

City of Manhattan Beach

*1400 Highland Avenue
Manhattan Beach, CA 90266*



Meeting Minutes - Draft

Tuesday, January 21, 2020

6:00 PM

Regular Meeting

City Council Chambers

City Council Regular Meeting

*Mayor Nancy Hersman
Mayor Pro Tem Richard Montgomery
Councilmember Suzanne Hadley
Councilmember Hildy Stern
Councilmember Steve Napolitano*

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A. PLEDGE TO THE FLAG

B. ROLL CALL

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

C. CEREMONIAL CALENDAR

1. Presentation of Recognition Awards for Longstanding Local Businesses (Finance Director Charelian).

[20-0019](#)

PRESENT

Mayor Hersman, on behalf of the City Council, presented the following certificates or plaques of recognition to longstanding businesses in the City of Manhattan Beach.

Celebrating 50 Years of Business:

In Attendance:

Automobile Club of Southern California

Montessori School of Manhattan Beach Inc.

Northrop Grumman Systems Corporation

Unable to Attend:

The Castle

Jack in The Box #395

Marlene M. Schultz, D.D.S.

Celebrating 40 Years of Business:

Friendly Tailor

Manhattan Beach Nursery School

Manhattan Beach Tailors

Ullman/Schwartz Chiropractic

Linda P. Wilson, C.P.A.

*Celebrating 30 Years of Business:**In Attendance:*

*Lori J. Clark, O.D.
Coastline Chiropractic
Manhattan Beach Cleaners
Manhattan Beach Toyota
SOI Counseling & Testing Center*

Unable to Attend:

*Bayside Hair Design
Beach Chinese Food to Go
BREWCO- Manhattan Beach
Engravable U
Mc Donald's #11194*

*Celebrating 25 Years of Business:**In Attendance:*

*California Tanning Salons, Inc.
Johnny Rockets
Manhattan Beach Animal Hospital
Manhattan Bread & Bagel
Lawrence S. Moy, M.D. Inc.
Oceanographic Teaching Station Inc.
Tomaro Architecture Inc.
Western America*

Unable to Attend:

*California Pizza Kitchen
The Coffee Bean #22
Equity Management Company
Jamba Juice #006
Magic Nails & Spa
Studio K Hair Designs
Victoria's Secret #612
West Coast Center for Orthopedic Surgery*

2. Presentation of Certificates of Recognition to the Winners of the 2019
Manhattan Beach Police Department Holiday Card Contest.

[20-0020](#)

PRESENT

Mayor Hersman, on behalf of the City Council, along with Police Chief Derrick Abell, presented certificates of recognition to the winners of the 2019 Manhattan Beach Police Department "Holiday Card" Contest:

*Hana Shepard, Pacific Elementary School
Valentina Lucido, American Martyrs
Jack Purdy, Robinson Elementary School
Bradley Bronstein, Pennekamp Elementary School
Jensen Koch, Pacific Elementary School*

Audrey Treger, Manhattan Beach Middle School was unable to attend, but her father and younger sister were in attendance to accept the certificate on her behalf.

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

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

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

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

Kenneth Thompson announced "Let Us Entertain You," by the Joslyn Players on February 16, 2020, at 2:00 PM at the Joslyn Community Center.

Police Department, Sergeant Tim Zins announced that they are accepting applications for the Community Police Academy for 2021.

Mayor Pro Tem Montgomery announced that he is looking for retired commercial or military pilots who live in Manhattan Beach that can help decipher the FAA rules and also announced that the Hawthorne Municipal Airport Communities Network met last week.

F. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Mayor Hersman opened the floor to public comment. The following individual(s) spoke:

*Ethan Mibu
Mark Riley
Marsha Mansour
Diane Wallace
Alec Hoag
Nicole Burke
Barbara Menk*

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

Councilmember Napolitano provided clarification to Mr. Mibu and Mr. Riley on the process of agendaizing a City Council item.

Police Chief Derrick Abell responded to City Council questions.

