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MANHATTAN BEACH CITY COUNCIL  
REGULAR MEETING  
REMOTE BROADCAST CAPTIONING  
TUESDAY, OCTOBER 01, 2019

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>> MAYOR HERSMAN: ALL RIGHT. [ GAVEL ]

>> MAYOR HERSMAN: I WILL CALL BACK OUR -- WE'LL RECONVENE INTO OPEN SESSION FROM OUR CLOSED SESSION WE STARTED AT 4:30 TODAY. AND OUR CLOSED SESSION ANNOUNCEMENT, CITY ATTORNEY BARROW.

>> Q. BARROW: YES, MAYOR. EARLIER THIS EVENING WE HAD A CLOSED SESSION ON THREE SEPARATE ITEMS. THE COUNCIL GAVE DIRECTION ON ALL THREE ITEMS. NO REPORTABLE ACTION TAKEN.

>> MAYOR HERSMAN: WE ADJOURN THAT MEETING. AND WE AS SOON AS I GET ALL MY PAPERS TOGETHER. ALL RIGHT. NOW WE'LL CALL THE REGULAR MEETING OF THE CITY COUNCIL OF TUESDAY, OCTOBER 1, 6 P.M., TO ORDER. AND WE WILL BEGIN WITH A PLEDGE TO THE FLAG. AND WE DON'T HAVE A STUDENT YET.

>> MAYOR PRO TEM MONTGOMERY: [OFF MIC]

>> MAYOR HERSMAN: WISH, WOULD YOU LIKE TO LEAD US IN THE PLEDGE? [PLEDGE OF ALLEGIANCE]

>> MAYOR HERSMAN: THANK YOU, WISH. SHE COULD GET A CITY PIN FOR THAT. ALL RIGHT. ROLL CALL PLEASE. [ROLL CALL]

>> S. HADLEY: HERE.

>> H. STERN: HERE.

>> S. NAPOLITANO: HERE.

>> MAYOR PRO TEM MONTGOMERY: HERE.

>> MAYOR HERSMAN: HERE. ALL RIGHT. SO WE HAVE A FEW THINGS ON OUR CEREMONIAL CALENDAR TONIGHT. I WOULD LIKE TO CALL OUR

INTERIM COMMUNITY DEVELOPMENT DIRECTOR JEFFREY GIBSON. WE HAVE A PROCLAMATION DECLARING OCTOBER AS NATIONAL COMMUNITY PLANNING MONTH. GIBSON. HI, JEFF. HAS EVERYONE MET YOU? LET ME GRAB THIS. I'LL READ THE PROCLAMATION AND GIVE IT TO YOU. WE HAVE A PROCLAMATION. WHEREAS CHANGE IS CONSTANT AND EFFECTS CITIES, TOWNS, BURROWS, TOWNSHIPS AND OTHERS, AND CAN HELP MANAGE THIS CHANGE IN A WAY THAT PROVIDES BETTER CHOICES FOR HOW PEOPLE WORK AND LIVE. COMMUNITY PLANNING PROVIDES AN OPPORTUNITY FOR ALL RESIDENTS TO BE MEANINGFULLY INVOLVED IN MAKING CHOICES THAT DETERMINE THE FUTURE OF THEIR COMMUNITY. AND THE FULL BENEFIT SAID REQUIRES PUBLIC OFFICIALS AND CITIZENS WHO UNDERSTAND SUPPORT AND DEMAND EXCELLENCE IN PLANNING AND PLAN IMPLEMENTATION. IN THE MONTH OF OCTOBER IS DESIGNATED AS NATIONAL COMMUNITY PLANNING MONTH THROUGHOUT THE UNITED STATES AND ITS TERRITORIES. AND THE AMERICAN PLANNING ASSOCIATION AND ITS PROFESSIONAL INSTITUTE, THE AMERICAN INSTITUTE OF CERTIFIED PLANNERS ENDORSE NATIONAL COMMUNITY PLANNING MONTH AS AN OPPORTUNITY TO HIGHLIGHT THE CONTRIBUTIONS, SOUND PLANNING AND PLANNING IMPLEMENTATIONS MAKE TO THE QUALITY OF OUR SETTLEMENTS AND ENVIRONMENT. AND WHEREAS THE CELEBRATION OF NATIONAL COMMUNITY PLANNING MONTH GIVES US THE OPPORTUNITY TO PUBLICLY RECOGNIZE THE PARTICIPATION AND DEDICATION OF THE MEMBERS OF PLANNING COMMISSIONS AND OTHER CITIZEN PLANNERS WHO HAVE CONTRIBUTED THEIR TIME AND EXPERTISE TO THE IMPROVEMENT OF THE

CITY OF MANHATTAN BEACH. NOW, THEREFORE BE IT RESOLVED ON BEHALF OF THE CITY COUNCIL AND RESIDENTS OF MANHATTAN BEACH, WE PROCLAIM OCTOBER, 2019 AS NATIONAL PLANNING MONTH AND IN DOING SO WE RECOGNIZE THE MANY VALUABLE CONTRIBUTIONS MADE BY PROFESSIONAL, COMMUNITY AND REGIONAL PLANNERS OF THE CITY OF MANHATTAN BEACH. AND EXTEND OUR HEARTFELT THANKS FOR THE CONTINUED COMMITMENT TO PUBLIC SERVICE BY THESE PROFESSIONALS. SO JEFFREY GIBSON, I WANT TO PROVIDE THAT TO YOU AND IF YOU WOULD LIKE TO SAY A FEW THINGS.

