

# City of Manhattan Beach

1400 Highland Avenue  
Manhattan Beach, CA 90266



## Meeting Minutes - Draft

Tuesday, June 30, 2020

5:30 PM

City Council Chambers

## **City Council Adjourned Regular Meeting**

### ***ELECTED OFFICIALS***

***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 5:30 PM, 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

#### **C. APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES**

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

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

#### **D. PUBLIC COMMENTS (3 MINUTES PER PERSON)**

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

*Lauren Nakano*

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

## **E. CLOSED SESSION**

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

*City Attorney Quinn Barrow announced the following Closed Session.*

#### **CONFERENCE WITH LEGAL COUNSEL (EXISTING LITIGATION) (Government Code Section 54956.9(d)(1))**

**Claimant: John Loy**  
**WCAB No: ADJ10010625**

### **II. RECESS INTO CLOSED SESSION**

*At 5:35 PM, Mayor Montgomery announced that City Council would recess into Closed Session.*

### **III. RECONVENE INTO OPEN SESSION**

*At 6:05 PM, the City Council reconvened into Open Session with all Councilmembers present.*

### **IV. CLOSED SESSION ANNOUNCEMENT IN OPEN SESSION**

*City Attorney Quinn Barrow announced that City Council went into Closed Session to discuss the item identified on the agenda and the City Council gave direction to its Workers Compensation Attorney. There was no reportable action taken.*

## **F. CEREMONIAL CALENDAR**

1. Presentation of a Commendation to Outgoing Interim Information  
Technology Director Patrick Griffin.  
**PRESENT**

[20-0066](#)

*Mayor Montgomery, on behalf of the City Council, along with City Manager Bruce Moe, presented outgoing Interim Information Technology Director Patrick Griffin with a Commendation.*

## G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

*Mayor Montgomery stated for the record that the beach and pier closure occurred due to the request from Governor Newsom.*

*Senior Deputy City Clerk Martha Alvarez confirmed that the following public comments were received by the City for the June 30, 2020, City Council Adjourned Regular Meeting.*

*Cecilia Allen  
Edward Gajdicar  
Katherine Lander  
Jeri Dearden  
Matthew Domyancic  
Kristen Lukas  
Maya Varnell  
Kiran Shah  
Laura Van Winkle  
Robert Bush  
Ellen Rosenberg  
Jenny Morant  
Vicky Purvis  
Mike Michalski  
Shannon Foley  
James Smith  
Den Francois  
Joe Franklin  
Maureen Denitz  
Michele Reniche  
Nicole Andrews  
Judy Peng  
Candice Witek  
Stephanie Monash*

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

*Jerry Dearden  
Lucia Rosa De Ames  
Kelly Stroman  
Mike Michalski  
Cecilia Allen  
Lee Phillips  
Amy Howorth  
Nina Tarney  
Heather Kim*

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

## H. COVID-19

### 2. City Manager Report on EOC (Emergency Operations Center) and Update on COVID-19 Response.

*City Manager Bruce Moe reported on the EOC (Emergency Operations Center) and responded to City Council questions.*

### 3. City Council to Consider Additional Measures to Address COVID-19.

*Councilmember Napolitano requested for consideration to close additional public parking lots and place obstructions out in certain areas to limit vehicle traffic, City Council concurred.*

*City Manager Bruce Moe responded to City Council questions.*

*Councilmember Hersman inquired if the Pier was in fact closed to the public.*

*City Manager Moe responded to City Council questions.*

*City Council directed staff to contact Oceanographic Teaching Stations (OTS) and inquire about their concerns with managing crowds in attendance at the Roundhouse while maintaining social distance.*

## I. CONSENT CALENDAR

**A motion was made by Councilmember Hersman, seconded by Councilmember Stern, to approve the Consent Calendar. The motion carried by the following vote:**

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

4. Consider Adopting a Resolution Approving a Funding Agreement with the Los Angeles County Metropolitan Transportation Authority (Metro) for the Exchange Agreement and Assignment of Federal Surface Transportation Program - Local Funds (STP-L) for the Rosecrans Avenue Street Resurfacing Project for \$817,472; and Authorize the City Manager to Execute the Agreement (Public Works Director Katsouleas).

