Meeting Minutes of August 6, 2024
- b) City Council Regular Meeting Minutes of August 6, 2024 (City Clerk Tamura).

APPROVE

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

3. Financial Reports: [24-0262](#)

- a) Schedule of Demands for July 2024
- b) Investment Portfolio for the Month Ending June 30, 2024
- c) Preliminary Month End Report for June 30, 2024 (Interim Finance Director Jones).

ACCEPT REPORTS AND DEMANDS

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

4. Consideration of a Resolution Designating Talyn Mirzakhonian Acting City Manager and Providing Compensation for the Duration of the Acting Assignment (City Attorney Barrow and Human Resources Director Jenkins). [24-0315](#)

ADOPT RESOLUTION NO. 24-0095

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

5. Consideration of a Commercial Encroachment Permit for an Existing Commercial Establishment Located at 401 Manhattan Beach Boulevard (Great White) and Associated Determination of Exemption Pursuant to the California Environmental Quality Act (CEQA) (Acting Community Development Director Heise). [24-0258](#)

ADOPT RESOLUTION NO. 24-0091

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

6. Consideration of a Resolution Awarding a Construction Agreement to DBX, Inc. for the Manhattan Beach Boulevard Eastbound Left-Turn Improvement at Aviation Boulevard Project for \$679,507, Including Contingency; Approving the Plans and Specifications; and Adoption of a Determination of Exemption Pursuant to Section 15301 Class 1(c) of the State CEQA Guidelines (Public Works Director Lee). [24-0176](#)

ADOPT RESOLUTION NO. 24-0092

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

7. Consideration of a Resolution Approving Amendment No. 2 to the Professional Services Agreement with Z&K Consultants, Inc. for \$132,194 for Project Management Consulting Services for the Engineering Division (Public Works Director Lee). [24-0286](#)

A) ADOPT RESOLUTION NO. 24-0093

B) AUTHORIZE

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

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

- 5. Consideration of a Commercial Encroachment Permit for an Existing Commercial Establishment Located at 401 Manhattan Beach Boulevard (Great White) and Associated Determination of Exemption Pursuant to the California Environmental Quality Act (CEQA) (Acting Community Development Director Heise). [24-0258](#)

ADOPT RESOLUTION NO. 24-0091

Councilmember Napolitano indicated that he pulled the item to provide clarity on the encroachment process, the conditions of the use permit, and the anticipated increase in impact.

A motion was made by Councilmember Napolitano, seconded by Mayor Pro Tem Howorth to postpone the item to a future meeting to give staff time to provide more detailed information in the staff report regarding the Commercial Encroachment Permit for the commercial establishment at 401 Manhattan Beach Boulevard. The motion carried by the following vote:

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

Nay: 0

J. PUBLIC HEARINGS

None.

K. GENERAL BUSINESS

8. Discussion of Options for City Identity Monument, Street Identity Post-Mounted, Parking Identity Freestanding, and Vehicle Direction Signs within the Signage and Wayfinding Program (Public Works Director Lee).

[24-0234](#)

(Estimated Time: 45 Mins.)

DISCUSS AND PROVIDE DIRECTION

Public Works Director Erick Lee introduced City Engineer Katie Doherty who provided the PowerPoint presentation.

City Engineer Katie Doherty introduced Selbert Perkins Design Founding Partner Clifford Selbert who continued the PowerPoint presentation.

Selbert Perkins Design Founding Partner Clifford Selbert, City Engineer Doherty, Public Works Director Lee and Police Captain Andrew Enriquez responded to City Council questions.

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

*Eric Ingelman
Stefan Kampe*

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

The City Council reviewed options for the City's Signage and Wayfinding Program and provided the following guidance on specific signage types:

A01 - City Identity Signs: Do not use vertical monument signs. Instead, return at a future City Council meeting with a horizontal example similar to the City identity sign at Artesia Boulevard and Aviation Boulevard.

A03 - Street Identity Overhead Signs: Use illuminated, double-sided white signs with black Spartan MB font and color logo and return at a future City Council meeting with an example showing block numbers.

A motion was made by Mayor Pro Tem Howorth, seconded by Councilmember Montgomery to use blue signs with the full-color logo with no text, remove the wave element, place "Manhattan Beach" to the right of the logo, and include block numbers for the Street Identity Post-Mounted Signs (A04). The motion carried by the following vote:

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

Nay: 0

A05 - Parking Identity Freestanding Signs: Return at a future City Council meeting with an example featuring a white background.

B01- Vehicle Direction Signs: Return at a future City Council meeting with examples of signs with a white background and larger parking symbols in sizes 6'x3'-3" and 3'-6"x3'-3". The abbreviated destination names are acceptable on the smaller signs.