>> J. GIBSON: ON BEHALF OF THE MEN AND WOMEN ON THE PLANNING DEPARTMENTS AS WELL AS THE PLANNING COMMISSION I'M HAPPY TO ACCEPT THE PROCLAMATION. COMMUNITY DEVELOPMENT SEEMS TO TOUCH ALL PARTS OF THE CITY, IN THAT KIND OF INTERESTING CHALLENGE IS WHAT MAKES THIS JOB SO GOOD. ON BEHALF OF THOSE STAFF MEMBERS, WE'RE HERE TO CONTINUE OUR PARTNERSHIP WITH YOU, MAYOR AND COUNCIL, AND THE CITIZENS OF MANHATTAN BEACH TO MAKE CITY OF MANHATTAN BEACH MORE SUSTAINABLE AND GREENER IN THE FUTURE. THANK YOU. [ APPLAUSE ]

>> MAYOR HERSMAN: OCTOBER IS A BUSY MONTH FOR PROCLAMATIONS. IS OUR FIRE CHIEF DARYN DRUM HERE? SO DO WE HAVE ANYONE THAT WANTS TO-- THE CHIEF OF CHIEFS. [ LAUGHTER ]

>> MAYOR HERSMAN: WELL, I'M GOING TO READ THE PROCLAMATION. FOR NATIONAL PRIOR PREVENTION MONTH. SO THE CITY OF MANHATTAN BEACH IS COMMITTED TO ENSURING THE SAFETY AND SECURITY OF THOSE

LIVES AND VISITING. 357,000 HOME FIRES WERE RESPONDED TO IN 2017 ACCORDING TO THE NATIONAL FIRE PROTECTION ASSOCIATION. AND THERE WERE 2,623 HOME FIRE FATALITIES REPORTED IN THE UNITED STATES IN 2017 REPRESENTED 77% OF ALL U.S. FIRE DEATHS. OUR FIRE CHIEF, DARYN DRUM. COME ON DOWN. I KNOW YOU WERE BUSY. NEWER HOMES ARE BUILT WITH LIGHT WEIGHT MATERIALS THAT BURN FASTER THAN OLDER HOME CONSTRUCTIONS AND MANY OF TODAY'S PRODUCTS PRODUCE TOXIC GASES MAKING IT IMPOSSIBLE TO SEE AND BREATHE WITHIN MOMENTS. THESE CONTRIBUTE TO A MUCH SMALLER WINDOW OF TIME FOR PEOPLE TO ESCAPE SAFELY WITH PEOPLE HAVING AS LITTLE AS ONE TO TWO MINUTES TO ESCAPE FROM THE TIME THE ALARM SOUNDS. THE PLAN PROVIDES THE SKILL SET AND KNOW HOW TO QUICKLY AND SAFELY ESCAPE A HOME FIRE. INCLUDING TWO EXITS FROM EVERY ROOM IN THE HOME, A PATH TO THE OUTSIDE FROM EACH EXIT, SMOKE ALARMS AND A MEETING PLACE OUTSIDE WHERE EVERYONE IN THE HOME WILL MEET UPON EXITING. HOME FIRE ESCAPE PLANS SHOULD WE PRACTICED TWICE A YEAR, ENSURES EVERYONE KNOWS WHAT TO DO IN A REAL FIRE SITUATION. AND WHEREAS THE CITY OF MANHATTAN BEACH FIRST RESPONDERS ARE DEDICATED TO REDUCING THE OCCURRENCE OF HOME FIRES AND FIRE DEATHS AND INJURIES THROUGH PREVENTION AND PROPER EDUCATION. NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL AND THE RESIDENTS OF MANHATTAN BEACH DO HEREBY PROCLAIM OCTOBER 2019 AS NATIONAL FIRE PREVENTION MONTH. AND WE URGE ALL THE PEOPLE IN THE CITY OF MANHATTAN BEACH TO PROTECT THEIR HOMES AND FAMILIES BY HEAT

HIDING THE SAFETY MESSAGES AND SUPPORT THE MANY PUBLIC SAFETY ACTIVITY AND EFFORTS OF MANHATTAN BEACH'S FIRE AND EMERGENCY SERVICES. SO FIRE CHIEF DRUM, I'M GOING TO GIVE THAT TO YOU. AND YOU HAVE A FEW THINGS YOU WANT TO SAY ABOUT FIRE PREVENTION?

