

CITY OF MANHATTAN BEACH

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

AGENDA

City Council Regular Meeting

Regular Meeting

Tuesday, November 1, 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. The City Council encourages the public to participate by submitting comments in advance of the meeting, no later than 5:30 PM, November 1, 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, October 26, 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

Lilla Priester, Meadows Elementary School

C. ROLL CALL

D. CEREMONIAL CALENDAR

1. Presentation of Commendations to Manhattan Beach Historical Society Outgoing Vice President Wayne Powell and Boardmember Meg Sullivan for Their Years of Dedicated Service to the City of Manhattan Beach and the Manhattan Beach Historical Society. [22-0442](#)

PRESENT

Attachments: [Commendations - Wayne Powell and Meg Sullivan](#)

2. Presentation of Certificates of Recognition to the Hometown Fair Board for their Time and Commitment to the Success of the 50th Annual Hometown Fair. [22-0448](#)

PRESENT

Attachments: [Certificate Example - Hometown Fair Board](#)

3. Presentation of Certificates of Recognition to the Manhattan Beach 10K Run Committee for their Time and Commitment to the Success of the 45th Annual 10K Run. [22-0450](#)

PRESENT

Attachments: [Certificate Example - 10K Run Committee](#)

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.

Updates and Presentations:

- 4. Update on Resolution No. 22-0135 in Support of Measure V Readopting the City's Commercial Cannabis Prohibition, and Opposing Cannabis Industry Measure MB on the November 8, 2022, Election Ballot (City Manager Moe). [22-0452](#)
(Estimated Time: 10 Mins.)
RECEIVE REPORT

Attachments: [Resolution No. 22-0135](#)
[Staff Report - October 6, 2022](#)

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 1, 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.

5. City Council Minutes: [22-0439](#)

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 Adjourned Regular Meeting Minutes of October 18, 2022
- c) City Council Regular Meeting Minutes of October 18, 2022
- d) City Council Adjourned Regular Meeting Minutes of October 19, 2022 (City Clerk Tamura).

A) CONTINUE THE CITY COUNCIL ADJOURNED REGULAR MEETING MINUTES OF OCTOBER 6, 2022 TO THE NOVEMBER 15, 2022, CITY COUNCIL MEETING

B) APPROVE THE CITY COUNCIL ADJOURNED REGULAR MEETING MINUTES OF OCTOBER 18, 2022, CITY COUNCIL REGULAR MEETING MINUTES OF OCTOBER 18, 2022, AND THE CITY COUNCIL ADJOURNED REGULAR MEETING MINUTES OF OCTOBER 19, 2022

Attachments: [City Council Adjourned Regular Meeting Minutes of October 18, 2022](#)
[City Council Regular Meeting Minutes of October 18, 2022](#)
[City Council Adjourned Regular Meeting Minutes of October 19, 2022](#)

6. Financial Reports: [22-0429](#)

Schedule of Demands October 6, 2022, and October 13, 2022 (Finance Director Charelian).

ACCEPT REPORTS AND DEMANDS

Attachments: [Schedule of Demands for October 6, 2022 and October 13, 2022](#)

7. Declaration of Proclamations for the Following: [22-0440](#)

- a) Month of November 2022 as National Family Caregivers Month
- b) November 16, 2022, as GIS (Geographic Information System) Day.

PROCLAIM

Attachments: [Proclamation - National Family Caregivers Month](#)
[Proclamation - GIS Day](#)

8. City Council Reconsideration of the Circumstances of the Declared [22-0441](#)

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

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9. Adoption of an Ordinance Regulating Short-term Rentals and Other Transient Uses Outside the Coastal Zone (City Attorney Barrow). [22-0444](#)
ADOPT ORDINANCE NO. 22-0010
Attachments: [Ordinance No. 22-0010](#)
10. Consideration of a Resolution Approving a Three-Year Agreement with InfoSend, Inc. for Electronic Bill Presentment and Payment (EBPP) Services and Utility Bill Printing/Mailing Services for an Estimated Annual Amount in the First Year of \$40,000, Plus Annual CPI Adjustments for Subsequent Years (Finance Director Charelian). [22-0425](#)
A) WAIVE FORMAL BIDDING DUE TO SINGLE-SOURCE PURCHASING
B) ADOPT RESOLUTION NO. 22-0146
C) AUTHORIZE THE CITY MANAGER TO EXECUTE TWO ONE-YEAR OPTIONAL EXTENSIONS
Attachments: [Resolution No. 22-0146](#)
[Agreement - InfoSend, Inc.](#)
11. Consideration of a Resolution (1) Approving a Use Permit Amendment to Allow an Expansion of an Existing 4,180 Square-Foot “Eating and Drinking Establishments” Use (Arthur J Restaurant) with Full Alcohol Service, Into an Adjacent Vacant 1,141 Square-Foot Tenant Space Within an Existing Commercial Building at 901 and 903 Manhattan Avenue in the Downtown Commercial (CD) Zoning District; and (2) Making an Environmental Determination of Categorical Exemption in Accordance with the California Environmental Quality Act (CEQA) (Simms Restaurants Group/Arthur J) (Community Development Director Tai). [22-0449](#)
ADOPT RESOLUTION NO. 22-0153
Attachments: [Resolution No. 22-0153](#)
12. Consideration of Accepting as Complete Work Performed by PALP, Inc. dba Excel Paving Co. Regarding the Cycle 1 Street Resurfacing Project (Public Works Director Lee). [22-0407](#)
ACCEPT AND AUTHORIZE
Attachments: [Location Map](#)

