

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
REGULAR MEETING OF
MAY 2, 2006**

The Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 2nd day of May, 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

Jack Hadley, a 5th Grade student from Grand View Elementary School, led the pledge of allegiance.

ROLL CALL

Present: Aldinger, Montgomery, Fahey, Tell and Mayor Ward.
Absent: None.
Clerk: Aliabadi (Acting).

CEREMONIAL CALENDAR

06/0502.1 Recognition of K9 Handler Officer Joe Guzman and K9 Nero on Their Service and on K9 Nero's Retirement

Police Chief Rod Uyeda introduced K9 Handler Officer Joe Guzman and his K9 Arat describing the importance of both positions.

Mayor Ward, on behalf of the Council, presented Police Officer Joe Guzman and Arat with a certificate of commendation and City pin.

06/0502.2 Presentation of Manhattan Beach Youth Recognition Awards

Mayor Ward, on behalf of the Council, presented a certificate of commendation and check for \$3,000 to Victoria Shure as one of the recipients of the Manhattan Beach Youth Recognition Award.

Galo Orquera, the other recipient, was not present for this portion of the Council meeting.

CONSENT CALENDAR

The Consent Calendar (Item Nos.3 through 15), consisting of items under General Consent and Boards and Commissions, was approved by motion of Councilmember Fahey, seconded by Councilmember Montgomery and passed by the following unanimous roll call vote.

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

GENERAL CONSENT

06/0502.3 Approve Minutes of the City Council Adjourned Regular and Regular Meeting of April 18, 2006

The Council approved the subject minutes.

06/0502.4 Authorize the Mayor to Sign a Letter in Opposition to AB 2987, the Digital Infrastructure and Video Competition Act of 2006

The Council approved authorizing the Mayor to sign a letter expressing the City's opposition to AB 2987, the Digital Infrastructure and Video Competition Act of 2006.

06/0502.5 Consideration of the State Budget and Legislative Update

The Council received and filed the April Budget and Legislative Update from Tony Rice, the City's legislative advocate.

06/0502.6 Consideration of Resolutions Approving the Assessment Engineer's Report for the Annual Levy of Street Lighting Assessments for Fiscal Year 2006-2007, Declaration of City Council's Intention to Provide for the Annual Levy and Collection of Assessments for Street Maintenance, and Setting of the Public Hearing for June 6, 2006

The Council adopted Resolution Nos. 6027 and 6028.

RESOLUTION NO. 6027

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, PRELIMINARILY APPROVING THE ENGINEER'S "REPORT" FOR ANNUAL LEVY OF ASSESSMENTS FOR FISCAL YEAR 2006-2007 IN THE MAINTENANCE DISTRICT WITHIN SAID CITY

RESOLUTION NO 6028

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, DECLARING ITS INTENTION TO PROVIDE FOR ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR CERTAIN STREET LIGHTING MAINTENANCE IN AN EXISTING MAINTENANCE DISTRICT, PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON

06/0502.7 Consideration of Financial Reports:

a) Ratification of Demands: April 20, 2006

b) Financial Reports for the Month Ending March 31, 2006

The Council approved with no exception Warrant Register No. 22B in the amount of \$2,940,380.71 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 Financial Reports for the month ending March 31, 2006.

06/0502.8 Disbursement of Progress Payments:

- a) Progress Payment No. 12 in the Net Amount of \$249,214.72 to S.P. Pazargad Engineering Construction, Inc. for the Strand Improvement Project
- b) Final Payment in the Net Amount of \$4,500.00 to Cody Engineering, Inc.; Change Order No. 2 in the Net Amount of \$5,000.00; Formally Accept the 2001-2002 Water Main Replacement/2002-2003 Sewer Main Replacement Project as Complete; and Authorize the Filing of the Appropriate Notice of Completion
- c) Final Payment in the Net Amount of \$70,440.32 to S.P. Pazargad Engineering Construction, Inc.; Formally Accept the El Porto Retaining Wall Project as Complete; and Authorize the Filing of the Appropriate Notice of Completion

The City Council approved the issuance of the subject progress payment, change order and final payments; formerly accepted the 2001-2002 Water Main Replacement/2002-2003 Sewer Main Replacement Project and El Porto Retaining Wall Project as complete, and authorized filing of the appropriate Notices of Completion.

