

City Council Regular Meeting

Regular Meeting

Tuesday, November 15, 2022

6:00 PM

City Council Chambers and Zoom



ELECTED OFFICIALS

Mayor Steve Napolitano

Mayor Pro Tem Richard Montgomery

Councilmember Joe Franklin

Councilmember Suzanne Hadley

Councilmember Hildy Stern

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 Rachel Johnson

Public Works Director Erick Lee

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, November 15, 2022 (the day of the meeting), via:

- 1) eComment at <http://www.manhattanbeach.gov/ecomment> or*
- 2) Email to 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, 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, November 9, 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

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, November 15, 2022 (the day of the meeting), via:

- 1) eComment at <http://www.manhattanbeach.gov/ecomment> or
- 2) Email to 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 PERSON PUBLIC PARTICIPATION

Please complete the "Request to Address the City Council" card by filling out your name, city of residence, the item(s) you would like to offer public comment, and returning it to the City Clerk.

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 to activate the "raise hand" button 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. 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.

1. City Council Minutes: [22-0463](#)

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

a) City Council Adjourned Regular Meeting Minutes of October 6, 2022

b) City Council Regular Meeting Minutes of November 1, 2022

(City Clerk Tamura).

APPROVE

Attachments: [City Council Adjourned Regular Meeting Minutes of October 6, 2022](#)
[City Council Regular Meeting Minutes of November 1, 2022](#)

2. Financial Reports: [22-0430](#)

a) Schedule of Demands October 20, 2022 and October 27, 2022

b) Investment Portfolio for the Month Ending September 30, 2022

c) Month End Report for September 30, 2022

(Finance Director Charelian).

ACCEPT REPORTS AND DEMANDS

Attachments: [Schedule of Demands October 20, 2022 and October 27, 2022](#)
[Investment Portfolio September 30, 2022](#)
[Month End Report September 30, 2022](#)

3. Declaration of Proclamations for the Following: [22-0464](#)

a) November 13 - 19, 2022, as MB vs. Hate Week and United Against Hate Week

b) November 26, 2022, as Small Business Saturday

PROCLAIM

Attachments: [Proclamation - MB vs. Hate Week and United Against Hate Week](#)
[Proclamation - Small Business Saturday](#)

4. Consideration of a Resolution Approving an Amendment to the Agreement [22-0465](#)

with Harbor Interfaith Services Extending the Term an Additional Year and Increasing Maximum Compensation to \$139,020 for Budgeted Housing Navigation and Case Management Services (City Manager Moe).

ADOPT RESOLUTION NO. 22-0156

Attachments: [Resolution No. 22-0156](#)
[Amendment No. 1 - Harbor Interfaith Services](#)
[Agreement - Harbor Interfaith Services](#)
[Outreach Outcomes Report \(March - September 2022\)](#)

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5. City Council Reconsideration of the Circumstances of the Declared 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). [22-0461](#)
ACCEPT STAFF RECOMMENDATION
6. Fiscal Year 2022-2023 Quarterly Budget Update (Finance Director Charelian). [22-0362](#)
A) RECEIVE REPORT
B) APPROPRIATE FUNDS
Attachments: [FY 2022-2023 Quarter 1 Comparison](#)
7. Consideration of a Resolution Approving Amendments to the Compensation Plan for Full-Time Unrepresented Employees to Add the Division Chief (Human Resources Director Jenkins). [22-0471](#)
ADOPT RESOLUTION NO. 22-0157
Attachments: [Resolution No. 22-0157](#)
[Compensation Plan - Full-time Unrepresented Employees](#)
[Compensation Plan - Full-time Unrepresented Employees \(Tracked Changed\)](#)
8. Alleviation Report for Second Extension of Senate Bill (SB) 9 Interim Zoning Ordinance (Community Development Director Tai). [22-0470](#)
ISSUE ALLEVIATION MEASURES REPORT
Attachments: [Government Code Section 65858](#)
9. Consideration of Accepting as Complete Work Performed by Hot Line Construction Regarding Underground Utility Assessment Districts 19-12 and 19-14 (Public Works Director Lee). [22-0139](#)
A) ACCEPT
B) AUTHORIZE
10. Second Reading and Adoption of Ordinance No. 22-0011 Revising Manhattan Beach Municipal Code Title 5 - Sanitation and Health, Chapter 5.84 - Storm Water and Urban Runoff Pollution Control (Public Works Director Lee) [22-0394](#)
ADOPT ORDINANCE NO. 22-0011
Attachments: [Ordinance No. 22-0011](#)

