

# City of Manhattan Beach

*1400 Highland Avenue  
Manhattan Beach, CA 90266*



## Meeting Minutes - Draft

**Wednesday, November 4, 2020**

**6:00 PM**

**Regular Meeting**

**City Council Chambers**

## **City Council 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 6:02 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. CEREMONIAL CALENDAR**

1. Presentation of a Proclamation Declaring November, 2020, as "National Family Caregivers Month."

[20-0267](#)

### **PRESENT**

*Mayor Montgomery, on behalf of the City Council, presented Parks and Recreation Department, Older Adults Recreation Manager Jan Buike, with a Proclamation declaring November 2020 as "National Family Caregivers Month."*

## **D. 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 carried by the following vote:**

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

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

*Parks and Recreation Director Mark Leyman provided information on the "Veterans Day Virtual Ceremony," on Wednesday, November 11, 2020.*

*Senior Deputy City Clerk Martha Alvarez confirmed that the following public comments were received by the City for the November 4, 2020, City Council Meeting.*

*Agenda Item No. 1  
1 eComment*

*Agenda Item No. 6  
1 eComment*

*Agenda Item No. 7  
1 eComment*

*Agenda Item No. 8  
1 eComment*

*Agenda Item No. 11  
1 eComment*

*Agenda Item No. 12  
1 eComment*

*Agenda Item No. 14  
1 eComment*

*Agenda Item No. 17  
1 eComment*

*Agenda Item No. 18  
1 eComment*

*Other Comments Not on the Agenda  
3 emails*

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

*Mike Zislis  
Josh Murray*

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

*Mayor Montgomery spoke about the elections that took place on Tuesday, November 3, 2020.*

**F. 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).*

*Community Development Director Carrie Tai provided an update on outdoor dining in the public right-of-way.*

*Community Development Director Tai and City Manager Moe responded to City Council questions.*

*Parks and Recreation Department, Senior Recreation Manager Jessica Vincent provided an update on a new marketing advertising called, "Local Love" and showed a video regarding local business support.*

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

*Councilmember Napolitano requested for consideration to extend outdoor dining in the public right-of-way from the current date of January 15, 2021, to a future date.*

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

*Mike Simms*

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

*Community Development Director Carrie Tai and City Attorney Quinn Barrow responded to City Council questions.*

*City Council directed staff to revise the City's Emergency Order to extend outdoor dining in the public right-of-way from the current date of January 15, 2021, to a future date that aligns with the County's Public Health Order and provide time to businesses to adjust their operations.*

*Mayor Pro Tem Hadley inquired about Rock N' Fish being provided an additional location in the City.*

*Community Development Director Tai responded to City Council questions.*

## G. CONSENT CALENDAR (APPROVE)

**A motion was made by Councilmember Hersman, seconded by Councilmember Stern, to approve the Consent Calendar.**

*City Attorney Quinn Barrow provided clarification and responded to City Council questions.*

*City Manager Bruce Moe provided clarification.*

**A motion was made by Councilmember Napolitano, seconded by Mayor Montgomery, to reconsider approval of the agenda. The motion failed by the following:**

**Aye:** 2 - Montgomery and Napolitano

**Nay:** 3 - Hadley, Stern and Hersman

**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 - Montgomery, Hadley, Stern, Napolitano and Hersman

4. City Council Minutes: [20-0238](#)  
This Item Contains Minutes of the Following City Council Meeting(s):  
a) City Council Adjourned Regular Meeting Minutes June 30, 2020  
b) City Council Special Meeting Minutes of July 3, 2020  
c) City Council Adjourned Regular Meeting Minutes (Bruce's Beach Task Force Interviews) of October 13, 2020  
d) City Council Adjourned Regular Meeting Minutes of October 15, 2020 (Cancelled)  
e) City Council Adjourned Regular Meeting Minutes of October 20, 2020  
f) City Council Meeting Minutes of October 20, 2020 (City Clerk Tamura).

### **APPROVE**

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

5. Financial Reports: [20-0314](#)  
a) Schedule of Demands October 15, 2020  
b) Investment Portfolio for the Month Ending September 30, 2020  
c) Month End Report for September 30, 2020 (Finance Director Charelian).