BOARDS AND COMMISSIONS

Cultural Arts Commission

06/0502.9 Consideration of Draft Minutes, Cultural Arts Commission Meeting of April 11, 2006

The Council received and filed the subject draft minutes.

Planning Commission

06/0502.10 Consideration of Action Minutes, Planning Commission Meeting of April 26, 2006

The Council received and filed the action draft minutes.

COMMUNITY ANNOUNCEMENTS

06/0502.16 Wayne Powell Re Community Emergency Response Team

Wayne Powell, Board Member and Community Emergency Response Team (CERT) Member, announced that the next CERT class will start this Saturday and that those interested should call 802-5204.

06/0502.17 Barbara Heacox Re Presentation of Checks to City

Barbara Heacox, representing the Manhattan Beach Properties Owner's Association, presented a check for \$2,000 to Police Chief Rod Uyeda for the purchase of a second K9 and a check for \$1,000 for the Victims Assistance Team. She also presented a check for \$2,000 to Fire Chief Dennis Groat for the Manhattan Beach Fire Department Paramedic Fund.

06/0502.18 Kaye Sherbak Re Earth Day

Kaye Sherbak, 1800 Block of Agnes Road, thanked the City, Community Programs Supervisor Eve Kelso, and the Parks and Recreation and Public Works Departments for their help in cosponsoring the recent Earth Day event.

06/0502.19 Mayor Ward Re Commendations

Mayor Ward shared commendations that were presented to the City from Los Angeles County Supervisor Don Knabe and Assemblyman Ted Lieu for cosponsoring Earth Day in Manhattan Beach.

06/0502.20 Management Analyst Lindy Coe-Juell Re Workshop

Management Analyst Lindy Coe-Juell announced that the Los Angeles County Department of Public Works, along with the cities of Manhattan Beach, Hermosa Beach and Redondo Beach, will be sponsoring a free restaurant “best management practices” workshop in the Hermosa Beach City Council Chamber on Tuesday, May 16, 2006 from 2:00 p.m. to 4:00 p.m.

06/0502.21 City Attorney Wadden Re Utility Undergrounding Lawsuit

City Attorney Robert Wadden relayed that the City had reached an agreement with the plaintiffs of the Utility Undergrounding lawsuit to waive their appeal rights, terminating the case completely, and therefore, Districts 2 and 6 will move forward.

06/0502.22 Councilmember Fahey Re the Utility Undergrounding Fact Booklet

Councilmember Fahey announced that the Utility Undergrounding Fact Booklet will be going out within the next week or so and conveyed that she and Mayor Pro Tem Tell are available to come into people’s homes to talk about Utility Undergrounding, clear up misinformation, answer questions and make sure that residents are fully advised of the facts and status of Undergrounding.

06/0502.23 Councilmember Aldinger Re Cinco de Mayo Celebration

Councilmember Aldinger announced that the Sister City organizations from Manhattan Beach, Hermosa Beach and Redondo Beach are going to have a Cinco De Mayo celebration at Sangria restaurant in Hermosa Beach on May 6 and that the charge is \$25 per person.

06/0502.24 Mayor Ward Re Organ Donation Event

Mayor Ward spoke of the Southern California Donate Life Network event that he participated in over the weekend and their hope of raising awareness of organ donation. He encouraged the public to look into organ donation and to visit the www.onelegacy.org web site.

06/0502.25 Karol Wahlberg Re Tree Preservation Committee

Karol Wahlberg, No Address Provided, announced that anyone interested in joining the Tree Preservation Committee should attend the meeting this Friday, May 5, 2006, at the Botanical Gardens.

06/0502.26 Gary Wayland Re Renovation of Gymnasium

Gary Wayland, Manhattan Beach Athletic Foundation, announced that the Foundation has raised \$200,000 for the renovation of the Fisher Gymnasium at Mira Costa High School.

