

# City of Manhattan Beach

*1400 Highland Avenue  
Manhattan Beach, CA 90266*



## Meeting Minutes - Draft

**Tuesday, February 16, 2021**

**6:00 PM**

**Regular Meeting**

**City Council Chambers**

## **City Council Regular Meeting**

### ***ELECTED OFFICIALS***

***Mayor Suzanne Hadley***

***Mayor Pro Tem Hildy Stern***

***Councilmember Steve Napolitano***

***Councilmember Richard Montgomery***

***Councilmember Joe Franklin***

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

*Mayor Hadley called the meeting to order.*

#### **B. PLEDGE TO THE FLAG**

*Mayor Hadley led the Pledge of Allegiance.*

#### **C. ROLL CALL**

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

#### **D. CEREMONIAL CALENDAR**

1. Presentation of Certificates of Recognition to Teen Entrepreneurs and Co-Founders of South Bay Citrus: Jack Crawford, Adam Goldstein, and Jonathan Graves.

[21-0069](#)

##### **PRESENT**

*Mayor Hadley, on behalf of the City Council, presented Certificates of Recognition to Jack Crawford, Adam Goldstein and Jonathan Graves as Teen Entrepreneurs and Co-Founders of South Bay Citrus.*

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

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

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

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

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

*Josh Murray  
Tiffany Wright  
Yasmin Keyvan  
Philip Luken  
Kelly Stroman  
Mike Zislis  
Sylvie Gabriele  
David LaFeure  
Heather Kim  
Dario Vullo  
David Slay  
Mike Simms  
Carol Perrin  
Jim Burton  
Amy Kim Yetasook  
Neil Leventhal  
Ann Learner*

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

*Mayor Pro Tem Stern announced that on Wednesday, February 17, 2021, the Los Angeles County Beaches and Harbors will be installing a full mobility path on the sand that allows individuals in wheelchairs access to the beach.*

**G. COVID-19****2. City Manager Report on EOC (Emergency Operations Center), Update on COVID-19 Response and Outdoor Dining.**

*City Manager Bruce Moe reported on the EOC (Emergency Operations Center) and clarified that the Manhattan Beach Police Department and Manhattan Beach Fire Department were both consulted on the closure of Manhattan Avenue for outdoor dining.*

*Community Development Director Carrie Tai provided a report on COVID-19 response and outdoor dining.*

*City Council thanked staff for working with the COVID-19 Long Term Business Solutions Subcommittee regarding outdoor dining.*

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

*None.*

**H. CONSENT CALENDAR (APPROVE)**

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

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

**4.** City Council Minutes: [21-0055](#)

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

- a) City Council Adjourned Regular Meeting Minutes (Work Plan Meeting) of January 26, 2021
- b) City Council Adjourned Regular Meeting Minutes of February 2, 2021
- c) City Council Regular Meeting Minutes of February 2, 2021 (City Clerk Tamura).

**APPROVE**

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

**5.** Financial Reports: [21-0051](#)

- a) Schedule of Demands January 21, 2021
- b) Investment Portfolio for the Month Ending December 31, 2020
- c) Month End Report for December 31, 2020 (Finance Director Charelian).

**ACCEPT REPORTS AND DEMANDS**

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

**6.** Consideration of Granting Hardship Exemptions to Players Liquor and [21-0070](#)

Arco AM/PM Requesting Additional Time to Comply with Ordinance No. 20-0007 Which Prohibits the Retail Sale of Tobacco Products (Finance Director Charelian).

- a) **CONSIDER HARDSHIP EXEMPTION REQUESTS**
- b) **ADOPT RESOLUTION NO. 21-0021**
- c) **ADOPT RESOLUTION NO. 21-0022**

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

**7.** Consideration of a Resolution Approving the Purchase of Proposition "A" [21-0002](#)

Local Return Funds from the City of Lancaster (Finance Director Charelian and Parks and Recreation Director Leyman).