11. Consideration of a Resolution Approving a Three-Year Enterprise Agreement with Environmental Systems Research Institute (Esri) for Geographic Information Systems (GIS) Software Licensing with a Total Amount of \$105,000 (Information Technology Director Hackelman). [22-0419](#)
- A) WAIVE FORMAL BIDDING (SOLE SOURCE)**
B) ADOPT RESOLUTION NO. 22-0152

Attachments: [Resolution No. 22-0152](#)
[Agreement - Esri](#)

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

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

J. PUBLIC HEARINGS

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

12. Conduct Public Hearing and Consider Adopting Two Ordinances to Amend Title 9 and Chapter 3.16 of the Manhattan Beach Municipal Code to Adopt the 2022 California Building Standards Code by Reference (Building Code; Residential Code; Fire Code; Electrical Code; Plumbing Code; Green Building Standards Code; Energy Code; Mechanical Code; Existing Building Code; Historical Building Code; Administrative Code; Referenced Standards Code) and Adopt Associated Local Amendments (Community Development Director Tai and Fire Chief Lang). [22-0095](#)
- (Estimated Time: 1 Hr.)**
- A) CONDUCT PUBLIC HEARING**
B) ADOPT ORDINANCE NOS. 22-0008 AND 22-0009
C) ADOPT RESOLUTION NOS. 22-0143 AND 22-0145

Attachments: [Ordinance No. 22-0008](#)
[Resolution No. 22-0143](#)
[Ordinance No. 22-0009](#)
[Resolution No. 22-0145](#)
[PowerPoint Presentation](#)

13. Conduct a Public Hearing Regarding the Proposed Use of Community Development Block Grant Funds (CDBG) for Fiscal Year 2022-2023 and FY 2023-2024 as Required by the Federal Housing and Urban Development Program and Consideration of a Resolution Authorizing the Allocation of the CDBG Funds (Public Works Director Lee). [22-0424](#)
- (Estimated Time: 15 Mins.)
- A) CONDUCT PUBLIC HEARING**
- B) ADOPT RESOLUTION NO. 22-0155**

Attachments: [Resolution No. 22-0155](#)
[CDBG Cycle 3 Location Map](#)
[Notice of Public Hearing](#)
[PowerPoint Presentation](#)

K. GENERAL BUSINESS

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

14. Discuss the Expansion of Public Parking Structure Lot 4 Located at the Northeast Corner of Rosecrans Avenue and Highland Avenue (Public Works Director Lee). [22-0390](#)
- (Estimated Time: 30 Mins.)
- DISCUSS AND PROVIDE DIRECTION**

Attachments: [Estimation of Allowable Height](#)
[PowerPoint Presentation](#)

L. 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.

15. Request by Mayor Pro Tem Montgomery and Councilmember Franklin to Consider Placing Cameras at Public Facilities, Public Areas or Parks (City Manager Moe). [22-0467](#)
- IF A THIRD COUNCILMEMBER CONCURS, THIS ITEM WILL BE PLACED ON A FUTURE AGENDA FOR ACTION**
16. Request by Mayor Napolitano and Mayor Pro Tem Montgomery to Consider Renaming a Baseball Field in Recognition of Former Mayor Walt Dougher (City Manager Moe). [22-0468](#)
- IF A THIRD COUNCILMEMBER CONCURS, THIS ITEM WILL BE PLACED ON A FUTURE AGENDA FOR ACTION**

