

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
REGULAR MEETING OF
NOVEMBER 8, 2006**

The Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 8th day of November, 2006, at the hour of 6:31 p.m., in the City Council Chambers of City Hall, at 1400 Highland Avenue, in said City.

PLEDGE TO FLAG

Christopher Fong, 5th Grade Student from Meadows Elementary School, led the pledge of allegiance.

ROLL CALL

Present: Montgomery, Fahey, Ward, Aldinger and Mayor Tell.
Absent: None.
Clerk: Tamura.

CEREMONIAL CALENDAR

06/1108.1 Introduction of New Employees and Presentation of Service Awards

Community Development Director Richard Thompson introduced Assistant Planners Stacey Kinsella and Esteban Danna.

Police Chief Rod Uyeda introduced Police Records Technician/Matron Patricia Kolar.

Fire Chief Dennis Groat introduced Firefighter/Paramedic James Stratton.

Public Works Director Neil Miller introduced Secretary Anna Luke and Sewer Maintenance Worker Tony Riley.

Parks and Recreation Director Richard Gill introduced Administrative Clerk II Michelle Ami.

Public Works Director Neil Miller also presented Utilities Manager Clarence Van Corbach with an Employee Service pin for his 20 years of service to the City.

Mayor Tell, on behalf of the City Council, welcomed all the new employees and also recognized the following individuals, who were not able to attend, for their service to the City: Water Plant Operator William Evenson (35 Years); Sewer Maintenance Worker Donald Skibiski (30 Years); Police Officer Gustavo Valdes (25 Years); Police Records Technician/Matron Phyllis Meyer (15 Years); Police Sergeant Christopher Vargas (15 Years); and Public Works Secretary Kenneth Kim (15 Years).

06/1108.2 Presentation of "There's No Place Like Manhattan Beach" Commendation to the Manhattan Beach Coordinating Council in Recognition for their Extraordinary Contribution to the Community

On behalf of the City Council, Mayor Tell presented Lisa Scott, Phyllis Cohen-Edwards and Stewart Fournier of the Manhattan Beach Coordinating Council with the "There's No Place Like Manhattan Beach" plaque commending the Coordinating Council on their extraordinary
City Council Meeting Minutes of November 8, 2006

contributions to the City of Manhattan Beach.

Stacey DiSilva also shared her positive experiences as the Coordinating Council's Student of the Month.

CONSENT CALENDAR

The Consent Calendar (Item Nos. 3 through 19), consisting of items under *General Consent* and *Boards and Commissions*, was approved by motion of Councilmember Fahey and seconded by Councilmember Ward, with the exception of the following items: 6, 7, 8, 10, 11, 14, 15, 16 and 18, which were considered later in the meeting under "Items Removed from the Consent Calendar."

Ayes: Montgomery, Fahey, Ward, Aldinger and Mayor Tell.
Noes: None.
Absent: None.
Abstain: None.

GENERAL CONSENT

06/1108.3 Approve Minutes of the City Council Adjourned Regular and Regular Meeting of October 17, 2006

The Council approved the subject minutes.

06/1108.4 Consideration of Financial Reports:
a) Ratification of Demands: October 19, 2006 and November 2, 2006
b) Investment Portfolio for the Month Ending September 30, 2006
c) Financial Reports for the Month Ending September 30, 2006

The Council approved with no exception Warrant Register Nos. 9B & 10B in the amount of \$4,776,591.89 in payment of ratification of demands and claims as prepared by the Director of Finance, together with the original demands and claims as prepared by said Warrant Register; received and filed the Investment Portfolio for the month ending September 30, 2006; and received and filed the Financial Reports for the month ending September 30, 2006.

06/1108.5 Authorize the Purchase of Two Replacement Police Motorcycles From Huntington Beach Honda in the Amount of \$40,326.86

The Council approved the award of RFB #698-07 to Huntington Beach Honda in the amount of \$40,326.86 for the budgeted replacement of two Police motorcycles.

06/1108.6 Authorize the Grant Funded Purchase of Four Replacement Defibrillators from Philips Medical Systems in the Amount of \$67,008.65 and Appropriate \$67,008.65 from the General Fund

Item No. 6 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR".

06/1108.7 Award of Professional Services Contract to True North Research to Conduct the City's Biennial Resident Satisfaction Survey (Not-to-Exceed \$20,836.00)

Item No. 7 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR".

06/1108.8 Consideration of Status Report and Appropriation of Funds for the Utility Assessment Deferral Program

Item No. 8 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR".

06/1108.9 Consideration of Resolutions to Pay and Report the Value of Employer Paid Member Contributions (EPMC) for the Police Management/Confidential Group and the Fire Management/Confidential Group

The Council adopted Resolution Nos. 6070 and 6071.

