

City of Manhattan Beach

*1400 Highland Avenue
Manhattan Beach, CA 90266*



Meeting Minutes - Draft

Tuesday, September 4, 2018

6:00 PM

Regular Meeting

City Council Chambers

City Council Regular Meeting

*Mayor Steve Napolitano
Mayor Pro Tem Nancy Hersman
Councilmember Richard Montgomery
Councilmember David Lesser
Councilmember Nancy Hersman*

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www.citymb.info/departments/city-clerk/city-council-meetings-agendas-and-minutes

A. PLEDGE TO THE FLAG

Mayor Howorth led the Pledge of Allegiance.

B. ROLL CALL

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

C. REORGANIZATION

1. City Council Reorganization: [18-0379](#)
 - a) Recognition of Outgoing Mayor Howorth
 - b) Selection of Mayor
 - c) Selection of Mayor Pro Tem
 - d) Approve City Council Assignments
(City Clerk Tamura).

APPROVE

Mayor Pro Tem Napolitano on behalf of the City Council presented Mayor Howorth with a plaque in recognition of her service as Mayor for the City of Manhattan Beach.

Councilmember Hersman on behalf of the City Council presented Mayor Howorth with a certificate of commendation for her service as Mayor.

Councilmember Hersman presented Mayor Howorth with a pink journal inscribed with "Mayor Howorth".

Councilmember Hersman, Councilmember Montgomery and Councilmember Lesser presented a PowerPoint slide which read, "MB ♥ AMY!"

Hermosa Beach Mayor Jeff Duclos, Councilmember Hany Fangary and Councilmember Justin Massey presented Mayor Howorth with a plaque of recognition.

Mayor Pro Tem Napolitano welcomed the following representatives who presented Mayor Howorth with plaques/certificates of recognition for her service:

- Representative for Congressman Ted Lieu presented Mayor Howorth with a Certificate of Recognition for her dedication, leadership and commitment to public service.

- Cody Bridges, Representative for California Assemblymember Al Muratsuchi presented Mayor Howorth with a Certificate of Recognition for her service and contributions to the City of Manhattan Beach.

- Jennifer LeMarque, Representative for Los Angeles County Supervisor Janice Hahn's Office presented Mayor Howorth with a certificate of recognition for her dedicated service to the affairs of the community.

Mayor Pro Tem Napolitano announced that the City of Torrance also sent a Certificate of Recognition for Mayor Howorth recognizing her service as Mayor to the City.

Resident Rosanna Foss presented Mayor Howorth with a self-made framed embroidery recognizing Mayor Howorth for all the work she has done for the community as Mayor of the City.

Mayor Howorth recognized former Mayors in the audience and provided some remarks regarding her time as Mayor.

Councilmember Lesser thanked Mayor Howorth for her service and dedication and thanked incoming Mayor Napolitano for his work and future accomplishments as Mayor.

A motion was made by Councilmember Hersman, seconded by Councilmember Montgomery, to appoint Mayor Pro Tem Napolitano as Mayor. The motion carried by the following vote:

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

Councilmember Hersman presented Mayor Napolitano with a black baseball cap which read "Mayor⁵".

Mayor Napolitano provided brief comments regarding his goals as the new Mayor of the City of Manhattan Beach and thanked his family, residents and Staff for their support.

A motion was made by Councilmember Lesser, seconded by Councilmember Montgomery, to appoint Councilmember Hersman as Mayor Pro Tem. The motion carried by the following vote:

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

Mayor Pro Tem Hersman provided a brief comment and thanked everyone.

A motion made by Councilmember Howorth, seconded by Councilmember Montgomery, to approve as amended the City Council assignments. The motion carried by the following vote.

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

D. RECESS AND RECONVENE

At 6:32 PM City Council recessed and reconvened at 6:57 PM with all Councilmembers present.

E. CEREMONIAL CALENDAR

None.

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E. CEREMONIAL CALENDAR

None.

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

A motion was made by Mayor Pro Tem Hersman, seconded by Councilmember Howorth, to approve the agenda and waive full reading of ordinances. The motion carried by the following vote:

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

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

Police Chief Derrick Abell provided an update regarding crime and additional measures the Police Department is taking to provide a stronger presence in the community. Police Chief Abell also announced the Police Department Community Meeting on Tuesday, September 4, 2018, at 6:00 PM, in the Joslyn Community Center.

