

**City Council**  
**Regular Meeting**  
**Tuesday, June 3, 2014**  
**5:00 PM**  
**City Council Chambers**

**4:30 PM Adjourned Regular Meeting - Closed Session**



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

Executive Team

Bruce Moe, Acting 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  
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

**B. ROLL CALL**

1 MINUTE

**C. 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, May 28, 2014, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.*

**D. 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.*

**E. CEREMONIAL CALENDAR**

30 MINUTES

1. Certificate of Recognition to Casey Sublette for his Offer of Appointment to the United States Naval Academy. [14-0256](#)  
**PRESENT**
2. Presentation of a \$6,000 Donation from the Manhattan Beach Rotary Club to The Manhattan Beach Fire Department. [14-0257](#)  
**ACCEPT**

**F. CITY MANAGER REPORT**

5 MINUTES

**G. CITY ATTORNEY REPORT**

5 MINUTES

**H. CITY COUNCIL ANNOUNCEMENTS AND REPORTS**

5 MINUTES PER CITY COUNCILMEMBER FOR TOTAL OF 25 MINUTES

3. Consideration to Cancel the August 5, 2014 City Council Meeting (City Clerk Tamura). [14-0265](#)  
**APPROVE**

**I. 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!*

**J. 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.*

**K. 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.*

4. Approve the Removal of Parking on the East Side of Sepulveda Boulevard between Tennyson Street and Longfellow Drive as Recommended by the Parking and Public Improvements Commission (Community Development Director Thompson). [14-0178](#)

**APPROVE**

**Attachments:** [March 27, 2104 Parking and Public Improvements Commission Staff Report with](#)  
[March 27, 2014 Parking and Public Improvements Commission Final Minutes](#)

5. Donation of One Surplus 2001 Ford F150 Truck to the El Camino College Fire Academy (Acting City Manager Moe). [14-0219](#)

**APPROVE**

**Attachments:** [El Camino College Fire Academy Donation Request Letter](#)

6. Final Payment in the net amount of \$23,026.17 to Taylor Tennis Court Inc.; Formally Accept the Live Oak Park, Manhattan Heights, Mira Costa Tennis Courts and Marine Avenue Park Basketball Courts Resurfacing and Restriping Project as Complete; and Authorize Filing of the Appropriate Notice of Completion and Release Retention in the Amount of \$1,211.90 (Public Works Director Olmos). [14-0234](#)

**APPROVE**

**Attachments:** [Budget, Appropriations, and Expenditures - Court Resurfacing](#)

7. Declare Vacant Board of Building Appeals Seat No. 4 and Ratify Manhattan Beach Unified School District Nominee Seat No. 2 to the Parks and Recreation Commission (City Clerk Tamura). [14-0241](#)

**DECLARE VACANCY AND RATIFY PARKS AND RECREATION  
NOMINEE**

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8. Appropriate Supplemental Law Enforcement Services (SLES) Grant Funds for the Purchase of 89 Handguns from All State Police Equipment in the Amount of \$31,701.05, and Law Enforcement Software and Equipment with Remaining Grants Funds and Accrued Interest (\$70,298.95) (Acting City Manager Moe). [14-0242](#)  
**APPROVE, APPROPRIATE**  
*Attachments:* [Bid #984-14 Comparison for Handguns \(89\)](#)
9. Designation of Voting Delegate and Alternates to the 2014 League of California Cities Annual Conference (Senior Management Analyst Biggs). [14-0243](#)  
**APPROVE**  
*Attachments:* [League of CA Cities Annual Conference Registration Brochure](#)  
[Designation of Voting Delegates and Alternates Form](#)
10. Approve Pedestrian Enhancements at the Intersection of Ardmore Avenue and Flournoy Road as Recommended by the Parking and Public Improvements Commission (Community Development Director Thompson). [14-0247](#)  
**APPROVE**  
*Attachments:* [Sketch of Proposed Pedestrian Enhancements](#)  
[Staff Report and Final Minutes for the February 27, 2014, PPIC Meeting](#)  
[Staff Report and Draft Minutes for the April 24, 2014, PPIC Meeting](#)
11. Final Payment in the Net Amount of \$25,000.00 to STL Landscape, Inc.; Formally Accept the Pathway to the Sea Project as Complete; Authorize Filing of the Appropriate Notice of Completion; Release Retention in the Amount of \$1,250.00 (Public Works Director Olmos). [14-0252](#)  
**APPROVE**  
*Attachments:* [Pathway to the Sea Project](#)
12. Resolution of Intention to Provide for Annual Levy and Collection of Assessments for the Downtown Business Improvement District and Setting July 15, 2014 for a Public Hearing (Acting City Manager Moe). [RES 14-0017](#)  
**a) ADOPT RESOLUTION NO. 14-0017**  
**b) SET PUBLIC HEARING FOR JULY 15, 2014**  
*Attachments:* [Downtown Business Improvement District Activity Plan](#)  
[Chairperson Letter from BID Advisory Board](#)  
[Resolution No. 14-0017](#)