GENERAL BUSINESS

06/0502.11 Presentation of the Leadership 2006 Class Project

Brian Aubol, representing the Leadership Manhattan Beach Class of 2006, reviewed the purpose of the Class and a few of the past projects from other Leadership Classes. He announced that the Leadership Class of 2006 will be donating a state-of-the-art digital projector to the Manhattan Beach Library and explained that because they exceeded their expectations by raising over \$7,000, they were able to add a surround sound system, extra light bulb and portable projector screen. He concluded by pointing out that he has learned more about the City of Manhattan Beach in the past nine months than in the previous 22 years as a resident; thanked the Council for their support of the Leadership program; and presented a check in the amount of \$7,600 to **Manhattan Beach Librarian Cindy Roth**, who thanked the Class for their gift and assured them that it would be put to good use.

Mayor Ward asked each Leadership Class member to introduce themselves and thanked each of them on behalf of the City.

Jane Euler, President of the Board of Leadership Manhattan Beach, thanked the Mayor and Council for allowing them to present the project and announced the recruitment for the Class of 2007. She announced that the Class will hold a wine tasting event on Thursday, May 4, 2006 from 5:30 p.m. to 7:30 p.m. at the Second City Bistro in El Segundo and encouraged interested parties to visit their web site at leadershipmb.org or call them at 376-1318.

Mayor Ward received and filed the report and hearing no objections, it was so ordered.

THE FOLLOWING ITEM WAS TAKEN OUT OF ORDER

06/0502.2 Presentation of Manhattan Beach Youth Recognition Awards

Upon the arrival of Galo Orquera, Mayor Ward, on behalf of the Council, presented a certificate of commendation and check for \$3,000 to him as the other recipient of the Manhattan Beach Youth Recognition Award.

06/0502.12 Select Members for City's Boards and Commissions:

- a) Planning Commission: Seat Nos. 1 and 2
- b) Parking and Public Improvements: Seat 2
- c) Library Commission: Seat 5
- d) Parks and Recreation Commission: Seat 7 (Student)

Library Commission (Seat No. 5)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Fahey	Bean	Gembica, Bean	Bean
Tell	Gembica	Gembica, Bean	Gembica
Aldinger	Sellers	Sellers, Gembica	Gembica
Montgomery	None further	Sellers, Bean	Bean
Ward	None further	Gembica, Bean	Gembica

Councilmember Aldinger moved to unanimously appoint Virginia Burns-Gembica to the Library Commission Seat No. 5. The motion was seconded by Councilmember Montgomery and passed by the following unanimous roll call vote:

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

Planning Commission (Seat No. 1)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Tell	Fasola	Jones, Cohen	Cohen
Aldinger	Powell	Powell, Cohen	Cohen
Montgomery	Cohen	Cohen, Jones	Cohen
Ward	Jones	Powell, Jones	Powell
Fahey	None further	Powell, Cohen	Cohen

Councilmember Aldinger moved to unanimously appoint Portia Cohen to the Planning Commission Seat No. 1. The motion was seconded by Councilmember Fahey and passed by the following unanimous roll call vote:

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

Planning Commission (Seat No. 2)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Ward	Savikas	Powell, Savikas	Powell
Fahey	Fasola	Fasola, Powell	Powell
Tell	None further	Powell, Savikas	Savikas
Aldinger	Powell	Powell, None further	Powell
Montgomery	None further	Fasola, Savikas	Powell

Councilmember Fahey moved to unanimously appoint Wayne Powell to the Planning Commission Seat No. 2. The motion was seconded by Councilmember Aldinger and passed by the following unanimous roll call vote:

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

Parking and Public Improvements Commission (Seat No. 2)

Council held a brief discussion regarding the qualifications for the “Business Community” Seat on the PPIC and concurred to continue the discussion at the upcoming Work Plan Meeting.

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Tell	Silverman	Silverman, Paralusz	Paralusz
Aldinger	Paralusz	Paralusz, Silverman	Paralusz
Montgomery	Pedersen	Pedersen, Donahue	Donahue
Ward	Pedersen	Donahue, Paralusz	Donahue
Fahey	None further	Paralusz, Donahue	Paralusz

Councilmember Aldinger moved to unanimously appoint Kathleen Paralusz to the Parking and Public Improvements Commission Seat No. 2. The motion was seconded by Councilmember Montgomery and passed by the following unanimous roll call vote:

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

The Council concurred to declare vacant the Parking and Public Improvements Commission Seat No. 5 and Parks and Recreation Commission Seat Nos. 4 and 5 and post a notice of vacancy.

