

**CITY OF MANHATTAN BEACH**

1400 Highland Avenue Manhattan Beach, CA 90266  
www.citymb.info • (310) 802-5000

# AGENDA

## City Council Regular Meeting

### Regular Meeting

**Tuesday, January 18, 2022**

**6:00 PM**

**Zoom Meeting**



#### **ELECTED OFFICIALS**

**Mayor** Hildy Stern

**Mayor Pro Tem** Steve Napolitano

**Councilmember** Richard Montgomery

**Councilmember** Joe Franklin

**Councilmember** Suzanne Hadley

**City Treasurer** Tim Lilligren

#### **EXECUTIVE TEAM**

**City Manager** Bruce Moe

**City Attorney** Quinn Barrow

**City Clerk** Liza Tamura

**Community Development Director** Carrie Tai

**Finance Director** Steve Charelian

**Fire Chief** Michael Lang

**Human Resources Director** Lisa Jenkins

**Information Technology Director** Terry Hackelman

**Parks and Recreation Director** Mark Leyman

**Police Chief** Derrick Abell

**Public Works Director** Erick Lee

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#### **MISSION STATEMENT:**

Our mission is to provide excellent municipal services, preserve our small beach town character, and enhance the quality of life for our residents, businesses and visitors.

## **MANHATTAN BEACH'S CITY COUNCIL WELCOMES YOU!**

*By participating in City Council meetings, you are participating in the process of representative government. To encourage that participation, the City Council provides an early opportunity for public comments under "Public Comments," at which time speakers may comment on any matter within the subject matter jurisdiction of the City Council, including items on the agenda.*

*The City continues to offer an opportunity to participate in Council meetings via Zoom. In the interest of maintaining appropriate social distancing, the City Council encourages the public to participate by submitting comments in advance of the meeting, no later than 5:30 PM, January 18, 2022 (the day of the meeting), via:*

- 1) eComment at <http://www.manhattanbeach.gov/ecomment> or*
- 2) Email to [cityclerk@manhattanbeach.gov](mailto:cityclerk@manhattanbeach.gov) or*
- 3) Telephone Message Recorded at (310) 802-5030*

*All of your comments provided by the deadlines above will be available to the City Council and the public prior to the meeting.*

*In addition, you may participate by joining Zoom during the meeting. Instructions are provided on item G (Public Comments).*

*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.manhattanbeach.gov](http://www.manhattanbeach.gov), 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.*

*Meetings are broadcast live through Manhattan Beach Local Community Cable, Channel 8 (Spectrum), Channel 35 (Frontier), and live streaming via the City's website.*

*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. The City also provides closed captioning of all its Regular City Council Meetings for the hearing impaired.*

## **CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING**

*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, January 12, 2022, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.*

**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.**

**PLEASE NOTE THAT THE CITY COUNCIL MAY ACT ON ANY ITEM LISTED ON THE AGENDA.**

**A. CALL MEETING TO ORDER**

**B. PLEDGE TO THE FLAG**

**C. ROLL CALL**

**D. CEREMONIAL CALENDAR**

1. Presentation of a Plaque Recognizing Janice Hahn, Los Angeles County Supervisor for District 4, for Her Contributions to the City of Manhattan Beach. [22-0002](#)

**PRESENT**

2. Presentation of Recognition Awards for Longstanding Local Businesses (Finance Director Charelian). [22-0001](#)

**PRESENT**

Attachments: [PowerPoint Presentation](#)

3. Presentation of a Certificate of Recognition in Honor of Mayor Stern's Kindness Initiative to Sylvie Gabriele for Co-Founding "Regarding Her," A Non-Profit Organization Devoted to the Advancement and Empowerment of Women Restaurateurs. [22-0003](#)

**PRESENT**

Attachments: [Certificate - Sylvie Gabriele](#)

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

*This is the time for the City Council to:*

- (a) notify the public of any changes to the agenda;  
(b) remove items from the consent calendar for individual consideration; or  
(c) rearrange the order of the agenda.

