

City Council Regular Meeting

Regular Meeting
Tuesday, February 2, 2016
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
Sanford Taylor, Information Technology 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 recognized for providing exemplary municipal services and contributing to the exceptional quality of life afforded to residents, businesses and visitors who enjoy living in and visiting California's safest beach community.

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**

George Caras, Manhattan Beach Middle School

B. ROLL CALL**C. CEREMONIAL CALENDAR**

1. Presentation of Certificates of Recognition to the U.S. Badminton Club for Qualifying at the Olympics.

[16-0053](#)

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, January 27, 2016, 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 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):

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.

2. Second Reading of Ordinance No. 16-0002 Regulating Unmanned Aircraft (Drones) (City Attorney Barrow).
ADOPT ORDINANCE NO. 16-0002

[ORD 16-0002](#)

Attachments: [Draft Ordinance No. 16-0002](#)

-
3. Second Reading of Ordinance No. 16-0034 and Ordinance No. 16-0035 for Amendments to the Zoning Code, Chapter 10.86 and the Local Coastal Program, Chapter A.86, to Establish Provisions for Historic Preservation and Adoption of Resolution No. 16-0013 Transmitting the Local Coastal Program Amendments to the California Coastal Commission (Community Development Director Lundstedt). [ORD 16-0034](#)
- ADOPT ORDINANCE NOS. 16-0034 AND 16-0035, AND RESOLUTION NO. 16-0013**

Attachments: [Ordinance No. 16-0034 - MBMC](#)
[Ordinance No. 16-0035 - LCP](#)
[Resolution No. 16-0013- Transmitting Ordinance No. 16-0035 to the CCC](#)
[Ordinance No. 16-0034- MBMC redline-strikeout](#)
[Ordinance No. 16-0035- LCP redline-strikeout](#)

4. Financial Report: [16-0025](#)
Schedule of Demands: January 7, 2016 (Finance Director Moe).
ACCEPT REPORT AND DEMANDS

Attachments: [Schedule of Demands for January 7, 2016](#)

5. City Council Minutes: [16-0054](#)
This Item Contains Minutes of the Following City Council Meetings Presented for Approval:
a.) City Council Adjourned Regular Meeting (Closed Session) Minutes of January 14, 2016
b.) City Council Regular Meeting Minutes of January 19, 2016 (City Clerk Tamura).
APPROVE

Attachments: [City Council Adjourned Regular Meeting \(Closed Session\) Minutes of January 14, 2016](#)
[City Council Regular Meeting Minutes of January 19, 2016](#)

L. PUBLIC HEARINGS (2 MINUTES PER PERSON)

6. Conduct Public Hearing and Consider Adoption of Resolution No. 16-0011 for a Coastal Development Permit to Allow a Program for Recreational Beach Rentals and Permanent Conversion of Portions of Existing Comfort Station Changing Rooms and a Welcome/Information Center, and Authorize the City Manager to Enter into an Operating Agreement with Nikau Kai. (Continued from the January 19, 2016 City Council Meeting) (Community Development Director Lundstedt and Parks and Recreation Director Leyman). [RES 16-0011](#)
- ADOPT RESOLUTION**

Attachments: [Resolution No. 16-0011](#)
[Comfort Station Renderings and Proposed Locations](#)

M. OLD BUSINESS

7. Approve Amendment to Consultant Agreement with Selbert Perkins Design for the Preparation of a Master Plan for the Comprehensive Community Identification and Wayfinding Signage Program in the Amount of \$ 44,000 (Public Works Director Olmos). [CON 16-0002](#)
- APPROVE & APPROPRIATE**

Attachments: [Repurpose Revised Design Approach / Exhibits](#)
[Selbert Perkins Design Original Consultant Agreement](#)
[Selbert Perkins Design Amendment No.2 to Consultant Agreement](#)

N. NEW BUSINESS

8. Appropriate Funds in the Amount of \$69,400 for the Preparation of a Needs Assessment / Feasibility Study for the Potential Replacement of Fire Station No.2, Municipal Pool, and Parking Structure / City Hall and to Conduct a Community Survey to Gauge Support for Revenue Enhancements to Fund Capital Improvements (Public Works Director Olmos). [16-0049](#)

APPROVE; APPROPRIATE

Attachments: [Griffin Structures Inc Proposal](#)
[Kitchell Proposal](#)

