

City Council

Regular Meeting

Tuesday, August 20, 2013

6:00 PM

City Council Chambers



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

Executive Team

David N. Carmany, City Manager

Vince Mastro Simone, Interim Public Works Director
Robert Espinosa, Fire Chief
Cathy Hanson, Human Resources Director
Bruce Moe, Finance Director
Richard Thompson, Community Development Director

Quinn Barrow, City Attorney
Mark Leyman, Parks & Recreation Director
Eve R. Irvine, Police Chief
Liza Tamura, City Clerk

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 a time for citizen comments on the agenda under "Audience Participation," 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, including items on the agenda, with each speaker limited to three minutes.

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 to make an inquiry concerning the nature of the item described on the agenda.

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)

Mia Sampson & Anna Sampson – Mayors for the Day

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 Friday, Aug 16, 2013, 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 (15 MINUTES)

F. COMMUNITY ANNOUNCEMENTS (One 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" is limited to one minute. A second, extended opportunity to speak is provided under "Audience Participation." While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda. 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!

G. AUDIENCE PARTICIPATION (Three Minutes Per Person)

Speakers may comment on any item of interest to the public that is within the subject matter jurisdiction of the legislative body, 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. 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!

H. CITY MANAGER REPORT(S) (5 MINUTES)**I. CONSENT CALENDAR (5 MINUTES)**

NOTICE TO THE PUBLIC - The "Consent Calendar" adopting the printed Recommended City Council Action will be enacted with one vote. The Mayor will ask the City Councilmembers, the public, and the staff if there is anyone who wishes to remove any item from the "Consent Calendar" for 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.

1. Ratification of Budgeted Motor Fuel Purchase from Merrimac Energy Group in the Amount of \$27,896.24.

[13-0411](#)

WAIVE FORMAL BIDDING, APPROVE

Attachments: [Fuel Bid Comparison](#)

2. Award of Bid for the Budgeted Replacement of Seven Chevrolet Vehicles: Five Tahoe Police Patrol Vehicles, One Silverado Truck for the Police Department and One Equinox SUV for the Public Works Department; from George Chevrolet for a total cost of \$219,761.71.

[13-0424](#)

APPROVE

Attachments: [Bid #941-14 Comparison for Chevrolet Vehicles \(7\)](#)

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3. Construction Contract with Taylor Tennis Court, Inc. (\$71,160) for the Live Oak Park, Manhattan Heights, Mira Costa Tennis Courts and Marine Avenue Park Basketball Courts Resurfacing and Restriping Project. [13-0391](#)
APPROVE, APPROPRIATE
Attachments: [Budget, Appropriations, Anticipated Expenditures](#)
[Bid Results](#)
[Location Map](#)
[Construction Contract Documents \(pages 1-13\) - Agreement \(Taylor Tennis Cou](#)
4. Construction Contract (\$618,618) with Bannaoun Engineers Construction Corporation for the budgeted Ardmore Avenue, Valley Drive and 11th Place Street Resurfacing Project. [13-0409](#)
APPROVE
Attachments: [Budget, Appropriations, Anticipated Expenditures](#)
[Bid Results](#)
[Location Map](#)
[Construction Contract \(pages 1-13\) - Agreement \(Bannaoun Engineers\)](#)
5. First Amendment to Professional Services Agreement with Iteris, Inc. in a Not-to-Exceed Amount of \$28,860 for Preparation of a Roundabout Feasibility Study. [13-0417](#)
APPROVE
Attachments: [First Amendment to the Agreement Between the City of Manhattan Beach and It](#)
6. Professional Services Agreement with Control Automation Design, Inc. in the amount of \$79,750 for Computer Programming Services for the Water Division's Supervisory Control And Data Acquisition System. [13-0420](#)
WAIVE FORMAL BIDDING, APPROVE
Attachments: [Agreement For Professional Services Control Automation Design Inc](#)
7. One-year Renewal of Fire Records Management System (RMS) Support and Maintenance Contract with Fire Information Support Services, Inc. in the Amount of \$25,582.00. [13-0419](#)
WAIVE FORMAL BIDDING, APPROVE
Attachments: [Contract with Fire Information Support Services, Inc.](#)
8. Ordinance No. 13-0017 Amending Short Term Parking Regulations and Loading Zone Restrictions. [ORD 13-0017](#)
WAIVE FURTHER READING; INTRODUCE ORDINANCE NO. 13-0017
Attachments: [Ordinance No. 13-0017](#)
[Legislative Digest](#)

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9. Financial Reports: [13-0407](#)
Ratification of Demands: August 1, 2013
RATIFY

Attachments: [Ratification of Demands Register for August 1, 2013](#)

J. PUBLIC HEARINGS

K. GENERAL BUSINESS

10. Report on the Level of Service Provided By Southern California Edison (SCE) and the Options Available to the City to Affect Service Level Improvements. [13-0415](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [SCE Franchise Agreement 1938](#)
[Manhattan Beach Outage Response](#)

11. Ordinance No. 13-0009 Prohibiting Distribution or Sale of Prepared Food in Polystyrene Food Service Ware. [ORD 13-0009](#)
WAIVE FURTHER READING; INTRODUCE ORDINANCE NO. 13-0009

Attachments: [Ordinance No. 13-0009 Prohibiting Distribution or Sale of Prepared Food in Polystyrene Food Service Ware](#)
[Clean Water Action's \(CWA\) List of Polystyrene Foam Bans in Local Jurisdiction](#)
[American Chemistry Council \(ACC\) Letter of Opposition](#)
[Letters of Support](#)
[Clean Water Action \(CWA\) Polystyrene Foam Cost Comparison](#)

