

City Council

Regular Meeting

Tuesday, April 1, 2014

6:00 PM

City Council Chambers

5:00 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

John Jalili, Interim 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, 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

Hannah Bruhns, 5th Grade, Grand View Elementary School

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, March 26, 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. Presentation of a Commendation to Officer Robert Shriver Upon the Retirement of K-9 "Kraft". [14-0145](#)
PRESENT
2. Introduction of the "Peter Pan" Cast from the Mira Costa High School Drama Department. [14-0151](#)
PRESENT

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

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.

3. Side Letter Agreement with the California Teamsters Local 911 (Teamsters) extending the trial period for the Alternative Work Schedule (Human Resources Director Hanson). [14-0152](#)

APPROVE

Attachments: [Draft Side Letter Agreement](#)

4. Side Letter Agreement with the Manhattan Beach Fire Association (Human Resources Director Hanson). [14-0153](#)

APPROVE

Attachments: [Draft Side Letter Agreement](#)

5. Contract with Matrix Consulting Group to Perform a Cost Allocation Plan and Comprehensive User Fee Study in the Amount of \$38,000 (Finance Director Moe). [14-0044](#)

APPROVE

Attachments: [Matrix Consulting Group Proposal](#)
[Consulting Contract](#)

6. Donation of One Surplus 1999 Chevrolet Tahoe Vehicle to the Manhattan Beach Community Emergency Response Team (CERT) (Finance Director Moe). [14-0134](#)

APPROVE

Attachments: [MB Community Emergency Response Team Donation Request Letter](#)

7. Letter of Opposition to Senate Bill (SB983 - Hernandez) Regarding Reallocation of Sales Tax from Card Lock Fuel Systems (Finance Director Moe). [14-0135](#)

AUTHORIZE LETTER OF OPPOSITION

Attachments: [Draft letter of opposition to SB983](#)
[DeWitt Petroleum Location Agreement](#)

-
8. Donation of One Surplus 2002 Ford Crown Victoria Police Interceptor to the El Camino College Police Department (Finance Director Moe). [14-0136](#)
APPROVE
Attachments: [El Camino College Police Department Donation Request Letter](#)
9. Resolution Ordering Plans, Specifications, Cost Estimates and Engineer's Report for Annual Street Lighting Assessment (Finance Director Moe). [RES 14-0013](#)
ADOPT RESOLUTION NO. 14-0013
Attachments: [Resolution No. 14-0013](#)
[Lighting and Landscape Assessment Districts Map](#)
10. Adopt Ordinance No. 14-0003 Expanding the Prohibition of the Distribution and Sale of Polystyrene Products (Public Works Director Olmos). [ORD 14-0003](#)
ADOPT ORDINANCE NO. 14-0003
Attachments: [Ordinance No. 14-0003](#)
11. Adopt Ordinance No. 14-0004 to apply the City's ban against plastic carry-out bags to restaurants (Public Works Director Olmos). [ORD 14-0004](#)
ADOPT ORDINANCE NO. 14-0004
Attachments: [Ordinance No. 14-0004](#)
12. Minutes [14-0138](#)
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 February 4, 2014
b) City Council Regular Meeting of February 4, 2014
c) City Council Adjourned Regular Meeting-Closed Session of February 18, 2014
d) City Council Regular Meeting of February 18, 2014
(City Clerk Liza Tamura).
APPROVE
Attachments: [City Council Adjourned Regular Meeting-Closed Session Minutes of February 4,](#)
[City Council Regular Meeting Minutes of February 4, 2014](#)
[City Council Adjourned Regular Meeting-Closed Session Minutes of February 18,](#)
[City Council Regular Meeting Minutes of February 18, 2014](#)

-
13. Status Report on Hermosa Beach Oil Drilling & Production Process Facility Environmental Review (Community Development Director Thompson).

