

# City of Manhattan Beach

*1400 Highland Avenue  
Manhattan Beach, CA 90266*



## Meeting Minutes - Draft

**Friday, April 3, 2020**

**8:00 AM**

**City Council Chambers**

## **City Council Adjourned Regular Meeting**

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

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#### **A. CALL MEETING TO ORDER**

*At 8:03 AM, Mayor Montgomery called the meeting to order.*

#### **B. ROLL CALL**

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

**Teleconference by all Councilmembers.**

#### **C. PUBLIC COMMENTS**

*Management Services, Senior Deputy City Clerk Martha Alvarez confirmed that the following public comments were received by the City for the April 3, 2020, City Council Adjourned Regular Meeting.*

*Jen James  
Thomas Pruitt  
Lory Barra  
Brian McLoughlin  
Keith  
Phyllis Adair  
Joseph Fusco*

#### **D. OPEN SESSION**

##### **1. City Manager Report on EOC (Emergency Operations Center).**

*City Manager Bruce Moe reported on the EOC (Emergency Operations Center).*

##### **2. Consideration of transient occupancy tax deferment.**

*City Manager Bruce Moe provided a brief staff report.*

*City Manager Moe and City Attorney Quinn Barrow responded to City Council questions.*

**A motion was made by Mayor Pro Tem Hadley, to place on hold accounts that owe Transient Occupancy Tax (TOT) revenue to the City by 120 days with no interest accrual.**

**Motion failed for lack of a second.**

*Councilmember Stern suggested to placing this discussion on hold until after April 20, 2020, when TOT is due and once more information and data is available to staff.*

**A motion was made by Councilmember Napolitano, to provide an option for hotels whom wish to participate and if TOT revenue is used during COVID-19 by the hotel the funds should go to employees or for the operations of the hotel itself.**

**Motion failed for lack of a second.**

*City Manager Moe and City Attorney Barrow responded to City Council questions.*

*Mayor Pro Tem Hadley requested that language is included to reflect that the exception is being made due to COVID-19 pandemic.*

**A motion was made by Councilmember Hersman, seconded by Mayor Montgomery, to consider deferring Transient Occupancy Tax (TOT) revenue for 60-days on a case by case basis. A friendly amendment, accepted by the maker of the motion to include language that failure of payment must be due to COVID-19 pandemic. The motion carried by the following vote:**

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

### **3. City Council to consider additional measures to address COVID-19.**

*City Manager Bruce Moe, Community Development Department Building Official Ryan Heise and Police Chief Derrick Abell provided a brief staff presentation.*

*City Manager Moe, Building Official Heise, Police Chief Abell, City Attorney Quinn Barrow and Community Development Director Carrie Tai responded to City Council questions.*

*City Council directed staff to have more enforcement for construction sites and locations throughout the City that have large public traffic and enforce social distancing with citations.*

*City Council directed staff to send a letter to Los Angeles County soliciting for the County to adopt additional public health orders similar to the Bay Area Counties.*

**E. CLOSED SESSION**

**F. ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN  
CLOSED SESSION**

*City Attorney Quinn Barrow announced the following Closed Session for Agenda Item Nos. 1 and 2, Agenda Item No. 3 will not be discussed during the Closed Session.*

**1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
(Government Code Section 54956.8)**

**Property:** The real property bounded by 13th Street, N. Valley Drive, Manhattan Beach Boulevard and Morningside Drive, commonly known as the Metlox site.

**Agency Negotiator:** Bruce Moe, City Manager

**Negotiating Parties:** Tolkin Group, Metlox LLC

**Under Negotiation:** Terms of payment of existing lease.

**2. CONFERENCE WITH LABOR NEGOTIATORS  
(Government Code Section 54957.6)**

**Agency Negotiators:**

Bruce Moe, City Manager

Lisa Jenkins, Human Resources Director

**Employee Groups:**

Unrepresented Part-Time Employees

**3. THREAT TO PUBLIC SERVICES OR FACILITIES (IF NECESSARY)  
Government Code Section 54957(a)**

The City Council will conduct a closed session with the City Attorney of a matter posing a threat to the public's right of access to public services or public facilities related to COVID-19.

**G. RECESS INTO CLOSED SESSION**

*At 10:00 AM, Mayor Montgomery announced that City Council would recess into Closed Session.*

## H. RECONVENE INTO OPEN SESSION

*At 10:28 AM, the City Council reconvened into Open Session.*

## I. CLOSED SESSION ANNOUNCEMENT IN OPEN SESSION

*City Attorney Quinn Barrow announced that the City Council gave direction and there was no reportable action taken.*

## J. ADJOURNMENT

*At 10:29 AM, Mayor Montgomery adjourned the meeting to an 8:00 AM, Adjourned Regular Meeting on Monday, April 6, 2020, in the City Council Chambers.*

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**Martha Alvarez**  
**Recording Secretary**

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**Richard Montgomery**  
**Mayor**

**ATTEST:**

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