G. CONSENT CALENDAR (APPROVE)

A motion was made by Councilmember Napolitano, seconded by Councilmember Hadley, to approve Agenda Item Nos. 3 - 7 on the Consent Calendar. The motion carried by the following vote:

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

3. City Council Minutes: [20-0021](#)

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

- a) City Council Adjourned Regular Meeting Minutes (City Council Retreat) of October 2, 2019
- b) City Council Adjourned Regular Meeting Minutes (Tri-Agency Study Session) of October 30, 2019
- c) City Council Adjourned Regular Meeting Minutes (Joint City Council/Parks and Recreation Commission, Cultural Arts Commission and Library Commission) of January 6, 2020
- d) City Council Adjourned Regular Meeting Minutes (Closed Session) of January 7, 2020
- e) City Council Regular Meeting Minutes of January 7, 2020 (City Clerk Tamura).

APPROVE

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

4. Financial Report: [20-0045](#)

Schedule of Demands: December 5, 2019 (Finance Director Charelian).

ACCEPT REPORT AND DEMANDS

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

5. Consider Adopting a Resolution Declaring an Intention to Provide for [20-0017](#)

Annual Levy and Collection of Assessments for the North Manhattan Beach Business Improvement District and Setting February 18, 2020, for a Public Hearing (Finance Director Charelian).

ADOPT RESOLUTION NO. 20-0007

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

6. Adopt a Resolution Establishing a Policy for Discontinuation of [20-0033](#)

Residential Water Service Pursuant to SB 998 (Finance Director Charelian).

ADOPT RESOLUTION NO. 20-0009

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

7. Consider Purchase of One Aerial Lift Truck from M & M Lifts, Inc. for \$148,472.12 for Public Works Activities(Finance Director Charelian). [20-0005](#)
a) **WAIVE FORMAL BIDDING**
b) **APPROVE**

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

H. ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

I. PUBLIC HEARINGS

8. Public Hearing to Consider Extending Urgency Ordinance No. 19-0019-U and Urgency Ordinance No. 19-0020-U Requiring an Equal Number of Replacement Units for Residential Dwelling Units that are Demolished (Community Development Director Tai). [20-0043](#)
a) **CONDUCT PUBLIC HEARING**
b) **ADOPT URGENCY ORDINANCE NOS. 20-0002-U AND 20-0003-U EXTENDING THE INTERIM ZONING ORDINANCES FOR 10 MONTHS AND 15 DAYS**

Community Development Department, Associate Planner Eric Haaland provided the staff presentation.

Mayor Hersman opened the floor to public comment. The following individual(s) spoke:

*Brandon Straus
Jeffrey Strand
Robert Schuman
Ray Joseph
Doug Hearst*

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

A motion was made by Mayor Pro Tem Montgomery, seconded by Councilmember Hadley, to adopt Urgency Ordinance No. 20-0002-U, an interim ordinance amending the Manhattan Beach Municipal Code to regulate residential development projects that require the demolition of dwelling units and making a determination of exemption under CEQA. The motion carried by the following vote:

City Attorney Quinn Barrow read the title of Urgency Ordinance No. 20-0002-U:

AN INTERIM ORDINANCE OF THE CITY OF MANHATTAN BEACH EXTENDING INTERIM ORDINANCE NO. 19-0019-U AMENDING THE MANHATTAN BEACH MUNICIPAL CODE TO REGULATE RESIDENTIAL DEVELOPMENT PROJECTS THAT REQUIRE THE DEMOLITION OF DWELLING UNITS, AND MAKING A DETERMINATION OF EXEMPTION UNDER CEQA.

