

City of Manhattan Beach

*1400 Highland Avenue
Manhattan Beach, CA 90266*



Meeting Minutes - Draft

Tuesday, November 1, 2022

6:00 PM

Regular Meeting

City Council Chambers and Zoom

City Council 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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www.manhattanbeach.gov/departments/city-clerk/city-council-meetings-agendas-and-minutes

A. CALL MEETING TO ORDER

Mayor Napolitano called the meeting to order.

B. PLEDGE TO THE FLAG

Lilia Priester of Meadows Elementary School 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 Commendations to Manhattan Beach Historical Society [22-0442](#)
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.

PRESENT

Mayor Napolitano, on behalf of the City Council, presented 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.

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

PRESENT

Mayor Napolitano, on behalf of the City Council, presented Certificates of Recognition to the Hometown Fair Board for their time and commitment to the success of the 50th Annual Hometown Fair.

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

Mayor Napolitano, on behalf of the City Council, presented Certificates of Recognition to the Manhattan Beach 10K Run Committee for their time and commitment to the success of the 45th Annual 10K Run.

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

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin, to approve the agenda 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 OF UPCOMING EVENTS (1 MINUTE PER PERSON)

Parks & Recreation Supervisor Stephanie Rice announced the Veterans Day event on November 11, 2022, at 11:00 AM and the Pier Lighting and Holiday Open House on November 16, 2022, from 5:00 PM - 9:00 PM.

Larry Johnson, of the Manhattan Beach Rotary Club, announced the Veffest BBQ in the Kinecta parking lot on November 6, 2022, from 12:00 PM - 6:00 PM.

Library Manager Josh Murray announced the "Making a Treasure Map" workshop on November 10, 2022, at 4:00 PM. Interested parties can register at lacountylibrary.org.

Police Chief Rachel Johnson invited the community to "Tip a Cop" on November 3, 2022, at Tin Roof Bistro at 5:00 PM.

Parks & Recreation Senior Recreation Manager Melissa McCollum announced the ribbon cutting for the new Manhattan Beach Middle School (MBMS) Pickleball Courts on November 4, 2022, at 4:30 PM. She also announced the Sand Dune Revitalization Open House on November 12, 2022, from 10:00 AM -11:00 AM at Sand Dune Park.

Councilmember Stern announced the following events from the South Bay Community Coalition Against Hate in honor of United Against Hate Week: a ribbon cutting event for the new rainbow pathway at Polliwog Park on November 13, from 1:00 PM - 3:00 PM; a screening of "Race to Be Human," hosted by the Manhattan Beach Education Foundation, on November 15, 2022, at 6:00 PM at the Mira Costa High School auditorium; and a community-wide moment of silent reflection at a date and time to be determined. Information is available at mbvshate.org.

Mayor Pro Tem Montgomery thanked the Parks and Recreation Staff for their work on the future expansion of the Pickleball Courts.

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

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 at the recommendation of the City Attorney. Mayor Pro Tem Montgomery left the meeting at 6:33 PM.

Policy & Management Analyst Alexandria Latragna provided the Staff presentation.

The City Council received the report.

At 6:35 PM, Mayor Pro Tem Montgomery returned to the meeting.

G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

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

Gail Fortis

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

H. CONSENT CALENDAR (APPROVE)

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin, to approve the Consent Calendar.

City Attorney Quinn Barrow announced that typos of a clerical nature were found in Resolution No. 22-0153 and would be corrected upon adoption.

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin, to approve the Consent Calendar.

City Attorney Barrow read the title of Ordinance No. 22-0011 into the record:

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH AMENDING MANHATTAN BEACH MUNICIPAL CODE CHAPTER 5.84 TO COMPLY WITH RECENT MUNICIPAL NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT REQUIREMENTS

The motion carried by the following vote:

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

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

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

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

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

ACCEPT REPORTS AND DEMANDS

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

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

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

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

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

9. Adoption of an Ordinance Regulating Short-term Rentals and Other [22-0444](#)
Transient Uses Outside the Coastal Zone (City Attorney Barrow).

ADOPT ORDINANCE NO. 22-0010

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

10. Consideration of a Resolution Approving a Three-Year Agreement with [22-0425](#)
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).

**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**

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

11. Consideration of a Resolution (1) Approving a Use Permit Amendment to [22-0449](#)
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).

ADOPT RESOLUTION NO. 22-0153

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

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

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

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

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

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

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

15. Munis Enterprise Resource Planning (ERP) System Implementation Update (Information Technology Director Hackelman). [22-0168](#)

RECEIVE REPORT

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

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

J. PUBLIC HEARINGS

None.