City Manager Bruce Moe announced that the Police Department Community Meeting will be live broadcast and recorded so that it is also available for the public for future viewing on the City's website.

Mark Lipps, Manhattan Beach Chamber of Commerce, announced the following events: "La La Land" movie at Westdrift Golf Course on Saturday, September 8, 2018 at 5:30 PM; Saturday, September 8, 2018, from 4:00 PM - 8:00 PM at Mira Costa High School auditorium, "Battle of the Bands"; and on Saturday, October 17, 2018, Chamber of Commerce will be recognizing "Heroes of Manhattan Beach" from 11:00 AM - 2:00 PM at Veranda's Beach House.

Gary McAulay, Manhattan Beach Historical Society, announced that on Saturday, September 15, 2018, at 10:00 AM, the "Quarterly Lectures" meeting (presented by the "Pioneers") will be held in the Manhattan Beach Unified School District office.

Wayne Powell announced that on Thursday, September 13, 2018, the Older Adults will host the "Dine 'N Discover: Dealing with Depression and Anxiety" from 11:30 AM - 1:00 PM, at the Joslyn Community Center.

Councilmember Howorth announced that in observance of "Yom Kippur", the regularly scheduled City Council meeting of September 18, 2018, will be rescheduled to Wednesday, September 19, 2018.

Councilmember Montgomery announced that the City will be holding the General Municipal Elections on March 5, 2019, where two City Council seats will be part of the ballot.

City Clerk Liza Tamura confirmed General Municipal Elections information.

H. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Alex Helou spoke about major construction project(s) near the "Residence Inn" on 17th Street and the lack of parking for hotel employees.

Lee Phillips spoke in support of the anti-camping ordinance and also spoke in support of a City liaison that focuses on homelessness.

Lucia La Rosa Ames spoke about the camping ordinance and suggested volunteer enforcement to assist with the new ordinances.

Mike Michalski spoke in support of the anti-camping ordinance, spoke in support of a City liaison that focuses on homelessness and suggested some of the TOT money to go towards the funding of the City liaison position.

Gary McAulay spoke about the preservation and protection of the City's historical society collection.

George Apostol provided a brief update on Leadership Manhattan Beach and stated that the organization will be providing updates throughout the next few City Council meetings.

Chris Margaronis spoke in support of the measures taken by Police Chief Derrick Abell related to the current incidents that have happened in the City.

I. CONSENT CALENDAR (APPROVE)

A motion was made by Councilmember Lesser, seconded by Mayor Pro Tem Hersman, to approve the Consent Calendar Agenda Item Nos. 2-7. The motion carried by the following vote:

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

2. City Council Minutes:[18-0337](#)

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

- a) City Council Adjourned Regular Meeting Minutes (Short Term Rentals Study Session) of July 19, 2018
- b) City Council Special Meeting Minutes (Call and Notice of a Special Meeting - Closed Session) of August 21, 2018
- c) City Council Regular Meeting Minutes of August 21, 2018 (City Clerk Tamura).

APPROVE

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

3. Financial Report: [18-0366](#)

- a) Schedule of Demands: August 2, 2018
- b) Investment Portfolio for the Month Ending July 31, 2018
- c) Month End Report for July 31, 2018
(Interim Finance Director Charelian).

ACCEPT REPORT AND DEMANDS

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

4. Second Reading and Adoption of Ordinance No. 18-0018 Prohibiting [18-0406](#)

Shared Mobility Devices from Being Placed in Any Public Right-of-Way or on Public Property, Operated in Any Public Right-of-Way or on Public Property, or Offered for Use Anywhere in the City (City Manager Moe).