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

A motion was made by Councilmember Hadley, seconded by Mayor Pro Tem Montgomery, to adopt Urgency Ordinance No. 20-0003-U, an interim ordinance amending the City's Local Coastal Program to regulate residential development projects that require the demolition of dwelling units and making a determination of exemption under CEQA. The motion carried by the following vote:

City Attorney Barrow read the title of Urgency Ordinance No. 20-0003-U:

AN INTERIM ORDINANCE OF THE CITY OF MANHATTAN BEACH EXTENDING INTERIM ORDINANCE NO. 19-0020-U AMENDING THE CITY'S LOCAL COASTAL PROGRAM TO REGULATE RESIDENTIAL DEVELOPMENT PROJECTS THAT REQUIRE THE DEMOLITION OF DWELLING UNITS, AND MAKING A DETERMINATION OF EXEMPTION UNDER CEQA.

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

9. Public Hearing to Consider Extending Urgency Ordinance No. 19-0021-U and Urgency Ordinance No. 19-0022-U for Accessory Dwelling Units (ADUs) and Junior Accessory Dwelling Units (JADUs) (Community Development Director Tai). [20-0044](#)
- a) **CONDUCT PUBLIC HEARING**
- b) **ADOPT URGENCY ORDINANCE NOS. 20-0004-U AND 20-0005-U EXTENDING THE INTERIM ZONING ORDINANCES FOR 10 MONTHS AND 15 DAYS**

Community Development Department, Associate Planner Angelica Ochoa provided the staff presentation.

Mayor Hersman opened the floor to public comment.

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

A motion was made by Councilmember Hadley, seconded by Councilmember Napolitano, to adopt Urgency Ordinance No. 20-0004-U, an interim ordinance extending and amending Interim Ordinance No. 19-0021-U amending the Manhattan Beach Municipal Code to regulate accessory dwelling units and other accessory structures and making a determination of exemption under CEQA. The motion carried by the following vote:

City Attorney Quinn Barrow read the title of Urgency Ordinance No. 20-0004-U:

AN INTERIM ORDINANCE OF THE CITY OF MANHATTAN BEACH EXTENDING AND AMENDING INTERIM ORDINANCE NO. 19-0021-U AMENDING THE MANHATTAN BEACH MUNICIPAL CODE TO REGULATE ACCESSORY DWELLING UNITS AND OTHER ACCESSORY STRUCTURES, AND MAKING A DETERMINATION OF EXEMPTION UNDER CEQA.

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

A motion was made by Councilmember Hadley, seconded by Mayor Pro Tem Montgomery, to adopt Urgency Ordinance No. 20-0005-U, an interim ordinance extending and amending Interim Ordinance No. 19-0022-U amending the City's Local Coastal Program to regulate accessory dwelling units and other accessory structures and making a determination of exemption under CEQA. The motion carried by the following vote:

City Attorney Barrow read the title of Urgency Ordinance No. 20-0005-U:

AN INTERIM ORDINANCE OF THE CITY OF MANHATTAN BEACH EXTENDING AND AMENDING INTERIM ORDINANCE NO. 19-0022-U AMENDING THE CITY'S LOCAL COASTAL PROGRAM TO REGULATE ACCESSORY DWELLING UNITS AND OTHER ACCESSORY STRUCTURES, AND MAKING A DETERMINATION OF EXEMPTION UNDER CEQA.

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

At 7:33 PM City Council recessed and reconvened at 7:46 PM with all Councilmembers present.

J. GENERAL BUSINESS

10. Consider Downtown Manhattan Beach and North Manhattan Beach Business Improvement District Beautification Measures (Public Works Director Katsouleas). [20-0036](#)

DISCUSS AND PROVIDE DIRECTION

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

Mayor Hersman opened the floor to public comment. The following individual(s) spoke:

*Gary McAulay
Jill Lamkin
Joe Franklin*

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

Public Works Director Katsouleas responded to City Council questions.

City Council provided direction to staff regarding the Downtown Manhattan Beach and North Manhattan Beach Business Improvement District (NMBBID) beautification measures by approving the following: painting refresh on gutters, scrambled crosswalks with an opportunity to display public art, one additional big belly solar trash can, the recommended tree string lighting and updated landscaping as prioritized by the North Manhattan Beach Business Improvement District.