12. Funding Options and Processes to Mitigate Storm Water and Street Lighting & Landscaping District Deficits. [13-0328](#)
DISCUSS AND PROVIDE DIRECTION

13. Introduction of Ordinance No. 13-0020 amending the City's Municipal Code regarding banners and decorations in the Public Right-of-Way and adoption of banner policy. [ORD 13-0020](#)
WAIVE FURTHER READING; INTRODUCE ORDINANCE; ADOPT POLICY

Attachments: [Existing Manhattan Beach Municipal Code Chapter 9.60](#)
[Proposed Ordinance No. 13-0020](#)
[Legislative Digest 7/26/2013](#)
[Proposed Banner Policy 7/26/2013](#)

14. 2013 League of California Cities Resolutions. [13-0435](#)
DISCUSS AND PROVIDE DIRECTION FOR VOTING DELEGATE

Attachments: [May 21, 2013, Staff Report on Designation of Voting Delegates](#)
[2013 Annual Conference Resolutions Packet](#)

L. ITEMS REMOVED FROM THE CONSENT CALENDAR

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.

M. OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS

15. Request to Sponsor a Community Event on the History and Future of
Manhattan Beach on December 7, 2013 at the Joslyn Community
Center. [13-0434](#)
APPROVE

Attachments: [2012 Symposium Brochure](#)

N. ADJOURNMENT

O. FUTURE MEETINGS

CITY COUNCIL MEETINGS

Sep. 3, 2013 – Tuesday – 6:00 PM – City Council Meeting
Sep. 10, 2013 - Tuesday - 6:00 PM - Joint City Council/Parking & Public Improvements Commission
(Re-scheduled to Nov. 12)
Sep. 10, 2013 - Tuesday - 6:00 PM - Adjourned Regular City Council Meeting
Sep. 17, 2013 – Tuesday – 6:00 PM – City Council Meeting
Oct. 1, 2013 – Tuesday – 6:00 PM – City Council Meeting
Oct. 8, 2013 - Tuesday - 6:00 PM - Joint City Council/Cultural Arts Commission Meeting
Oct. 15, 2013 – Tuesday – 6:00 PM – City Council Meeting
Oct. 29, 2013 - Tuesday - 6:00 PM - Joint City Council/Library Commission Meeting
Nov. 5, 2013 – Tuesday – 6:00 PM – City Council Meeting
Nov. 12, 2013 - Tuesday - 6:00 PM - Joint City Council/Parking & Public Improvements Commission Meeting
Nov. 12, 2013 - Tuesday - 6:00 PM - Joint City Council/ Board of Building Appeals Meeting (Re-scheduled to Dec. 10)
Nov. 19, 2013 – Tuesday – 6:00 PM – City Council Meeting
Dec. 3, 2013 – Tuesday – 6:00 PM – City Council Meeting
Dec. 10, 2013 - Tuesday - 6:00 PM - Joint City Council/ Board of Building Appeals Meeting
Dec. 17, 2013 – Tuesday – 6:00 PM – City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

Aug. 22, 2013 – Thursday – 6:30 PM – Parking & Public Improvements Commission
Aug. 26, 2013 – Monday – 6:30 PM – Parks & Recreation Commission
Aug. 28, 2013 - Wednesday - 6:30 PM - Planning Commission
Sep. 4, 2013 – Wednesday – 6:00 PM – North Manhattan Beach Business Improvement District
Sep. 9, 2013 – Monday – 6:30 PM – Library Commission
Sep. 10, 2013 – Tuesday – 6:00 PM – Cultural Arts Commission
Sep. 10, 2013 - Tuesday - 6:00 PM - Joint City Council/Parking & Public Improvements Commission
(Re-scheduled to Nov. 12)
Sep. 11, 2013 – Wednesday – 6:30 PM – Planning Commission
Sep. 23, 2013 – Monday – 6:30 PM – Parks & Recreation Commission
Sep. 25, 2013 – Wednesday – 6:30 PM – Planning Commission
Sep. 26, 2013 - Thursday - 6:30 PM - Parking & Public Improvements Commission
Oct. 29, 2013 - Tuesday - 6:00 PM - Joint City Council and Library Commission
Nov. 12, 2013 - Tuesday - 6:00 PM - Joint City Council/Parking & Public Improvements Commission
Nov. 12, 2013 - Tuesday - 6:00 PM - Joint City Council/ Board of Building Appeals Meeting (Re-scheduled to Dec. 10)
Dec. 10, 2013 - Tuesday - 6:00 PM - Joint City Council/ Board of Building Appeals Meeting

P. CITY HOLIDAYS**CITY OFFICES CLOSED ON THE FOLLOWING DAYS:**

Sep. 2, 2013 – Monday – Labor Day
Oct. 14, 2013 – Monday – Columbus Day
Nov. 11, 2013 – Monday – Veterans Day
Nov. 28-29, 2013 – Thursday & Friday – Thanksgiving Holiday
Dec. 25, 2013 – Wednesday – Christmas Day
Jan. 1, 2014 – Wednesday – New Years Day
Jan. 20, 2014 – Monday – Martin Luther King Day
Feb. 17, 2014 – Monday – President's Day
May. 26, 2014 – Monday – Memorial Day
Jul. 4, 2014 - Friday - Independence Day