>> THANK YOU FOR THIS PROCLAMATION. I CAN'T TELL YOU THE IMPORTANCE OF FIRE PREVENTION IN OUR EFFORTS. THE BEST FIRE WE'VE EVER GONE ON IS THE ONE WE DON'T HAVE TO GO ON. I HAVE PERSONALLY SEEN THE DEVASTATION THAT AN A BURN INJURY CAN CAUSE TO A SURVIVOR OF A FIRE. AND I'VE SEEN THE EVEN MORE DIRE CONSEQUENCES AS A RESULT OF FIRE DEATHS IN THE HOME. WE TAKE FIRE PREVENTION IN THIS FIRE DEPARTMENT AND COMMUNITY SERIOUSLY. WE GIVE THE BEST EFFORT WE CAN. THIS MONTH WILL BE OUT IN THE ELEMENTARY SCHOOLS TOUCHING EVERY SECOND GRADER IN THE DISTRICT AND EDUCATING THEM ON THE DANGERS OF FIRE IN THE HOME. HOW TO HELP AVOID FIRES IN THE FIRE PREVENTION EFFORTS. AND WHAT TO DO IN THE EVENT YOU DO HAVE A FIRE IN YOUR HOUSE. WE'VE BEEN DOING THAT FOR PROBABLY 12 OR 14 YEARS NOW. AND IF WE'RE ABLE TO REACH THEM AT THE SECOND GRADE LEVEL WE HOPE TO SEE SUCCESS. WE WOULD LOVE THAT WE NEVER HAVE TO GO ON ANOTHER HOUSE FIRE. IF WE HAVE ONE, WE WANT TO BE THERE AND SERVE BRAVELY. BUT THE GOAL OF THE FIRE PREVENTION DIVISION IS PUT THE FIRE DEPARTMENT OUT OF BUSINESS. I DON'T KNOW IF WE'LL EVER BE ABLE TO ACHIEVE. THAT IS THE GOAL. THANK YOU FOR RECOGNIZING THE IMPORTANCE OF FIRE PREVENTION AND THE IMPORTANCE OF THE FIRE DEPARTMENT.

>> MAYOR HERSMAN: I THINK NEXT MONTH -- [ APPLAUSE ]

>> MAYOR HERSMAN: I BELIEVE NEXT MONTH ON ONE OF OUR AGENDAS, I DON'T REMEMBER WHICH IN NOVEMBER, WE WILL BE BRINGING THE SECOND GRADERS THAT WIN THE SAFE ROUTES ESCAPE TO THE COUNCIL. WE'LL FOLLOW-UP WITH THAT IN A BIT. THANK YOU VERY MUCH.

>> THANK YOU.

>> MAYOR HERSMAN: THANK YOU. WE HAVE TWO MORE PROCLAMATIONS. NATIONAL BREAST CANCER AWARENESS MONTH. SO I BELIEVE WE HAVE SOME SOROPTIMIST, KELLY ABLE. OKAY. DR. COPOLL. MARIA. HI. ALL RIGHT. SO LIKE YOUR T-SHIRT. THERE YOU GO. I THOUGHT ABOUT WEARING OURS TODAY. BUT DIDN'T GO. WHEREAS BREAST CANCER IS THE SECOND MOST COMMONLY DIAGNOSED FORM OF CANCER FOR WOMEN IN THE UNITED STATES AND IS EXPECTED TO BE DETECTED IN 268,000 AMERICAN WOMEN IN 2019. AND BREAST CANCER REMAINS THE SECOND LEADING CAUSE OF CANCER DEATH AMONG AMERICAN WOMEN. IT IS PROJECTED TO CLAIM 41,760 WOMEN IN THE U.S. IN 2019. AND ALTHOUGH MEN ARE NOT AS SUSCEPTIBLE TO DEVELOPING THIS FORM OF CANCER, 2,760 MEN ARE EXPECTED TO BE DIAGNOSED THIS YEAR. SURVIVAL RATES ARE PARTICULAR, MEN REPORT SYMPTOMS LESS FREQUENTLY AND THEREFORE AT A GREATER RISK OF DEVELOPING GREATER BREAST CANCER. DEATH RATES HAVE BEEN DECLINING AS A RESULT OF EARLIER DETECTION AND IMPROVED TREATMENT. MAMMOGRAPHY IS RECOGNIZED AS THE SINGLE MOST EFFECTIVE METHOD OF DETECTING

BEFORE PHYSICAL SYMPTOMS ARE SEEN OR FELT. NUMEROUS NONPROFIT ORGANIZATIONS AND BREAST CANCER SURVIVORS ARE DEDICATED TO DISCOVERING THE CURE FOR BREAST CANCER. WE ACKNOWLEDGE THE EXTRAORDINARY COMMITMENT AND EFFORT AND SUPPORT THOSE WORKING TOWARDS A CURE AND RECOGNIZE THE BREAST CANCER SURVIVORS AMONG US AND HONOR THEIR FAITH AND COURAGE. OVER 3.8 MILLION AMERICAN BREAST CANCER SURVIVORS TODAY GIVE US HOPE OF A BETTER FUTURE FOR THOSE AFFECTED BY BREAST CANCER. ON BEHALF THE CITY COUNCIL AND MANHATTAN BEACH, WE PROCLAIM OCTOBER AS NATIONAL BREAST CANCER AWARENESS MONTH AND ENCOURAGE ALL TO INVEST IN A HEALTHY FUTURE BY OBTAINING REGULAR BREAST CANCER SCREENINGS. KELLY FOGARTY AND DR. --

>> THANK YOU TO THE MANHATTAN BEACH POLICE DEPARTMENT AND COUNCIL. THAT'S WHO IS SELLING THESE T-SHIRTS TO RAISE FUND DURING OCTOBER. I HAVE MY LANYARD ON TOO. THEY HAVE REALLY GREAT STUFF AND THE MONEY RAISED FROM THE PROCEEDS OF THESE IS GOING TO BREAST CANCER. SO SUPPORT THEM. YOU WILL SEE THE POLICE DEPARTMENT AT THE MANHATTAN BEACH HOME TOWN FAIR THIS WEEKEND. AND THEY WILL BE SELLING THE SHIRTS. WE APPRECIATE THE PARTNERSHIP. WE'VE RAISED OVER \$2,000 WHICH WILL ALLOW US TO MAKE MORE BAGS WHICH REPRESENT OUR PROJECT TO HELP WOMEN STARTING CHEMOTHERAPY THROUGHOUT THE SOUTH BAY.

