

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Draft

Thursday, October 6, 2022

6:00 PM

Regular Meeting

City Council Chambers and Zoom

City Council Adjourned Regular Meeting

ELECTED OFFICIALS

Mayor Steve Napolitano

Mayor Pro Tem Richard Montgomery

Councilmember Joe Franklin

Councilmember Suzanne Hadley

Councilmember Hildy Stern

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<https://www.manhattanbeach.gov/government/city-council/city-council-meetings-agendas-and-minutes>

A. CALL MEETING TO ORDER

Mayor Napolitano called the meeting to order.

B. PLEDGE TO THE FLAG

Parks and Recreation Director Mark Leyman led the Pledge of Allegiance.

C. ROLL CALL

Roll call by City Clerk Liza Tamura.

Present 5 - Mayor Napolitano, Mayor Pro Tem Montgomery, Councilmember Franklin, Councilmember Hadley and Councilmember Stern

D. CEREMONIAL CALENDAR

1. Presentation of a Certificate of Recognition to Bob Perkins for Being Awarded the 2022 "Age My Way" Certificate from the County of Los Angeles in Collaboration with the Older American Recognition Month in May. [22-0411](#)

PRESENT

Mayor Napolitano, on behalf of the City Council, along with Parks and Recreation Director Mark Leyman and Recreation Manager Jan Buike, presented a certificate to Bob Perkins, for his recognition from the County of Los Angeles on the 57th Annual Older American recognition Month of May 2022, as "Age My Way."

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

Councilmember Franklin requested to pull Agenda Item Nos. 4 - Proclamations; 7 - City Council Assignments; and 10 - Status of El Porto Park Swing Set Installation.

Councilmember Hadley requested to pull Agenda Item No. 9 - Approving Amendment No. 1 to the Agreement with Contemporary Services Corporation for Unarmed Guard Services.

A motion was made by Mayor Pro Tem Montgomery, seconded by Councilmember Hadley, to approve the agenda as amended with Agenda Item Nos. 4, 7, 9, and 10 from the Consent Calendar for individual consideration, and waive full reading of ordinances. The motion carried by the following vote:

Aye: 5 - Napolitano, Montgomery, Franklin, Hadley and Stern

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

Library Manager Josh Murray announced the Authors Mac Barnett and Jon Klassen will be discussing their new book "Three Billy Goats, Gruff" and present their groundbreaking new collection of fractured Fairy Tale picture books with a twist on "Three Billy Goats, Gruff," on Sunday, October 23, 2022 at 1:00 PM.

Recreation Coordinator for Youth & Teen Programs David Ibarra announced the Manhattan Beach Parks and Recreation Fall Events. On Saturday, October 22, 2022, from 1:00 PM - 5:00 PM, the Halloween Carnival will take place at Manhattan Heights Park. On Sunday, October 30, 2022, the Pumpkin Race will take place at the Manhattan Beach Pier, with the festival starting at 12:00 PM and the Races starting at 2:00 PM. Pumpkin Kits are being sold presale for \$35 and day of the event for \$40.

Cultural Arts Manager Eilen Stewart announced the Fly High Dive Deep exhibition by Lynn Aldrich on from October 21, 2022 - January 1, 2023 at the Manhattan Beach Art Center and the opening reception will take place on October 21, 2022, from 5:00 PM - 7:00 PM.

Joseph Anthony Mull announced he will be surveying bicyclists in the City to see if they like to carry their bicycles up the hill or if they would be willing to pay \$5 and place their bicycles on the front of the bus instead of carrying their bicycles.

Parks and Recreation Director Mark Leyman thanked the Hometown Fair Board and congratulated them on the attendance of over 80,000 over the weekend as they celebrated the 50th Anniversary of the Hometown Fair.

President and CEO of the Chamber of Commerce David Archer announced that the second edition of "The MB Pier Review" will be published on November 1, 2022. There is time to add content to the second edition. The "Best of Manhattan 2022" will take place on Friday, October 21, 2022 at the Westdrift Hotel at 5:00 PM.

