

City Council Regular Meeting

Regular Meeting
Tuesday, May 21, 2019
6:00 PM
City Council Chambers



Mayor Steve Napolitano
Mayor Pro Tem Nancy Hersman
Councilmember Richard Montgomery
Councilmember Suzanne Hadley
Councilmember Hildy Stern

Executive Team

Bruce Moe, City Manager
Quinn Barrow, City Attorney

Derrick Abell, Police Chief
Steve Charelian, Finance Director
Daryn Drum, Fire Chief
Lisa Jenkins, Human Resources Director
Stephanie Katsouleas, Public Works Director

Mark Leyman, Parks and Recreation Director
Anne McIntosh, Community Development Director
Liza Tamura, City Clerk
Sanford Taylor, Information Technology Director

MISSION STATEMENT:

**Our mission is to provide excellent municipal services,
preserve our small beach town character, and enhance 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 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.

Meetings are broadcast live through Manhattan Beach Local Community Cable, Channel 8 (Spectrum), Channel 35 (Frontier), and live streaming via the City's website.

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, May 15, 2019, 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

Caden Lim, Pacific Elementary School

B. ROLL CALL

C. CEREMONIAL CALENDAR

1. Recognition of Bette Deziel, Founder and 65 Year Charter Member of Soroptimist International of Manhattan Beach for her Dedication to Improving the Lives of Women and Children.
PRESENT

[19-0211](#)

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

This is the time for the City Council 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 items and are enacted by a single motion with the exception of items previously removed by a member of the City Council during "Approval of the Agenda" for individual consideration. Any items removed shall be individually considered immediately after taking action on the Consent Calendar.

2. City Council Minutes:

[19-0212](#)

This Item Contains Minutes of the Following City Council Meeting(s):

- a) City Council Adjourned Regular Meeting Minutes (Chamber of Commerce Town Hall Meeting) of May 1, 2019
- b) City Council Regular Meeting Minutes of May 7, 2019
- c) City Council Adjourned Regular Meeting Minutes (Closed Session) of May 8, 2019
(City Clerk Tamura).

APPROVE

Attachments: [City Council Adjourned Regular Meeting Minutes \(Chamber of Commerce Town Hall Meeting\) of May 1, 2019](#)
[City Council Regular Meeting Minutes of May 7, 2019](#)
[City Council Adjourned Regular Meeting Minutes \(Closed Session\) of May 8, 2019](#)

3. Financial Report:

[19-0168](#)

Schedule of Demands: April 11, 2019 (Finance Director Charelian).

ACCEPT REPORT AND DEMANDS

Attachments: [Schedules of Demands for April 11, 2019](#)

4. Consider Authorizing: (1) Letter Opposing AB 1356, which will Require Cities to Issue a Minimum of One Retail Cannabis License if More than 50 Percent of the Voters of that City Voted in Favor of Proposition 64; (2) The Support of Litigation Challenging the State Pre-emption of Local Control Over Cannabis Delivery; and (3) Letter Opposing AB 1568, which will Prohibit Cities from Applying for State Grant Funds if that City is in Non-compliance with State Housing Mandates (City Manager Moe). [19-0236](#)
AUTHORIZE (1), (2) AND (3)
Attachments: [Assembly Bill 1356](#)
[Draft Letter of Opposition - AB 1356](#)
[Assembly Bill 1568](#)
[Draft Letter of Opposition - AB 1568](#)
5. Proclamation Declaring the Month of May, 2019 as Mental Health Awareness Month (City Clerk Tamura). [19-0246](#)
DECLARE
Attachments: [Proclamation](#)
6. Consider Adopting Resolution No. 19-0045 Approving Amendment No. 1 to the Professional Services Agreement with Quick Caption, Inc. to Adjust the Annual Compensation by \$25,000 (City Clerk Tamura). [19-0225](#)
ADOPT RESOLUTION NO. 19-0045
Attachments: [Resolution No. 19-0045](#)
[Amendment No. 1 - Quick Caption, Inc.](#)
[Agreement - Quick Caption, Inc. \(2017\)](#)
[Staff Report - August 1, 2017](#)
7. Consider Transfer in the Amount of \$105,967 from the AB 2766 Fund to the Fleet Management Fund for Reimbursement of Vehicle Purchases (Finance Director Charelian). [19-0189](#)
APPROVE
8. Formally Accept as Complete the Manhattan Beach Pier Utilities and Roundhouse Exterior Improvements Project Constructed by Archico Design Build, Inc. (Public Works Director Katsouleas). [19-0206](#)
APPROVE

H. ITEMS REMOVED FROM THE CONSENT CALENDAR

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

I. PUBLIC HEARINGS

At the discretion of the Mayor, each speaker may speak for up to 3 minutes on each public hearing item.

J. GENERAL BUSINESS

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

9. Review of City's Ordinance Banning the Use of Leaf Blowers; Request by Manhattan Village Homeowner's Association to Use Electric Leaf Blowers (Community Development Director McIntosh). [19-0123](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [Leaf Blower Research](#)
[Manhattan Village HOA Leaf Blower Packet](#)
[Manhattan Village HOA Investigation \(No Emission Blowers\)](#)
[Leaf Blower Policy Chart](#)
[Email from Chuck Parker](#)
[Leaf Vacuum Units for MB](#)
[Leaf Blowers in Washington DC](#)
[Three Functions - Leaf Vacuum in MB](#)

10. Presentation of the Fiscal Year 2019-2020 Budget Addendum for the Second Year of the Biennial Budget (Finance Director Charelian). [19-0252](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [FY 2019-2020 Proposed Budget Addendum](#)
[Budget Cuts as presented on May 7, 2019](#)