RESOLUTION NO 6070

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, ADOPTING THE PAYING AND REPORTING OF THE VALUE OF EMPLOYER PAID MEMBER CONTRIBUTIONS FOR THE POLICE MANAGEMENT/CONFIDENTIAL GROUP

RESOLUTION NO. 6071

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, ADOPTING THE PAYING AND REPORTING OF THE VALUE OF EMPLOYER PAID MEMBER CONTRIBUTIONS FOR THE FIRE MANAGEMENT/CONFIDENTIAL GROUP

06/1108.10 Approval of Language for the Plaque on Bruce's Beach Monument Sign (Formerly Parque Culiacan)

Item No. 10 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR"

06/1108.11 Consideration of the Formation of a Culturally Significant Landmarks Task Force and Their Responsibilities

Item No. 11 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR".

06/1108.12 Disbursement of Progress Payments:

- a) Progress Payment No. 18 in the Net Amount of \$51,658.74 to S.P. Pazargad Engineering Construction, Inc.; Change Order No. 1 in the Net Amount of \$117,050.00 for the Strand Improvement Project
- b) Final Payment in the Net Amount of \$11,909.34 to Williams Pipeline Contractors, Inc.; Change Order No. 2 in the Net Amount of \$13,232.60; Formally Accept the 2002-2003 Water Main and 2003-2004 Sewer Main Replacement Project as Complete; and Authorize the Filing of the Appropriate Notice of Completion

The Council approved the issuance of the subject progress payment, final payment and change orders; formally accepted the subject project as complete; and authorized the filing of the appropriate Notice of Completion.

BOARDS AND COMMISSIONS

Cultural Arts Commission

06/1108.13 Consideration of Draft Minutes, Cultural Arts Commission Special Meeting of September 26, 2006

The Council received and filed the subject draft minutes.

Parking & Public Improvements Commission

06/1108.14 Uphold the Parking and Public Improvements Commission Recommendation to Implement Traffic Flow Modifications in the Civic Center Area, Including Removal of the Stop Sign on Southbound Valley Drive at 13th Street and the Left Turn Pocket on Northbound Valley Drive at 15th Street

Item No. 14 was pulled from the “CONSENT CALENDAR”. Please refer to “ITEMS REMOVED FROM THE CONSENT CALENDAR”.

06/1108.15 Uphold the Parking and Public Improvements Commission Recommendation to Approve Initial Recommendations for the Pacific Elementary School Traffic and Parking Study

Item No. 15 was pulled from the “CONSENT CALENDAR”. Please refer to “ITEMS REMOVED FROM THE CONSENT CALENDAR”.

06/1108.16 Uphold the Parking and Public Improvements Commission Recommendation to Deny a Request for a Street Light Addition at the 14th Place and Ocean Drive

Item No. 16 was pulled from the “CONSENT CALENDAR”. Please refer to “ITEMS REMOVED FROM THE CONSENT CALENDAR”.

Planning Commission

06/1108.17 Consideration of Action Minutes, Planning Commission Meeting of October 25, 2006

The Council received and filed the subject action minutes.

06/1108.18 Consideration of Planning Commission Approval of a Use Permit to Allow the Remodel of an Existing Service Station to Include a Convenience Store With Beer and Wine Sales, at 3633 North Sepulveda Boulevard

Item No. 18 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR".

06/1108.19 Consideration of Planning Commission Approval of a Use Permit to Allow a Bank Use With Drive-Up Service, and a Sign Exception for an Existing Commercial Center at 3001-3005 Sepulveda Boulevard

The Council received and filed the subject report.

COMMUNITY ANNOUNCEMENTS

06/1108.25 Carol Rowe Re Holiday Open House

On behalf of the **Downtown Manhattan Beach Business & Professional Association, Director Carol Rowe, No Address Provided**, invited the community to the Association's Annual Holiday Open House on Wednesday, November 15, 2006, 5:00 to 9:00 p.m. She also invited the Councilmembers to participate as judges for the window decorating contest.

06/1108.26 Patrick McBride Re Upcoming Events

Patrick McBride, 5th Street and Peck Avenue, announced various upcoming events sponsored by the Senior Resources Committee.

06/1108.27 Viet Ngo Re Proposition 83

Viet Ngo, No Address Provided, elaborated on Proposition 83 and asked the Council to be sensitive to protecting children from sexual predators.

06/1108.28 Councilmember Fahey Re Recognition of Veteran's Day

Councilmember Fahey announced that the Veteran's Day Ceremony will be held at the Veteran's Memorial in Veteran's Parkway on Saturday, November 11, 2006, at 11:00 a.m.

