

## City Council Regular Meeting

**Regular Meeting**  
**Tuesday, October 20, 2015**  
**6:00 PM**  
**City Council Chambers**



***Mayor Mark Burton***  
***Mayor Pro Tem Tony D'Errico***  
***Councilmember David Lesser***  
***Councilmember Amy Howorth***  
***Councilmember Wayne Powell***

### Executive Team

Mark Danaj, City Manager  
Quinn Barrow, City Attorney

Robert Espinosa, Fire Chief  
Teresia Zadroga-Haase, Human Resources Director  
Eve R. Irvine, Police Chief  
Mark Leyman, Parks & Recreation Director  
Bruce Moe, Finance Director

Nadine Nader, Assistant City Manager  
Tony Olmos, Public Works Director  
Liza Tamura, City Clerk  
Marisa Lundstedt, Community  
Development Director

### **MISSION STATEMENT:**

**The City of Manhattan Beach is dedicated to providing exemplary municipal services, preserving our small beach town character and enhancing the quality of life for our residents, businesses and visitors.**

**MANHATTAN BEACH'S CITY COUNCIL WELCOMES YOU!**

*Your presence and participation contribute to good city government.*

*By your presence in the City Council Chambers, you are participating in the process of representative government. To encourage that participation, this agenda provides an early opportunity for public comments under "Public Comments," at which time speakers may comment on any item of interest to the public that is within the subject matter jurisdiction of the City Council, including items on the agenda. In addition, speakers may comment during any public hearing after the public hearing on that item has been opened.*

*Copies of staff reports or other written documentation relating to each item of business referred to on this agenda are available for review on the City's website at [www.citymb.info](http://www.citymb.info), the Police Department located at 420 15th Street, and are also on file in the Office of the City Clerk for public inspection. Any person who has any question concerning any agenda item may call the City Clerk's office at (310) 802 5056.*

*In compliance with the Americans With Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Office of the City Clerk at (310) 802 5056 (voice) or (310) 546 3501 (TDD). Notification 36 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to this meeting. The City also provides closed captioning of all its Regular City Council Meetings for the hearing impaired.*

**BELOW ARE THE AGENDA ITEMS TO BE CONSIDERED. THE RECOMMENDED COUNCIL ACTION IS LISTED IMMEDIATELY AFTER THE TITLE OF EACH ITEM IN BOLD CAPITAL LETTERS.****A. PLEDGE TO THE FLAG****B. ROLL CALL****C. CEREMONIAL CALENDAR**

1. Presentation of a Plaque in Recognition of Councilmember Amy Howorth as an Honoree of the 12 Remarkable Women for the National Women's Political Caucus Los Angeles Westside Calendar. [15-0456](#)  
**PRESENT**
2. Presentation of a Proclamation to the Manhattan Beach Rotary Club Declaring October 23, 2015 as "World Polio Day." [15-0465](#)  
**PRESENT**
3. Presentation of a Certificate of Recognition to the Manhattan Beach Rotary Club for Leading the Efforts to Raise \$1 Million to Advance Clean Water, Sanitation and Hygiene (WASH) to Over 25,000 People in Niger, Western Africa. [15-0471](#)  
**PRESENT**

**D. CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING**

*I, Liza Tamura, City Clerk of the City of Manhattan Beach, California, state under penalty of perjury that this notice/agenda was posted on Wednesday, October 14, 2015, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.*

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

*By motion of the City Council this is the time to notify the public of any changes to the agenda and/or rearrange the order of the agenda.*

**F. CITY COUNCIL AND COMMUNITY ORGANIZATION ANNOUNCEMENTS OF UPCOMING EVENTS (1 MINUTE PER PERSON)**

*City Councilmembers and community organization representatives may inform the public about upcoming events.*

**G. CITY MANAGER REPORT**

- Labor Negotiations Update

**H. CITY ATTORNEY REPORT****I. MAYOR'S REPORT ON MEETING MANAGEMENT****J. PUBLIC COMMENTS (2 MINUTES PER PERSON FOR ONE ITEM, A MAXIMUM OF 5 MINUTES IF A SPEAKER WANTS TO COMMENT ON MORE THAN ONE ITEM)**

*THIS IS YOUR OPPORTUNITY TO COMMENT ON ANY ITEM ON THE AGENDA THAT IS NOT A PUBLIC HEARING, AS WELL AS ANY ITEM OF INTEREST TO THE PUBLIC THAT IS WITHIN THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL. The Mayor may determine whether an item is within the subject matter jurisdiction of the City Council. While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the Agenda. Please complete the "Request to Address the City Council" card by filling out your name, city of residence, the item(s) you would like to offer public comment, and returning it to the City Clerk.*

