

City Council Regular Meeting

Regular Meeting
Tuesday, May 3, 2016
6:00 PM
City Council Chambers



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

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**

Alexandra Bush, Grand View Elementary School

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

1. Presentation of Certificates of Recognition for Academic Achievement. [16-0165](#)
PRESENT
2. Presentation of Proclamations for the Month of May 2016: "Older Americans Month," "Donate for Life Month," "May 15-21 as National Peace Officers Memorial Week," "May 7 as National Fire Service Recognition Day," "May 1-7 as National Municipal Clerks Week," and "May 15-21 as National Public Works Week." [16-0146](#)
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, April 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): 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.

3. Second Reading of Ordinance No. 16-0004 Repealing Section 2.44.050 (Voting Procedure) of Chapter 2.44 (City Boards, Commissions and Committees) of Title 2 (Administration) of the Manhattan Beach Municipal (City Clerk Tamura/City Attorney Barrow).
ADOPT ORDINANCE NO. 16-0004

[ORD 16-0004](#)

Attachments: [Draft Ordinance No. 16-0004](#)

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4. Resolution Approving Assessment Engineer's Report for Annual Levy of Street Lighting Assessments for Fiscal Year 2016-2017 (Finance Director Moe). [RES 16-0017](#)
ADOPT RESOLUTION NO. 16-0017; APPROVE ENGINEER'S REPORT
Attachments: [Resolution No. 16-0017](#)
[Engineer's Report 2016-2017](#)
[Lighting and Landscape Assessment Districts Map](#)
5. Resolution Declaring City Council's Intention to Provide for Annual Levy and Collection of Assessments for Street Lighting Maintenance and Setting of Public Hearing for June 21, 2016 (Finance Director Moe). [RES 16-0018](#)
ADOPT RESOLUTION NO. 16-0018; SET JUNE 21, 2016 FOR PUBLIC HEARING
Attachments: [Resolution No. 16-0018](#)
[Engineer's Report 2016-2017](#)
[Lighting and Landscape Assessment Districts Map](#)
6. Award of Contract to Newcomb Anderson McCormick for Energy Audit Services in the Amount of \$99,900 (Public Works Director Olmos). [CON 16-0013](#)
APPROVE
Attachments: [RFP #1062-16 Energy Audit Services](#)
[Professional Services Agreement with Newcomb Anderson McCormick](#)
7. Approve Plans and Specifications for the Slurry Seal Area 2 and 3 Project; Award the Slurry Seal Area 2 and 3 Project to American Asphalt South, Inc. in the Amount of \$506,987.32; and Authorize City Manager to Approve Additional Work in an Amount Not-to-Exceed \$50,000 (Public Works Director Olmos). [16-0164](#)
APPROVE
Attachments: [Budget and Expenditures Summary](#)
[Location Map](#)
[Bid Results](#)
[Construction Contract](#)
8. Adopt Resolution No. 16-0030 Authorizing Submittal of Application for Cal Recycle Payment Program and Related Authorizations (Public Works Director Olmos). [RES 16-0030](#)
ADOPT RESOLUTION
Attachments: [Resolution No. 16-0030](#)

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9. Financial Report: [16-0100](#)
Schedules of Demands: April 14, 2016 (Finance Director Moe).
ACCEPT REPORT AND DEMANDS

Attachments: [Schedule of Demands for April 14, 2016](#)

10. City Council Minutes: [16-0171](#)
This Item Contains Minutes of the following City Council Meetings:
a) Special City Council Meeting - Closed Session Minutes of April 19, 2016
b) City Council Regular Meeting Minutes of April 19, 2016
c) Special City Council Meeting - Closed Session Minutes of April 25, 2019
(City Clerk Tamura).
APPROVE

Attachments: [Special City Council Meeting - Closed Session Minutes of April 19, 2016](#)
[City Council Regular Meeting Minutes of April 19, 2016](#)
[Special City Council Meeting - Closed Session Minutes of April 25, 2016](#)

L. PUBLIC HEARINGS (2 MINUTES PER PERSON)

11. Conduct Public Hearing to Consider Resolution No. 16-0033 Regarding a [RES 16-0033](#)
Coastal Development Permit for the 2016 Manhattan Beach Volleyball
Tournament; Request from International Merchandising Company for
Special Permit: Limited Alcoholic Beverage Use on Public Property for
the Manhattan Beach Open Event, July 14-17, 2016 in the Lower South
Pier Parking Lot. (Parks and Recreation Director Leyman).
CONDUCT PUBLIC HEARING AND ADOPT

