

City Council Regular Meeting

Regular Meeting

Tuesday, September 19, 2017

6:00 PM

City Council Chambers



Mayor David J. Lesser
Mayor Pro Tem Amy Howorth
Councilmember Steve Napolitano
Councilmember Nancy Hersman
Councilmember Richard Montgomery

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
Anne McIntosh, 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

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 matter within the subject matter jurisdiction of the City Council, including items on the agenda.

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.

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, September 13, 2017, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.

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 Certificate of Recognition to the Manhattan Beach 10K Run on the Occasion of their 40th Anniversary. [17-0394](#)
PRESENT

D. APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES

By motion of the City Council, this is the time to: (a) notify the public of any changes to the agenda; (b) remove items from the consent calendar for individual consideration; or (c) rearrange the order of the agenda.
MOTION TO APPROVE AGENDA AND WAIVE FULL READING

E. 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.

F. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Speakers may provide public comments on any matter that is within the subject matter jurisdiction of the City Council, including items on the agenda. 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.

Each speaker may speak for up to 3 minutes. This is also the time for speakers to comment on items on the consent calendar that have not been previously removed by the City Council during approval of the agenda for individual consideration. For public hearings, speakers are encouraged to speak during the public hearing, if they want their comments to be included in the record for the public hearing.

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.

G. 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. City Council Minutes: [17-0395](#)
This Item Contains Minutes of the Following City Council Meeting(s):
 - a) City Council Adjourned Regular Meeting Minutes (Closed Session) of September 5, 2017
 - b) City Council Regular Meeting Minutes of September 5, 2017 (City Clerk Tamura).**APPROVE**
Attachments: [City Council Adjourned Regular Meeting Minutes \(Closed Session\) of September 5, 2017](#)
[City Council Regular Meeting Minutes of September 5, 2017](#)

3. Financial Report: [17-0341](#)
Schedules of Demands: August 17, 2017 (Finance Director Moe).
ACCEPT REPORT AND DEMANDS
Attachments: [Schedules of Demands for August 17, 2017](#)

4. Resolution No. 17-0113 Awarding RFP No. 1125-17 to InfoSend, Inc. for a [RES 17-0113](#)
Three-Year Contract for Electronic Bill Presentment and Payment Services with an Estimated Total Value of \$92,000 (Finance Director Moe).
ADOPT RESOLUTION NO. 17-0113
Attachments: [Bid Comparison](#)
[Resolution No. 17-0113](#)
[InfoSend, Inc. Agreement](#)

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5. Agreement with the Beach Cities Health District to Provide Senior Care Management Services in the Amount of \$186,575 Over a Five-Year Period (Parks and Recreation Director Leyman). [RES 17-0120](#)
ADOPT RESOLUTION NO. 17-0120
Attachments: [Resolution No. 17-0120](#)
[Professional Services Agreement](#)
6. Resolution Accepting the State of California Office of Traffic Safety Selective Enforcement Traffic Enforcement Program (STEP) Grant in the Amount of \$200,000 (Police Chief Irvine). [RES 17-0117](#)
ADOPT RESOLUTION NO. 17-0117 AND APPROPRIATE FUNDS
Attachments: [Resolution No. 17-0117](#)
7. Resolution Accepting the Beach Cities Health District for a Three-Year Grant to Fund Paramedic Continuing Education and Medical Supplies (Fire Chief Espinosa). [RES 17-0122](#)
ADOPT RESOLUTION NO. 17-0122
Attachments: [Resolution No. 17-0122](#)
[Beach Cities Health District Grant Agreement FY 2017-2019](#)
8. Accept as Complete the Pier Comfort Station Tile Mural and Sea Wall Tile Project Constructed by Dekan Construction Corporation; Authorize Filing a Notice of Completion with the County Recorder; and Release the Retention in the Amount of \$1,215.92 (Public Works Director Katsouleas). [17-0333](#)
APPROVE
9. Resolution Awarding a Construction Contract to CERCO Inc. (dba CERCO Engineering) for the Parking Lot 1 Retaining Wall Project for \$118,895.00 (Public Works Director Katsouleas). [RES 17-0116](#)
ADOPT RESOLUTION NO. 17-0116
Attachments: [Resolution No. 17-0116](#)
[Image](#)
[Location Map](#)
[Contractor's Agreement](#)
[Contractor's Bid Proposal](#)
[Plans and Specifications \(Web-Link Provided\)](#)