**ADOPT RESOLUTION NO. 21-0002**

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

8. Consider Appropriating \$150,000 from Local Early Action Planning (LEAP) Grant Funds to the Preparation of the City's 6th Cycle Housing Element Update, Associated California Environmental Quality Act (CEQA) Documentation, and Associated Housing Policy Implementation (Community Development Director Tai). [21-0068](#)

**APPROPRIATE FUNDS**

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

9. Consideration of a Resolution Approving a Funding Agreement, Program Supplement to Administering Agency-State Agreement with the State of California for the Recently Awarded State Funds Totaling \$40,000 from the Local Roadway Safety Plan (LRSP) Program to Develop a LRSP, and Appropriate \$45,000 Funds for the LRSP Project. (Acting Public Works Director Tai). [21-0064](#)

a) **ADOPT RESOLUTION NO. 21-0017**

b) **APPROVE APPROPRIATION**

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

10. Formally Accept as Complete the Public Works Facility Building "A" - Office Area Project; Authorize the Filing of the Notice of Completion with the County Recorder; and Approve the Release of the Remaining Retention Amount (\$17,544.13) in Accordance with the Contract (Acting Public Works Director Tai). [21-0065](#)

a) **ACCEPT**

b) **APPROVE**

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

11. Formally Accept as Complete the Cycle 5 Federal HSIP Grant Traffic Signal Upgrade Project: Sepulveda Blvd. (SR-1) at 8th Street Traffic Signal Upgrade Project; Authorize Filing a Notice of Completion with the County Recorder; and Release Retention for \$20,394 (Acting Public Works Director Tai). [21-0067](#)

a) **ACCEPT**

b) **APPROVE**

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

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

*None.*

**J. PUBLIC HEARINGS**

12. Conduct Public Hearing Renewing the North Manhattan Beach Business Improvement District and Approval of the Annual Collection of Assessments for Fiscal Year 2021-2022 (Finance Director Charelian). [21-0024](#)
- a) CONDUCT PUBLIC HEARING**
- b) ADOPT RESOLUTION NO. 21-0019**
- c) RATIFY 2021 BUSINESS IMPROVEMENT DISTRICT ADVISORY BOARD MEMBERS**
- d) CONSIDER THE PROPOSED 2021 ACTIVITY PLAN**

*Mayor Hadley introduced the item and opened the Public Hearing.*

*Finance Director Steve Charelian provided the staff presentation.*

*Finance Director Charelian and City Manager Bruce Moe responded to City Council questions.*

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

*Peter Ken*

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

*Finance Director Charelian responded to City Council questions.*

**A motion was made by Mayor Pro Tem Stern, seconded by Councilmember Napolitano, to adopt Resolution No. 21-0019, overruling protests and providing for the annual levy and collection of assessments for the existing North Manhattan Beach Business Improvement District, pursuant to California Streets and Highways Code Section 36500 et. seq. (SB 1424 - Parking & Business Improvement Law of 1989, Chapter 2); ratify the 2021 Business Improvement District Advisory Board Members; and approve the 2021 Activity Plan. The motion carried by the following vote:**

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

**K. GENERAL BUSINESS**

13. Consideration of a Resolution Approving the Preferred Design Alternative for the Pier Railing Replacement Project (Project); the Funding Plan for the Project Including an Additional Appropriation of \$250,000; and Directing Staff to proceed with Final Design and Construction Bidding (Acting Public Works Director Tai).

[21-0043](#)

**ADOPT RESOLUTION NO. 21-0020**

*Acting Public Works Director Carrie Tai announced that Public Works Department, Senior Civil Engineer Gilbert Gamboa was having technical difficulties joining the Zoom meeting that Jerry Holcom from Moffatt & Nichol would be providing the presentation.*

*Moffatt & Nichol, Waterfront Project Engineer Jerry Holcomb provided the PowerPoint presentation.*

*Waterfront Project Engineer Holcomb, Public Works Department City Engineer Prem Kumar and Senior Civil Engineer Gamboa responded to City Council questions.*

*Mayor Hadley opened the floor to public comments.*

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

*Senior Civil Engineer Gamboa, City Engineer Kumar and Waterfront Project Engineer Holcomb responded to City Council questions.*

*City Council directed staff to return with a sample rail for City Council to compare with what the current Pier railing.*

**A motion was made by Councilmember Montgomery, seconded by Councilmember Franklin, to adopt Resolution No. 21-0020, approving the preferred design alternative no. 1 for the pier railing replacement project and approving the additional appropriation of \$250,000 for the project and directing staff to proceed with the final design and construction bidding. The motion carried by the following vote:**

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

14. Report and Preliminary Assessment of Community Development Department Code Enforcement Functions, Responsibilities, and Resources (Community Development Director Tai).