### **ACCEPT REPORTS AND DEMANDS**

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

6. Consideration of a Resolution Confirming Emergency Order Nos. 16 Through 20 Issued by the Director of Emergency Services During the Local Emergency Proclaimed to Address COVID-19 (City Attorney Barrow). [20-0325](#)

**ADOPT RESOLUTION NO. 20-0125**

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

7. Consideration of a Resolution Approving an Agreement Between the City of Manhattan Beach and Manhattan Beach Fire Management Association (Human Resources Director Jenkins). [20-0320](#)

**ADOPT RESOLUTION NO. 20-0126**

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

8. Consideration of Pole Banners to be Displayed Throughout the City as Part of the City-wide "Local Love for Manhattan Beach" Marketing Campaign; Appropriate Funds for Purchase and Installation of Banners from the Unreserved General Fund Balance (Parks and Recreation Director Leyman). [20-0318](#)

a) **APPROVE**

b) **APPROPRIATE FUNDS**

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

9. Consideration of a Resolution Establishing Local Transportation Impact Analysis (TIA) Guidelines Including "Vehicle Miles Traveled" Thresholds of Significance in Compliance with Senate Bill 743 and the California Environmental Quality Act (Community Development Director Tai). [20-0328](#)

**ADOPT RESOLUTION NO. 20-0124**

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

10. Consideration of a Resolution Authorizing the City to Submit Amendments to Manhattan Beach Municipal Code Chapter 7.36 to the California Coastal Commission for Local Coastal Plan Amendment Certification (Public Works Director Katsouleas and Community Development Director Tai). [20-0310](#)

**APPROVE RESOLUTION NO. 20-0127**

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

11. Consideration of a Resolution Approving a Master Use Permit Amendment to Allow Full Liquor Service in Conjunction with Food Service at an Existing Restaurant with Beer and Wine at 1131 Manhattan Avenue, Part of a Multi-Tenant Building at 1125-1131 Manhattan Avenue and 133 Manhattan Beach Boulevard (Community Development Director Tai).

[20-0324](#)

**ADOPT RESOLUTION NO. 20-0128**

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

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

*None.*

**I. PUBLIC HEARINGS**

*None.*

**J. GENERAL BUSINESS**

12. Fiscal Year 2020-2021 Budget Update and Appropriation of Funds (Finance Director Charelian).

[20-0270](#)

**a) RECEIVE REPORT**

**b) APPROPRIATE FUNDS**

*Finance Director Steve Charelian 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.*

**A motion was made by Mayor Pro Tem Hadley, seconded by Councilmember Hersman, to appropriate funds as requested. The motion carried by the following vote:**

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

13. Consider the Issuance of Pension Obligation Bonds for Long-Term CalPERS Pension Liabilities and Adopt a Pension Policy (Finance Director Charelian).

[20-0323](#)

**APPROVE**

*Finance Director Steve Charelian provided the PowerPoint presentation.*

*Finance Director Charelian, KNN, Managing Director Mark Young and Stradling Yocca Carlson & Rauth, Shareholder Kevin Civalé responded to City Council questions.*

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

*Mike Simms*

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

*Finance Director Charelian, Managing Director Young and Shareholder Civalé responded to City Council questions.*

**A motion was made by Mayor Pro Tem Hadley, seconded by Councilmember Hersman, to approve the issuance of Pension Obligation Bonds (POBs) and adopt a Pension Policy. The motion carried by the following vote:**

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

*At 9:14 PM City Council recessed and reconvened at 9:25 PM with all Councilmembers present.*

14. Receive Report on Storm Water Monitoring Data and Consider Whether to Make Any Modifications to Storm Water Program Activities Including Street Sweeping and Power Washing Schedules (Public Works Director Katsouleas).

[20-0244](#)

**DISCUSS AND PROVIDE DIRECTION**

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

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

*Jill Lamkin*

*Craig Cadwallader*

*Mike Simms*

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

*City Council directed staff to maintain the current stormwater program activities including street sweeping and power washing schedules.*



15. Update on Design and Construction Activities for the Senior & Scout Community Center (Public Works Director Katsouleas).