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10. Resolution Approving a Three-Year Contract with Comparex for Microsoft Enterprise Software Licensing with an Estimate Total Value \$222,000 and Waiving Formal Bid Requirements Pursuant to Manhattan Beach Municipal Code Section 2.36.150 (Information Technology Director Taylor).
ADOPT RESOLUTION NO. 17-0107

[RES 17-0107](#)

Attachments: [Bid Comparison](#)
[Resolution No. 17-0107](#)
[Comparex Contract](#)

H. ITEMS PULLED FROM THE CONSENT CALENDAR

Each speaker may speak for up to 2 minutes on each item pulled from the agenda.

I. PUBLIC HEARINGS

Each speaker may speak for up to 3 minutes on each public hearing item.

11. Public Hearing to Consider Extending Urgency Ordinance No. 17-0015-U Prohibiting the Establishment of New Health Care Facilities on Sepulveda Boulevard for a Period of 10 Months and 15 Days; and Consider Applying the Temporary Prohibition to Other Uses on Sepulveda Boulevard (Community Development Director McIntosh).
CONDUCT PUBLIC HEARING AND ADOPT ORDINANCE NO. 17-0020-U EXTENDING THE URGENCY ORDINANCE FOR A PERIOD OF 10 MONTHS AND 15 DAYS

[ORD
17-0020-U](#)

Attachments: [Proposed Ordinance No. 17-0020-U](#)
[Planning Commission Staff Report: Urgent Care Land Use, September 13, 2017](#)
[Ordinance No. 17-0015-U](#)

12. Public Hearing to Consider a Resolution Authorizing the Allocation of Community Development Block Grant (CDBG) Funds for Fiscal Year 2017/2018 (Public Works Director Katsouleas).
CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION NO. 17-0108

[RES 17-0108](#)

Attachments: [Resolution No. 17-0108](#)
[CDBG Project Location Map](#)
[Notice of Public Hearing](#)

J. GENERAL BUSINESS

Each speaker may speak for up to 2 minutes on each general business item.

- 13.** Shade Hotel Appeal of Transient Occupancy Tax Audit Findings (Finance Director Moe). [17-0299](#)
CONDUCT APPEAL HEARING
- Attachments:** [Notice to Zislis Group](#)
[MB Municipal Code Section 8.20](#)
[Past Due Notice to Zislis Group of TOT](#)
[Shade Hotel Request for Appeal](#)
[Staff Report Requesting Extension of Appeal Period](#)
[City Notice of Results of Tax Hearing](#)
[Shade Hotel Appeal of Tax Administrator Decision](#)
[PowerPoint Presentation](#)
[Letter from Shade Hotel's Attorney John A. Strain](#)
- 14.** Sepulveda Corridor Planning Initiatives (Community Development Director McIntosh). [17-0107](#)
DISCUSS AND PROVIDE DIRECTION
- Attachments:** [Sepulveda Blvd Development Guide](#)
[Sales of Tax Revenues by Geographic Area – 1Q 2017](#)
[Sepulveda Historical Sales Tax Revenue Chart](#)
[Sepulveda Blvd Commercial Real Estate Snapshot](#)
[Sepulveda Blvd Business Licenses by SIC Code](#)
[Manhattan Beach Medical Office Snapshot](#)
[Applicable General Plan Goals & Policies](#)
[CG & CC Zone Regulations](#)
[PowerPoint Presentation](#)
- 15.** Public Art Trust Fund Update and Request to Allocate \$168,000 Towards Public Art Projects (Parks and Recreation Director Leyman). [17-0364](#)
DISCUSS AND PROVIDE DIRECTION
- Attachments:** [Public Art Master Plan](#)
[Ordinance No. 2040](#)