**MOTION TO APPROVE AGENDA AND WAIVE FULL READING**

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

*City Councilmembers and community organization representatives may inform the public about upcoming events.*

## **G. PUBLIC COMMENTS (3 MINUTES PER PERSON)**

*Speakers may provide public comments on any matter that is within the subject matter jurisdiction of the City Council, including items on the agenda. The Mayor may determine whether an item is within the subject matter jurisdiction of the City Council. While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda.*

*The City Council encourages the public to participate by submitting comments in advance of the meeting, no later than 5:30 PM, January 18, 2022 (the day of the meeting), via:*

- 1) eComment at <http://www.manhattanbeach.gov/ecomment> or
- 2) Email to [cityclerk@manhattanbeach.gov](mailto:cityclerk@manhattanbeach.gov) or
- 3) Telephone Message Recorded at (310) 802-5030

*All of your comments provided by the deadlines above will be available to the City Council and the public prior to the meeting.*

### **ZOOM PUBLIC PARTICIPATION**

*If you wish to speak on any item on the agenda, please register in advance by clicking the following link: <https://citymb.seamlessdocs.com/f/publiccomment>, even when submitting this request you will need to use the “raise hand” feature via Zoom during the presentation of that Agenda Item in order to confirm with the City Clerk’s Office that you wish to provide comments.*

- 1) Join Zoom Meeting via the internet:

*Direct URL: <https://citymb-info.zoom.us/j/93376200363>, Meeting ID: 933 7620 0363*

*During the meeting you will need to use the “raise hand” button through Zoom at the time the Agenda Item is being presented for City Council consideration.*

- 2) Join Zoom Meeting via Phone Conference (Voice Only):

*Phone Number: (669) 900-6833, Meeting ID: 933 7620 0363*

*During the meeting you will need to enter \*9 on the phone’s dial pad at the time the Agenda Item is being presented for City Council consideration.*

*Please note, the City is not responsible for the public’s use of Zoom as it relates to the software, configuration, and setting on a personal device. The public is encouraged to visit the Zoom website for information on use of this software. The City’s use of Zoom is consistent with the platform features and functions as described on the Zoom website.*

## **H. COVID-19**

### **4. City Manager Update on COVID-19 Response.**

## I. CONSENT CALENDAR (APPROVE)

*Items on the Consent Calendar are routine and customary items and are enacted by a single motion with the exception of items previously removed by a member of the City Council during "Approval of the Agenda" for individual consideration. Any items removed shall be individually considered immediately after taking action on the Consent Calendar.*

5. City Council Minutes: [22-0004](#)

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

- a) City Council Adjourned Regular Meeting Minutes of December 21, 2021
- b) City Council Regular Meeting Minutes of December 21, 2021
- c) City Council Regular Meeting Minutes of January 4, 2022 (Cancelled)  
(City Clerk Tamura).

**APPROVE**

**Attachments:** [City Council Adjourned Regular Meeting Minutes of December 21, 2021](#)  
[City Council Regular Meeting Minutes of December 21, 2021](#)  
[City Council Regular Meeting Minutes of January 4, 2022 \(Cancelled\)](#)

6. Financial Reports: [22-0040](#)

- a) Schedule of Demands December 9, 2021, December 16, 2021, and December 23, 2021
- b) Investment Portfolio for the Month Ending November 30, 2021
- c) Month End Report for November 30, 2021  
(Finance Director Charelian).

**ACCEPT REPORTS AND DEMANDS**

**Attachments:** [Schedule of Demands for December 9, 2021, December 16, 2021 and December 23, 2021](#)  
[Investment Portfolio for the Month Ending November 30, 2021](#)  
[Month End Report for November 30, 2021](#)

7. City Council Reconsideration of the Circumstances of the Declared [22-0005](#)

COVID-19 Emergency to Facilitate Remote Attendance at Public Meetings by Councilmembers and Other City Legislators Pursuant to AB 361's Special Teleconferencing Requirements (City Attorney Barrow).

**ACCEPT STAFF RECOMMENDATION**

8. Consideration of Adopting Ordinance No. 22-0001 Amending Urgency [22-0042](#)

Ordinance No. 20-0012-U, as Subsequently Amended, to Rescind Residential Eviction Regulations (City Attorney Barrow).

