

City of Manhattan Beach

*1400 Highland Avenue
Manhattan Beach, CA 90266*



Meeting Minutes - Draft

Wednesday, January 2, 2019

6:00 PM

Regular Meeting

City Council Chambers

City Council Regular Meeting

*Mayor Steve Napolitano
Mayor Pro Tem Nancy Hersman
Councilmember Richard Montgomery
Councilmember David Lesser
Councilmember Amy Howorth*

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www.citymb.info/departments/city-clerk/city-council-meetings-agendas-and-minutes

A. PLEDGE TO THE FLAG

At 6:02 PM, Mayor Napolitano called the meeting to order and Senior Deputy City Clerk Martha Alvarez led the Pledge of Allegiance.

B. ROLL CALL

Present: 5 - Mayor Napolitano, Mayor Pro Tem Hersman, Councilmember Montgomery, Councilmember Lesser and Councilmember Howorth

C. CEREMONIAL CALENDAR

None.

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

Mayor Pro Tem Hersman requested to remove from the Consent Calendar, Agenda Item No. 4 - South Bay Cities Council of Governments Request to Send a Letter Opposing Measure A Steering Committee Recommendations.

A motion was made by Councilmember Howorth, seconded by Councilmember Montgomery, to approve the agenda, waive full reading of ordinances, and remove Agenda Item No. 4 from the Consent Calendar for discussion under Section H - Items Removed from the Consent Calendar. The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

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

There were no public comments or announcements.

Councilmember Montgomery thanked staff and the community for their participation in the Annual Beach Cities Toy Drive.

F. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Martha Andreani encouraged all City Council candidates to attend City Council meetings and comment on important issues.

Heather Longridge, Behavioral Health Services, announced that on Sunday, January 13, 2019, from 4:00 PM to 6:00 PM, a staged reading of "A Night In Jail" will be held at Mira Costa High School. She stated that an expert panel discussion on teen drug use prevention will follow.

Suzanne Lerner spoke regarding retrofitting in the City of Manhattan Beach, and requested to speak with someone regarding the engineering issues she has encountered.

Steve Packwood asked if the City is going to be contracting with the County of Los Angeles for Fire Services and requested an update on the Fire Chief recruitment.

Wayne Powell announced that there is a new early earthquake alert system application, ShakeAlertLA. He also reported that the Annual Beach Cities Toy Wrapping event was a success, and that the Older Adults Program's Newsletter was released, announcing all of the events in the City of Manhattan Beach.

Jon Chaykowski spoke regarding the City's office hour schedule, stating that as a service organization, City Hall should be open everyday.

City Manager Bruce Moe provided an update on the Fire Chief recruitment and on the possible procurement of Fire Services from the County of Los Angeles.

G. CONSENT CALENDAR (APPROVE)

A motion was made by Councilmember Lesser, seconded by Councilmember Howorth, to approve the Consent Calendar with the exception of Agenda Item No.4 - South Bay Cities Council of Governments Request to Send a Letter Opposing Measure A Steering Committee Recommendations, to be heard under "Section H. Items Removed from the Consent Calendar." The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

1. City Council Minutes:
This Item Contains Minutes of the Following City Council Meeting(s):
 - a) City Council Adjourned Regular Meeting Minutes (Closed Session) of December 18, 2018
 - b) City Council Regular Meeting Minutes of December 18, 2018 (City Clerk Tamura).

APPROVE

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

2. Financial Reports:
a) Schedule of Demands: November 21, 2018
b) Investment Portfolio for the Month Ending November 30, 2018
c) Month End Report for November 30, 2018
(Finance Director Charelian).

ACCEPT REPORTS AND DEMANDS

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

3. Second Reading of Ordinance No. 18-0025 Amending the Manhattan Beach Municipal Code to Regulate Sidewalk Vendors; Fee Resolution
(Finance Director Charelian).
a) **ADOPT ORDINANCE NO. 18-0025**
b) **ADOPT RESOLUTION NO. 19-0009**

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

4. South Bay Cities Council of Governments Request to Send a Letter Opposing Measure A Steering Committee Recommendations (Parks and Recreation Director Leyman).