[20-0322](#)

**RECEIVE REPORT**

*Public Works Director Stephanie Katsouleas and Tomaro Architecture, President Louie Tomaro provided the PowerPoint presentation.*

*Public Works Director Katsouleas, President Tomaro and Manhattan Beach Senior and Scout Community Center - Scout House Boardmember Julie McGinity responded to City Council questions.*

*At 10:29 PM, Mayor Montgomery requested a motion to extend the meeting.*

*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 Councilmember Hersman, seconded by Councilmember Napolitano, to extend the meeting past 11:00 PM. The motion carried by the following vote:**

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

*Public Works Director Katsouleas, Community Development Director Carrie Tai and Board member McGinity responded to City Council questions.*

**By order of the Chair this report was received and filed.**

16. Enterprise Project Implementation Quarterly Update of Munis Enterprise Resource Planning (ERP) and EnerGov Land Management System (LMS) Solutions; Consideration of Adopting: 1) Resolution No.20-0128 Approving Amendment No. 3 to the Contract with Tyler Technologies for Munis ERP and Eden Disaster Recovery Services with an Estimated Prorated Total Value of \$93,767; and 2) Resolution No. 20-0129 Approving Amendment No. 1 to the Contract with Tyler Technologies for EnerGov LMS Disaster Recovery Services with an Estimated Prorated Total Value of \$25,624 (Information Technology Director Hackelman).

[20-0262](#)

**a) RECEIVE REPORT**

**b) ADOPT RESOLUTION NOS. 20-0128 AND 20-0129**

*Information Technology Director Terry Hackelman provided the staff 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.*

*City Attorney provided clarification regarding Resolution No. 20-0128 changing its number to Resolution No. 20-0131 due a clerical error.*

**A motion was made by Councilmember Hersman, seconded by Councilmember Stern, to adopt Resolution No. 20-0131, approving Amendment No. 3 with Tyler Technologies adding disaster recovery services for Munis and Eden systems and adopt Resolution No. 20-0129, approving an Amendment No. 1 with Tyler Technologies adding disaster recovery services for Energov system. The motion carried by the following vote:**

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

17. Consideration of a Resolution Amending the City Manager's Employment Agreement to Extend the Term to February 5, 2024, Reallocate Deferred Compensation to Base Salary, and Authorize a One-Time Accrual of General Leave Time in Excess of the Accrual Cap in the Amount of 151 Hours (City Attorney Barrow).

[20-0327](#)

**ADOPT RESOLUTION NO. 20-0130, APPROVING AMENDMENT  
NO. 2 TO CITY MANAGER EMPLOYMENT AGREEMENT**

*The Mayor and City Attorney presented a summary of the recommended changes to the City Manager's employment agreement, including a three year extension, the proposed salary, and compensation in the form of fringe benefits. The City Attorney 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 Council thanked City Manager Bruce Moe for all of his contributions as a City Manager and leadership during COVID-19.*

**A motion was made by Councilmember Stern, seconded by Councilmember Hersman, to adopt Resolution No. 20-0130, approving Amendment No. 2 to amend the City Manager's Employment Agreement to: extend the agreement for three years, reallocate the City's existing deferred compensation contribution of \$17,500 to base salary; and authorize accrual of an additional 151 general leave hours above the maximum accrual number of 840 on one-time only basis. The motion carried by the following vote:**

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

**K. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234  
REPORTS**

18. Consider Request by Councilmember Hersman and Mayor Montgomery to Discuss Regulations Addressing Bees (City Manager Moe).

[20-0321](#)

**DISCUSS AND PROVIDE DIRECTION**

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

*City Attorney Quinn Barrow provided clarification.*

*Mayor Montgomery opened the floor to public comments.*

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

**L. FUTURE AGENDA ITEMS**

*Mayor Montgomery requested for consideration to agendize the Catalina Classic Paddleboard Race sculpture proposal, Councilmember Napolitano concurred.*

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

**M. CITY MANAGER REPORT**

*City Manager Bruce Moe thanked City Clerk Liza Tamura and staff (Martha Alvarez, Patricia Matson and Caroline Choi) for their work throughout the elections.*

**N. CITY ATTORNEY REPORT**

*City Attorney Quinn Barrow congratulated the City Clerk's Office for all of their work during the elections.*

**O. INFORMATIONAL ITEMS****19. Commission Minutes:**[20-0326](#)

This Item Contains Minutes of the following City Commission Meeting:  
Parks and Recreation Commission Meeting Minutes of October 5, 2020  
(Parks and Recreation Director Leyman).

**INFORMATION ITEM ONLY**

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

**P. CLOSED SESSION**

*None.*

**Q. ADJOURNMENT**

*At 11:29 PM, Mayor Montgomery adjourned the meeting to a 10:00 AM, Adjourned Regular Meeting on Monday, November 16, 2020.*

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

**ATTEST:**

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**Richard Montgomery**  
**Mayor**

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