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13. Planning Commission approval of a Use Permit Amendment, Variance (Building Height) and Sign Exception Amendment, and denial of a Variance for landscaping, to construct an addition to an existing two-story commercial building and other site improvements located at 1500 North Sepulveda Boulevard, for Manhattan Beach Toyota/Scion (Community Development Director Thompson). [14-0250](#)
- RECEIVE REPORT**
- Attachments:** [Resolution No. PC 14-07](#)  
[May 14, 2014, PC Staff Report & Attachments](#)  
[April 9, 2014, PC Staff Report & Attachments](#)  
[May 14, 2014, PC Draft Minutes](#)  
[April 9, 2014, PC Final Minutes](#)
14. Ordinance Amending Municipal Code Section 14.44.080 Regarding Taxicab Stands and Update on Possible Taxicab Stand Locations (City Attorney Barrow). [ORD 14-0005](#)
- ADOPT ORDINANCE NO. 14-0005**
- Attachments:** [Draft Ordinance No. 14-0005](#)  
[Proposed and Existing Taxicab Stand Locations](#)
15. Five Year Concession Agreement with Erkan Isiktel and Helen Moon for Operation of a Food Concession on the Manhattan Beach Pier (Senior Management Analyst Biggs). [CON 14-0027](#)
- APPROVE**
- Attachments:** [Erkan Isiktel and Helen Moon Proposal Excerpts](#)  
[Two Guns Espresso Proposal Excerpts](#)  
[Sample Pier Concession Agreement](#)

**16. Minutes:**[14-0233](#)

This item contain minutes of City Council meetings which are presented for approval. Staff recommends that the City Council, by motion, take action to approve the minutes of the:

- a) City Council Adjourned Regular Meeting-Closed Session of March 18, 2014
- b) City Council Regular Meeting of March 18, 2014
- c) City Council Adjourned Regular Meeting-Closed Session of April 1, 2014
- d) City Council Regular Meeting of April 1, 2014
- e) City Council Adjourned Regular Meeting-Closed Session of April 7, 2014
- f) City Council Adjourned Regular Meeting-Closed Session of April 15, 2014
- g) City Council Regular Meeting of April 15, 2014
- h) City Council Adjourned Regular Meeting-Boards and Commission Interviews of April 22, 2014
- i) City Council Adjourned Regular Meeting-Closed Session of April 28, 2014
- j) City Council Adjourned Regular Meeting-Manhattan Village Mall of April 29, 2014
- k) City Council Adjourned Regular Meeting-Closed Session of May 3, 2014
- l) City Council Adjourned Regular Meeting-Closed Session of May 4, 2014
- m) City Council Adjourned Regular Meeting-Closed Session of May 6, 2014
- n) City Council Regular Meeting of May 6, 2014
- o) City Council Adjourned Regular Meeting-Closed Session of May 9, 2014
- p) City Council Adjourned Regular Meeting-Closed Session of May 12, 2014

(City Clerk Liza Tamura).

**APPROVE**

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**Attachments:** [City Council Adjourned Regular Meeting-Closed Session Minutes of March 18, 2014](#)  
[City Council Regular Meeting of March 18 2014](#)  
[City Council Adjourned Regular Meeting-Closed Session Minutes of April 1, 2014](#)  
[City Council Regular Meeting of April 1 2014](#)  
[City Council Adjourned Regular Meeting-Closed Session Minutes of April 7, 2014](#)  
[City Council Adjourned Regular Meeting-Closed Session Minutes of April 15, 2014](#)  
[City Council Regular Meeting Minutes of April 15 2014](#)  
[City Council Adjourned Regular Meeting-Boards and Commission Interviews Minutes of April 15, 2014](#)  
[City Council Adjourned Regular Meeting-Closed Session Minutes of April 28, 2014](#)  
[City Council Adjourned Regular Meeting-Manhattan Village Mall Minutes of April 28, 2014](#)  
[City Council Adjourned Regular Meeting-Closed Session Minutes of May 3, 2014](#)  
[City Council Adjourned Regular Meeting-Closed Session Minutes of May 4, 2014](#)  
[City Council Adjourned Regular Meeting-Closed Session Minutes of May 6, 2014](#)  
[City Council Regular Meeting Minutes of May 6, 2014](#)  
[City Council Adjourned Regular Meeting-Closed Session Minutes of May 9, 2014](#)  
[City Council Adjourned Regular Meeting-Closed Session Minutes of May 12, 2014](#)

## L. PUBLIC HEARINGS

30 MINUTES PER ITEM

## M. GENERAL BUSINESS

30 MINUTES PER ITEM

17. Introduce Ordinance No. 14-0008 Prohibiting Smoking in Public Places, Make a Finding of Exemption under CEQA, and Appropriate \$20,000 from the General Fund for an Outreach Platform Promoting a Smoke-Free City Campaign (Public Works Director Olmos). [ORD 14-0008](#)  
**INTRODUCE ORDINANCE NO. 14-0008; AND APPROPRIATE FUNDS**  
Attachments: [Ordinance No. 14-0008](#)  
[Legislative Digest](#)  
[Draft Logos for MB Smoke-Free City Campaign](#)
18. Fiscal Year 2014-2015 Budget (Acting City Manager Moe). [14-0261](#)  
**DISCUSS AND PROVIDE DIRECTION**
19. Ballot Measure to Establish a Two-Term Limit for Elected Officials (City Attorney Barrow). [14-0232](#)  
**DISCUSS**  
Attachments: [Resolution Calling for the Holding of a Special Municipal Election](#)  
[Resolution Requesting LA County to Consolidate a Special Municipal Election](#)  
[Resolution Setting Priorities for Filing Written Arguments Regarding a City Measure](#)



