

# City of Manhattan Beach

1400 Highland Avenue  
Manhattan Beach, CA 90266



## Meeting Minutes - Draft

Tuesday, June 4, 2019

6:00 PM

Regular Meeting

City Council Chambers

## City Council Regular Meeting

Mayor Steve Napolitano  
Mayor Pro Tem Nancy Hersman  
Councilmember FJW UFX'Acblj ca Yfm  
Councilmember Suzanne Hadley  
Councilmember Hildy Stern

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#### A. PLEDGE TO THE FLAG

*Mayor Napolitano led the Pledge of Allegiance.*

#### B. ROLL CALL

**Present:** 5 - Mayor Napolitano, Mayor Pro Tem Hersman, Councilmember Montgomery, Councilmember Hadley, and Councilmember Stern

#### C. REORGANIZATION

1. City Council Reorganization:
  - a) Recognition of Outgoing Mayor Napolitano
  - b) Selection of Mayor
  - c) Selection of Mayor Pro Tem

#### **APPROVE**

*Mayor Pro Tem Hersman and Councilmember Montgomery recognized outgoing Mayor Napolitano for his service during his tenure as Mayor of Manhattan Beach.*

*City of Hermosa Beach Councilmember Jeff Duclos and South Bay Deputy Jennifer LaMarque, a representative of County Supervisor Janice Hahn's Office, presented a plaque and certificate of recognition to outgoing Mayor Napolitano.*

*Outgoing Mayor Napolitano thanked his family, colleagues, and City staff.*

**A motion was made by Mayor Napolitano, seconded by Councilmember Montgomery, to nominate Mayor Pro Tem Hersman as Mayor. The motion carried by the following vote:**

**Aye:** 5 - Napolitano, Hersman, Montgomery, Hadley and Stern.

*Mayor Hersman made opening remarks as Mayor and thanked her friends and family for their support.*

**A motion was made by Mayor Hersman, seconded by Councilmember Stern, to nominate Councilmember Montgomery as Mayor Pro Tem. The motion carried by the following vote:**

**Aye:** 5 - Napolitano, Hersman, Montgomery, Hadley and Stern.

*Mayor Pro Tem Montgomery provided brief remarks and thanked everyone for their support.*

#### **D. RECESS AND RECONVENE**

*At 6:22 PM City Council recessed and reconvened at 6:41 PM with all City Councilmembers present.*

#### **E. CEREMONIAL CALENDAR**

*Hawthorne Police Chief Michael Ishii presented a plaque to Police Chief Abell and thanked the City of Manhattan Beach Police Department for their continued partnership with the Hawthorne Police Department.*

2. Presentation of a Proclamation Declaring the Month of June, 2019, as LGBTQ (Lesbian, Gay, Bisexual, Transgender & Queer or Questioning) Pride Month.

##### **PRESENT**

*Mayor Hersman, on behalf of City Council, presented a proclamation to representatives from Pflag declaring the month of June as LGBTQ (Lesbian, Gay, Bisexual, Transgender & Queer or Questioning) Pride Month.*

3. Presentation of a Certificate of Commendation Recognizing Officer Justin Hidalgo as Police Officer of the Year and Christian McArthur as Firefighter of the Year.

##### **PRESENT**

*Mayor Hersman, on behalf of City Council, along with Police Chief Derrick Abell and Fire Chief Daryn Drum, presented certificates of commendation recognizing Officer Justin Hidalgo as Police Officer of the Year and Christian McArthur as Firefighter of the Year.*

4. Presentation of a Certificate of Commendation to Manhattan Beach Police Officers Ken Cheng, Justin Hidalgo and Ian Mikelson as Recipients of the 2019 Life Saving Award.

**PRESENT**

*Mayor Hersman, on behalf of City Council, along with Police Chief Derrick Abell and Fire Chief Dayrn Drum, presented a certificate of commendation to recognizing Manhattan Beach Police Officers Ken Cheng, Justin Hidalgo, and Ian Mikelson as recipients of the 2019 Life Saving Award.*

5. Presentation of City Plaques to Outgoing Commissioners: Outgoing Parks & Recreation Commissioner Apostol; Outgoing Library Commissioners Elasowich and Owen; Outgoing Cultural Arts Commissioner Matsumoto; and Outgoing Parking and Public Improvements Commissioner Lipps.