At 7:58 PM, the City Council recessed and reconvened at 8:12 PM with all City Councilmembers present.

9. Discussion of Waste Management's Requests for an Extraordinary Rate Increase and for Modifications to the Diversion Requirements Specified in the City's Franchise Agreement for Integrated Solid Waste Management Services (Public Works Director Lee).

[24-0280](#)

(Estimated Time: 30 Mins.)

DISCUSS AND PROVIDE DIRECTION

Public Works Director Erick Lee provided the staff presentation and introduced Waste Management Area Manager Kim Ohrt who provided the PowerPoint presentation.

Waste Management Area Manager Ohrt, Public Works Director Lee, Waste Management Area Director Sandra Pursley and City Attorney Quinn Barrow responded to City Council questions.

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

*Diane Wallace
Heather Kim*

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

A motion was made by Councilmember Napolitano, seconded by Mayor Pro Tem Howorth to direct staff to negotiate a limited amendment to the agreement with Waste Management and to request that Waste Management conduct outreach to the business community regarding their proposed rate increase. Additionally, the City Council directed that any proposed amendments be reviewed by the Utilities Subcommittee before being brought back to City Council for discussion. The motion carried by the following vote:

Aye: 4 - Franklin, Howorth, Montgomery and Napolitano

Nay: 1 - Lesser

10. Update Regarding the City's Legislative Positions on Bills from the Current Statewide Legislative Cycle (Acting City Manager Mirzakhonian).
(Estimated Time: 30 Mins.)

[24-0276](#)

RECEIVE AND FILE

Acting City Manager Talyn Mirzakhonian introduced Assistant to the City Manager George Gabriel who provided the staff presentation.

Mayor Franklin opened the floor to public comments.

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

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

11. Consideration of a Resolution Approving a Memorandum of Understanding with the Bay Club Company Regarding Constructing and Operating an Aquatic Facility and Related Project in Cooperation with the City (Acting City Manager Mirzakhonian).

[24-0303](#)

(Estimated Time: 30 Min.)

ADOPT RESOLUTION NO. 24-0094

Acting City Manager Talyn Mirzakhonian introduced Assistant to the City Manager George Gabriel who provided the staff presentation.

Assistant to the City Manager Gabriel introduced The Bay Club President & CEO Matthew Stevens who provided information on the item.

The Bay Club President & CEO Stevens responded to City Council questions.

Mayor Franklin opened the floor to public comments.

*Karen Komatinsky
Diane Wallace
Jeanne Fratello
Lee*

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

City Attorney Quinn Barrow provided that staff has identified that the address is incorrect in three sections of the Memorandum of Understanding and informed him that the correct address should be 1304 Parkview Avenue.

A motion was made by Councilmember Montgomery, seconded by Mayor Franklin to adopt Resolution No. 24-0094, a resolution of the City Council of the City of Manhattan Beach, approving a Memorandum of Understanding between the City of Manhattan Beach and the Bay Club Company for the construction and operation of an aquatic facility and related project; and directed staff to ensure that notices are sent to all properties within 500 feet of the project when required. The motion carried by the following vote:

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

Nay: 0

L. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

None.

M. FUTURE AGENDA ITEMS

Councilmember Lesser requested to agendize a discussion on the City's support for the Manhattan Beach Neighborhood Watch programs. Mayor Pro Tem Howorth concurred.

Councilmember Napolitano requested to agendize a discussion of a moratorium on the trash enclosure requirements related to permits. Mayor Pro Tem Howorth concurred.

N. CITY MANAGER REPORT

Acting City Manager Talyn Mirzakhanian expressed her honor in serving the City Council in her new role.

O. CITY ATTORNEY REPORT

None.

P. INFORMATIONAL ITEMS

12. Agenda Forecast (City Clerk Tamura). [24-0307](#)
INFORMATION ITEM ONLY

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

13. Commission Minutes: [24-0312](#)
This Item Contains Minutes of the following City Commission Meetings:
a) Planning Commission Meeting Minutes of May 8, 2024 (Acting Community Development Director Heise)
b) Planning Commission Meeting Minutes of May 22, 2024 (Acting Community Development Director Heise)
c) Planning Commission Meeting Minutes of June 12, 2024 (Acting Community Development Director Heise)
d) Planning Commission Meeting Minutes of June 26, 2024 (Acting Community Development Director Heise)
INFORMATION ITEM ONLY

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

Q. CLOSED SESSION

None.

R. ADJOURNMENT

At 9:57 PM, Mayor Franklin adjourned the meeting to 4:00 PM on September 3, 2024.

Breana Contreras
Recording Secretary

Joe Franklin
Mayor

ATTEST:

Liza Tamura
City Clerk