9. Presentation of the Police Department 2016-2018 Strategic Plan (Police Chief Irvine). [16-0050](#)

RECEIVE REPORT

Attachments: [Manhattan Beach Police Department 2016-2018 Strategic Plan](#)

10. Approve Plans and Specifications for the Sewer Main Rehabilitation Project and Award a Construction Contract to Miramontes Construction Company, Inc. in the Amount of \$1,280,000 (Public Works Director Olmos). [16-0033](#)

APPROVE

Attachments: [Budget and Expenditures](#)
[Project Location Map](#)
[Construction Contract Agreement - Miramontes Construction Company, Inc.](#)

-
11. Sepulveda Bridge Widening Project Update and Approval of Amendment No. 2 to HDR's Existing Agreement to Extend the Term and Provide Compensation of \$147,989 for Additional Work (Public Works Director Olmos). [CON 16-0004](#)

APPROVE AMENDMENT

Attachments: [Expenditure Analysis](#)
[Location Map](#)
[Previously Approved Design Contingency Expenditures](#)
[Proposed Amendment No. 2](#)
[Original HDR Agreement](#)
[Concrete Barrier Treatments](#)

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

P. FORECAST AGENDA AND FUTURE DISCUSSION ITEMS

12. Agenda Forecast (City Clerk Tamura). [16-0055](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [Agenda Forecast for January 27, 2016](#)

Q. INFORMATIONAL ITEMS

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

13. Commission Minutes: [16-0062](#)
This Item Contains Minutes of the following City Commission Meetings:
a) Library Commission Meeting Action Minutes of November, 2015 (Parks and Recreation Director Leyman).

INFORMATION ITEM ONLY

Attachments: [Library Commission Meeting Action Minutes November 9, 2015](#)

R. CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL (EXISTING LITIGATION)

(Government Code Section 54956.9(a))

Kenneth Kayter v. City of Manhattan Beach

Case Number : BC539719

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the City in the litigation.

S. ADJOURNMENT**T. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

Feb. 16, 2016 – Tuesday -- 6:00 PM - City Council Meeting
March 1, 2016 – Tuesday -- 6:00 PM - City Council Meeting
March 3, 2016 - Thursday -- 6:00PM - Joint City Council/Manhattan Beach Unified School District 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 – Thursday -- Time TBD - Budget Study Session #1
May 10, 2016 – Tuesday -- Time TBD - Budget Study Session #2
May 12, 2016 – Thursday -- Time TBD - Budget Study Session #3
May 17, 2016 – Tuesday -- 6:00 PM - City Council Meeting
May 19, 2016 – Thursday -- 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

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
March 8, 2016 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting
March 9, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
March 14, 2016 – Monday – 6:30 PM – Library Commission Meeting
March 17, 2016 -- Thursday -- 8:30 AM -- Finance Subcommittee Meeting
March 23, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
March 24, 2016 – Thursday – 6:30 PM - Parking & Public Improvements Commission Meeting
March 28, 2016 – Monday – 6:30 PM – Parks and Recreation Commission Meeting
April 11, 2016 – Monday – 6:30 PM – Library Commission Meeting
April 12, 2016 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting
April 13, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
April 25, 2016 – Monday – 6:30 PM – Parks and Recreation Commission Meeting
April 27, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
April 28, 2016 – Thursday – 6:30 PM - Parking & Public Improvements Commission Meeting
May 9, 2016 – Monday – 6:30 PM – Library Commission Meeting
May 10, 2016 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting
May 11, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
May 23, 2016 – Monday – 6:30 PM – Parks and Recreation Commission Meeting
May 25, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
May 26, 2016 – Thursday – 6:30 PM - Parking & Public Improvements Commission Meeting
June 16, 2016 -- Thursday -- 8:30 AM -- Finance Subcommittee Meeting
September 15, 2016 -- Thursday -- 8:30 AM -- Finance Subcommittee Meeting
December 8, 2016 -- Thursday -- 8:30 AM -- Finance Subcommittee Meeting

U. CITY HOLIDAYS

CITY OFFICES CLOSED ON THE FOLLOWING DAYS:

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 Observed
Jan. 2, 2017 – Monday – New Years Day Observed
Jan. 16, 2017 – Monday – Martin Luther King Day