Councilmember Napolitano and Mayor Pro Tem Montgomery directed staff to return during the CIP process with the cost and timing of the approved beautification measures.

11. Consider Hardship Extensions to Tobacco Retailers Requesting Additional Time to Comply with Urgency Ordinance No. 19-0016-U Which Prohibits the Sale of Electronic Smoking Devices, Vaping Products, and Flavored Tobacco (Finance Department Charelian).

[20-0018](#)

CONSIDER EXTENSIONS

Finance Department, Revenue Services Manager Cynthia Mickschl provided the staff presentation.

Revenue Services Manager Mickschl and City Attorney Quinn Barrow responded to City Council questions.

Mayor Hersman opened the floor to public comment. The following individual(s) spoke:

*Joe Franklin
Kay Nam*

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

A motion was made by Mayor Hersman, seconded by Councilmember Stern, to approve the hardship extensions requested by four tobacco retailers for additional time to comply with Urgency Ordinance No. 19-0016-U. The motion carried by the following vote:

Aye: 4 - Hersman, Montgomery, Stern and Napolitano

Abstain: 1 - Hadley

12. Report on the City's Homelessness Efforts and Initiatives (City Manager Moe).

[20-0059](#)

RECEIVE REPORT

Management Services, Senior Management Analyst George Gabriel provided the staff presentation and responded to City Council questions.

Mayor Hersman opened the floor to public comment.

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

This report was received by order of the Chair.

13. Review of City Council's Request to Evaluate the Feasibility of Removing or Relocating Certain Solar Powered Flashing Beacon Appurtenances Currently Located on the West Side of Highland Avenue at 18th Street (Public Works Director Katsouleas). [20-0037](#)

RECEIVE REPORT

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

Mayor Hersman opened the floor to public comment.

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

A motion was made by Mayor Hersman, seconded by Mayor Pro Tem Montgomery, to implement option no. 2; relocate the solar panel, battery and controller to the existing steel pole on the east side of Highland Avenue at 18th Street, and install a shorter steel pole for the pedestrian push button where the existing steel pole is on the west side of Highland Avenue. The motion carried by the following vote:

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

K. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

None.

L. FUTURE AGENDA ITEMS

14. Agenda Forecast (City Clerk Tamura). [20-0022](#)
DISCUSS AND PROVIDE DIRECTION

Councilmember Napolitano requested consideration to direct the Finance Subcommittee to provide recommendations regarding parking meter revenue enhancement opportunities, Mayor Hersman concurred. This matter was referenced to the Finance Subcommittee.

Mayor Hersman requested consideration for staff to return with an update on the Scout House project, Mayor Pro Tem Montgomery concurred.

M. CITY MANAGER REPORT

None.

N. CITY ATTORNEY REPORT

None.

O. INFORMATIONAL ITEMS**15. Commission Minutes:**[20-0054](#)

This Item Contains Minutes of the following City Commission Meetings:

- a) Planning Commission Meeting Action Minutes of November 27, 2019
(Cancelled) (Community Development Director Tai)
- b) Finance Subcommittee Meeting Action Minutes of December 5, 2019
(Finance Director Charelian)
- c) Planning Commission Meeting Action Minutes of December 11, 2019
(Cancelled) (Community Development Director Tai)
- d) Planning Commission Meeting Action Minutes of December 25, 2019
(Cancelled) (Community Development Director Tai)
- e) Planning Commission Meeting Action Minutes of January 8, 2020
(Cancelled) (Community Development Director Tai)

INFORMATION ITEM ONLY

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

P. CLOSED SESSION

None.

Q. ADJOURNMENT

At 9:30 PM, Mayor Hersman adjourned the meeting in memory of retired Manhattan Beach Police Sergeant Jack Zea.

The meeting was adjourned to a 5:00 PM, Closed Session meeting, on Tuesday, February 4, 2020, in the City Council Chambers.

Martha Alvarez
Recording Secretary

Nancy Hersman
Mayor

ATTEST:

Liza Tamura
City Clerk