**K. PLANNING COMMISSION QUASI-JUDICIAL DECISIONS (RECEIVE AND FILE)**

*This is an opportunity for a Councilmember to submit a written request that the City Council review the Planning Commission decision, in which case a duly noticed public hearing on the matter will be scheduled for a later date. In the absence of a written request, the matter will be received and filed by order of the chair.*

*The Planning Commission recently took action on the following matter(s):*

- None

**L. CONSENT CALENDAR (APPROVE)**

*Items on the "Consent Calendar" are routine and customary business items and will be enacted with one vote. Removal of items from the Consent Calendar for individual consideration will be at a City Councilmember's discretion. In such case, the item will be heard during general business.*

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4. Adopt Ordinance No. 15-0019: Regulation of Smoking in Multi-Unit Housing in Manhattan Beach (Continued from the October 6, 2015 City Council Meeting) (Public Works Director Olmos). [ORD 15-0019](#)  
**ADOPT ORDINANCE NO. 15-0019 AND APPROPRIATE FUNDS**  
**Attachments:** [Ordinance No. 15-0019](#)
5. Consideration of a Renewal of a Fire Department Equipment/Apparatus Loan Agreement with the Cities of El Segundo, Hermosa Beach, Redondo Beach and Manhattan Beach (Fire Chief Espinosa). [15-0339](#)  
**APPROVE**  
**Attachments:** [Apparatus Equipment Loan Agreement](#)
6. Request from the Parks and Recreation Commission to Discuss the Salute to the Troops Event and Community Sunscreen Lotion Dispensers (Parks and Recreation Director Leyman). [15-0462](#)  
**APPROVE**  
**Attachments:** [Request to Discuss Salute Sunscreen Memo](#)
7. Financial Reports: [15-0397](#)  
a) Schedule of Demands: September 24, 2015  
b) Investment Portfolio for the Month Ending August 31, 2015  
c) Financial Reports for the Month Ending August 31, 2015  
(Finance Director Moe).  
**ACCEPT REPORTS AND DEMANDS**  
**Attachments:** [Schedule of Demands for September 24, 2015](#)  
[Investment Portfolio for the Month Ending August 31, 2015](#)  
[Financial Reports for the Month Ending August 31, 2015](#)
8. Minutes: [15-0026](#)  
The minutes of the City Council Regular Meeting of October 6, 2015 are being continued to the November 3, 2015 City Council Regular Meeting (City Clerk Tamura).  
**CONTINUED**

**M. PUBLIC HEARINGS (2 MINUTES PER PERSON)****N. OLD BUSINESS**

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9. Presentation of a Preliminary Wayfinding Signage Master Plan (Continued from the October 6, 2015 City Council Meeting) (Public Works Director Olmos). [15-0373](#)  
**RECEIVE REPORT AND PROVIDE DIRECTION**  
**Attachments:** [Powerpoint Presentation](#)  
[Open City Hall Survey - Initial Survey](#)  
[Open City Hall Survey - Design Option Selection](#)
10. Downtown Specific Plan Project Update (Community Development Director Lundstedt). [15-0425](#)  
**DISCUSS AND PROVIDE DIRECTION**  
**Attachments:** [Downtown Specific Plan Update Memo](#)  
[Open City Hall Survey Results](#)  
[Workshop #1 Summary](#)  
[Public Outreach Collateral](#)  
[PowerPoint Presentation](#)
11. Strand Stairs Rehabilitation Project Design Overview (Public Works Director Olmos). [15-0428](#)  
**RECEIVE REPORT AND PROVIDE DIRECTION**  
**Attachments:** [Project Design Presentation](#)
12. Introduce Ordinance No. 15-0020 to Institute a Tobacco Retail Licensing Program in Manhattan Beach (Public Works Director Olmos). [ORD 15-0020](#)  
**WAIVE FURTHER READING AND INTRODUCE ORDINANCE NO. 15-0020**  
**Attachments:** [Ordinance No. 15-0020](#)  
[LA County Youth Purchase Survey Results](#)  
[Tobacco Retailer Map](#)  
[Opposition Letters to the Tobacco Retail License Ordinance](#)

## O. NEW BUSINESS

## P. CITY COUNCIL REPORTS, OTHER COUNCIL BUSINESS, AND COMMITTEE AND TRAVEL REPORTS

## Q. FORECAST AGENDA AND FUTURE DISCUSSION ITEMS

13. Agenda Forecast (City Clerk Tamura). [15-0472](#)  
**DISCUSS AND PROVIDE DIRECTION**  
**Attachments:** [Agenda Forecast October 14, 2015](#)