>> THESE BAGS ARE PRODUCED BY US FOR WOMEN UNDERGOING CHEMOTHERAPY FOR BREAST CANCER. SUPPORTING WOMEN WHO HAVE THIS



DISEASE WAS IMPORTANT TO US AND A WAY TO OUTREACH TO THE COMMUNITY TO SUPPORT THEM. WE THANK THE POLICE DEPARTMENT AND ALL DONORS FOR THEIR SUPPORT IN OUR PROJECT FOR SOROPTIMIST OF MANHATTAN BEACH.

>> MAYOR HERSMAN: MAYBE YOU CAN GIVE A SOROPTIMIST WHAT YOU DO. THESE PEOPLE --

>> IT'S BEEN HERE FOR 65 YEARS. AND WE ARE A WOMEN'S SERVICE ORGANIZATION, SOROPTIMIST IS A COIN WORD, MEANING BEST FOR WOMEN. WE ARE ALWAYS WORKING FOR PROJECTS THAT BRING EDUCATION OPPORTUNITIES, PRIMARILY TO WOMEN AND GIRLS. AND WE HAVE A SCHOLARSHIP WE AWARD TO A WOMAN ENROLLED IN EDUCATION COURSES AND IS SUPPORTING HERSELF INDEPENDENCE. WE HAVE A TEEN GIRLS PROGRAM. THIS IS OUR HEALTH OUTREACH INITIATIVE TO DEAL WITH WOMEN, AGAIN, IN OUR COMMUNITY, SPECIAL THE UNDERSERVED AREAS OF OUR COMMUNITY WITH BREAST CANCER. THAT'S SOROPTIMIST. THE ORGANIZATION OVERALL IS IN 120 COUNTRIES AROUND THE WORLD. WE'LL BE 102 YEARS OLD IN --

>> THANK YOU. [ APPLAUSE ]

>> MAYOR HERSMAN: ALL RIGHT. AND LAST BUT NOT LEAST, NATIONAL CYBERSECURITY AWARENESS MONTH. I'M GOING TO CALL THE INTERIM TECHNOLOGY DIRECTOR, LISA JENKINS, WHO IS OUR REAL HUMAN RESOURCES DIRECTOR. BUT SHE'S BEEN STEPPING INTO FOR US. AND SO I WANT TO READ THIS PROCLAMATION FOR YOU. CITY OF MANHATTAN BEACH RECOGNIZES IT HAS A VITAL ROLE IN IDENTIFYING, PROTECTING

AND RESPONDING TO CYBERTHREATS THAT HAVE IMPACT ON OUR INDIVIDUAL AND COLLECTIVE SECURITY AND PRIVACY. AND FINANCIAL SERVICES, TELECOMMUNICATIONS, UTILITIES, HEALTH CARE AND EMERGENCY RESPONSE SYSTEMS ARE INCREASINGLY RELIANT ON TECHNOLOGY. AND CITIZEN SCHOOLS, GOVERNMENT AGENCIES AND BUSINESSES RELY ON THE INTERNET TO CONDUCT BUSINESS, ENGAGE IN COMMERCE, ACCESS INFORMATION AND COMMUNICATE WITH FRIENDS AND FAMILY. AND NATIONAL CYBERSECURITY AWARENESS MONTH 2019 WILL EMPHASIS PERSONAL ACCOUNTABILITY AND STRESS THE IMPORTANCE OF TAKING PROACTIVE STEPS TO ENHANCE CYBERSECURITY AT HOME AND IN THE WORKPLACE. AND ACCORDING TO THE DEPARTMENT OF HOMELAND SECURITY, THIS YEAR'S OVERARCHING MESSAGE, OWN IT, SECURE IT, PROTECT IT. FOCUSES ON KEY AREAS INCLUDING CITIZEN PRIVACY, CONSUMER DEVICES AND E-COMMERCE SECURITY. ALL MANHATTAN BEACH RESIDENTS CAN SAFEGUARD THEMSELVES BY UTILIZING THE LATEST SOFTWARE AND IMPLEMENTING PREPAREDNESS MEASURES SUCH AS SECURING YOUR WI-FI NETWORK AND USING LONG AND COMPLEX PASSWORDS. NOW THEREFORE BE IT RESOLVED THE CITY COUNCIL AND RESIDENTS OF MANHATTAN BEACH PROCLAIM THE MONTH OF OCTOBER, 2019 AS NATIONAL CYBERSECURITY AWARENESS MONTH AND ENCOURAGE ALL OUR RESIDENTS TO RECOGNIZE THE IMPORTANCE OF TAKING THE APPROPRIATE MEASURES TO SECURE OUR CYBER ENVIRONMENT SO THAT ALL CITIZENS CAN TAKE ADVANTAGE OF THE DIGITAL INFORMATION THAT IS AVAILABLE TO US TO HELP EXPAND OUR KNOWLEDGE AND CONTINUE TO MAKE TECHNOLOGICAL

ADVANCES IN THE FUTURE. LISA, I WOULD LIKE TO GIVE YOU THAT. IF YOU WOULD LIKE TO SAY A FEW WORDS.