**N. 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.*

**O. 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

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

5 MINUTES PER CITY COUNCILMEMBER FOR TOTAL OF 25 MINUTES

**Q. 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.*

**20. Financial Reports:**

[14-0197](#)

- a) Schedule of Demands: May 22, 2014
- b) Investment Portfolio for the Month Ending April 30, 2014
- c) Financial Reports for the Month Ending April 30, 2014  
(Acting City Manager Moe).

**RECEIVE AND FILE**

**Attachments:** [Schedule of Demands for May 22, 2014](#)  
[Investment Portfolio for the Month Ending April 30, 2014](#)  
[Financial Reports for the Month Ending April 30, 2014](#)

**21. Commission Minutes:**[14-0263](#)

This item contain 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) Planning Commission Meeting of April 9, 2014  
(Continued from the May 6, 2014, City Council Meeting)  
(Community Development Director Thompson)
- b) Planning Commission Meeting of May 14, 2014  
(Community Development Director Thompson)
- c) Cultural Arts Commission Meeting of January 14, 2014  
(Parks and Recreation Director Leyman)
- d) Cultural Arts Commission Meeting of February 11, 2014  
(Parks and Recreation Director Leyman)
- e) Cultural Arts Commission Meeting of March 11, 2014  
(Parks and Recreation Director Leyman)
- f) Cultural Arts Commission Meeting of April 8, 2014  
(Parks and Recreation Director Leyman)
- g) Library Commission Meeting of March 10, 2014  
(Parks and Recreation Director Leyman)
- h) Parks and Recreation Commission Meeting of April 28, 2014  
(Parks and Recreation Director Leyman)

**RECEIVE AND FILE**

**Attachments:** [Planning Commission Meeting Minutes of April 9, 2014](#)  
[Planning Commission Meeting Minutes of May 14, 2014](#)  
[Cultural Arts Commission Meeting Minutes of January 14, 2014](#)  
[Cultural Arts Commission Meeting Minutes of February 11, 2014](#)  
[Cultural Arts Commission Meeting Minutes of March 11, 2014](#)  
[Cultural Arts Commission Meeting Minutes of April 8, 2014](#)  
[Library Commission Meeting Minutes of March 10, 2014](#)  
[Parks and Recreation Commission Meeting Minutes of April 28, 2014](#)

**R. ADJOURNMENT**

## S. FUTURE MEETINGS

### CITY COUNCIL MEETINGS

*Jun 17, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Jun 24, 2014 – Tuesday -- 6:00 PM - Adjourned Regular City Council Meeting*  
*Jul 1, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Jul 15, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Aug 5, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Aug 19, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Sep 2, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Sep 16, 2014 – Tuesday -- 6:00 PM - City Council Meeting (City Council Reorganization)*  
*Oct 7, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Oct 21, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Nov 4, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Nov 18, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Dec 2, 2014 – Tuesday -- 6:00 PM - City Council Meeting*  
*Dec 16, 2014 – Tuesday -- 6:00 PM - City Council Meeting*

### BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

*Jun 9, 2014 – Monday – 6:30 PM – Library Commission Meeting*  
*Jun 10, 2014 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting*  
*Jun 18, 2014 – Wednesday – 6:00 PM – Planning Commission Meeting*  
*Jun 23, 2014 – Monday – 6:30 PM – Parks & Recreation Commission Meeting*  
*Jun 26, 2014 – Thursday – 6:30 PM – Parking & Public Improvements Commission Meeting*  
*Jul 8, 2014 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting*  
*Jul 9, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting*  
*Jul 14, 2014 – Monday – 6:30 PM – Library Commission Meeting*  
*Jul 23, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting*  
*Jul 24, 2014 – Thursday – 6:30 PM – Parking & Public Improvements Commission Meeting*  
*Jul 28, 2014 – Monday – 6:30 PM – Parks and Recreation Commission Meeting*  
*Aug 11, 2014 – Monday – 6:30 PM – Library Commission Meeting*  
*Aug 12, 2014 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting*  
*Aug 13, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting*  
*Aug 25, 2014 – Monday – 6:30 PM – Parks and Recreation Commission Meeting*  
*Aug 27, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting*  
*Aug 28, 2014 – Thursday – 6:30 PM – Parking & Public Improvements Commission Meeting*

## T. CITY HOLIDAYS

### CITY OFFICES CLOSED ON THE FOLLOWING DAYS:

*Jul. 4, 2014 - Friday - Independence Day*  
*Sep. 1, 2014 – Monday – Labor Day*  
*Oct. 13, 2014 – Monday – Columbus Day*  
*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*