[20-0225](#)

### **ADOPT RESOLUTION NO. 20-0079**

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

## J. ITEMS REMOVED FROM THE CONSENT CALENDAR

*None.*

## K. PUBLIC HEARINGS

*None.*

## L. GENERAL BUSINESS

### 5. Discussion of the Proposed Community Forum on Policing and Partnerships Including Format, Date and Content. **DISCUSS AND PROVIDE DIRECTION**

*Councilmember Stern provided an update on the agenda and panel for the Community Forum.*

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

*Lee Phillips  
Lucia De Ames  
Tom and Betty Freitag  
Heather Kim  
Catherine Cross*

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

*Police Chief Derrick Abell responded to City Council questions.*

**A motion was made by Councilmember Stern, seconded by Councilmember Hersman, for City Council to hold a Special Meeting on Policing and Community Partners on July 9, 2020, from 6:00 PM - 9:00 PM, with the general format being the agenda presented at the City Council meeting. The motion carried by the following vote:**

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

*At 8:45 PM City Council recessed and reconvened at 8:55 PM with all Councilmembers present.*

6. Approve Updated Donation Policy and Provide Direction on Donation Program Recommendations (Parks and Recreation Director Leyman).

[20-0028](#)

**APPROVE**

*Parks and Recreation Director Mark Leyman provided the PowerPoint presentation and responded to City Council questions.*

*Mayor Montgomery opened the floor to public comments.*

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

*Parks and Recreation Director Leyman responded to City Council questions.*

**A motion was made by Councilmember Hersman, seconded by Councilmember Napolitano, to approve the updated donation policy with an amendment that the plaques can display more than one name/person and for staff to return to a future City Council meeting with a cost for the wall, size of the plaques for further City Council direction. The motion carried by the following vote:**

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

7. Consider Introducing an Ordinance to Prohibit the Use of City Resources for Campaign Activity, Restrict Political Activity in and on City Facilities, Add a CPI Adjustment to the Donation Limit, and Make Campaign Finance Provisions and Definitions Consistent with Changes in State Law (City Attorney Barrow and City Clerk Tamura). [20-0024](#)  
**INTRODUCE ORDINANCE NO. 20-0006**

*Management Services, Management Analyst Alexandria Latragna provided the staff presentation.*

*Management Services Latragna and City Attorney Quinn Barrow responded to City Council questions.*

*Mayor Montgomery opened the floor to public comments.*

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

*City Attorney Barrow and City Clerk Liza Tamura responded to City Council questions.*

**A motion was made by Councilmember Hersman, seconded by Councilmember Napolitano, to approve the introduction of Ordinance No. 20-0006, amending Manhattan Beach Municipal Code Chapter 4.120 to limit the use of City resources in campaigns and provide for adjustments on the limits for campaign contributions in Municipal Elections. Including an amendment to Section 2A, no more than \$300 to any candidate and adding a section that prevents any committee or any individual from using any City facilities and resources within the 90-days of any election.**

*City Attorney Barrow read the title of Ordinance No. 20-0006:*

*AN ORDINANCE OF THE CITY OF MANHATTAN BEACH AMENDING MANHATTAN BEACH MUNICIPAL CODE CHAPTER 4.120 TO LIMIT THE USE OF CITY RESOURCES IN CAMPAIGNS AND PROVIDE FOR ADJUSTMENTS ON THE LIMITS FOR CAMPAIGN CONTRIBUTIONS IN MUNICIPAL ELECTIONS.*

**The motion carried by the following vote:**

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



## **M. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS**

### **8. Consider Request by Mayor Pro Tem Hadley and Mayor Montgomery to Discuss a Possible Extension of Thirty Days for Payment of Business License Taxes. DISCUSS AND PROVIDE DIRECTION**

*Mayor Pro Tem Hadley stated that she had brought this agenda item for City Council consideration per the request by letter from the Downtown Business Professional Association.*

*City Manager Bruce Moe responded to City Council questions.*

*Mayor Montgomery opened the floor to public comments.*

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

**A motion was made by Mayor Pro Tem Hadley, seconded by Councilmember Napolitano, to approve an extension to July 31, 2020, for the payment of business license taxes. The motion carried by the following vote:**

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

## **N. FUTURE AGENDA ITEMS**

*Mayor Montgomery requested for consideration to change "Multi-National" to "Multi-Unit" in the anti-eviction ordinance, Mayor Pro Tem Hadley concurred.*

*Mayor Pro Tem Hadley requested for consideration to bring to the Finance Subcommittee for discussion a recalculation of the business license tax, Mayor Montgomery concurred.*

*City Attorney Quinn Barrow provided clarification.*

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

## **O. CITY MANAGER REPORT**

*City Manager Bruce Moe reminded the public that Friday, July 3, 2020, City Hall is closed in observance of the Fourth of July holiday.*

## **P. CITY ATTORNEY REPORT**

*None.*

**Q. INFORMATIONAL ITEMS**

*None.*

**R. ADJOURNMENT**

*At 9:35 PM, Mayor Montgomery adjourned the meeting.*

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

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**Richard Montgomery**  
**Mayor**

**ATTEST:**

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