>> THANK YOU, MAYOR HERSMAN AND MEMBERS OF IT CITY COUNCIL. I WOULD LIKE TO THANK YOU FOR RECOGNIZING THE IMPORTANCE OF CYBERSECURITY. INTERNALLY WE'LL TAKE EFFORTS IN THE NEXT MONTH TO EDUCATE OUR EMPLOYEES ABOUT THE IMPORTANCE. AND WE HEARD A COUPLE OF PROCLAMATIONS ABOUT PROTECTING YOUR PHYSICAL HEALTH AND WELL-BEING. THIS IS ABOUT YOUR DATA. LONG AND COMPLEX PASSWORDS. THINKING OR TAKING A MOMENT BEFORE YOU CLICK ON A LINK IN AN EMAIL, HOVERING OVER THE SENDER NAME TO MAKE SURE IT'S COMING FROM WHO YOU THINK. AND SIGNING UP FOR ALERTS THROUGH CREDIT CARD AND BANKS TO BE INFORMED OF POTENTIAL SECURITY BREACHES ARE THINGS RESIDENTS AND BUSINESS OWNERS CAN IMPLEMENT DURING THIS MONTH. SO THANK YOU.

>> MAYOR HERSMAN: THANK YOU SO MUCH, LISA. [ APPLAUSE ]

>> MAYOR HERSMAN: BUSY MONTH, OCTOBER. OKAY. NEXT WE HAVE APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES. DO WE HAVE A MOTION TO APPROVE THE AGENDA? WE HAVE A MOTION BY RICHARD MONTGOMERY. SORRY COUNCILMEMBER MONTGOMERY. I'M READING RICHARD MONTGOMERY. SO THERE IT IS. AND COUNCIL HADLEY. WHAT IS YOUR MOTION?

>> MAYOR PRO TEM MONTGOMERY: APPROVAL OF AGENDA AND WAIVER OF CHANGES.

>> S. NAPOLITANO: I'M REGISTER MYSELF AS A NO VOTE ON ITEM 8 WITH THAT EXCEPTION.

>> MAYOR HERSMAN: ITEM WHAT?

>> S. NAPOLITANO: 8.

>> MAYOR HERSMAN: YOU DON'T WANT TO PULL, JUST REGISTER A NO VOTE.

>> MAYOR PRO TEM MONTGOMERY: EXCEPTION TO ITEM 8.

>> MAYOR HERSMAN: THANK YOU.

>> MOTION PASSES, 5-0.

>> MAYOR HERSMAN: THANK YOU. ALL RIGHT. PUBLIC COMMENTS. AT THIS TIME SPEAKERS MAY PROVIDE PUBLIC COMMENTS ON ANY MATTER THAT IS -- I'M SORRY -- COMMUNITY ANNOUNCEMENTS. I RUSHED IT. I GET TOO MANY NOTES ON HERE. SO DO WE HAVE ANY COMMUNITY ANNOUNCEMENTS? ONE MINUTE PER PERSON? TELL US WHAT'S GOING ON IN THE CITY. THANK YOU.

>> GOOD EVENING, MAYOR AND CITY COUNCIL MEMBERS. MY NAME IS DANA MURRAY, YOUR CITY'S ENVIRONMENTAL SUSTAINABILITY MANAGER. I'M SHEARING A WORKSHOP ON THE SCREEN, FREE FOR THE PUBLIC TO ATTEND IN TWO WEEKS. IT'S ON RESIDENTIAL SOLAR AND WE'LL INFORM, IT WILL COME UP IN A SECOND. HERE IT IS. IT WILL INFORM OUR RESIDENTS ON HOW THEY CAN GO SOLAR, HOW THEY CAN FIGURE OUT IF IT'S RIGHT FOR THEM. WE'RE PUTTING IT IN WITH PARTNERSHIP WITH THE SOUTH BAY GOVERNMENTS AND ECO MOTION. IT'S FREE. PEOPLE CAN RSVP ON THE LINK ON THE FLIER AND PEOPLE FROM OTHER CITIES ARE

WELCOME TO COME AND LEARN MORE. YOU CAN FIND US AT THE HOME TOWN FAIR WITH INFORMATION ON THIS WORKSHOP AND OTHER OPPORTUNITIES ALL WEEKEND. THANK YOU.

>> MAYOR HERSMAN: THANK YOU. THERE WE HAVE OTHER?

