

City Council Special Meeting

CALL AND NOTICE OF A SPECIAL MEETING - CLOSED SESSION

Friday, December 2, 2016

8:00 AM

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
Stephanie Katsouleas, Public Works Director
Mark Leyman, Parks & Recreation Director

Nadine Nader, Assistant City Manager
Marisa Lundstedt, Community Development Director
Bruce Moe, Finance Director
Liza Tamura, City Clerk
Sanford Taylor, Information Technology 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

CALL AND NOTICE OF A SPECIAL CITY COUNCIL MEETING**TO THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH:**

NOTICE IS HEREBY GIVEN that the Mayor has called a Special Closed Session Meeting of the City Council of the City of Manhattan Beach, California, to be held at Manhattan Beach City Hall, in the City Council Chambers, 1400 Highland Avenue, Manhattan Beach, California, 90266, at 8:00 AM on Friday, December 2, 2016, for the purpose of convening a Closed Session of the City Council. The agenda for the meeting is set forth below.

/s/ Tony D'Errico
Tony D'Errico, Mayor

/s/ Liza Tamura
Liza Tamura, City Clerk

BELOW ARE THE AGENDA ITEMS TO BE CONSIDERED.**A. CALL MEETING TO ORDER****B. PLEDGE TO THE FLAG****C. ROLL CALL****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, November 30, 2016, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.

E. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Please note that members of the public will be provided the opportunity to directly address the City council concerning the item(s) described below before the City Council considers such item(s). No other business shall be considered.

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.

F. ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN CLOSED SESSION**1) CONFERENCE WITH LEGAL COUNSEL (ANTICIPATED LITIGATION)
(Government Code Section 54956.9(d)(2))**

A point has been reached where, in the opinion of the City Council on the advice of the City Attorney, based upon the following existing facts and circumstances, there is a significant exposure to litigation against the City. SoCalGas has applied for permits to install a gas line project in the City, and the City Council has directed staff not to issue the permits until after such time that SoCalGas provides a presentation about the project to the City.

**2) CONFERENCE WITH LEGAL COUNSEL (EXISTING LITIGATION)
(Government Code Section 54956.9 (d)(1))****a) Name of Case:**

**Sensible Citizens of Manhattan Beach v. City of Manhattan Beach
Los Angeles County Superior Court
Case Numbers: BC 570884 and BS 152854**

Sensible Citizens of Manhattan Beach sued the City, alleging that the City did not comply with the California Environmental Quality Act (CEQA) in approving the project. On November 2, 2016, Los Angeles Superior Court (Hon. Amy D. Hogue) ruled that the City fully complied with CEQA in reviewing the project.

b) Name of Case:

**The Dentist's Insurance Company v. City of Manhattan Beach
Los Angeles County Superior Court
Case Number: BC 636930**

Plaintiff claims that on March 17, 2016, property located at 1213 Manhattan Beach (sic) Avenue was allegedly damaged by sewage from a City-owned sewer line.

G. RECESS INTO CLOSED SESSION**H. RECONVENE INTO OPEN SESSION****I. CLOSED SESSION ANNOUNCEMENT IN OPEN SESSION****J. ADJOURNMENT**

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.