**K. CITY COUNCIL REPORTS AND COMMITTEE REPORTS INCLUDING
AB 1234 REPORTS**

16. Discuss City's Mission Statement and Provide Direction (Continued from the September 5, 2017 City Council Regular Meeting) and Discuss Next Steps Regarding City Strategic Plan (Assistant City Manager Nader). [17-0378](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [City of Manhattan Beach Strategic Plan](#)

17. Request by City Councilmember Montgomery to Discuss the Hometown Fair Special Event Fee Waiver (Parks and Recreation Director Leyman). [17-0396](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [Special Event Fee Waiver Financials](#)
[Special Event Fee Waiver Staff Report](#)
[Hometown Fair Fee Waiver Request Letter](#)
[Five-Year Financial Summary for the Hometown Fair](#)

L. FUTURE AGENDA ITEMS

Councilmembers may request that items be placed on a future agenda with the concurrence of one other Councilmember.

M. CITY MANAGER REPORT**N. CITY ATTORNEY REPORT****O. INFORMATIONAL ITEMS**

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

P. CLOSED SESSION**Q. ADJOURNMENT**

R. FUTURE MEETINGS**CITY COUNCIL MEETINGS**

October 3, 2017 - Tuesday -- 6:00 PM - City Council Meeting
October 17, 2017 - Tuesday -- 6:00 PM - City Council Meeting
November 8, 2017 - Wednesday -- 6:00 PM - City Council Meeting (General Election)
November 21, 2017 - Tuesday -- 6:00 PM - City Council Meeting
December 5, 2017 - Tuesday -- 6:00 PM - City Council Meeting
December 19, 2017 - Tuesday -- 6:00 PM - City Council Meeting
January 2, 2018 - Tuesday -- 6:00 PM - City Council Meeting (Tentative)
January 16, 2018 - Tuesday -- 6:00 PM - City Council Meeting
February 6, 2018 - Tuesday -- 6:00 PM - City Council Meeting
February 20, 2018 - Tuesday -- 6:00 PM - City Council Meeting
March 6, 2018 - Tuesday -- 6:00 PM - City Council Meeting
March 20, 2018 - Tuesday -- 6:00 PM - City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

September 25, 2017 - Monday - 6:30 PM - Parks and Recreation Commission Meeting
September 27, 2017 - Wednesday - 6:30 PM - Planning Commission Meeting
September 28, 2017 - Thursday - 6:30 PM - Parking and Public Improvements Commission
October 9, 2017 - Monday - 6:30 PM - Library Commission Meeting
October 10, 2017 - Tuesday - 6:00 PM - Cultural Arts Commission Meeting
October 11, 2017 - Wednesday - 6:30 PM - Planning Commission Meeting
October 23, 2017 - Monday - 6:30 PM - Parks and Recreation Commission Meeting
October 25, 2017 - Wednesday - 6:30 PM - Planning Commission Meeting
October 26, 2017 - Thursday - 6:30 PM - Parking and Public Improvements Commission
November 8, 2017 - Wednesday - 6:30 PM - Planning Commission Meeting (Tentative)
November 13, 2017 - Monday - 6:30 PM - Library Commission Meeting
November 14, 2017 - Tuesday - 6:00 PM - Cultural Arts Commission Meeting

S. CITY OFFICES CLOSED**CITY HOLIDAYS:**

October 9, 2017 – Monday – Columbus Day
November 11, 2017 – Saturday – Veterans Day (Non-Business Day)
November 23-24, 2017 - Thursday & Friday - Thanksgiving Holiday
December 25, 2017 - Monday - Christmas Day Observed
January 1, 2018 – Monday – New Years Day Observed
January 15, 2018 – Monday – Martin Luther King Day
February 19, 2018 - Monday - Presidents Day
May 28, 2018 – Monday – Memorial Day
July 4, 2018 - Wednesday - Independence Day
September 3, 2018 - Monday - Labor Day

CITY OFFICES CLOSED ON FOLLOWING ALTERNATIVE FRIDAYS:

Sept. 29, 2017 - Friday

October 13, 2017

October 27, 2017

November 10, 2017

November 24, 2017

December 8, 2017

December 22, 2017

January 12, 2018

January 26, 2018

February 9, 2018

February 23, 2018