K. GENERAL BUSINESS

16. Discussion Regarding Armed Security for Downtown (Police Chief Johnson).

[22-0456](#)

(Estimated Time: 45 Min.)

DISCUSS AND PROVIDE DIRECTION

Police Chief Rachel Johnson provided the PowerPoint presentation and responded to City Council questions.

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

*Frank Chiella
Heather Kim*

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

Police Chief Johnson responded to City Council questions.

A motion was made by Councilmember Hadley to contract with the Sheriff's department for six to nine months until the City is able to deploy the overhires that were recently approved.

Mayor Napolitano inquired if Councilmember Hadley would change her motion to have staff research the ability to contract with the Sheriff's department instead.

Councilmember Hadley accepted the request.

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin, to direct staff to investigate the possibility of contracting with the Sheriff's department on a short-term basis to ensure the City has adequate personnel.

Police Chief Johnson responded to City Council questions.

City Manager Moe requested that the City Council expand their motion to include potential opportunities with other local law enforcement agencies.

A motion was made by Councilmember Hadley, seconded by Councilmember Franklin, to direct staff to investigate the possibility of contracting with the Sheriff's department or other local law enforcement agencies on a short-term basis to ensure the City has adequate personnel. The motion carried by the following vote:

Aye: 4 - Napolitano, Franklin, Hadley and Stern

Nay: 1 - Montgomery

17. Afterschool REC Program Fee Update (Parks and Recreation Director Leyman).

[22-0405](#)

(Estimated Time: 30 Min.)

DISCUSS AND PROVIDE DIRECTION

Parks & Recreation Director Mark Leyman introduced Senior Recreation Manager Melissa McCollum who provided the PowerPoint presentation.

Senior Recreation Manager McCollum and Recreation Coordinator David Ibarra responded to City Council questions.

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

Rita Crabtree-Kampe

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

A motion was made by Mayor Napolitano to keep the afterschool REC program resident rate fee at \$389.00 per month for the 2022-2023 school year.

Councilmember Stern inquired if Mayor Napolitano would consider having staff research potential scholarship options for the afterschool REC program as part of his motion.

Mayor Napolitano accepted the request.

A motion was made by Mayor Napolitano, seconded by Mayor Pro Tem Montgomery, to keep the afterschool REC program resident rate fee at \$389.00 per month for the 2022-2023 school year and to have staff research potential scholarship options for the program. The motion carried by the following vote:

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

At 8:12 PM, the City Council recessed and reconvened at 8:27 PM with all City Councilmembers present.

Mayor Napolitano provided clarification regarding an exchange he and Councilmember Hadley had earlier in the meeting.

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

Public Works Director Erick Lee introduced Maintenance Manager Sean Roberts who provided the PowerPoint presentation.

Maintenance Manager Roberts and Public Works Director Lee responded to City Council questions.

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

*Frank Chiella
Carol Patterson
Jill Lamkin*

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

A motion was made by Mayor Pro Tem Montgomery, seconded by Councilmember Franklin, to receive the update on the Downtown Manhattan Beach and North Manhattan Beach Beautification Work Plan and approve the four proposed initiatives which include: expansion of the Big Belly Smart Trash Can Program, expanding the Tree Lighting Program, enhancements to landscaping, and installation of irrigation infrastructure in the North Manhattan Beach Business Improvement District. 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

None.

M. FUTURE AGENDA ITEMS

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

None.

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

Assistant to the City Manager George Gabriel responded to City Council questions.

The City Council took no further action regarding the request to expedite the review. The request will not appear on a future agenda until such time as the 6 month check-in.

Additional Future Agenda Item Requests:

Mayor Pro Tem Montgomery requested to agendize a discussion regarding the installation of security cameras at parks and parking lots, including the parking lot behind the Senior Villas. The request was seconded by Mayor Napolitano.

Mayor Napolitano requested to agendize a discussion regarding naming one of the City's baseball fields after former Councilmember Walt Dougher. The request was seconded by Mayor Pro Tem Montgomery.

N. CITY MANAGER REPORT

None.

O. CITY ATTORNEY REPORT

None.

P. INFORMATIONAL ITEMS

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

[22-0446](#)

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

22. Commission Minutes:
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

[22-0437](#)

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

Q. CLOSED SESSION

None.

R. ADJOURNMENT

Mayor Napolitano adjourned the meeting in memory of former longtime resident James McMillan, Professional Surfer Nick Christensen, and resident Jim Komick.

At 9:07 PM, Mayor Napolitano adjourned the meeting, and announced to the public that the next Regular City Council Meeting will be held on Tuesday, November 15, 2022, at 6:00 PM.

Patricia Matson
Recording Secretary

Steve Napolitano
Mayor

ATTEST:

Liza Tamura
City Clerk