APPROVE LETTER OF OPPOSITION

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

5. Accept as Complete the Manhattan Village Field Synthetic Turf Replacement Project Constructed by Sprinturf LLC; Authorize Filing a Notice of Completion with the County Recorder; and Approve Release of the Retention for \$22,900.68 (Public Works Director Katsouleas).

APPROVE

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

6. Accept as Complete the Live Oak Park Netting Improvements Project Constructed by West Coast Netting Construction Services, Inc.; Authorize Filing a Notice of Completion with the County Recorder; and Approve Release of the Retention for \$6,129.65 (Public Works Director Katsouleas).

APPROVE

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

7. Accept as Complete the Manhattan Village Field Fencing and Netting Improvements Project Constructed by Quality Fence Co., Inc; Authorize Filing a Notice of Completion with the County Recorder; and Approve Release of the Retention for \$10,751.80 (Public Works Director Katsouleas).

APPROVE

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

H. ITEMS REMOVED FROM THE CONSENT CALENDAR

4. South Bay Cities Council of Governments Request to Send a Letter Opposing Measure A Steering Committee Recommendations (Parks and Recreation Director Leyman).

APPROVE LETTER OF OPPOSITION

Mayor Pro Tem Hersman expressed her concern with opposing the recommendation of the Measure A Steering Committee to allocate 30% of the Competitive Grant funds to High and Very High Need areas, as there are many other parks in the County that are in desperate need of these funds.

Councilmember Lesser stated that the additional funding set-aside was not what the voters approved in Measure A.

Recreation Services Manager Jessica Vincent responded to City Council questions.

Mayor Napolitano suggested bringing the item back at a future meeting.

Councilmember Lesser stated that he would like to get more information from staff regarding the existing criteria used in Measure A for cities to receive the competitive grant funding, and what exactly is being proposed by the Steering Committee.

Councilmember Montgomery requested that staff provide more information regarding how this change would affect the City of Manhattan Beach and if we ever applied for the funding.

By order of the Chair, this item was continued to a future City Council meeting.

I. PUBLIC HEARINGS

None.

J. GENERAL BUSINESS

8. Appointment to Vacant Library Commission Seat No. 1 (City Clerk Tamura).

APPOINT

The City Council unanimously appointed Stephanie Bond to the Library Commission - Seat No. 1 (Member-at-Large Seat), for a term to expire May 31, 2019, with an automatic reappointment to a 3-year term, expiring on May 31, 2022.

9. Second-Story Outdoor Dining Use Permit Guidelines for the Downtown Commercial (CD) Zone (Community Development Director McIntosh).

ADOPT GUIDELINES

Community Development Director Anne McIntosh provided the staff presentation and responded to City Council questions.

Mayor Napolitano opened the floor for public comments.

Jon Chaykowski stated that outdoor dining can be very disturbing to surrounding neighbors, especially if it is on the second floor.

Martha Andreani stated that the City should promote outdoor dining, but not second-story outdoor dining, and that the City should maintain local control rather than allow the California Coastal Commission to regulate this issue.

Neil Leventhal spoke in opposition of second-story outdoor dining and suggested adding a definition of outdoor dining to the Second-story Outdoor Dining Use Permit Guidelines for the Downtown Commercial (CD) Zone, and limit serving alcohol after 10:00 PM.

Suzanne Lerner stated that during the Downtown Specific Plan discussion there was overwhelming support of banning second-story outdoor dining.

Karol Wahlberg spoke against second-story outdoor dining and stated that it is difficult to live downtown due to the noise from local businesses and requested more regulations, other than a CUP process.