ADOPT ORDINANCE NO. 18-0018

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

5. Resolution No. 18-0128 Approving a Contract with the Lew Edwards [18-0398](#)

Group for Consulting Services in Connection with the City's Hotel/Motel Transient Occupancy Tax (Transient Occupancy Tax) Ballot Measure in the Amount of \$57,850 (Interim Finance Director Charelian).

a) ADOPT RESOLUTION NO. 18-0128

b) APPROPRIATE FUNDS

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

6. Resolution No. 18-0129 Approving the City's Participation in the [18-0405](#)

California Coastal Commission Local Coastal Program (LCP) Planning Grant Program (Community Development Director McIntosh).

ADOPT RESOLUTION NO. 18-0129

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

7. Reject All Bids Received for the Public Works Facility Building "A" - [18-0388](#)

Engineering Division Tenant Improvement Project (Public Works Director Katsouleas).

REJECT ALL BIDS RECEIVED

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

J. ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

K. PUBLIC HEARINGS

None.

L. GENERAL BUSINESS

8. Resolution No. 18-0101 Approving the Chamber of Commerce Work Plan Contract for Fiscal Year 2018-2019 (City Manager Moe). [18-0320](#)

ADOPT RESOLUTION NO. 18-0101

Management Analyst George Gabriel provided the staff presentation.

Management Analyst Gabriel and Mark Lipps, Chamber of Commerce President, responded to City Council questions.

Mayor Napolitano opened the floor to public comment.

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

Chamber of Commerce President Lipps, Management Analyst Gabriel and City Manager Bruce Moe responded to City Council questions.

City Manager Moe stated that staff will work with the Manhattan Beach Chamber of Commerce over the next 60 days and return to City Council with a more refined plan including budget information for the Chamber of Commerce.

9. Consider Urgency Ordinance No. 18-0020-U and Ordinance No. 18-0020 Relating to Camping and Storage of Personal Property in Public Areas and Private Property (City Attorney Barrow). [18-0400](#)
- a) ADOPT URGENCY ORDINANCE NO. 18-0020-U**
- b) INTRODUCE ORDINANCE NO. 18-0020**

City Attorney Quinn Barrow provided a brief staff presentation and responded to City Council questions.

Mayor Napolitano opened the floor to public comment.

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

City Attorney Barrow read the title of the Urgency Ordinance No. 18-0020-U: "AN ORDINANCE OF THE CITY OF MANHATTAN BEACH ADDING CHAPTER 4.140 (CAMPING AND STORAGE OF PERSONAL PROPERTY) TO TITLE 4 (PUBLIC WELFARE, MORALS AND CONDUCT) OF THE MANHATTAN BEACH MUNICIPAL CODE RELATING TO CAMPING AND STORAGE OF PERSONAL PROPERTY IN PUBLIC AREAS AND PRIVATE PROPERTY AND DECLARING THE URGENCY THEREOF."

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Hersman, to adopt Urgency Ordinance No. 18-0020-U for a period of 120 days. The motion carried by the following vote:

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

City Attorney Barrow read the title of the Ordinance No. 18-0020: "AN ORDINANCE OF THE CITY OF MANHATTAN BEACH ADDING CHAPTER 4.140 (CAMPING AND STORAGE OF PERSONAL PROPERTY) TO TITLE 4 (PUBLIC WELFARE, MORALS AND CONDUCT) OF THE MANHATTAN BEACH MUNICIPAL CODE RELATING TO CAMPING AND STORAGE OF PERSONAL PROPERTY IN PUBLIC AREAS AND PRIVATE PROPERTY."

A motion was made by Councilmember Montgomery, seconded by Mayor Napolitano, to approve the introduction of Ordinance No. 18-0020. The motion carried by the following vote:

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

City Attorney Barrow announced Ordinance No. 18-0020 would be returning at the next City Council Meeting of September 19, 2018 for a second reading and adoption under Consent.

10. Approve the Cultural Arts Commission's Recommendations for the Sculpture Garden Finalists for 2018-2019 (Parks and Recreation Director Leyman).

[18-0355](#)

APPROVE

Cultural Arts Manager Martin Betz provided the PowerPoint presentation and responded to City Council questions.

Mayor Napolitano opened the floor to public comment.

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

Cultural Arts Manager Betz responded to City Council questions.