11. Consider Increasing the City's Renewable Energy Tier to 100% Green Power for City Facilities within the Clean Power Alliance of Southern California, a Community Choice Energy Program (Community Development Director McIntosh). [19-0240](#)
a) **DISCUSS AND PROVIDE DIRECTION**
b) **ADOPT RESOLUTION NO. 19-0048**

Attachments: [Resolution No. 19-0048](#)
[Clean Power Alliance Letter](#)

12. Receive Report on City of Manhattan Beach Pesticide Management Practices, Consider Recommendations by the Sustainability Task Force, and Provide Direction (Public Works Director Katsouleas). [19-0181](#)
a) **RECEIVE REPORT**
b) **DISCUSS AND PROVIDE DIRECTION**

Attachments: [Table of Pesticide Uses and Potential Organic Alternatives](#)
[EPA Pesticides Information](#)
[Pesticide Material Safety Data Sheets](#)

K. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

In addition to providing reports of meetings and conferences attended by Councilmembers in connection with their official duties at City expense as required by AB 1234, Councilmembers requested at a previous City Council meeting that the following item(s) be placed on the agenda for discussion.

13. City Council Reports.

14. Consider Request by Mayor Pro Tem Hersman, Councilmember Montgomery and Councilmember Hadley to Discuss the City's Sponsorship of Leadership Manhattan Beach (LMB) (City Manager Moe).

[19-0251](#)

DISCUSS AND PROVIDE DIRECTION

Attachments: [Staff Report - November 6, 2018](#)

L. FUTURE AGENDA ITEMS

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

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

[19-0213](#)

Attachments: [May 15, 2019 Agenda Forecast](#)

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

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

16. Commission Minutes:

[19-0256](#)

This Item Contains Minutes of the following City Commission Meetings:

a) Library Commission Meeting Minutes of April 8, 2019 (Parks and Recreation Director Leyman)

b) Planning Commission Action Meeting Minutes of May 8, 2019 (Cancelled) (Community Development Director McIntosh).

INFORMATION ITEM ONLY

Attachments: [Library Commission Meeting Minutes of April 8, 2019](#)

[Planning Commission Action Meeting Minutes of May 8, 2019 \(Cancelled\)](#)

P. CLOSED SESSION**Q. ADJOURNMENT**

R. FUTURE MEETINGS

CITY COUNCIL MEETINGS

May 23, 2019 - Thursday -- 6:00 PM - Budget Study Session

June 3, 2019 - Monday -- 6:00 PM - Joint City Council/Parks and Recreation Commission, Cultural Arts Commission and Library Commission Meeting

June 4, 2019 - Tuesday -- 6:00 PM - City Council Meeting (Reorganization)

June 18, 2019 - Tuesday -- 6:00 PM - City Council Meeting

June 19, 2019 - Wednesday -- 6:00 PM - Joint City Council/Planning Commission and Public and Parking Improvements Commission Meeting

July 2, 2019 - Tuesday -- 6:00 PM - City Council Meeting

July 8, 2019 - Monday -- 6:00 PM - Fiber Master Plan Study Session

July 16, 2019 - Tuesday -- 6:00 PM - City Council Meeting

August 6, 2019 - Tuesday -- 6:00 PM - City Council Meeting

August 20, 2019 - Tuesday -- 6:00 PM - City Council Meeting

September 3, 2019 - Tuesday -- 6:00 PM - City Council Meeting

September 17, 2019 - Tuesday -- 6:00 PM - City Council Meeting

October 1, 2019 - Tuesday -- 6:00 PM - City Council Meeting

October 15, 2019 - Tuesday -- 6:00 PM - City Council Meeting

November 5, 2019 - Tuesday -- 6:00 PM - City Council Meeting

November 19, 2019 - Tuesday -- 6:00 PM - City Council Meeting

December 3, 2019 - Tuesday -- 6:00 PM - City Council Meeting

December 17, 2019 - Tuesday -- 6:00 PM - City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

May 22, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting

May 23, 2019 - Thursday - 6:00 PM - Parking and Public Improvements Commission

May 27, 2019 - Monday - 6:00 PM - Parks and Recreation Commission Meeting

June 10, 2019 - Monday - 6:00 PM - Library Commission Meeting

June 12, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting

June 17, 2019 - Monday - 6:00 PM - Cultural Arts Commission Meeting

June 24, 2019 - Monday - 6:00 PM - Parks and Recreation Commission Meeting

June 26, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting

June 27, 2019 - Thursday - 6:00 PM - Parking and Public Improvements Commission

July 8, 2019 - Monday - 6:00 PM - Library Commission Meeting

July 10, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting

July 15, 2019 - Monday - 6:00 PM - Cultural Arts Commission Meeting

July 22, 2019 - Monday - 6:00 PM - Parks and Recreation Commission Meeting

July 24, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting

July 25, 2019 - Thursday - 6:00 PM - Parking and Public Improvements Commission

August 12, 2019 - Monday - 6:00 PM - Library Commission Meeting

August 14, 2019 - Wednesday - 6:00 PM - Planning Commission Meeting

August 19, 2019 - Monday - 6:00 PM - Cultural Arts Commission Meeting

August 22, 2019 - Thursday - 6:00 PM - Parking and Public Improvements Commission

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

May 27, 2019 – Monday – Memorial Day

July 4, 2019 - Thursday - Independence Day

September 2, 2019 - Monday - Labor Day

October 7, 2019 – Monday – Columbus Day

November 11, 2019 – Monday – Veterans Day

November 28-29, 2019 - Thursday & Friday - Thanksgiving Holiday

December 25, 2019 - Wednesday - Christmas Day Observed

January 1, 2020 – Wednesday – New Years Day Observed

January 20, 2020 – Monday – Martin Luther King Day

February 17, 2020 - Monday - Presidents Day