Parks and Recreation Commission (Seat No. 7)

MOTION: Councilmember Fahey moved to appoint Alex Rachmiel, the Manhattan Beach Unified School District nominee, as the Mira Costa Student Nominee for Seat No.7 of the Parks and Recreation Commission. The motion was seconded by Councilmember Aldinger and passed by the following unanimous roll call vote:

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

06/0502.13 Consideration of an Update on the Manhattan Beach Unified School District's Task Force on Substance Abuse Prevention and Education

Manhattan Beach Unified School District (MBUSD) Superintendent Dr. Gwen Gross thanked Council and City staff for their support of the School District's Task Force on Substance Abuse Prevention and Education and introduced **Helen Codron**, a parent of two students in the MBUSD.

Ms. Codron spoke of parents and students alike not knowing where to turn for help during a crisis.

Student Intervention Advisor at Mira Costa High School Dr. Rocky Wilson (whose position is funded through a grant from the Manhattan Beach Education Foundation) emphasized the significant difference that the Drug Task Force has made in less than one year. He reported on the new atmosphere on campus that has made kids think twice about flagrant use of drugs at the school site; reviewed the activities during the past year to garner community support; congratulated the PACE students who attended the Honda Classic Golf Tournament and were interviewed for Japanese TV; and thanked Police School Resource Officer Stephanie Martin and Police Chief Rod Uyeda.

Mira Costa High School Junior Xan Saks explained the purpose of the Friendship Circle Club and recalled that the biggest impact on him during his time at Hermosa Valley School was the day the PACE program brought in three students from Redondo Union and Mira Costa High Schools to talk to the kids about drugs.

Gary Wayland, representing the Manhattan Beach Athletic Foundation, commended **Dr. Wilson** and thanked the Manhattan Beach Education Foundation for funding its first year. He explained the basis of the volunteer student athletic drug-testing program, noting that it gives as many students as possible the opportunity to say no to drugs because they may be tested the next day. He concluded by thanking another partner in the program, Beach Cities Health District (BCHD), and introduced **BCHD Executive Director Susan Burden**.

BCHD Executive Director Burden commended the bright, talented young people in the community, the School District Administrators, as well as the City Manager and Chief of Police, for their positive attitudes. She explained that over the next year the BCHD plans to meet with parents of 8th grade middle school students to prepare them to answer questions, know how to get help and try to sign up as many families as possible for the Safe Place Program.

MBUSD Superintendent Dr. Gross reviewed the National Law Enforcement Corrections Technology Center's assessment of Mira Costa High School adding that out of the 300 schools recently assessed, Mira Costa High School was said to have the best "feel" and most professional learning environment they had seen in a long time. In response to questions from the Ad Hoc Committee meeting, **Dr. Gross** explained ways the City could help in the future and reported that the recent assessment will be available in about a month. She acknowledged Councilmembers Fahey and Tell for their active participation with the core team and concluded by stating that the MBUSD appreciates the opportunity to give this presentation and answer any questions.

There was no public input on this item.

Mayor Ward thanked the MBUSD for promoting a healthy lifestyle and received and filed the subject report. Hearing no objections, it was so ordered.

06/0502.14 Update of the City Council Work Plan Item Regarding Traffic and Bicycle Safety Awareness

Police Chief Rod Uyeda addressed Council with a PowerPoint presentation regarding traffic and bicycle safety awareness which included information on: increased traffic awareness; designation of the city's two Patrol Lieutenants as Service Area Commanders; rejuvenation of the "Area Traffic Officer" Program; issuing of warning citations; enhanced radar enforcement; increase in enforcement checkpoints, involvement of citizen volunteers, radar and message board deployment, and addressing the failure to curb wheels of parked cars on steep hills. Police Chief Uyeda also reviewed the events of a recent "Bicycle Rodeo" held at Grandview Elementary School; the development of an educational pamphlet; safety awareness on the Strand; and pedestrian safety awareness.