**PRESENT**

*Mayor Hersman, on behalf of the City Council, presented plaques to outgoing Commissioners: Parks & Recreation Commissioner Jason Apostol; Library Commissioners Randi Elasowich and Nadia Owen; Cultural Arts Commissioner Grayson Matsumoto; and Parking and Public Improvements Commissioner Mark Lipps.*

**F. APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES**

**A motion was made by Mayor Pro Tem Montgomery, seconded by Councilmember Hadley to approve the agenda and waive the full reading of ordinances. The motion carried by the following vote**

**Aye:** 5 - Hersman, Montgomery, Hadley, Stern and Napolitano

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

*None.*

**H. PUBLIC COMMENTS (3 MINUTES PER PERSON)**

*The following individuals spoke:*

*Craig Cadwallader  
Wayne Powell  
Alice Kuo  
Amanda Staples  
Primo Castro  
Lauren Nakano  
Will Arvizo  
Sarah Sheehan  
Chris Cagle*

**I. CONSENT CALENDAR (APPROVE)**

A motion was made by Mayor Pro Tem Montgomery, seconded by Councilmember Hadley to approve the Consent Calendar. The motion carried by the following vote:

**Aye:** 5 - Hersman, Montgomery, Hadley, Stern and Napolitano

**6. City Council Minutes:**

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

- a) City Council Regular Meeting Minutes of May 21, 2019
- b) City Council Adjourned Regular Meeting Minutes (Closed Session) (Cancelled) of May 23, 2019
- c) City Council Adjourned Regular Meeting Minutes (Budget Study Session) of May 23, 2019 (City Clerk Tamura).

**APPROVE**

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

**7. Financial Reports:**

- a) Schedule of Demands April 25, 2019
- b) Investment Portfolio for the Month Ending April 30, 2019
- c) Month End Report for April 30, 2019 (Finance Director Charelian).

**ACCEPT REPORTS AND DEMANDS**

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

**J. ITEMS REMOVED FROM THE CONSENT CALENDAR**

*None.*

**K. PUBLIC HEARINGS**

*City Manager Bruce Moe thanked the staff for their hard work on the proposed 5-year Capital Improvement Plan and the Fiscal Year 2019-2020 Budget.*

8. Conduct Public Hearing Regarding the Proposed 5-Year Capital Improvement Plan for Fiscal Year 2019-2020 Through Fiscal Year 2023-2024 (Public Works Director Katsouleas).

**a) CONDUCT PUBLIC HEARING**

**b) ADOPT RESOLUTION NO. 19-0054**

*Public Works Director Stephanie Katsouleas provided the PowerPoint presentation and responded to City Council questions.*

*Mayor Hersman opened the public hearing for public comments. Seeing no requests to speak, Mayor Hersman closed the public hearing.*

**A motion was made by Councilmember Napolitano, seconded by Mayor Pro Tem Montgomery to adopt Resolution No. 19-0054 approving the proposed 5-year Capital Improvement Plan for Fiscal Year 2019-2020 through Fiscal Year 2023-2024.**

**Aye:** 5 - Hersman, Montgomery, Hadley, Stern and Napolitano

9. Public Hearing to Consider Adoption of the Fiscal Year 2019-2020 Operating Budget and Gann Appropriation Limit for Fiscal Year 2019-2020 (Finance Director Charelian).

**a) CONDUCT PUBLIC HEARING**

**b) ADOPT RESOLUTION NOS. 19-0049 AND 19-0050**

*For the record, City Manager Bruce Moe clarified that City Council approved an additional \$37,200 budget increase for Park/Grounds Maintenance costs for gopher trapping and organic pesticides in City parks, medians and open space at the May 21, 2019, City Council meeting.*

*Finance Director Steve Charelian provided the PowerPoint presentation and responded to City Council questions.*

*City Manager Moe responded to City Council questions.*

*Mayor Hersman opened the public hearing for public comment. The following individuals spoke:*

*Will Arvizo spoke against the use of pesticides.*

*Seeing no further requests to speak, Mayor Hersman closed the public hearing.*

*Finance Director Charelian responded to City Council questions.*

**A motion was made by Mayor Pro Tem Montgomery, seconded by Councilmember Napolitano, to adopt Resolution Nos. 19-0049 and 19-0050 approving the Fiscal Year 2019-2020 Operating Budget and Gann Appropriation Limit for Fiscal Year 2019-2020. The motion carried by the following vote:**

**Aye:** 5 - Hersman, Montgomery, Hadley, Stern and Napolitano

**L. GENERAL BUSINESS**

*None.*

**M. ADJOURN CITY COUNCIL MEETING TO A MEETING OF THE MANHATTAN BEACH CAPITAL IMPROVEMENTS CORPORATION**

*At 8:16 PM the City Council recessed to the Capital Improvements Corporation Board Meeting.*

**I. CALL MEETING TO ORDER**

*At 8:17 PM the Capital Improvements Corporation Board Meeting was called to order.*

**II. ROLL CALL**

*Present: 5- Boardmember Hersman, Boardmember Montgomery, Boardmember Hadley, Boardmember Stern, and Boardmember Napolitano.*

**III. PUBLIC COMMENT ON CAPITAL IMPROVEMENT CORPORATION**

*None.*

**IV. GENERAL BUSINESS**

- 10.** Reorganization of the Manhattan Beach Capital Improvements Corporation (Finance Director/CFO Charelian).