Steve De Baets announced that the Senior Advisory Committee is sponsoring the City Council Candidates Forum on Thursday, October 11, from 1:00 PM - 3:00 PM, at the Joslyn Community Center.

Lucia La Rosa Ames announced that October is the month of Life in which life is celebrated. There will be an event on October 9, 2022, from 3:00 PM - 5:00 PM.

G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Mayor Napolitano opened the floor to public comments. The following individual(s) spoke:

Luca De Matteis
Monica Chun
Ida
Amy Howorth
Ray Joseph
Gail Fortis
Kelly Ifergan
Heather Grandy
Rita Crabtree-Kampe
Ezra Choueke
Enzo Ames
Veronica Sullins

Seeing no further requests to speak, Mayor Napolitano closed the floor to public comments.

Mayor Napolitano stated that the City Councilmembers, City staff, and the Manhattan Beach Community takes the recent incidents seriously. Actions will be taken against those that have committed the hate incidents in the City.

Mayor Pro Tem Montgomery stated that elections will take place on November 8, 2022 and members of the public can start submitting their votes by voting by mail or in person at a voting center. He additionally spoke on comments made by a City Council candidate about City Councils decisions and about staff.

H. CONSENT CALENDAR (APPROVE)

A motion was made by Mayor Pro Tem Montgomery, seconded by Councilmember Stern, to approve the Consent Calendar with Agenda Item Nos. 4, 7, 9, and 10 being removed to be heard under Section J - Items Removed from the Consent Calendar. The motion carried by the following vote:

Aye: 5 - Napolitano, Montgomery, Franklin, Hadley and Stern

2. City Council Minutes: [22-0094](#)

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

- a) City Council Regular Meeting Minutes of September 20, 2022
- b) City Council Special Meeting Minutes (6th Cycle Housing Element) of September 23, 2022
(City Clerk Tamura).

APPROVE

The recommendation for this item was approved on the Consent Calendar.

3. Financial Reports: [22-0410](#)

Schedule of Demands September 8, 2022, and September 15, 2022
(Finance Director Charelian).

ACCEPT REPORTS AND DEMANDS

The recommendation for this item was approved on the Consent Calendar.

4. Proclamations Declaring the Following: [22-0116](#)

- a) Month of October 2022 as National Community Planning Month
- b) October 5, 2022 as Energy Efficiency Day

PROCLAIM

This item was removed from the Consent Calendar and heard under Section J - Items Removed from the Consent Calendar.

5. Quarterly Update on Fiscal Year 2022-2023 City Council Work Plan (City Manager Moe). [22-0403](#)

RECEIVE REPORT

The recommendation for this item was approved on the Consent Calendar.

6. City Council Reconsideration of the Circumstances of the Declared [22-0389](#)

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

The recommendation for this item was approved on the Consent Calendar.

7. Consideration of City Council Assignments Appointing Councilmember Franklin and Councilmember Stern to the Art in Public Places Committee - Bruce's Beach Art Project (City Clerk Tamura). [22-0422](#)

APPROVE

This item was removed from the Consent Calendar and heard under Section J - Items Removed from the Consent Calendar.

8. Consideration of a Resolution Accepting the State of California Office of Traffic Safety Selective Traffic Enforcement Program (STEP) Grant in the Amount of \$60,000 (Police Chief Johnson). [22-0413](#)

A) ADOPT RESOLUTION NO. 22-0142

B) APPROPRIATE FUNDS

The recommendation for this item was approved on the Consent Calendar.

9. Consideration of a Resolution Approving Amendment No. 1 to the Agreement with Contemporary Services Corporation for Unarmed Guard Services to Extend the Term and Increase the Maximum Compensation to an Estimated Annual Value of \$390,000 (Police Chief Johnson). [22-0400](#)

ADOPT RESOLUTION NO. 22-0138

This item was removed from the Consent Calendar and heard under Section J - Items Removed from the Consent Calendar.

