



## Legislation Text

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**File #:** 19-0486, **Version:** 1

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**TO:**  
Honorable Mayor and Members of the City Council

**THROUGH:**  
Bruce Moe, City Manager

**FROM:**  
Mark Leyman, Parks and Recreation Director  
Linda Robb, Management Analyst

**SUBJECT:**  
Consider Request by Mayor Pro Tem Montgomery and Councilmember Napolitano to Consider a Fee Waiver Request for Third-Party Costs for the Manhattan Beach Fireworks (Parks and Recreation Director Leyman).

**DISCUSS AND PROVIDE DIRECTION**

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**RECOMMENDATION:**

Staff recommends that the City Council discuss and provide direction regarding a request by Mayor Pro Tem Montgomery and Councilmember Napolitano to consider a fee waiver request for third-party costs for the Manhattan Beach Fireworks.

**FISCAL IMPLICATIONS:**

The attached estimate from CSC Security is for \$28,721, and the attached quote from Better Barriers for safety barricades for the event is \$8,738. These costs are fully budgeted in the FY 2019-2020 Budget and will be paid by the City regardless of whether these fees are reimbursed by the event operator.

The total fee waiver request is for approximately \$37,459 in third-party costs. The event operator is currently contributing \$10,000 for the third-party costs for traffic management and portable toilets and event fencing.

**BACKGROUND:**

Pursuant to the Brown Act, the City Council cannot discuss items that are not on the agenda unless under limited circumstances. The City Council has developed a process to allow individual Councilmembers to request, with the support of another Councilmember, that items be placed on a future agenda for City Council discussion. On November 19, 2019, Mayor Pro-Tem Montgomery and Councilmember Napolitano requested that the Council consider a fee waiver request for third-party costs for the Manhattan Beach Fireworks. Accordingly, the item is identified on tonight's agenda in full compliance with the Brown Act. After public input, the City Council may decide whether or not to waive the fees.

**DISCUSSION:**

The City Council approved changes to the Special Event Policy at the May 15, 2018, City Council meeting, which included event operators paying third party costs. Third-party costs are direct costs for services not provided by City staff. Based on the nature of the fireworks event, the event has greater third party costs than other special events.

At the request of Mayor Pro Tem Montgomery and Councilmember Napolitano at the November 19, 2019, City Council meeting, staff has placed this item on the agenda.

**CONCLUSION:**

Staff recommends that the City Council consider a fee waiver request for third party costs.

**ATTACHMENTS:**

1. CSC Security Estimate
2. Better Barriers Quote