**ADOPT ORDINANCE NO. 22-0001**

**Attachments:** [Ordinance No. 22-0001](#)  
[Urgency Ordinance No. 20-0012-U](#)  
[Staff Report - December 21, 2021](#)

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9. Consideration of a Resolution Declaring an Intention to Provide for Annual Levy and Collection of Assessments for the North Manhattan Beach Business Improvement District and Setting February 15, 2022, for a Public Hearing (Finance Director Charelian). [22-0006](#)  
**ADOPT RESOLUTION NO. 22-0001**  
**Attachments:** [Resolution No. 22-0001](#)  
[2022 Annual Budget and Activity Plan](#)
10. Award of Bid #1267-22 to Courtesy Chevrolet Center for the Purchase of Three Budgeted Electric Cars in the Total Amount of \$94,053.30 (Finance Director Charelian). [22-0007](#)  
**APPROVE**  
**Attachments:** [Bid #1267-22 Comparison Chevrolet Vehicles \(3\)](#)
11. Fiscal Year 2020-2021 Annual Comprehensive Financial Report (Finance Director Charelian). [22-0008](#)  
**RECEIVE AND FILE**
12. Consideration of a Resolution Formally Authorizing Blanket Authority to File Application for Grant Funds from the Los Angeles County Regional Park and Open Space District for Measure A Funding for Projects and Programs (Parks and Recreation Director Leyman). [22-0009](#)  
**ADOPT RESOLUTION NO. 22-0002**  
**Attachments:** [Resolution No. 22-0002](#)
13. Alleviation Report for Senate Bill (SB) 9 Interim Zoning Ordinance (Community Development Director Tai). [22-0052](#)  
**ISSUE ALLEVIATION MEASURES REPORT**  
**Attachments:** [Government Code Section 65858](#)
14. Consideration of 2021 Pavement Management Program Final Report (Public Works Director Lee). [22-0010](#)  
**RECEIVE AND FILE**  
**Attachments:** [Final Report - 2021 Pavement Management Program](#)  
[Current PCI Condition Map](#)
15. Consideration to Approve the Preliminary Design Concept for the Marine Avenue at Cedar Avenue Traffic Signal and Intersection Improvements Project (Public Works Director Lee). [22-0012](#)  
**APPROVE**  
**Attachments:** [Budget and Expenditures Summary Report](#)  
[Preliminary Design Concept](#)

16. Consideration of a Resolution Approving Amendment No. 1 to the Professional Services Agreement with Control Automation Design, Inc. for Upgrading, Providing Maintenance, and Troubleshooting of the Supervisory Control and Data Acquisition System for the City's Water, Stormwater & Sewer System at a Cost Not-to-Exceed \$173,078 (Public Works Director Lee). [22-0016](#)
- A) WAIVE FORMAL BIDDING**  
**B) ADOPT RESOLUTION NO. 22-0008**

Attachments: [Resolution No. 22-0008](#)  
[Amendment No. 1 – Control Automation Design, Inc. Agreement – Control Automation Design, Inc](#)

17. Consideration of a Resolution Approving a Design Services Agreement with Glenn A. Rick Engineering and Development Company, DBA Rick Engineering Company, for the Aviation Boulevard Missing Sidewalk Project for \$179,149; and Authorize the City Manager to Execute the Agreement (Public Works Director Lee). [22-0017](#)
- ADOPT RESOLUTION NO. 22-0009**

Attachments: [Resolution No. 21-0009](#)  
[Agreement - Glenn A. Rick Engineering and Development Company, DBA Rick Engineering Company](#)  
[Budget and Expenditures Summary Report](#)  
[Location Map](#)

18. Consideration of a Resolution Awarding a Construction Agreement to CT&T Concrete Paving, Inc. for the Citywide Concrete Repairs Cycle 1 (Fiscal Year 2021-2022) Project for \$208,250; Approving the Specifications for the Project; and Authorizing the City Manager to Approve Additional Work, If Necessary, Not-to-Exceed \$41,750 (Public Works Director Lee). [22-0018](#)
- ADOPT RESOLUTION NO. 22-0010**