10. Status of El Porto Park Swing Set Installation (Parks and Recreation Director Leyman). [22-0396](#)

RECEIVE REPORT

This item was removed from the Consent Calendar and heard under Section J - Items Removed from the Consent Calendar.

11. Consideration of a Resolution Approving a Professional Services Agreement with KOA Corporation for Engineering Design Services in the Amount of \$161,780 for the Manhattan Beach Boulevard Eastbound Left-Turn Improvement at Aviation Boulevard Project and Authorizing the City Manager to Increase Compensation up to \$32,356 for Additional Work (Public Works Director Lee). [22-0381](#)

ADOPT RESOLUTION NO. 22-0139

The recommendation for this item was approved on the Consent Calendar.

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

4. Proclamations Declaring the Following: [22-0116](#)
a) Month of October 2022 as National Community Planning Month
b) October 5, 2022 as Energy Efficiency Day

PROCLAIM

Councilmember Franklin spoke on the Energy Efficiency Day proclamation with a focus on the Seventh Recital: "Whereas, improved energy codes for homes and commercial buildings also can significantly reduce utility costs and create new jobs, and the City of Manhattan Beach supports increasing the minimum levels of efficiency for new buildings through adoption of a stricter code or the model 2021 International Energy Conservation Code." He expressed concern the City Council is making policy based on the Seventh Recital.

City Manager Bruce Moe and Community Development Director Carrie Tai responded to City Council questions.

Mayor Napolitano opened the floor to public comments.

Seeing no requests to speak, Mayor Napolitano closed the floor to public comments.

A motion was made by Councilmember Franklin, seconded by Councilmember Hadley, to remove the Seventh Recital from the Energy Efficiency Day proclamation. Motion failed by the following vote:

Aye: 2 - Franklin and Hadley

Nay: 3 - Napolitano, Montgomery, and Stern

A motion was made by Councilmember Stern, seconded by Councilmember Hadley, to proclaim October 5, 2022, as Energy Efficiency Month, including the following change to the language, "encourages increasing the minimum levels of efficiency instead of support for new building." Motion carried by the following vote:

Aye: 5 - Napolitano, Montgomery, Franklin, Hadley and Stern

A motion was made by Mayor Pro Tem Montgomery, seconded by Councilmember Franklin, to proclaim the month of October 2022, as National Community Planning Month. Motion carried by the following vote:

Aye: 5 - Napolitano, Montgomery, Franklin, Hadley and Stern

7. Consideration of City Council Assignments Appointing Councilmember Franklin and Councilmember Stern to the Art in Public Places Committee - Bruce's Beach Art Project (City Clerk Tamura). [22-0422](#)

APPROVE

Councilmember Franklin pulled the item due to the disbandment of Bruce's Beach Task Force and asked for the process to be open and allow for others to participate.

Parks and Recreation Director Mark Leyman and Policy and Management Analyst Alexandria Latragna responded to City Council questions.

Mayor Napolitano opened the floor to public comments.

Seeing no requests to speak, Mayor Napolitano closed the floor to public comments.

A motion was made by Mayor Pro Tem Montgomery, seconded by Councilmember Stern, to approve the City Council Assignments and appointing Councilmember Franklin and Councilmember Stern to the Art in Public Places Committee - Bruce's Beach Art Project. The motion carried by the following vote:

Aye: 5 - Napolitano, Montgomery, Franklin, Hadley and Stern

9. Consideration of a Resolution Approving Amendment No. 1 to the Agreement with Contemporary Services Corporation for Unarmed Guard Services to Extend the Term and Increase the Maximum Compensation to an Estimated Annual Value of \$390,000 (Police Chief Johnson). [22-0400](#)

ADOPT RESOLUTION NO. 22-0138

Councilmember Hadley inquired of the purpose for the Contemporary Services Corporation (CSC).

Police Chief Rachel Johnson responded to City Council questions.

Mayor Napolitano opened the floor to public comments.