[21-0008](#)

**a) RECEIVE REPORT**

**b) DISCUSS AND PROVIDE DIRECTION**

*Community Development Director Carrie Tai and Community Development Department, Building Official Ryan Heise provided the PowerPoint presentation.*

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

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

*Brad Anderson  
Faith Backus Lyons*

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

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

*At 10:24 PM, Mayor Hadley requested a motion to extend the meeting.*

*Mayor Hadley further announced that Agenda Item No. 16 - Report on the City's Homelessness Efforts and Initiatives, will be continued to the March 2, 2021, City Council Meeting.*

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

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

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

**A motion was made by Councilmember Montgomery, seconded by Councilmember Napolitano to approve the two additional Code Enforcement Officers, but directed staff to ensure that total staff headcount does not increase. The motion carried by the following vote:**

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



15. Fiscal Year 2020-2021 Mid-Year Budget Report and Update on Fiscal Year 2021-2022 Budget Development (Finance Director Charelian).

[21-0071](#)

**a) RECEIVE REPORT**

**b) APPROPRIATE FUNDS**

*Finance Director Steve Charelian provided the PowerPoint presentation.*

*Finance Director Charelian and City Manager Bruce Moe responded to City Council questions.*

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

*Mike Simms*

*Faith Backus Lyons*

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

**A motion was made by Mayor Pro Tem Stern, seconded by Councilmember Montgomery, to receive the report and appropriate funds. The motion carried by the following vote:**

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

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

[21-0009](#)

**RECEIVE REPORT**

*This item was continued to the March 2, 2021, City Council Meeting.*

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

### 17. Bruce's Beach Task Force.

[21-0072](#)

#### **DISCUSS AND CONSIDER TAKING APPROPRIATE ACTION TO ADDRESS DECORUM AND CIVILITY AT ALL MEETINGS**

*Councilmember Napolitano and Mayor Pro Tem Stern provided an update and the reason's why this item was being brought forward for City Council's consideration.*

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

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

*Phoebe Lyons*

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

*City Attorney Barrow provided clarification.*

**A motion was made by Councilmember Napolitano, seconded by Mayor Hadley, to empower Councilmember Napolitano and Mayor Pro Tem Stern as the Co-Chairs to the Bruce's Beach Task Force to make what decisions are necessary to maintain the decorum and civility policies. The motion carried by the following vote:**

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

## M. FUTURE AGENDA ITEMS

*Councilmember Montgomery requested to agendize a discussion on the Los Angeles International Airport (LAX) Airfield and Terminal Modernization Project, including the Draft Environmental Impact Report (DEIR), City Council concurred.*

*Mayor Pro Tem Stern stated that the deadline for the Environmental Impact Report (DEIR) is due March 15, 2021.*

*City Manager Bruce Moe confirmed that staff would return at the next meeting with a presentation.*

*Councilmember Franklin requested for consideration to agendize a discussion on returning to City Council Chambers with safety precautions considered, Mayor Hadley concurred.*

*City Attorney Quinn Barrow provided clarification.*

## N. CITY MANAGER REPORT

*City Manager Bruce Moe provided an update regarding the COVID Business Loans and responded to City Council questions.*

**O. CITY ATTORNEY REPORT**

*None.*

**P. INFORMATIONAL ITEMS**

*None.*

**Q. CLOSED SESSION      O. CITY ATTORNEY REPORT**

*None.*

*None.*

**R. ADJOURNMENT**

*At 11:50 PM, Mayor Hadley asked City Council to take a moment of silence and adjourned the meeting in memory of the 14 Manhattan Beach Residents who lost their lives due to COVID-19.*

*The meeting was adjourned to a 4:30 PM, Adjourned Regular Meeting on Tuesday, March 2, 2021, in the City Council Chambers.*

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

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**Suzanne Hadley**  
**Mayor**

**ATTEST:**

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