Attachments: [Resolution No. 22-0010](#)  
[Agreement - CT&T Concrete Paving, Inc.](#)  
[Plans and Specifications](#)  
[Budget and Expenditures Summary Report](#)  
[Location Map](#)

## J. ITEMS REMOVED FROM THE CONSENT CALENDAR

*Each speaker may speak for up to 2 minutes on each item pulled from the agenda.*

## K. PUBLIC HEARINGS

*At the discretion of the Mayor, each speaker may speak for up to 3 minutes on each public hearing item.*

19. Consideration of a Resolution Declaring a Stage 1 Water Shortage and Imposing Drought Restrictions in Accordance with Municipal Code Section 7.44 to Preserve State and Local Water Supplies (Public Works Director Lee). [22-0020](#)

**ADOPT RESOLUTION NO. 22-0011**

**Attachments:** [Resolution No. 22-0011](#)  
[Municipal Code Section 7.44.30](#)  
[PowerPoint Presentation](#)

**L. GENERAL BUSINESS**

*Each speaker may speak for up to 2 minutes on each general business item.*

20. Consideration of a Draft One Year Agreement with the City of Redondo Beach for Prosecution and Homeless Court Services in the Amount of \$300,000 (City Manager Moe). [22-0021](#)

**DISCUSS AND PROVIDE DIRECTION**

**Attachments:** [Draft Agreement - City of Redondo Beach](#)  
[Staff Report - June 1, 2021](#)  
[Staff Report - July 20, 2021](#)  
[Staff Report - September 21, 2021](#)  
[Letter to DA Gascon from Mayor Stern \(December 12, 2021\)](#)  
[PowerPoint Presentation](#)

21. Provide Direction on Leadership Manhattan Beach's (LMB) Proposed 2021-2022 Class Project (Parks and Recreation Director Leyman). [22-0062](#)

**DISCUSS AND PROVIDE DIRECTION**

**Attachments:** [MBAC/MH Retaining Wall #1](#)  
[MBAC/MH Retaining Wall #2](#)  
[PowerPoint Presentation \(Leadership Manhattan Beach\)](#)

22. Consideration of an Urgency Interim Zoning Ordinance to Clarify Provisions for the Preservation of Historic Resources in the City's Existing Historical Preservation Ordinance (Community Development Director Tai). [22-0054](#)

**ADOPT URGENCY ORDINANCE NO. 22-0002-U**

**Attachments:** [Urgency Ordinance No. 22-0002-U](#)  
[Legislative Digest](#)  
[PowerPoint Presentation](#)



23. Review of the Community Development Department Work Plan and Priority for the Long-Term Outdoor Dining and Business Use Work Plan Item (Community Development Director Tai). [22-0057](#)

**DISCUSS AND PROVIDE DIRECTION**

Attachments: [Fiscal Year 2021-2022 Community Development Work Plan Items PowerPoint Presentation](#)

24. Consideration of the Following Regarding Slurry Seal Project: [22-0014](#)
- a) Adopting a Resolution Awarding a Construction Agreement to All American Asphalt, for the Slurry Seal Project Encompassing the Central Area of the Sand Section (Area 7) (Project) for \$673,275; Approving the Final Plans and Specifications for the Project; and Authorizing the City Manager to Approve Additional Work, if Necessary, for up to \$134,655;
- b) Adopting a Resolution Awarding an Inspection Services Agreement to Quantum Quality Consulting, Inc. for \$50,830; and
- c) Appropriating an Additional \$75,470 from the Unreserved Pier Fund Balance for the Project (Public Works Director Lee).