Seeing no requests to speak, Mayor Napolitano closed the floor to public comments.

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin, to adopt Resolution No. 22-0138 approving Amendment No. 1 to an agreement between the City of Manhattan Beach and Contemporary Services Corporation for unarmed guard services. The motion carried by the following vote:

Aye: 5 - Napolitano, Montgomery, Franklin, Hadley and Stern

10. Status of El Porto Park Swing Set Installation (Parks and Recreation Director Leyman).

[22-0396](#)

RECEIVE REPORT

Mayor Napolitano stated that there was liability and other issues with this project and asked to place the El Porto swing set installation project under the unfunded list.

Mayor Napolitano opened the floor to public comments.

Seeing no requests to speak, Mayor Napolitano closed the floor to public comments.

A motion was made by Mayor Napolitano, seconded by Mayor Pro Tem Montgomery, to place the El Porto swing set installation project under the unfunded list. Motion carried by the following vote:

Aye: 4 - Napolitano, Montgomery, Hadley and Stern

Nay: 1 - Franklin

J. PUBLIC HEARINGS

None.

K. GENERAL BUSINESS

12. Discussion of Resolution No. 22-0135 in Support of Measure V on the November 8, 2022 Election Ballot Readopting the City's Commercial Cannabis Prohibition, and Against Cannabis Industry Measure MB on the November 8 Election Ballot (City Manager Moe). [22-0418](#)

(Estimated Time: 10 Min.)

DISCUSS AND CONSIDER TAKING ACTION

At the recommendation of the City Attorney, Mayor Pro Tem Montgomery announced that he had no current or future financial interests in the agenda item but would continue to recuse himself from participating to avoid any potential conflicts. Mayor Pro Tem Montgomery left the meeting at 7:26 PM.

Policy and Management Analyst Alexandria Latragna provided the staff presentation.

Policy and Management Analyst Latragna, City Clerk Liza Tamura, and City Attorney Quinn Barrow responded to City Council questions.

Mayor Napolitano opened the floor to public comments. The following individual(s) spoke:

Amy Howorth
Rita Crabtree-Kampe
Heather Kim

Seeing no further requests to speak, Mayor Napolitano closed the floor to public comments.

City Attorney Quinn Barrow provided clarification and responded to City Council questions.

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin, to direct staff to publish the resolution online to be available to the public and send a press release. Motion carried by the following vote:

Aye: 4 - Napolitano, Franklin, Hadley and Stern

Abstain: 1 - Montgomery

13. Quarterly Update on the City's Homelessness Initiatives Including: [22-0402](#)
- a) Consideration of a Resolution Approving Amendment No. 1 with Emotional Health Association (Doing Business as SHARE! Self Help Recovery Exchange) in the Amount of \$18,900 to Provide Three Additional Interim Housing Placements; and
 - b) Resolution Nunc Pro Tunc No. 22-0141 Amending Resolution No. 21-0119 to Make it Consistent with the Previously Approved Agreement with Harbor Interfaith Services for Grant Funded Measure H Homeless Case Management and Housing Navigation Services (City Manager Moe).
- (Estimated Time: 30 Min.)
- A) RECEIVE REPORT
 - B) ADOPT RESOLUTION NO. 22-0140
 - C) ADOPT RESOLUTION NUNC PRO TUNC NO. 22-0141
 - D) APPROPRIATE FUNDS

Assistant to the City Manager George Gabriel provided the PowerPoint presentation.

Assistant to the City Manager Gabriel and Police Chief Rachel Johnson responded to City Council questions.

Mayor Napolitano opened the floor to public comments. The following individual(s) spoke:

Heather Kim

Seeing no further requests to speak, Mayor Napolitano closed the floor to public comments.