>> HI, MY NAME IS AMY STEWART. A CULTURAL ARTS SUPERVISOR FOR THE CITY OF MANHATTAN BEACH. AND I WANTED TO INVITE EVERYONE TO WHAT IS COMING UP, THE CERAMICS OPEN HOUSE AND ART MARKET THIS WEEKEND AS PART OF THE HOME TOWN FAIR. BECAUSE HOME TOWN FAIR IMPACTS OUR FACILITATE A LITTLE BIT WE EMBRACE IT AND OPEN UP OUR STUDIO. IF YOU HAVE NEVER SEEN THE STUDIO, WE WELCOME YOU TO COME IN. WE'LL DO THROWING DEMOS AND HAVE ACTIVITIES, FREE ACTIVITIES FOR KIDS. WE INVITE STUDENTS, STAFF AND INSTRUCTORS TO SELL THEIR WEARS IF THEY CHOOSE. SO THAT WILL ALL BE AVAILABLE THIS WEEKEND. IT'S FROM 10 TO 5. BOTH SATURDAY AND SUNDAY.

>> MAYOR HERSMAN: THANK YOU VERY MUCH.

>> BOB PERKINS. ONE OF THE EXCELLENT PROGRAMS THAT YOUR RECK DEPARTMENT'S OLDER ADULTS PROGRAM IS THE POETRY CIRCLE. WE MEET AT JOSLYN FROM 1:30 TO 3:30 P.M. EVERY SECOND AND FOURTH TUESDAY OF EACH MONTH. AND ALL ARE INVITED TO THAT. BUT THE REASON I'M HERE TONIGHT IS WE ALSO INTERACT SOME WITH FREQUENTLY WITH THE MIRA COSTA STUDENTS. AND AT THE HOME TOWN FAIR WE'LL BY DOING A JOINT POETRY READING WITH IT LOOKS LIKE SOMEWHERE BETWEEN 8 AND 10 MIRA COSTA STUDENTS AND A SIMILAR NUMBER OF

OLDER ADULTS. JOSLYN CENTER, 3:00 P.M. AT OUR GENERATIONAL POETRY READING. ALL ARE WELCOME. THANK YOU.

>> MAYOR HERSMAN: THANK YOU VERY MUCH.

>> HELLO, PRESIDENT OF THE HOME TOWN FAIR. I WAS GOING TO REMIND EVERYONE ABOUT THE HOME TOWN FAIR BUT IT LOOKS LIKE EVERYONE KNOWS. I WANT TO REMIND EVERYONE, COME OUT FOR A GREAT TIME. AND WE'RE GOING TO HAVE GREAT WEATHER. WE HAVE THE SOROPTIMIST IN OUR WINE GARDEN. SO COME OUT SO THEY CAN CONTINUE WITH THEIR CANCER FUNDRAISING AND MIRA COSTA BOOSTER GROUPS ARE IN THE BEER GARDEN. WE HAVE GREAT FOOD AND GAMES AND PARADE. LOOKING FORWARD TO SEEING EVERYONE THERE. AND THANK YOU, CITY COUNCIL. ESPECIALLY THANK YOU COUNCILMEMBER MONTGOMERY FOR ALL YOUR SUPPORT AND TO PARKS AND REC AND PUBLIC WORKS AND POLICE AND FIRE.

>> MAYOR PRO TEM MONTGOMERY: WHAT TIME THE PARADE?

>> 10:00. IF YOU BLINK YOU WILL MISS IT. BE THERE AT 10:00. IT GOES UNTIL ABOUT 10:30. WE'LL SEE YOU THEN.

>> MAYOR HERSMAN: THANK YOU. ANY OTHER COMMUNITY ANNOUNCEMENTS?

>> IF I COULD ADD TO THAT. WE'RE POSTING ROAD CLOSURES ON THE CITY WEBSITE SO PEOPLE KNOW WHERE THE IMPASSE MIGHT BE FOR VEHICLES AS WE TYPICALLY DO FOR THE OLD HOME TOWN FAIR.

>> MAYOR HERSMAN: OKAY. THANK YOU. ANY OTHER COMMUNITY EVENTS? PRO TEM MONTGOMERY.

>> MAYOR PRO TEM MONTGOMERY: I HAVE ONE. THOSE OF YOU THAT ARE HEARING AIRPLANES GOING OVER OUR HEADS, EMAIL ME OR ANYONE AT COUNCIL. LAX LIAISON IS ALSO THE HAWTHORN LIAISON. DON'T ASSUME I CAN HEAR THE SAME EMAIL YOU CAN. EMAIL SO WE CAN MAKE A LOG, HAWTHORN, YOU NEED TO LET US KNOW WHEN AND THE TIME. WHAT TIME, WHAT DAY YOU HEARD IT. THAT'S THE KEY TO REPORT TO THE FAA WHEN THE AIRPORT MEETS, THEY HAVE A DETAILED LOG AND CHECK WAS IT OUR LIGHT, JOHN WAYNE OR LAX. THAT IS THE INFORMATION THEY NEED. EMAIL ALL OF US. BUT MAKE SURE YOU HIT MY EMAIL AT R MONTGOMERY. THE MORE INFORMATION YOU GIVE ME HELPS US TO MOVE IT FORWARD. WE'RE THE JET WAY FROM HAWTHORN OUT TO THE OCEAN. THAT IS GOING ON. CALL OR EMAIL. WE'LL GO FROM THERE.