**A) ADOPT RESOLUTION NOS. 22-0005 AND 22-0006**

**B) APPROPRIATE FUNDS**

Attachments: [Resolution No. 22-0005 Agreement - All American Asphalt](#)  
[Bid Proposal - All American Asphalt](#)  
[Resolution No. 22-0006 Agreement - Quantum Quality Consulting, Inc. Plans and Specifications \(Web-Link Provided\)](#)  
[Budget and Expenditures Summary Report](#)  
[Location Map](#)

25. Consideration of Fees Paid for Long-Term Commercial Usage of City Property (Finance Director Charelian). [22-0064](#)

**DISCUSS AND PROVIDE DIRECTION**

**M. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS**

*In addition to providing reports of meetings and conferences attended by Councilmembers in connection with their official duties at City expense as required by AB 1234, Councilmembers requested at a previous City Council meeting that the following item(s) be placed on the agenda for discussion.*

**26. City Council Reports.**

27. Consider Request by Councilmember Montgomery and Mayor Stern  
Regarding Lights Placed Above Walk Streets (Community Development  
Director Tai).

[22-0023](#)**DISCUSS AND PROVIDE DIRECTION**

**Attachments:** [Manhattan Beach Municipal Code Chapter 7.36 - Private Use of the Public Right-of-Way](#)

**N. FUTURE AGENDA ITEMS**

*Councilmembers may request that items be placed on a future agenda with the concurrence of one other Councilmember.*

**O. CITY MANAGER REPORT****P. CITY ATTORNEY REPORT****Q. INFORMATIONAL ITEMS**

*This section is for items that do not require City Council action.*

28. Agenda Forecast (City Clerk Tamura).

[22-0024](#)**INFORMATION ITEM ONLY**

29. Commission Minutes:

[22-0051](#)

This Item Contains Minutes of the following City Commission Meetings:  
a) Parking and Public Improvements Commission Meeting Minutes of July 22, 2021(Community Development Director Tai)  
b) Finance Subcommittee Meeting Minutes of January 6, 2022(Finance Director Charelian).

**INFORMATION ITEM ONLY**

**Attachments:** [Parking and Public Improvements Commission Meeting Minutes of July 22, 2021](#)  
[Finance Subcommittee Meeting Minutes of January 6, 2022](#)

**R. CLOSED SESSION****S. ADJOURNMENT**

**T. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

*January 19, 2022 - Wednesday -- 6:00 PM - Joint City Council/Planning Commission and Parking and Public Improvements Commission meeting*

*February 1, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*February 15, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*March 1, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*March 8, 2022 - Tuesday -- 6:00 PM - Work Plan Meeting (Police/Fire Conference Room)*

*March 15, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*April 5, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*April 19, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*April 26, 2022 - Tuesday -- TBD - Boards and Commissions Interviews*

*May 3, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*May 10, 2022 - Tuesday -- 6:00 PM - Budget Study Session*

*May 17, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*May 24, 2022 - Tuesday -- 6:00 PM - Budget Study Session*

*June 7, 2022 - Tuesday -- 6:00 PM - City Council Meeting (Reorganization)*

*June 21, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*July 5, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*July 19, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*August 2, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*August 16, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*September 6, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

*September 20, 2022 - Tuesday -- 6:00 PM - City Council Meeting*

**BOARDS, COMMISSIONS AND COMMITTEE MEETINGS**

*January 19, 2022 - Wednesday - 6:00 PM - Joint City Council/Planning Commission Meeting and Parking and Public Improvements Commission Meeting*

*January 24, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting*

*January 27, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting*

*February 9, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting*

*February 14, 2022 - Monday - 5:00 PM - Library Commission Meeting*

*February 21, 2022 - Monday - 5:00 PM - Cultural Arts Commission Meeting*

*February 23, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting*

*February 24, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting*

*February 28, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting*

**U. CITY OFFICES CLOSED****CITY HOLIDAYS:**

*February 21, 2022 - Monday - Presidents Day*

*May 30, 2022 – Monday – Memorial Day*

*July 4, 2022 - Monday - Independence Day*

*September 5, 2022 - Monday - Labor Day*

*October 10, 2022 – Monday – Columbus Day*

*November 11, 2022 – Friday – Veterans Day*

*November 24-25, 2022 - Thursday & Friday - Thanksgiving Holiday*

*December 26, 2022 - Monday - Christmas Day Observed (Sunday, December 25, 2022)*

*January 2, 2023 – Monday – New Years Day Observed (Sunday, January 1, 2023)*

*January 16, 2023 – Monday – Martin Luther King Day*