A motion was made by Councilmember Franklin, seconded by Mayor Napolitano, for the following: a) adopt Resolution No. 22-0140 approving Amendment No. 1 to the agreement between the City of Manhattan Beach and Emotional Health Association (doing business as SHARE! Self Help and Recovery Exchange) for housing placement and homeless support services; adopt Resolution Nunc Pro Tunc No. 22-0141 amending Resolution No. 21-0119 to make it consistent with the amount of an agreement between the City of Manhattan Beach and Harbor Interfaith Services for grant funded homeless case management and housing navigation services; and c) appropriate an additional \$18,900 from the unreserved General Fund balance for three additional interim housing placements. The motion carried by the following vote:

Aye: 5 - Napolitano, Montgomery, Franklin, Hadley and Stern

14. Senior Advisory Committee Bylaws Update (Parks and Recreation Director Leyman).

[22-0395](#)

(Estimated Time: 30 Min.)

DISCUSS AND PROVIDE DIRECTION

Recreation Manager Jan Buike provided the staff presentation.

Mayor Napolitano opened the floor to public comments. The following individual(s) spoke:

Steve De Baets

Seeing no further requests to speak, Mayor Napolitano closed the floor to public comments.

A motion was made by Mayor Napolitano, seconded by Councilmember Hadley, to approve the Senior Advisory Committee bylaws. The motion carried by the following vote:

Aye: 4 - Napolitano, Franklin, Hadley and Stern

Nay: 1 - Montgomery

15. Discuss Sand Dune Park Refurbishment (Public Works Director Lee).

[22-0393](#)

(Estimated Time: 30 Min.)

DISCUSS AND PROVIDE DIRECTION

Maintenance Manager Sean Roberts provided the PowerPoint presentation.

Urban Forester Ernest Area responded to City Council questions.

Mayor Napolitano opened the floor to public comments.

Seeing no requests to speak, Mayor Napolitano closed the floor to public comments.

A motion was made by Councilmember Hadley, seconded by Councilmember Stern, to approve the decomposed granite for maintenance and accept the Eagle Scout project from Enzo Ames. The motion carried by the following vote:

Aye: 5 - Napolitano, Montgomery, Franklin, Hadley and Stern

16. Consideration of a Resolution Condemning Antisemitism and Adopting the International Holocaust Remembrance Alliance's (IHRA) Definition of Antisemitism (City Manager Moe). [22-0412](#)

(Estimated Time: 10 Min.)

A) ADOPT RESOLUTION NO. 22-0144

B) DISCUSS AND PROVIDE DIRECTION

Policy and Management Analyst Alexandria Latragna provided the staff presentation.

Mayor Napolitano opened the floor to public comments. The following individual(s) spoke:

Randall Lewis

Seeing no further requests to speak, Mayor Napolitano closed the floor to public comments.

A motion was made by Councilmember Stern, seconded by Councilmember Hadley, to adopt Resolution No. 22-0144, adopting the IHRA's (International Holocaust Remembrance Alliance) definition of antisemitism and condemning antisemitism. The motion carried by the following vote:

Aye: 5 - Napolitano, Montgomery, Franklin, Hadley and Stern

L. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

17. City Council AB 1234 Reports. [22-0423](#)
RECEIVE AND FILE

None.

18. Consider Request by Councilmember Hadley and Councilmember Franklin to Agendize an Ordinance that Incorporates Provisions of Santa Monica's Ordinance that Prohibits Sitting and Lying in Entrances to Certain Buildings (City Manager Moe). [22-0414](#)
DISCUSS AND PROVIDE DIRECTION

City Attorney Quinn Barrow responded to City Council questions.

Mayor Napolitano provided that he would be the third vote in order to have the item placed on a future agenda.

M. FUTURE AGENDA ITEMS

None.

N. CITY MANAGER REPORT

None.

O. CITY ATTORNEY REPORT

None.

P. INFORMATIONAL ITEMS

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

[22-0345](#)

This item was received and filed by order of the Chair.

Q. CLOSED SESSION

None.

R. ADJOURNMENT

At 9:36 PM, Mayor Napolitano adjourned the meeting.

Martha Alvarez
Recording Secretary

Steve Napolitano
Mayor

ATTEST:

Liza Tamura
City Clerk