[14-0154](#)**RECEIVE REPORT**

Attachments: [Executive Summary of Draft EIR](#)

L. PUBLIC HEARINGS

30 MINUTES PER ITEM

M. GENERAL BUSINESS

30 MINUTES PER ITEM

14. Gas Company Advanced Meter Installations Report and Presentation (Public Works Director Olmos).

[14-0140](#)**RECEIVE REPORT**

Attachments: [Gas Company PowerPoint Presentation](#)

15. Strategic Plan Update (Interim City Manager Jalili).

[14-0112](#)**RECEIVE REPORT**

Attachments: [Strategic Plan Update 04012014](#)

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.

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

16. Reschedule Manhattan Village Mall Public Hearing to May 6, 2014 (Senior Management Analyst Biggs).

[14-0150](#)**RESCHEDULE PUBLIC HEARING TO MAY 6, 2014**

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.

17. Financial Reports: [14-0113](#)

- a) Schedule of Demands: March 13, 2014.
- b) Investment Portfolio for the Month Ending February 28, 2014.
- c) Financial Reports for the Month Ending February 28, 2014.
(Finance Director Moe).

RECEIVE AND FILE

Attachments: [Schedule of Demands for March 13, 2014](#)
[Investment Portfolio for the Month Ending February 28, 2014](#)
[Financial Reports for the Month Ending February 28, 2014](#)

18. Commission Minutes: [14-0137](#)

This item contains minutes of City Council subcommittees and from 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) Finance Subcommittee Meeting of March 11, 2014
(Finance Director Moe)

RECEIVE AND FILE

- b) Planning Commission Meeting of March 12, 2014
(Community Development Director Thompson)

RECEIVE AND FILE

Attachments: [Finance Subcommittee Meeting Minutes of March 11, 2014](#)
[Planning Commission Meeting Minutes of March 12, 2014](#)

R. ADJOURNMENT

S. FUTURE MEETINGS

CITY COUNCIL MEETINGS

Apr. 15, 2014 – Tuesday -- 6:00 PM - City Council Meeting
Apr. 22, 2014 – Tuesday -- 5:00 PM - Adjourned Regular Meeting (Boards & Commissions Interviews)
Apr. 29, 2014 – Tuesday -- 9:00 AM - Adjourned Regular Meeting
May. 6, 2014 – Tuesday -- 6:00 PM - City Council Meeting
May 8, 2014 – Thursday -- 6:00 PM - City Council Budget Study Session #1
May 12, 2014 – Monday -- 6:00 PM - City Council Budget Study Session #2
May. 20, 2014 – Tuesday -- 6:00 PM - City Council Meeting
May 21, 2014 – Wednesday -- 6:00 PM - City Council Budget Study Session #3
May 29, 2014 – Thursday -- 6:00 PM - City Council Budget Study Session #4
Jun. 3, 2014 – Tuesday -- 6:00 PM - City Council Meeting
Jun. 17, 2014 – Tuesday -- 6:00 PM - 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
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

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

Apr. 8, 2014 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting
Apr. 9, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting
Apr. 14, 2014 – Monday – 6:30 PM – Library Commission Meeting
Apr. 23, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting
Apr. 24, 2014 – Thursday – 6:30 PM – Parking & Public Improvements Commission Meeting
Apr. 28, 2014 – Monday – 6:30 PM – Parks & Recreation Commission Meeting
May 12, 2014 – Monday – 6:30 PM – Library Commission
May 13, 2014 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting
May 14, 2014 – Wednesday – 6:30 PM – Planning Commission
May 22, 2014 – Thursday – 6:30 PM – Parking & Public Improvements Commission Meeting
May 26, 2014 – Monday – 6:30 PM – Parks & Recreation Commission Meeting
May 28, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting
Jun 4, 2014 – Wednesday – 6:30 PM – Planning Commission Meeting
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 – Parking & Public Improvements Commission Meeting

T. CITY HOLIDAYS

CITY OFFICES CLOSED ON THE FOLLOWING DAYS:

May. 26, 2014 – Monday – Memorial Day

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