Ron Newman stated that a CUP process was the hardest process he ever went through and further added that if you want to keep the small retailers, restaurants should be supported. He also urged the City Council to protect second-story outdoor dining.

Kelly Stroman, Downtown Business and Professionals Association, spoke in favor of second-story outdoor dining. She urged the City Council to allow second-story outdoor dining since the CUP process is very rigorous.

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

Mayor Napolitano stated that this issue deserves further consideration and discussion, rather than leaving the business community with uncertainty.

Community Development Director McIntosh summarized the changes to the guidelines that the City Council discussed.

A motion was made by Mayor Pro Tem Hersman, seconded by Councilmember Montgomery, to adopt the following guidelines for second-story outdoor dining:

- 1. Only be permitted with a Use Permit in the main commercial corridors, as depicted in the Second-story Outdoor Dining Map;**
 - 2. Second-story outdoor dining is not allowed to face residential uses;**
 - 3. Require applicant to hire acoustic engineer or equally qualified professional to provide a sound attenuation plan to be provided with the Use Permit application; and**
 - 4. Prohibit second-story outdoor dining balconies over the public right-of-way.**
- The above guidelines would apply to any space on the second floor that has more than one wall that opens to the outside.**

Aye: 4 - Hersman, Montgomery, Lesser and Howorth

Nay: 1 - Napolitano

At 7:37 PM the City Council recessed and reconvened at 7:46 PM with all City Councilmembers present.

10. Information Systems Master Plan and City's Domain Name Updates
(Information Technology Director Taylor).

a) RECEIVE REPORT

b) PROVIDE DIRECTION ON CITY'S DOMAIN NAME

Information Technology Director Sandy Taylor provided the staff presentation and responded to City Council questions.

Mayor Napolitano opened the floor for public comments.

Wayne Powell stated his concern regarding searching capabilities on the City website. He also stated that the Senior Citizen Advisory Committee has requested that their content be provided on the City's website. He also urged the City Council to use the ".gov" domain.

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

A motion was made by Councilmember Howorth, seconded by Mayor Pro Tem Hersman, to submit a request to the U.S. General Services Administration (GSA) to use manhattanbeach.gov, citymb.gov, or mb.gov. The motion carried by the following vote:

Aye: 5 - Napolitano, Hersman, Montgomery, Lesser and Howorth

K. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

None.

L. FUTURE AGENDA ITEMS

11. Agenda Forecast (City Clerk Tamura).
DISCUSS AND PROVIDE DIRECTION

M. CITY MANAGER REPORT

City Manager Bruce Moe stated that the container for the preservation of the City's historical archives will be delivered by January 18, 2019, and that the second interviews for the archivist position will be completed by January 3, 2019.

City Manager Moe noted that the Homelessness Task Force applications is due January 14, 2019, and also stated that the City has not heard back from the County on the awarding of the Measure H funds.

N. CITY ATTORNEY REPORT

None.

O. INFORMATIONAL ITEMS

12. Commission Minutes:
This Item Contains Minutes of the following City Commission Meetings:
a) Cultural Arts Commission Meeting Minutes of September 24, 2018
(Parks and Recreation Director Leyman)
b) Cultural Arts Commission Meeting Minutes of November 19, 2018
(Parks and Recreation Director Leyman)
c) Planning Commission Action Meeting Minutes of December 12, 2018
(Community Development Director McIntosh)
d) Finance Subcommittee Meeting Minutes of December 17, 2018
(Finance Director Charelian)
INFORMATION ITEM ONLY

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

P. CLOSED SESSION

None.

Q. ADJOURNMENT

At 8:45 PM Mayor Napolitano adjourned the meeting in memory of Nancy Paulikas, to a 4:30 PM Closed Session on Tuesday, January 15, 2019, in City Council Chambers.

Alexandria Latragna
Recording Secretary

Steve Napolitano
Mayor

ATTEST:

Liza Tamura
City Clerk