>> MAYOR HERSMAN: I HAVE A COUPLE OF ANNOUNCEMENTS. I WASN'T SURE IF ANYBODY ELSE WOULD -- THE COG, THE SOUTH BAY IS HAVING A FOOD WASTE. IT'S THIS COMING THURSDAY FROM 7 TO 9:00 P.M., OCTOBER 3 AT MIRA COSTA HIGH SCHOOL. IT'S PART OF THE SOUTH BAY ADULTS SCHOOL. IT WILL BE AT MIRA COSTA FROM 7 TO 9. IT'S GOING TO TEACH US ALL WHAT WE CAN I CAN'T -- YOU KNOW, WAYS TO REDUCE OUR FOOD WASTE AND IT SHOULD BE A GREAT MEETING. THE SANITATION DISTRICT OF L.A. IS GOING TO BE THERE PRESENTING. SO IT SHOULD BE REALLY INTERESTING FOR EVERYONE. GOT ANOTHER ONE. THERE IS AN ORGANIZATION CALLED VOLLEY FOR SOUND. AND THE GAL WHO HAS STARTED THIS, KELSEY BRANDON WAS HOPING TO BE HERE. I'M GUESSING SHE'S NOT. SHE'S HOPING TO GET HERE IN TIME. VOLLEY FOR

SOUND IS BENEFITS OUR DEAF IN THE COMMUNITY. KELSEY IS DEAF. LAST YEAR THEY STARTED THIS WITH A VOLLEYBALL TOURNAMENT AND THEY HAVE PROFESSIONAL VOLLEYBALL PLAYERS COME AND PLAY WITH THE TEAMS. AND THEY ALL WEAR EAR PROTECTION SO THAT CAN'T HEAR EACH OTHER. AND SO THAT IT GIVES A SENSE OF WHAT THEY GO THROUGH, THOSE WHO ARE DEAF AND HARD OF HEARING, TO YOU KNOW, PLAY A SPORT OR YOU KNOW, JUST IN LIFE. SO IF YOU CAN GO OUT TO THAT, IT'S OCTOBER 19TH. IN HERMOSA BEACH. AND JUST WANTED TO LET YOU KNOW ABOUT THAT. AND ONE LAST ONE. ASSEMBLY MEMBER MARE SUCHY IS HAVING A VAPING TOWN HALL AT MANHATTAN BEACH MIDDLE SCHOOL MONDAY OCTOBER 14TH. ALL PARENTS, GRANDPARENTS, WHOMEVER, INTERESTED IN VAPING. THERE WILL BE ALL KINDS OF EXPERTS TO SPEAK ON THIS ISSUE. SO IT'S AT MBMS GYM FROM 6:30 TO 8:00. SO HOPE WE GET A LOT OF PEOPLE OUT FOR THAT. ALL RIGHT. NO OTHER ANNOUNCEMENTS. WE WILL COME TO PUBLIC COMMENTS. SPEAKERS MAY PROVIDE PUBLIC COMMENTS ON ANY MATTER THAT IS WITHIN THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL, INCLUDING ITEMS ON THE AGENDA. WE DO HAVE A PUBLIC HEARING TODAY ON UNDERGROUNDING. IF SOMEONE HAS A PUBLIC COMMENT ON THAT, THEY MIGHT WANT TO WAIT FOR THE PUBLIC HEARING BECAUSE THEN THE COMMENTS WILL BE PART OF THE RECORD OF THE PUBLIC HEARING. LOOKS LIKE WE HAVE OUR FIRST.

>> WINESTEIN, LOCAL RESIDENT TO TALK ABOUT TWO TOPICS. THE FIRST IS ON TEDXFUNDING. I'M HERE TO REQUEST AN INCREASE OF ADDITIONAL \$3,500 FROM ANNUAL TEDXEVENT. IN PRIOR YEARS THE



TOTAL OF \$5,000 WAS PROVIDED THE CURRENT BUDGET ALLOWS FOR 1,500. IT HAS ELEVATED THE COMMUNITY BY PROVIDING AN OPPORTUNITY, BOTH YOUNG AND OLD TO LEARN IN AN ENVIRONMENT THAT ENCOURAGES INTERACTION AND COLLABORATION. SO MUCH OF THE WORLD IS FOCUSED AROUND SOCIAL MEDIA, WE LISTEN TO PODCASTS ORIGIN OUR COMMUTES, SHARE ARTICLES ON FACEBOOK BUT WHEN DO WE COME TOGETHER IN PERSON AND HAVE THOUGHT PROVOKING CONVERSATIONS. TEDXINVITES ALL TO DO THIS. IN ORDER TO CONTINUE TO PROVIDE THIS OPPORTUNITY, TEDXMANHATTAN BEACH REQUIRES FINANCIAL SUPPORT. TICKET PRICE FOR SENIORS AND STUDENTS AS LOW AS \$35 AND LOCAL EDUCATORS ATTEND FREE OF CHARGE. THE NORMAL RATE IS \$95. THAT'S A SIGNIFICANT DISCOUNT. THE FEEDBACK THAT MBF RECEIVES IT'S GREATLY APPRECIATED BY THE TOWN AND THE PEOPLE WHO ATTEND IT. WE WOULD LIKE THE CITY COUNCIL TO CONTINUE TO SUPPORT IT. IT IS IMPORTANT TO NOTE TONIGHT IS ALSO OUR FIRST MBEF OFFICIAL BOARD MEETING OF THE NEW SCHOOL YEAR, WHICH IS WHY THERE AREN'T MORE HERE. I BELIEVE MOST EMAILED YOU OVER THE LAST COUPLE OF DAYS. I'M ALSO HERE TO SPEAK AGAINST VAPING IN PUBLIC AND THE SALES OF VAPING PRODUCTS IN MANHATTAN BEACH. IT'S IMPORTANT TO NOTE ON THIS ISSUE, I'M JUST A LOCAL CITIZEN, NOT REPRESENTING ANY OTHER GROUP. FOR SURE, WE SHOULD BAN ANY FUTURE TOBACCO LICENSES GIVING OUT IN THE CITY OF MANHATTAN BEACH. IT SEEMS LIKE HARDLY ANY OPPOSES THAT. EVEN SMALL BUSINESSES WOULDN'T WANT FUTURE POTENTIAL COMPETITION. CHANGE IS HARD AND USUALLY SLOW. OVER THE