In response to questions from the Council, Chief Uyeda explained that while skateboarding on steep streets is not illegal, he would like to implement an educational program for kids to learn about the safety hazards of such behaviors; that he will enforce the laws regarding bicyclists and skateboarders that do not stop at stop signs; that anyone using a motorized scooter must have a valid driver's license; and that he doesn't see any potential danger in using volunteers in traffic enforcement because they would be sitting in a safe spot, perhaps using a radar gun to check traffic.

In response to a question from Councilmember Fahey regarding the ability of Council to make certain dangerous uses of skateboards illegal, City Attorney Robert Wadden stated that it may be possible and he would look into it and provide further information at the Work Plan meeting.

City Manager Geoff Dolan thanked and commended Police Chief Uyeda for taking a fresh look at these challenging problems, noting that he will continue looking at the allocation of resources in the department.

There was no public comment on this item.

Councilmember Aldinger also commended Police Chief Uyeda; remarked that bringing back the "Area Traffic Officer" Program would be helpful; and that getting volunteers from the community involved in traffic enforcement would also be beneficial.

06/0502.15 Review and Discussion of Public Tree and Sidewalk Policies

City Manager Geoff Dolan explained that in a first attempt at a general discussion on this issue, staff is not looking for a formal decision or direction from Council this evening; they simply hope to reaffirm current practices and defer decisions with regard to funding to the Work Plan meeting.

Maintenance Superintendent Juan Price addressed Council with a PowerPoint presentation regarding the City's current and proposed policies; the difference between parkway trees and right-of-way trees; whether or not the City should protect non-nuisance right-of-way trees; the current responsibility of property owners for maintenance of trees and sidewalks; and the process followed when they do not take care of their trees. He reviewed how nuisance trees are handled and explained that staff is looking for Council support for a one-year catch-up program which would include a comprehensive tree and sidewalk maintenance program and the possible formation of assessment districts which would allow the City to maintain the sidewalks as well as the liability of the sidewalks.

In response to Mayor Pro Tem Tell's inquiry as to whether other cities hold property owners responsible for tree trimming and sidewalk problems, City Attorney Robert Wadden stated that there is case law in making the property owner liable and other cities in the state do require property owners to be responsible.

In response to questions from Council, Maintenance Superintendent Price explained how the catch up program would be handled by contract staff and that once a policy is developed, mitigation measures could be implemented to prevent the problems from returning again in five to seven years.

City Manager Dolan reviewed the issues at hand, including a request for Council to acknowledge staff's method of handling development and street tree issues, as well as ongoing maintenance and repairs, which could possibly take away funding from another project. He cautioned that implementation of the catch up program could preclude residents from voting favorably for an assessment district and asked for Council's direction regarding where they would like to go from here.

City Attorney Wadden explained that the City is named as a defendant in several trip-and-fall law suits each year and, while they cannot be dismissed to avoid paying defense costs, the City does file a cross-complaint against the property owners.

The following individuals spoke on this item:

- **Diane Saunders, Palm Avenue**
- **Patrick McBride, 5th Street and Peck Avenue**

Recommending further discussion regarding the possibility of formation of assessment districts, Councilmember Aldinger expressed support of the staff's recommendations regarding nuisance trees and protecting established trees from development activities. He said the City will need to decide who will pay for the repairs and upkeep and whether to keep the mature trees or spend the money to block the roots, without which the problem would occur every 5-7 years.

Mayor Pro Tem Tell emphasized that the fact that property owners are responsible for the trees is inappropriate; questioned what happens if the trees aren't a nuisance today but may be tomorrow; acknowledged the need to determine how to shift the liability to the City and figure out ways to protect trees while ensuring that the sidewalks aren't constantly damaged; and suggested further discussion take place during the upcoming Work Planning meeting.

Councilmember Fahey voiced her concern that the proposed solutions put residents in the situation where they are paying for a temporary fix and noted the importance of finding a more permanent solution and determining how to pay for it.

Councilmember Montgomery agreed with staff's recommendation for the preservation of healthy trees, for a stop-gap measure regarding nuisance trees and recommended that Council discuss the idea of assessment districts at a later date.

Mayor Ward concurred with Council noting that this is a great step toward the overall maintenance of sidewalks and nuisance trees and agreed that the City needs to determine a fair assessment for all areas. He was not in favor of the grinding of sidewalks, however, and suggested that alternatives be discussed at the Work Plan meeting.