Attachments: [2016 MBO Co-Sponsor Agreement](#)
[2016 Proposed Schematic](#)
[Resolution No. 16-0033](#)

M. OLD BUSINESS

N. NEW BUSINESS

12. Presentation of Proposed Two-Year Operating Budget (Fiscal Years 2016/17 and 2017/18); Update on Pension Rates and Liabilities (Finance Director Moe). [16-0166](#)

RECEIVE REPORTS

Attachments: [Budget Introduction and Overview](#)
[Pension Actuary Presentation](#)

13. Approval of Transfer of Manhattan Beach Marriott Hotel Leasehold Interest and Improvements, and Related Ground Lease Amendments (Finance Director Moe). [CON 16-0017](#)

APPROVE

Attachments: [Ground Lease Amendment #7](#)
[Ground Lease Amendment #8](#)
[Hotel Financing Structure](#)
[Cerberus Recent Hotel Transactions](#)
[Westmont Hotel List](#)
[Cerberus-Westmont Joint Ventures](#)
[Property Improvement Plan](#)
[Hotel Ground Lease Cumulative Blackline](#)

14. Report on As-Needed Engineering Services Program (Public Works Director Olmos). [16-0160](#)

RECEIVE REPORT

Attachments: [Task Order Summary](#)
[PowerPoint Presentation](#)

15. Appointments to City Boards and Commissions and Declaring Commission Seats Vacant as Appropriate (City Clerk Tamura). [16-0183](#)

APPOINT/REAPPOINT

Attachments: [Current Boards and Commissions Roster](#)
[Advertisements from The Beach Reporter, published February 4, 2016; March 3](#)

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

16. Support Letter Opposing AB 2320 - Drones [16-0177](#)
At the Direction of City Council, Staff Can Tailor Letter Before it is Sent.

DIRECTION

Attachments: [Sample Opposition Letter AB 2320](#)

P. FORECAST AGENDA AND FUTURE DISCUSSION ITEMS

17. Agenda Forecast (City Clerk Tamura).
DISCUSS AND PROVIDE DIRECTION

[16-0173](#)

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

Q. INFORMATIONAL ITEMS

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

R. CLOSED SESSION

S. ADJOURNMENT

T. FUTURE MEETINGS

CITY COUNCIL MEETINGS

*May 5, 2016 – Thursday -- 6:00 PM - Budget Study Session #1
May 10, 2016 – Tuesday -- 6:00 PM - Budget Study Session #2
May 12, 2016 – Thursday -- 6:00 PM - Budget Study Session #3 (Tentative)
May 17, 2016 – Tuesday -- 6:00 PM - City Council Meeting
May 19, 2016 – Thursday -- 6:00 PM - Budget Study Session #4 (Tentative)
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

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 8, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
June 13, 2016 – Monday – 6:30 PM – Library Commission Meeting
June 14, 2016 – Tuesday – 6:00 PM – Cultural Arts Commission Meeting
June 16, 2016 – Thursday – 8:30 AM –
June 22, 2016 – Wednesday – 6:30 PM – Planning Commission Meeting
June 23, 2016 – Thursday – 6:30 PM – Parking & Public Improvements Commission Meeting
June 27, 2016 – Monday – 6:30 PM – Parks and Recreation Commission Meeting

U. CITY OFFICES CLOSED**CITY HOLIDAYS:**

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
Feb. 20, 2017 - Monday - Presidents Day

CITY OFFICES CLOSED ON FOLLOWING ALTERNATIVE FRIDAYS:

May 13, 2016 - Friday
May 27, 2016 - Friday
June 10, 2016 - Friday
June 24, 2016 - Friday
July 8, 2016 - Friday
July 22, 2016 - Friday
Aug. 5, 2016 - Friday
Aug. 19, 2016 - Friday
Sep. 2, 2016 - Friday
Sep. 16, 2016 - Friday
Sep. 30, 2016 - Friday
Oct. 14, 2016 - Friday
Oct. 28, 2016 - Friday
Nov. 11, 2016 - Friday
Nov. 23, 2016 - Friday
Dec. 9, 2016 - Friday
Dec. 23, 2016 - Friday