06/1108.29 Mayor Pro Tem Aldinger and Councilmember Montgomery Re Halloween

Mayor Pro Tem Aldinger commented on the success of the trick-or-treat event on Halloween in the Downtown business area.

Councilmember Montgomery expressed his appreciation of the related efforts of Police Chief Uyeda and the Manhattan Beach Police Department.

06/1108.30 Bev Morse Re Agenda Item Procedures

Bev Morse, No Address Provided, asked for information regarding procedures for submitting items to be included on the City Council meeting agendas.

City Manager Dolan requested that **Ms. Morse** contact him to discuss the procedures.

PUBLIC HEARINGS

None.

GENERAL BUSINESS

06/1108.20 Presentation by South Coast Air Quality Management District (AQMD) Governing Board Member and Los Angeles City Councilwoman (Ninth District) Jan Perry Regarding Air Quality Issues Facing the City of Manhattan Beach and What the AQMD is Doing to Continue to Combat Air Pollution and Smog

At the time this matter was being considered by Council, **AQMD Board Member and Los Angeles City Councilwoman Jan Perry** had not arrived. Council postponed this item to a time uncertain.

06/1108.21 Water System Control Conversion Program and Elevated Water Tank Status

With the aid of a PowerPoint presentation, City Engineer Dana Greenwood reviewed the history of the City's Water System Control Conversion Program and the status of the elevated water tank. He described the water distribution system in detail and shared information about: the improvements made to the system; the positive aspects of the tower remaining; and the repairs needed should the tower remain. City Engineer Greenwood explained the staff recommendation that the water tower be retained. He answered questions from the Council concerning the capacity of the water tower; the safety of the tower, especially during earthquakes; the mechanisms to guard against intrusion into the City's water system; and the water pressure control and redundancies provided by the water tower.

With regard to redundancy, Councilmember Ward entertained the idea of contacting the Sanitation District to obtain input regarding their back-up system.

Public Works Director Neil Miller described the process for remedying water contamination without the water tower. He shared input about redundant water systems in surrounding communities and the situation created when the City's water system previously went down.

City Manager Dolan reiterated staff's recommendation that the water tower be retained in that it is safe, secure, seismically sound, and provides a valid back up system.

The following individuals spoke on this item:

- **Patrick McBride, 5th Street and Peck Avenue**
- **Jeanne-Marie Bruno, 1200 Block of 8th Street**
- **Bruce Kuch, 1400 Block of 8th Street**
- **Herbert Harger, 1200 Block of 6th Street**
- **Joann Rodda, No Address Provided**
- **Richard Suter, 1400 Block of 9th Street**
- **Dr. Kamson, 1400 Block of 8th Street**
- **George Kohn, 1400 Block of 8th Street**

The Council voiced concerns that staff is recommending retaining the water tower after a closed system to prepare for the removal of the tower has been implemented. Previous Councils' interest in removing the water tower, security concerns arising from 9/11, resident concerns regarding safety in the event of a disaster such as an earthquake, improvements needed to the tower and the redundancy provided by the tower were discussed.

City Engineer Greenwood provided additional input regarding the positive aspects of retaining the water tower and he shared information on its remaining useful life. Addressing comments made by the aforementioned speakers, City Engineer. Greenwood clarified the capacity of the tower. He provided information about its remaining useful life of approximately 20 to 35 years; the various improvements made to the tower as recommended in the City's Master Plan; and the process of inspecting the tower (which would be a no-cost item) should it be retained.

Public Works Director Miller reviewed the Council's previous direction to staff, as a result of a feasibility study, to design a water system that could be operated without the water tower. He verified that the City's Master Plan does not address the removal of the water tower.

City Manager Dolan recalled that, as a result of a feasibility study, the Council previously directed staff to design a water system that could operate without a tank and allow the tower to be removed. He explained that the tower is a water storage facility in perfectly good condition which also provides redundancy and that, as a result of 9/11, the Federal Government has required various security measures and the water tower provides a back-up system. City Manager Dolan advised that the Council's purview this evening is to decide if the tank should remain.

Councilmember Ward emphasized the importance of retaining the water tower for redundancy purposes. He expressed his concern over relying on a safety study that was performed many years ago.

City Manager Dolan clarified that the previous study was updated in August 2006.

Public Works Director Miller advised that the water tower was not physically inspected and clarified that the City's water system has a back-up power throughout.

Councilmember Fahey related her concern that the water tower is very old. She supported a study to make certain the tower is still structurally sound.