**ELECT A NEW PRESIDENT AND VICE PRESIDENT**

*Finance Director and Chief Financial Officer Steve Charelian provided an introduction.*

*Boardmember Hersman opened the floor for public comment.*

*Seeing no requests to speak, Boardmember Hersman closed the floor for public comment.*

**A motion was made by Boardmember Montgomery, seconded by Boardmember Napolitano, to appoint Vice President Hersman as the new President and appoint Boardmember Montgomery as the new Vice President. The motion carried by the following vote:**

**Aye:** 5 - Hersman, Montgomery, Hadley, Stern and Napolitano

**N. ADJOURN MANHATTAN BEACH CAPITAL IMPROVEMENTS CORPORATION AND RECONVENE CITY COUNCIL MEETING**

*At 8:19 PM President Hersman adjourned the Capital Improvements Corporation Meeting to the Regular City Council Meeting, with all City Councilmembers present.*

## O. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

### 11. City Council Reports.

*None.*

12. Consider Request by Councilmember Montgomery and Councilmember Hadley to Discuss Minimum Residency Requirements for a Boardmember and/or Commissioner (City Clerk Tamura).

#### **DISCUSS AND PROVIDE DIRECTION**

*Mayor Hersman opened the floor for public comment, and the following individual spoke:*

*Will Arvizo*

*After a discussion, City Council concurred to add length of residency as one of the questions on the application for the City's board and commissions.*

13. Consider Request by City Council to Discuss the Sunshine Policy (City Clerk Tamura).

#### **DISCUSS AND PROVIDE DIRECTION**

*Mayor Hersman opened the floor for public comment. The following individual spoke:*

*Will Arvizo*

*Seeing no further requests to speak, Mayor Hersman closed the floor for public comment.*

*After a lengthy discussion, City Council concurred and provided direction to staff to bring the item back for discussion at a future City Council meeting.*

14. Consider Request by Mayor Napolitano and Councilmember Montgomery to Discuss a Complete Ban of Sales of Tobacco Products (City Attorney Barrow).

**DISCUSS AND PROVIDE DIRECTION**

*City Attorney Quinn Barrow provided an introduction.*

*Mayor Hersman opened the floor for public comment. The following individuals spoke:*

*Will Arvizo  
Jaime Rojas  
Alice Kuo  
Primo Castro*

*Seeing no further requests to speak, Mayor Hersman closed the floor for public comment.*

**A motion was made by Councilmember Napolitano, seconded by Mayor Pro Tem Montgomery, to bring the item back for discussion at a future City Council meeting. The motion carried by the following vote:**

**Aye:** 5 - Hersman, Montgomery, Hadley, Stern and Napolitano

15. **Consider Sending Letters of Opposition to the Following Bills: 1) AB 68, which will Amend Statewide Standards that Apply to Locally-Adopted Ordinances Concerning Accessory Dwelling Units (ADUs) and 2) AB 516, which will Eliminate the Ability for Cities to Adequately Enforce State and Local Vehicle Violations (City Manager Moe).**

**a) DISCUSS AND PROVIDE DIRECTION**

**b) AUTHORIZE**

*Mayor Hersman opened the floor for public comment, and seeing no requests to speak, closed the floor for public comment.*

**A motion was made by Mayor Pro Tem Montgomery, seconded by Councilmember Hadley to send letters of opposition to Assembly Bills 68 and 516. The motion carried by the following vote:**

**Aye:** 5 - Hersman, Montgomery, Hadley, Stern and Napolitano

**P. FUTURE AGENDA ITEMS**

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

*None.*

**Q. CITY MANAGER REPORT**

*None.*

**R. CITY ATTORNEY REPORT**

*None.*

**S. INFORMATIONAL ITEMS**

17. Recent Planning Commission Quasi-Judicial Decisions:
1. Use Permit- Culture Brewing- Beer Tasting and Sales-327 Manhattan Beach Boulevard
  2. Use Permit- New Restaurant Building with Outdoor Dining and Alcohol- 3110 N. Sepulveda Boulevard- Manhattan Village Shopping Center (Community Development Director McIntosh).

**INFORMATION ITEMS ONLY**

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

18. Commission Minutes:
- This Item Contains Minutes of the following City Commission Meetings:
- a) Library Commission Meeting Minutes of April 8, 2019 (Parks and Recreation Director Leyman)
  - b) Cultural Arts Commission Meeting Minutes of April 15, 2019 (Parks and Recreation Director Leyman)
  - c) Parks and Recreation Commission Meeting Minutes of April 22, 2019 (Parks and Recreation Director Leyman)
  - d) Planning Commission Action Meeting Minutes of May 22, 2019 (Community Development Director McIntosh)

**INFORMATION ITEM ONLY**

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

**T. CLOSED SESSION**

*None.*

## U. ADJOURNMENT

*Mayor Hersman adjourned the meeting in memory of Los Angeles County Lifeguard Chief Don Rohrer.*

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**Alexandria Latragna**  
**Recording Secretary**

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**Nancy Hersman**  
**Mayor**

## ATTEST:

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**Liza Tamura**  
**City Clerk**