In response to Public Works Director Neil Miller's request for Council confirmation that staff would be allowed to remove and replace the tree deemed a nuisance at 3600 Palm, Council concurred that it could be removed. However, after additional discussion with the property owner, some unique facts were brought up which prompted City Manager Dolan to explain that each instance may have issues that require a negotiated solution that works for the homeowner and the City and the expense is often shared.

City Manager Dolan thanked Council for their direction.

ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

AUDIENCE PARTICIPATION

06/0502.27 Patrick McBride Re Utility Undergrounding

Patrick McBride, 5th Street & Peck Avenue, handed out a portion of the Utility Undergrounding Engineer's Report to the Council and pointed out sections that he believes contradict the law.

06/0502.28 Sharon Bush Re Utility Undergrounding

Referring to the draft Fact Booklet, **Sharon Bush, No Address Provided**, pointed out costs associated with Utility Undergrounding that are not included in the material and questioned the estimated assessment range figures.

06/0502.29 Robert Bush Re Utility Undergrounding

Robert Bush, No Address Provided, spoke of the lawsuit, the petition process and referred to Utility Undergrounding as a profitable business for the City, Southern California Edison, Verizon and Cable TV.

06/0502.30 Viet Ngo Re Alleged Council Misconduct

Viet Ngo, No Address Provided, spoke of an individual in another City who pled guilty to the misuse of public funds; of his complaint filed with the Department of Justice regarding the City's alleged misuse of public funds; of the future trial of a Manhattan Beach School Board official; and of a Press Release issued by City Attorney Wadden.

06/0502.31 Dennis Fitzgerald Re Utility Undergrounding

Dennis Fitzgerald, No Address Provided, inquired about his previous request to be placed in Utility Undergrounding Assessment District 7.

Council held discussion regarding Mr. Fitzgerald's request and ultimately decided that a meeting be set up with Councilmember Fahey, Civil Engineer Stephanie Katsouleas and himself to discuss the situation.

06/0502.32 Paul Gross Re Strand Improvements

Paul Gross, No Address Provided, commented on how wonderful the Strand Improvement Project is coming along and that the Council may want to inform the public of the progress.

06/0502.33 Bill Griffin Re Utility Undergrounding

Bill Griffin, No Address Provided, expressed his continuing concern regarding the process by which the latest Utility Undergrounding was approved and that there is an underlying uncomfortable "feeling" about it.

CITY MANAGER REPORT(S)

None.

OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS

06/0502.34 Councilmember Montgomery Re Independent Cities Association

Councilmember Montgomery spoke about his recent trip to attend the Independent Cities Association (ICA) Legislator’s Education Day in Sacramento.

06/0502.35 Mayor Ward Re Utility Undergrounding

Mayor Ward inquired as to whether a meeting should be scheduled to contend with the petition received by the City to dissolve Underground Utility Assessment District 10 and the general miscommunication regarding Utility Undergrounding.

Council held a brief discussion and determined that it is important to first distribute the Fact Booklet, meet with the community to answer their questions, and then conduct a survey to assess the community’s wish whether or not to proceed based on the current costs.

ADJOURNMENT

At 10:10 p.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, May 16, 2006, in said City.

MERNA MARSHALL
Recording Secretary

MITCH WARD
Mayor

ATTEST:

TERRI ALIABADI
Acting City Clerk

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
ADJOURNED REGULAR MEETING
MAY 2, 2006**

The Adjourned Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 2nd day of May, 2006, at the hour of 6:01 p.m., in the City Council Chambers of City Hall, at 1400 Highland Avenue, in said City.

ROLL CALL

Present: Aldinger, Montgomery, Fahey, Tell and Mayor Ward
Absent: None.
Clerk: Wadden (Acting).

CLOSED SESSION

The Council recessed into Closed Session at 6:01 p.m. and moved to open session at 6:22 p.m.

ADJOURNMENT

The meeting was duly adjourned at 6:22 p.m.

ROBERT V. WADDEN, JR.
Recording Secretary

MITCH WARD
Mayor

ATTEST:

TERRI ALIABADI
Acting City Clerk