Mayor Pro Tem Aldinger voiced his understanding that the water tower is structurally sound. However, indicated that previous Councils have led residents to believe that the water tower would eventually be removed. He questioned the role the water tower plays in fire fighting; favored making a Council determination this evening, as a study would take a long time and be expensive; and indicated that the water tower should be retained if it is structurally sound.

Fire Chief Dennis Groat came forward to explain the importance of retaining the water tower for redundancy and back up, particularly with the uncertain reliability of modern technology.

Councilmember Montgomery related his concern that prior City Councils led residents to believe that the water tower would be removed. He suggested that the idea of a mid-size tower with a low profile be examined as an option.

Mayor Tell commented on the importance of redundancy and he agreed that a new study of the tower should be performed before making a decision about whether or not it should be retained.

Councilmember Ward said there would have to be a very clear reason to remove the water tower before he would agree to remove it. He reiterated the importance of redundancy and agreed to the need for a study prior to making a determination.

MOTION: Councilmember Ward moved to direct staff to study the security of the water tower. The motion was seconded by Councilmember Fahey.

Council discussion continued.

Discussion continued with Public Works Director Miller providing input on the cost and duration of a water tower study. He confirmed that the cost of maintaining the water tower will be provided to the Council.

Councilmember Fahey stated that, although it was not done in bad faith, previous Councils have misled residents to believe that the water tower would be removed.

After further Council discussion, Councilmember Ward amended his motion as follows:

MOTION: Councilmember Ward moved to direct staff to study the security of the water tower and also requested that it include cost estimates for the painting of the tower. The motion was seconded by Councilmember Fahey and passed by the following roll call vote:

Ayes: Montgomery, Fahey, Ward and Mayor Tell.
Noes: Aldinger.
Absent: None.
Abstain: None.

Councilmember Montgomery stipulated that his vote in favor of the motion was made with an open mind with regard to the possibility of removing the water tower.

RECESS AND RECONVENE

At 8:44 p.m. the Council recessed and reconvened at 8:55 p.m. with all Councilmembers present.

06/1108.22 Selection of Design for Alcoves and Benches on The Strand as Submitted by the Cultural Arts Commission

Cultural Arts Manager Juanita Purner gave a PowerPoint presentation with regard to the selection of designs for alcoves and benches on the Strand, as submitted by the Cultural Arts Commission. She reviewed each design in detail and shared detailed information on this item, including: the process of obtaining proposals; the “playful” scope of the project; the size of the benches, which would be handicapped accessible; and the seven designs recommended by the Cultural Arts Commission and the Public Art Advisory Committee.

City Manager Dolan advised that artists could be asked to modify their designs to meet Council expectations and that the idea is for private parties to fund the benches, with each one being presented for the Council’s approval.

Interested parties addressing the Council on this matter included the following:

The following individuals spoke on this item:

- **Karol Wahlberg, No Address Provided**
- **Sharon Greco, No Address Provided, Cultural Arts Commission**
- **Candy Duncan, No Address Provided, Cultural Arts Commission**
- **Susannah Rosenthal, No Address Provided, Cultural Arts Commission**
- **Francey Seckinger, No Address Provided, Cultural Arts Commission**

The Council reviewed each design and discussed how various designs could be modified, as well as whether the designs should extend into the alcoves/alcove floors/curves. It was noted that backs on the benches could prohibit one from facing either direction.

During Council discussion, a concern was raised over the Council considering each bench on an individual basis. Council expressed mixed opinions as to whether the benches should be traditional or whimsical/colorful or neutral. The idea of some benches with backs and some without was considered.

The Council generally agreed that the alcove floors/curves should be incorporated into the bench designs with subtle themes, i.e. ocean theme; that some designs should be more colorful than others; and that the **Nola Swedish Bench** is a good design but, because it is wood and requires maintenance, it could be used at locations in the City other than near the beach. The Council expressed appreciation of the Cultural Arts Commission's efforts and directed staff to further examine **Stacy Dukes' Bench design**.

06/1108.23 Update on the City Council's Workplan Item to Discuss a Social Host Ordinance Which Would Hold Non-Commercial Individuals Responsible for Underage Drinking of Alcoholic Beverages at Events on Property They Own, Lease or Otherwise Control

Police Chief Rod Uyeda introduced this item providing a summary of an incident in 2004 where the death of a student raised the awareness that there may be a possibility of a substance abuse problem among the City's young people.

Police Captain Randy Leaf gave a PowerPoint presentation on the idea of implementing a social host ordinance to hold non-commercial individuals responsible for underage drinking of alcoholic beverages at events on property they own, lease or otherwise control. During his presentation, Police Captain Leaf shared information with regard to the following: the nationwide problem of underage drinking; the current California laws related to underage drinking and the gaps therein; the statistics associated with minors and alcohol in Manhattan Beach; the local efforts to reduce alcohol use and abuse by minors, including their access to it; Justice Programs implemented by the U.S. Department of Justice; and the definition of a social host ordinance.