A motion was made by Mayor Napolitano, seconded by Councilmember Montgomery, for staff to work with the Cultural Arts Commission and review all art pieces previously submitted and return to City Council with other options (excluding the three pieces presented to City Council at the September 4, 2018 meeting) for approval, as well as prices for some of the pieces. The motion carried by the following vote:

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

At 8:37 PM City Council recessed and reconvened at 8:45 PM with all Councilmembers present.

11. Update on the California Coastal Commission Decision on the Downtown Specific Plan and Local Coastal Program Amendments (Community Development Director McIntosh).

[18-0385](#)

DISCUSS AND PROVIDE DIRECTION

Senior Management Analyst Nhung Madrid provided the staff presentation.

Senior Management Analyst Madrid and City Attorney Quinn Barrow responded to City Council questions.

Mayor Napolitano opened the floor to public comment.

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

A motion was made by Councilmember Montgomery, seconded by Councilmember Lesser, for staff to move forward with Option 2: Reject the 27 suggested modifications to the Downtown Specific Plan and Local Coastal Program Amendments. The motion carried by the following vote:

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

M. ADJOURN CITY COUNCIL MEETING TO A MEETING OF THE MANHATTAN BEACH CAPITAL IMPROVEMENTS CORPORATION

At 8:55 PM the City Council recessed to the Capital Improvements Corporation Board Meeting.

I. CALL MEETING TO ORDER

At 8:55 PM the Capital Improvements Board Meeting was called to order.

II. ROLL CALL

Boardmember Howorth, Boardmember Napolitano, Boardmember Hersman, Boardmember Montgomery and Boardmember Lesser.

III. PUBLIC COMMENT ON CAPITAL IMPROVEMENT CORPORATION

None.

IV. GENERAL BUSINESS

- CIC-1** Reorganization of the Manhattan Beach Capital Improvements Corporation (Interim Finance Director/Interim CFO Charelian).

[18-0380](#)

ELECT A NEW PRESIDENT AND VICE PRESIDENT

Interim Finance Director Steve Charelian gave a brief overview of the Capital Improvements Corporation.

Vice President Napolitano opened the floor to public comment.

Seeing no requests to speak, Vice President Napolitano closed the floor to public comment.

A motion was made by Boardmember Lesser, seconded by Boardmember Montgomery, to appoint Vice President Napolitano as the new President; Boardmember Hersman as the new Vice President; appoint Interim Finance Director as Interim Chief Financial Officer; and appoint City Manager Bruce Moe as CEO. The motion carried by the following vote:

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

N. ADJOURN THE MANHATTAN BEACH CAPITAL IMPROVEMENTS CORPORATION AND RECONVENE THE CITY COUNCIL MEETING

At 8:58 PM President Napolitano adjourned the Capital Improvements Corporation Meeting to the Regular City Council Meeting.

O. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

Mayor Pro Tem Hersman announced the "Coffee, Technology, and You" event on Saturday, September 15, 2018, from 10:00 AM - 12:00 PM.

Councilmember Montgomery spoke about the parking signage on the West side near Marriott Way and stated that staff will be taking care of replacing the signage that is missing.

P. FUTURE AGENDA ITEMS

- 12.** Agenda Forecast (City Clerk Tamura).
DISCUSS AND PROVIDE DIRECTION

[18-0381](#)

Councilmember Howorth announced that fellow Councilmembers will be attending the "2018 League of California Cities Annual Conference," and that she will be attending the "Global Climate Action Summit" in San Francisco from September 12-14, 2018.

Mayor Pro Tem Hersman announced that Councilmember Howorth would be recognized as "Woman of the Year," at a reception on September 12, 2018, by Assemblymember Al Muratsuchi.

City Manager Bruce Moe responded to City Council questions.

Mayor Napolitano requested (seconded by Councilmember Howorth), for staff to research and return to City Council regarding the City engaging with a Sacramento lobbying firm to represent the City's interests.

Q. CITY MANAGER REPORT

None.

R. CITY ATTORNEY REPORT

None.

S. INFORMATIONAL ITEMS

None.

T. CLOSED SESSION

None.

U. ADJOURNMENT

At 9:07 PM Mayor Napolitano adjourned the meeting.

Martha Alvarez
Recording Secretary

Steve Napolitano
Mayor

ATTEST:

Liza Tamura
City Clerk