**R. INFORMATIONAL ITEMS**

*This section is for items that do not require City Council action.*

**S. CLOSED SESSION****1. CONFERENCE WITH LEGAL COUNSEL (EXISTING LITIGATION)**

**(Government Code Section 54956.9 (a))**

**Armato v. City of Manhattan Beach LASC Case No. BS142266**

On July 21, 2015, the Los Angeles Superior Court upheld the City Council's approval of a Coastal Development Permit ("CDP") for a single family residence at 301/303 25th Street, ruling that the decision was supported by substantial evidence. Specifically, the Court ruled that City staff was correct in concluding that the residence is only three stories high; staff correctly calculated the maximum height of the project; and former Councilmember Montgomery did not display any impermissible bias and thus there was no denial of due process. The court also ruled that the revision to the project to convert crawl space into storage space required a hearing or an appeal process, and thus issued a writ to overturn the approval of such conversion.

**2. PUBLIC EMPLOYEE ANNUAL PERFORMANCE EVALUATION**

**(Government Code Section 54957)**

**Title: City Manager**

**3. PUBLIC EMPLOYEE ANNUAL PERFORMANCE EVALUATION**

**(Government Code Section 54957)**

**Title: City Attorney**

**T. ADJOURNMENT**

## U. FUTURE MEETINGS

### CITY COUNCIL MEETINGS

Nov. 3, 2015 – Tuesday -- 6:00 PM - City Council Meeting  
Nov. 4, 2015 - Wednesday - 8:00 AM - City Council Strategic Plan Retreat  
Nov. 16, 2015 - Monday - 9 AM - 10:30 AM & 3:30 PM - 5 PM City Council Meeting  
Nov. 17, 2015 – Tuesday -- 6:00 PM - City Council Meeting  
Nov. 19, 2015 - Thursday - 6:00 PM - Joint City Council Meeting/Planning Commission  
Dec. 1, 2015 – Tuesday -- 6:00 PM - City Council Meeting  
Dec. 15, 2015 – Tuesday -- 6:00 PM - City Council Meeting  
Jan. 5, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
Jan. 19, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
Feb. 2, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
Feb. 16, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
March 1, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
March 15, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
April 5, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
April 19, 2016 – Tuesday -- 6:00 PM - City Council Meeting/Reorganization  
May 3, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
May 5, 2016 – Tuesday -- Time TBD - Budget Study Session #1  
May 10, 2016 – Tuesday -- Time TBD - Budget Study Session #2  
May 12, 2016 – Tuesday -- Time TBD - Budget Study Session #3  
May 17, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
May 19, 2016 – Tuesday -- Time TBD - Budget Study Session #4  
June 7, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
June 21, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
July 5, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
July 19, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
Aug. 2, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
Aug. 16, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
Sep. 6, 2016 – Tuesday -- 6:00 PM - City Council Meeting  
Sep. 20, 2016 – Tuesday -- 6:00 PM - City Council Meeting

### BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

Oct. 22, 2015 – Thursday – 6:30 PM - Parking & Public Improvements Commission Meeting - CANCELLED  
Oct. 26, 2015 – Monday – 6:30 PM – Parks and Recreation Commission Meeting  
Oct. 28, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting  
Nov. 9, 2015 – Monday – 6:30 PM – Library Commission Meeting  
Nov. 10, 2015 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting  
Nov. 11, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting  
Nov. 23, 2015 – Monday – 6:30 PM – Parks and Recreation Commission Meeting  
Nov. 25, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting  
Nov. 26, 2015 – Thursday – 6:30 PM - Parking & Public Improvements Commission Meeting - CANCELLED  
Dec. 8, 2015 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting  
Dec. 9, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting  
Dec. 14, 2015 – Monday – 6:30 PM – Library Commission Meeting  
Dec. 23, 2015 – Wednesday – 6:30 PM – Planning Commission Meeting  
Dec. 24, 2015 – Thursday – 6:30 PM - Parking & Public Improvements Commission Meeting  
Dec. 28, 2015 – Monday – 6:30 PM – Parks and Recreation Commission Meeting

## V. CITY HOLIDAYS

### **CITY OFFICES CLOSED ON THE FOLLOWING DAYS:**

*Nov. 11, 2015 – Wednesday – Veterans Day*

*Nov. 26-27, 2015 – Thursday & Friday – Thanksgiving Holiday*

*Dec. 25, 2015 – Friday – Christmas Day*

*Jan. 1, 2016 – Friday – New Years Day*

*Jan. 18, 2016 – Monday – Martin Luther King Day*

*May 30, 2016 – Monday – Memorial Day*

*Jul. 4, 2016 - Monday - Independence Day*

*Sep. 5, 2016 - Monday - Labor Day*