The Council discussed the question of whether property owners would be responsible if they were present or not; the fines associated with social host ordinances in other cities; and the Los Angeles County District Attorney's recommendation against a social host ordinance.

In answer to questions from the Council, City Attorney Robert Wadden advised: that a social host ordinance could be drafted to make a property owner responsible for minors' consumption of alcohol on their property, whether the owner is present or not, similar to a public nuisance type ordinance; that the City of San Diego's social host ordinance was a criminal ordinance that was challenged on the lack of criminal intent; and that a problem with ordinances such as a social host ordinance is the heightened scale of due process.

The following individual spoke on this item:

- **Karol Wahlberg, No Address Provided**

City Attorney Wadden clarified that the social host ordinance would be drafted to make the individual generally in control of the property be responsible (i.e., the lessee if the property is leased).

The Council supported the idea of a social host ordinance, particularly due to the need to make parents responsible, protect minors from using/abusing alcohol and give the Police Department tools to better address this problem.

The Council directed staff to draft a social host ordinance similar to those in other cities.

Councilmember Fahey noted that the Council's direction to draft a social host ordinance will be reported to the Substance Abuse Task Force at their meeting on November 9, 2006.

The Council commended staff's efforts with regard to this item.

ITEMS REMOVED FROM THE CONSENT CALENDAR

06/1108.6 Authorize the Grant Funded Purchase of Four Replacement Defibrillators from Philips Medical Systems in the Amount of \$67,008.65 and Appropriate \$67,008.65 from the General Fund

City Manager Dolan verified that Item No. 6 was erroneously removed from the Consent Calendar.

Hearing no requests to speak from the public, the following motion was made:

MOTION: Mayor Pro Tem Aldinger moved to approve the purchase of four replacement defibrillators from Philips Medical Systems in the amount of \$67,008.65; waive formal bidding per Municipal Code Section 2.36.140 (waivers); and appropriate \$67,008.65 from the unreserved General Fund balance which will be reimbursed at a later date by funding from Los Angeles County. The motion was seconded by Councilmember Montgomery and passed by the following unanimous roll call vote:

Ayes: Montgomery, Fahey, Ward, Aldinger and Mayor Tell.
Noes: None.
Abstain: None.
Absent: None.

06/1108.7 Award of Professional Services Contract to True North Research to Conduct the City's Biennial Resident Satisfaction Survey (Not-to-Exceed \$20,836.00)

Mayor Pro Tem Aldinger pulled this item from the Consent Calendar for Council discussion.

Responding to concerns expressed by Mayor Pro Tem Aldinger, City Manager Dolan explained the reasoning behind the type of questions on the survey. He related staff's recommendation to add a question asking if any additional facilities should be considered and cautioned against making the survey too long. City Manager Dolan also indicated that the goal is to distribute the survey prior to the Holidays.

The Council discussed whether the scope of the survey is too narrow; the importance of obtaining as much information as possible about public facilities in Manhattan Beach and adding a few questions in this regard; the idea of supplementing the Facilities Strategic Plan study already commissioned by the Council to include a telephone survey about public facilities in Manhattan Beach; and the timing of the survey, including the question of whether the survey should be done as soon as possible or pushed into next year.

Tim McLarney, President of True North Research, No Address Provided, shared background information about the survey. He also cautioned against making the survey too long.

The following individuals spoke on this item:

- **Patrick McBride, 5th Street and Peck Avenue**
- **Viet Ngo, No Address Provided**

The Council agreed that the survey should include a question asking if recipients have heard about the Facilities Strategic Plan, as well as the additional question recommended by staff.

MOTION: Mayor Pro Tem Aldinger moved to award a contract to True North Research for an amount not-to-exceed \$20,836 to perform the City’s biennial Resident Satisfaction Survey; direct staff to distribute the survey, including the open ended question recommended by staff (“Are there any facilities that weren’t mentioned that you’d like the City to consider?”) and the additional question as discussed by the Council this evening (“Have you heard about the Facilities Strategic Plan?”). The motion was seconded by Councilmember Montgomery and passed by the following unanimous roll call vote:

Ayes: Montgomery, Fahey, Ward, Aldinger and Mayor Tell.
Noes: None.
Absent: None.
Abstain: None.

06/1108.8 *Consideration of Status Report and Appropriation of Funds for the Utility Assessment Deferment Program*

A member of the audience pulled this item from the Consent Calendar for Council discussion.