M. FUTURE AGENDA ITEMS

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

17. Agenda Forecast (City Clerk Tamura).
INFORMATION ITEM ONLY

[22-0462](#)

N. CITY MANAGER REPORT

O. CITY ATTORNEY REPORT

P. INFORMATIONAL ITEMS

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

Q. CLOSED SESSION

R. ADJOURNMENT

S. FUTURE MEETINGS

CITY COUNCIL MEETINGS

December 6, 2022 - Tuesday -- 6:00 PM - City Council Meeting
December 20, 2022 - Tuesday -- 6:00 PM - City Council Meeting (Reorganization)
January 3, 2023 - Tuesday -- 6:00 PM - City Council Meeting
January 9, 2023 - Monday -- 6:00 PM - City Council and Parks and Recreation Commission, Cultural Arts Commission, and Library Commission Work Plan Meeting
January 17, 2023 - Tuesday -- 6:00 PM - City Council Meeting
January 18, 2023 - Wednesday -- 6:00 PM - City Council and Planning Commission and Parking and Public Improvements Commission Work Plan Meeting
February 7, 2023 - Tuesday -- 6:00 PM - City Council Meeting
February 21, 2023 - Tuesday -- 6:00 PM - City Council Meeting
March 7, 2023 - Tuesday -- 6:00 PM - City Council Meeting
March 21, 2023 - Tuesday -- 6:00 PM - City Council Meeting (Reorganization)
April 4, 2023 - Tuesday -- 6:00 PM - City Council Meeting
April 18, 2023 - Tuesday -- 6:00 PM - City Council Meeting
May 2, 2023 - Tuesday -- 6:00 PM - City Council Meeting
May 16, 2023 - Tuesday -- 6:00 PM - City Council Meeting
June 6, 2023 - Tuesday -- 6:00 PM - City Council Meeting
June 20, 2023 - Tuesday -- 6:00 PM - City Council Meeting
July 4, 2023 - Tuesday -- 6:00 PM - City Council Meeting
July 18, 2023 - Tuesday -- 6:00 PM - City Council Meeting
August 1, 2023 - Tuesday -- 6:00 PM - City Council Meeting
August 15, 2023 - Tuesday -- 6:00 PM - City Council Meeting
September 5, 2023 - Tuesday -- 6:00 PM - City Council Meeting
September 19, 2023 - Tuesday -- 6:00 PM - City Council Meeting
October 3, 2023 - Tuesday -- 6:00 PM - City Council Meeting
October 17, 2023 - Tuesday -- 6:00 PM - City Council Meeting
November 7, 2023 - Tuesday -- 6:00 PM - City Council Meeting
November 21, 2023 - Tuesday -- 6:00 PM - City Council Meeting
December 5, 2023 - Tuesday -- 6:00 PM - City Council Meeting
December 19, 2023 - Tuesday -- 6:00 PM - City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

November 21, 2022 - Monday - 4:00 PM - Cultural Arts Commission Meeting
November 23, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
November 24, 2022 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting (Rescheduled to December 1, 2022)
November 28, 2022 - Monday - 4:00 PM - Parks and Recreation Commission Meeting
December 1, 2022 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting (Rescheduled from November 24, 2022 and December 22, 2022)
December 12, 2022 - Monday - 4:00 PM - Library Commission Meeting
December 14, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
December 19, 2022 - Monday - 4:00 PM - Cultural Arts Commission Meeting
December 22, 2022 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting (Rescheduled to December 1, 2022)
December 26, 2022 - Monday - 4:00 PM - Parks and Recreation Commission Meeting
December 28, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting

T. CITY OFFICES CLOSED**CITY HOLIDAYS:**

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

February 20, 2023 - Monday - Presidents Day

May 29, 2023 – Monday – Memorial Day

July 4, 2023 - Tuesday - Independence Day

September 4, 2023 - Monday - Labor Day

October 9, 2023 – Monday – Columbus Day

November 10, 2023 – Friday – Veterans Day (Observance of November 11, 2023)