13. Consideration of Introducing an Ordinance to Revise Title 5 - Sanitation and Health, Chapter 5.84 - Storm Water and Urban Runoff Pollution Control of the City of Manhattan Beach Municipal Code to Align with Regional Permit Requirements (Public Works Director Lee). [22-0250](#)
INTRODUCE ORDINANCE NO. 22-0011
Attachments: [Ordinance No. 22-0011](#)
[Draft Ordinance No. 22-0011 \(Including Redlines\)](#)
[Order No. R4-2021-0105 and NPDES Permit No. CAS004004](#)
14. Consideration of a Resolution Approving Amendment No. 1 to the Professional Services Agreement with Ardurra Group, Inc. for \$289,290 for Project Management Consulting Services for the Engineering Division (Public Works Director Lee). [22-0426](#)
A) ADOPT RESOLUTION NO. 22-0151
B) AUTHORIZE
Attachments: [Resolution No. 22-0151](#)
[Amendment No. 1 - Ardurra Group, Inc.](#)
[Agreement - Ardurra Group, Inc.](#)
15. Munis Enterprise Resource Planning (ERP) System Implementation Update (Information Technology Director Hackelman). [22-0168](#)
RECEIVE REPORT

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.

K. GENERAL BUSINESS

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

16. Discussion Regarding Armed Security for Downtown (Police Chief Johnson). [22-0456](#)
(Estimated Time: 45 Min.)
DISCUSS AND PROVIDE DIRECTION
17. Afterschool REC Program Fee Update (Parks and Recreation Director Leyman). [22-0405](#)
(Estimated Time: 30 Min.)
DISCUSS AND PROVIDE DIRECTION
Attachments: [PowerPoint Presentation](#)

18. Update on the Downtown Manhattan Beach and North Manhattan Beach Beautification Work Plan (Public Works Director Lee). [22-0409](#)

(Estimated Time: 15 Min.)

DISCUSS AND PROVIDE DIRECTION

Attachments: [Photo Renderings](#)
[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.

M. FUTURE AGENDA ITEMS

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

19. City Council AB 1234 Reports. [22-0447](#)
RECEIVE AND FILE

20. Consider Request by Councilmember Hadley and Councilmember Franklin to Expedite Revisiting Coyote Management and Consideration of a Trapping Program (City Manager Moe). [22-0445](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [Staff Report - September 6, 2022](#)
[Staff Report - July 5, 2022](#)

N. CITY MANAGER REPORT

O. CITY ATTORNEY REPORT

P. INFORMATIONAL ITEMS

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

21. Agenda Forecast (City Clerk Tamura). [22-0446](#)
INFORMATION ITEM ONLY

22. Commission Minutes:[22-0437](#)

This Item Contains Minutes of the Following City Commission Meetings:

- a) Library Commission Meeting Minutes of August 8, 2022 (Parks and Recreation Director Leyman)
- b) Cultural Arts Commission Meeting Minutes of August 15, 2022 (Parks and Recreation Director Leyman).

INFORMATION ITEM ONLY

Attachments: [Library Commission Meeting Minutes of August 8, 2022](#)
[Cultural Arts Commission Meeting Minutes of August 15, 2022](#)

Q. CLOSED SESSION**R. ADJOURNMENT****S. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

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

December 6, 2022 - Tuesday -- 6:00 PM - City Council Meeting

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

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

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

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

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

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

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

December 12, 2022 - Monday - 5:00 PM - Library Commission Meeting

December 14, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting

December 19, 2022 - Monday - 5:00 PM - Cultural Arts Commission Meeting

December 22, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting

December 26, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting

December 28, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting

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

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

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 10, 2023 – Monday – Columbus Day