The following individual spoke on this item:

- **Viet Ngo, No Address Provided**

Mayor Tell explained the Utility Assessment Deferment Loan Program.

Finance Director Bruce Moe clarified the reasoning behind the amount of funds staff recommends be set aside.

City Attorney Robert Wadden verified that this program is in compliance with and authorized by State Law.

MOTION: Councilmember Fahey moved to accept the Finance Subcommittee’s recommendation to receive and file the subject report; approve the transfer of \$1 million reserved within the CIP Fund for the Utility Assessment Deferment Loan Program to a new Assessment Deferment Trust Fund; and appropriate \$50,000 from the new fund in order to cover the current year’s assessment loans and associated costs. The motion was seconded by Councilmember Montgomery and passed by the following unanimous roll call vote:

Ayes: Montgomery, Fahey, Ward, Aldinger and Mayor Tell.
Noes: None.
Abstain: None.
Absent: None.

06/1108.10 Approval of Language for the Plaque on Bruce's Beach Monument Sign
(Formerly Parque Culiacan)

A member of the audience pulled this item from the Consent Calendar for Council discussion.

The following individuals spoke on this item:

- **Patrick McBride, 5th Street and Peck Avenue**
- **Richard Frank, Leadership Manhattan Beach**
- **Viet Ngo, No Address Provided**

City Manager Dolan advised that the proposed text was reviewed extensively.

During discussion, the Council agreed that the proposed wording on the plaque should be modified to include additional historical information, such as why it is named "Bruce's Beach," who George Peck was and his significance, and that Bruce's Beach was the only beach in the State open to African Americans at the time. Council also recognized Leadership Manhattan Beach's role in facilitating the current plaque. They agreed that the Manhattan Beach Leadership Class be recognized on the new plaque being proposed and also requested that the current plaque be retained.

Councilmember Ward and Mayor Pro Tem Aldinger agreed to review the modified wording.

MOTION: Councilmember Aldinger moved to direct staff to modify the proposed language on the plaque on the Bruce's Beach monument sign as summarized above by Council. The motion was seconded by Councilmember Montgomery.

Hearing no objections, it was so ordered.

06/1108.11 Consideration of the Formation of a Culturally Significant Landmarks Task Force and Their Responsibilities

Mayor Pro Tem Aldinger pulled this item from the Consent Calendar for Council discussion.

Mayor Pro Tem Aldinger inquired as to who the members of the Culturally Significant Landmarks Task Force are.

Community Development Director Richard Thompson explained the makeup of the Task Force. He noted that any members of the community interested in participating on the Task Force should contact Jan Denis.

MOTION: Mayor Pro Tem Aldinger moved to approve the formation of a Culturally Significant Landmarks Task Force, and approve their mission, responsibilities and roles. The motion was seconded by Councilmember Montgomery and passed by the following unanimous roll call vote:

Ayes: Montgomery, Fahey, Ward, Aldinger and Mayor Tell.
Noes: None.
Abstain: None.
Absent: None.

06/1108.14 Uphold the Parking and Public Improvements Commission Recommendation to Implement Traffic Flow Modifications in the Civic Center Area, Including Removal of the Stop Sign on Southbound Valley Drive at 13th Street and the Left Turn Pocket on Northbound Valley Drive at 15th Street

A member of the audience pulled this item from the Consent Calendar for Council discussion.

The following individuals spoke on this item:

- **Joan Mueller, 1200 Block of Ardmore Avenue**
- **Karol Wahlberg, No Address Provided**
- **Patrick McBride, 5th Street and Peck Avenue**

Management Analyst Rob Osborne elaborated on the Parking and Public Improvements Commission's recommendation and he advised that it is the prudent thing to do at this time. He related staff's concern over the potential for rear-end traffic collisions at the stop sign on southbound Valley Drive at 13th Street and he affirmed that temporary signs could be installed to notify drivers that the stop sign was removed and the intersection was modified.

The Council discussed the potential for increased traffic speeds should the stop be removed; the confusion for drivers that could be created by modifying the intersection; and the safety of the intersection as it currently exists; the idea of installing a "Keep Clear" at the subject intersection; and the disadvantages of making Valley Drive a one-way street.

After lengthy Council discussion as to whether-or-not the stop sign on southbound Valley Drive at 13th Street should be removed, the following motion was made:

MOTION: Councilmember Fahey moved to approve the Parking and Public Improvements Commissions recommendation to eliminate the left-turn pocket on northbound Valley Drive at 15th Street. The motion was seconded by Councilmember Ward and passed by the following unanimous roll call vote:

Ayes: Montgomery, Fahey, Ward, Aldinger and Mayor Tell.
Noes: None.
Abstain: None.
Absent: None.

