

City Council Regular Meeting

Regular Meeting

Tuesday, December 15, 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, 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****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, December 9, 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

H. CITY ATTORNEY REPORT

I. 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 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.

J. 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 a 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

K. 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.

1. Second Reading of Ordinance No. 15-0037 Prohibiting Delivery of Medical Marijuana and Mobile Marijuana Dispensaries in the City (City Attorney Barrow). [ORD 15-0037](#)
ADOPT ORDINANCE NO. 15-0037
Attachments: [Ordinance No. 15-0037](#)

2. Resolution No. 15-0062 Establishing Fees for the Tobacco Retail Permit (Public Works Director Olmos) [RES 15-0062](#)
ADOPT RESOLUTION NO. 15-0062
Attachments: [Resolution No. 15-0062](#)
[Tobacco Retail Permit Fee Summary](#)

3. Award of Bid to Ford of Orange for Two Budgeted Replacement Patrol Utility Interceptors (\$64,413.37) and to DCH Gardena Honda for a Honda Accord Sedan (\$32,650.98) for the Police Department (Finance Director Moe). [15-0521](#)
APPROVE
Attachments: [Bid #1054-16 Comparison for Ford Vehicles \(2\) & sedan](#)

4. Financial Report: [15-0460](#)

- a) Schedule of Demands: November 12, 2015
- b) Investment Portfolio for the Month Ending October 31, 2015
- c) Month End Report for October 31, 2015
(Finance Director Moe).

ACCEPT REPORT AND DEMANDS

Attachments: [Schedule of Demands for November 12, 2015](#)
[Investment Portfolio for Month Ending October 31, 2015](#)
[Month End Report for October 31, 2015](#)

5. City Council Minutes: [15-0547](#)

This Item Contains Action Minutes of the Following City Council Meeting Presented for Approval:

- a.) City Council Strategic Planning Retreat Meeting Minutes of November 4, 2015 (**Continued from the December 1, 2015, City Council Regular Meeting**).
- b.) Joint City Council/Planning Commission Meeting (Mobility Plan) Minutes of November 19, 2015.
- c.) City Council Adjourned Regular Meeting Closed Session Minutes of November 23, 2015.
- d.) City Council Strategic Planning Retreat Follow Up Meeting Minutes of November 30, 2015.
- e.) City Council Regular Meeting Minutes of December 1, 2015 (City Clerk Tamura).

APPROVE

Attachments: [City Council Strategic Planning Retreat Meeting Minutes of November 4, 2015](#)
[Joint City Council/Planning Commission Meeting \(Mobility Plan\) Minutes of November 19, 2015](#)
[City Council Adjourned Regular Meeting Closed Session Minutes of November 23, 2015](#)
[City Council Strategic Planning Retreat Follow Up Meeting Minutes of November 30, 2015](#)
[City Council Regular Meeting Minutes of December 1, 2015](#)

L. PUBLIC HEARINGS (2 MINUTES PER PERSON)

6. Council Review of Planning Commission's Decision to : (1) Approve Issuance of Two Coastal Development Permits No. CA 15-05 (VTPM 73511) and CA 15-06 (VTPM 73086) and (2) Approve Subdivision Maps for the Demolition of a Duplex and Construction of Two Three-Story Residential Condominium Units on Each of the Two Lots, for a Total of Four New Condominium Units at 2616 and 2620 Alma Avenue (Community Development Director Lundstedt). [RES 15-0063](#)
- CONDUCT HEARING, DISCUSS AND ADOPT RESOLUTION NO. 15-0063 AND RESOLUTION NO. 15-0070 APPROVING THE PROJECTS**

Attachments: [Resolution No. 15-0063](#)
[Resolution No. 15-0070](#)
[Planning Commission Staff Report and Attachments- October 14, 2015](#)
[Late Planning Commission input- Email received on October 14, 2015](#)
[Planning Commission Final Minutes October 14, 2015](#)
[Email attachment from resident dated- December 7, 2015](#)
[Powerpoint Presentation](#)

M. OLD BUSINESS

7. Update of El Porto Beach Traffic Circulation Study (Community Development Director Lunstedt). [15-0530](#)
- RECEIVE AND FILE**

Attachments: [El Porto Traffic Counts-Summer Comparison](#)

N. NEW BUSINESS

8. Memoranda of Understanding with the Manhattan Beach Police Management Association and the Manhattan Beach Police Officers' Association [RES 15-0067](#)
- APPROVE, ADOPT RESOLUTION NO. 15-0067**

Attachments: [Fiscal Implications Breakdown by Fiscal Year](#)
[Manhattan Beach Police Management Association Memorandum of Understand](#)
[Manhattan Beach Police Management Association Memorandum of Understand](#)
[Manhattan Beach Police Officers' Association Memorandum of Understanding \(](#)
[Manhattan Beach Police Officers' Association Memorandum of Understanding \(](#)
[Resolution No. 15-0067](#)

O. CITY COUNCIL REPORTS, OTHER COUNCIL BUSINESS, AND COMMITTEE AND TRAVEL REPORTS

P. FORECAST AGENDA AND FUTURE DISCUSSION ITEMS

9. Agenda Forecast (City Clerk Tamura). [15-0548](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [Agenda Forecast December 9, 2015](#)

Q. INFORMATIONAL ITEMS

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

10. Commission Minutes: [15-0551](#)
This Item Contains Minutes of the following City Commission Meetings:
Parks and Recreation Commission Meeting Minutes of October 26, 2015
(Parks and Recreation Director Leyman).

INFORMATION ITEM ONLY

Attachments: [Parks and Recreation Commission Meeting Minutes of October 26, 2015](#)

R. CLOSED SESSION

1. CONFERENCE WITH LABOR NEGOTIATOR

(Government Code Section 54957.6)

Agency Negotiator: Mark Danaj, City Manager

Employee Groups: Manhattan Beach Firefighters' Association;

Management \ Confidential;

Unrepresented Employees;

Teamsters; and

Part-Time Employees

S. ADJOURNMENT

T. FUTURE MEETINGS**CITY COUNCIL MEETINGS**

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

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
Jan. 11, 2016 – Monday – 6:30 PM – Library Commission Meeting
Jan. 12, 2016 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting
Jan. 13, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
Jan. 25, 2016 – Monday – 6:30 PM – Parks and Recreation Commission Meeting
Jan. 27, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
Jan. 28, 2016 – Thursday – 6:30 PM - Parking & Public Improvements Commission Meeting
Feb. 8, 2016 – Monday – 6:30 PM – Library Commission Meeting
Feb. 9, 2016 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting
Feb. 10, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
Feb. 22, 2016 – Monday – 6:30 PM – Parks and Recreation Commission Meeting
Feb. 24, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
Feb. 25, 2016 – Thursday – 6:30 PM - Parking & Public Improvements Commission Meeting

U. CITY HOLIDAYS**CITY OFFICES CLOSED ON THE FOLLOWING DAYS:**

Dec. 25, 2015 – Friday – Christmas Day
Jan. 1, 2016 – Friday – New Years Day
Jan. 18, 2016 – Monday – Martin Luther King Day
Feb. 15, 2016 - Monday - Presidents Day
May 30, 2016 – Monday – Memorial Day
Jul. 4, 2016 - Monday - Independence Day
Sep. 5, 2016 - Monday - Labor Day
Oct. 10, 2016 – Monday – Columbus Day
Nov. 11, 2016 – Friday – Veterans Day
Nov. 24-25, 2016 - Thursday & Friday - Thanksgiving Holiday
Dec. 26, 2016 - Monday - Christmas Day