MOTION: Councilmember Ward moved to approve the Parking and Public Improvements Commissions recommendation to remove the stop sign on southbound Valley Drive at 13th Street. The motion was seconded by Councilmember Fahey and passed by the following roll call vote:

Ayes: Fahey, Ward and Mayor Tell.
Noes: Montgomery and Aldinger.
Abstain: None.
Absent: None.

For the record, Mayor Pro Tem Aldinger amended his dissenting vote to vote in favor of removing the stop sign.

Management Analyst Osborne confirmed that signs notifying residents that the intersection has changed will be posted.

City Manager Dolan advised that a resolution related to this matter is before the Council this evening for consideration.

MOTION: Mayor Pro Tem Aldinger moved to adopt Resolution No. 6072 as written. The motion was seconded by Councilmember Ward and passed by the following roll call vote:

Ayes: Fahey, Ward, Aldinger and Mayor Tell.
Noes: Montgomery.
Abstain: None.
Absent: None.

RESOLUTION NO. 6072

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, AMENDING SECTIONS 20 (ONE WAY STREETS) AND 21 (THROUGH STREETS AND STOP INTERSECTIONS) OF RESOLUTION NO. 2715 (THE TRAFFIC RESOLUTION)

06/1108.15 Uphold the Parking and Public Improvements Commission Recommendation to Approve Initial Recommendations for the Pacific Elementary School Traffic and Parking Study

A member of the audience pulled this item from the Consent Calendar for Council discussion.

The following individuals spoke on this item:

- **Barbara Sills, 1600 Block of Poinsettia Avenue**
- **Mary Hornickel, 1400 Block of Pacific Avenue**
- **Tom Kelly, 1400 Block of Pacific Avenue**

The Council agreed that this item should be set for a public hearing as soon as possible and that a meeting about traffic difficulties in the vicinity of Pacific Elementary School, between interested parties, Council representatives and representatives from Pacific Elementary School and the School Board, should be held at Pacific Elementary School prior to the public hearing.

MOTION: Mayor Pro Tem Aldinger moved that the Parking and Public Improvements Commission's recommendation to approve initial recommendations for the Pacific Elementary School Traffic and Parking Study be set for a public hearing. The motion was seconded by Councilmember Montgomery and passed by the following unanimous roll call vote:

Ayes: Montgomery, Fahey, Ward, Aldinger and Mayor Tell.
Noes: None.
Abstain: None.
Absent: None.

City Manager Dolan advised that this item will be presented for the Council's consideration subsequent to a meeting between representatives from the Council, Pacific Elementary School and the School Board and that neighborhood and Pacific Elementary School parents will be notified of the hearing.

Councilmembers Fahey and Montgomery volunteered to represent the Council at the meeting between interested parties, Pacific Elementary School and the School Board representatives.

06/1108.16 Uphold the Parking and Public Improvements Commission Recommendation to Deny a Request for a Street Light Addition at the 14th Place and Ocean Drive

A member of the audience pulled this item from the Consent Calendar for Council discussion.

The following individuals spoke on this item:

- **Barbara Lee, 14th Place and Ocean Avenue**
- **Paul Lenz, 14th Place and Ocean Avenue**
- **Bob Holmes, 1300 Block of the Strand and Property Owner in the Subject Area**
- **Richard Berry, 1400 Block of the Strand**

Associate Engineer Gil Gamboa advised that the majority of residents living near the subject location who spoke to this item at the Parking and Public Improvements Commission's meeting were concerned about the potential for glare resulting from the proposed light; that a shield over the light would not completely prevent against glare; and that a light at a ground height is not an option that would be provided by Southern California Edison.

City Manager Dolan confirmed that residents were notified of the Council's consideration of this item.

The Council noted the difficulty of overriding the Parking and Public Improvements Commission's recommendation. They extensively reviewed a map showing the addresses of those in favor and those opposed to the proposed light and discussed the safety concerns in the area due to darkness. The Council agreed that, should the proposed light be approved, glare should be minimized as much as possible while providing as much light as possible and that the light should be situated on the pole so as to minimize impact on surrounding residences as much as possible.

Barbara Lee returned to the podium to relate her willingness to agree with the proposed light due to her better understanding of safety issues in the area as a result of the discussion this evening. She asked that the light be shielded as much as possible to prevent against glare.

MOTION: Mayor Pro Tem Aldinger moved to approve the request for a new street light at the intersection of 14th Place and Ocean Drive. The motion was seconded by Councilmember Fahey and passed by the following unanimous roll call vote:

Ayes: Montgomery, Fahey, Ward, Aldinger and Mayor Tell.
Noes: None.
Abstain: None.
Absent: None.

06/1108.18 Consideration of Planning Commission Approval of a Use Permit to Allow the Remodel of an Existing Service Station to Include a Convenience Store With Beer and Wine Sales, at 3633 North Sepulveda Boulevard

A member of the audience pulled this item from the Consent Calendar for Council discussion.

The following individuals spoke on this item:

- **Karol Wahlberg, No Address Provided**
- **Ed Caprielian, 33rd Street**
- **John Amable**

City Attorney Robert Wadden advised, should the Council decide against the Planning Commission's recommendation for approval, a public hearing would be required.

The Council discussed the idea of limiting alcohol sales to 10:00 p.m.

Community Development Director Thompson explained the Planning Commission's recommendation to limit alcohol sales to 12:00 a.m.

After Council discussion, the following motion was made:

MOTION: Councilmember Ward moved to receive and file the decision of the Planning Commission approving the project subject to certain conditions. The motion was seconded by Councilmember Montgomery and passed by the following unanimous roll call vote:

Ayes: Montgomery, Fahey, Ward, Aldinger and Mayor Tell.
Noes: None.
Absent: None.
Abstain: None.

AUDIENCE PARTICIPATION

06/1108.31 Viet Ngo Re Reporting of Child Abuse

Viet Ngo, No Address Provided, spoke with regard to California Law pertaining to the reporting of child abuse.

06/1108.32 Patrick McBride Re Senior Resources Committee

Patrick McBride, 5th Street and Peck Avenue, stressed the need for a Senior Coordinator.

Mayor Tell explained that the City is working very hard to find an individual to fill this position.

06/1108.33 Bob Holmes Re Thanks to Council

Bob Holmes, 1300 Block of the Strand, commended the Councilmembers' for their patience and sense of humor.

06/1108.34 Mayor Pro Tem Aldinger Re Seniors Attending Future Facilities Strategic Plan Meetings

Mayor Pro Tem Aldinger related his hope that a meeting about facilities' needs involving Seniors will be arranged since a great number of Seniors were leaving on a trip when the last meeting took place.

Patrick McBride, 5th Street and Peck Avenue, related his understanding that such a meeting already took place.

Mayor Tell clarified that, because a previous meeting about facilities' needs was scheduled when a great number of Seniors were on a trip, a special meeting to obtain input from Seniors should be arranged.

CITY MANAGER REPORT(S)

06/1108.35 City Manager Dolan Re City Council Volunteers for the City Council Chambers Voting System

City Manager Dolan asked for two Council volunteers to participate on a short-term committee to work with City Clerk Liza Tamura and Information Systems Manager Leilani Emnace to examine new technology for the City Council Chambers.

Council appointed Mayor Pro Tem Aldinger and Councilmember Ward.

06/1108.36 Mayor Tell Re Joint Meeting with Parks and Recreation Commission

Mayor Tell asked the Council to consider rescheduling the upcoming Joint City Council/Parks and Recreation Commission meeting due to the fact that he and Councilmember Fahey have a scheduling conflict.

The Council discussed the scheduling of future Joint City Council/Commission meetings and agreed to re-schedule the Joint City Council/Parks and Recreation Commission meeting to January 9, 2007.

OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS

06/1108.37 Mayor Pro Tem Aldinger Re Low-Income Housing Requirements

Mayor Pro Tem Aldinger related his understanding with regard to updated requirements for the number of low-income housing units that must be added in Manhattan Beach over the next four years.

06/1108.24 Request by Councilmember Aldinger to Discuss the Status of the Mansionization Sub-Committee Efforts

Mayor Pro Tem Aldinger related his understanding that the Council's original direction was that the three work plan items were to be discussed together by the Mansionization Committee. He related his concern over BFA's being considered separately from lot mergers.

Mayor Tell provided detailed information about discussion at the first Mansionization Committee meeting and the goals of the Committee.

City Attorney Wadden advised that it is inappropriate for the Council to discuss specifics about Mansionization Committee issues at this time. However, a status report on the Committee's activities is acceptable.

The Council agreed that the three work plan items to have been discussed by the Mansionization Committee will be considered together by the Planning Commission.

ADJOURNMENT

At 12:15 a.m. the meeting was duly adjourned to the 5:30 p.m. Adjourned Regular Meeting to be followed by the 6:30 p.m. Regular City Council Meeting on Tuesday, November 21, 2006, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

WENDY WEEKS
Recording Secretary

NICHOLAS W. TELL, JR.
Mayor

ATTEST:

LIZA TAMURA
City Clerk