PAST 30 YEARS SMOKING HAS BEEN REMOVED FROM MANY PUBLIC AREAS NOT LIMITED TO AIRPLANES, RESTAURANTS AND ANYONE OUTDOORS IN THE CITY OF MANHATTAN BEACH. I WOULD PERSONALLY SUPPORT A TOTAL BAN, CIGARETTES ARE NOT THE PROBLEM. FLAVORED VAPING PRODUCTS TARGET TEENAGERS AND CHILDREN. WALKING BEHIND THE PRODUCT WANT TO BREATHE IT IN INSTEAD OF THE NORMAL TOBACCO SMELL FROM A CIGARETTE. THE AMERICAN JOURNAL OF PREVENTIVE MEDICINE, FOUR OUT OF FIVE STARTED WITH A FLAVORED PRODUCT. KIDS REPORT VAPING AS EARLY AS 12. WE NEED TO MAKE IT AS TOUGH AS POSSIBLE FOR OUR KIDS TO ACCESS AND USE THE PRODUCTS, ESPECIALLY THOSE TARGETED FOR THEM. I KNOW THERE ARE BE OTHER WAYS FOR THEM TO BUY THEM ONLINE AND FROM FRIENDS AND ONE SMALL STEP WON'T STOP THE PROBLEM. [BEEPING]

>> MAYOR HERSMAN: THANK YOU.

>> HI, MAYA CLEM. A CITIZEN HERE AT MANHATTAN BEACH. I'M HERE TO SPEAK ON TEDXAND THE VAPING CONVERSATION. WISH MADE VERY GREAT POINT. I WANTS TO REITERATE AN INCREASE THE FUNDED BY \$3,500 TO RESTORE TO PREVIOUS LEVELS OF \$5,000. ALLOWS FOR SENIORS AND STUDENTS TO GO AT A DISCOUNTED RATE AND EDUCATORS TO GO FREE OF CHARGE. IT'S A COMMUNITY BUILDING PROGRAM THAT SHOULD BE CONTINUED TO BE SUPPORTED. I'M HERE AS A CONCERNED CITIZEN AND A MOTHER OF THREE YOUNG CHILDREN TO GIVE ME -- I UNDERSTAND THIS IS A NEW SITUATION AND MANY SMALL BUSINESSES RELY ON WALK-IN CUSTOMER BASE THAT TOBACCO SALES PROVIDE. AT A MINIMUM WE

SHOULD FOLLOW IN THE FOOTSTEPS OF NEW YORK AND MICHIGAN WHICH BANNED FLAVORER VAPING PRODUCTS, TARGETING TEENS AND CHILDREN WHO HAVE BECOME GUINEA PIGS. THE SMOKE EMITTED BY THEM IS NOT HARMLESS. CONTAINS TOXIC CHEMICALS INCLUDING CARCINOGENS. I FEEL WE NEED TO DO WHAT WE NEED TO DO TO MAKE IT THAT MUCH HARDER. THANK YOU.

>> MAYOR HERSMAN: THANK YOU.

>> GOOD EVENING, MAYOR HERSMAN AND COUNCIL. MY NAME IS BEN DEL. AND I'M THE PRINCIPAL AT MIRA COSTA HIGH SCHOOL FOR THE PAST 10 YEARS, ALSO A RESIDENT IN THE COMMUNITY. MY WIFE AND I HAVE FOUR CHILDREN, ONE WHO GRADUATED AND THREE IN SCHOOL. HERE TO SPEAK BRIEFLY ABOUT VAPING. AND THE DISCUSSION YOU HAD BEFORE YOU TONIGHT, APPRECIATE THE OPPORTUNITY. I THOUGHT ABOUT WHAT I WOULD SAY IMAGINING IN YOUR MIND, THE WORD THAT KEPT COMING IN WAS EPIDEMIC. THAT'S A STRONG WORD. I DIDN'T WANT TO USE IT UNLESS I KNEW WHAT THE MEANT. I GOOGLED WHAT QUALIFIES AND LET ME READ IT TO YOU. EPIDEMIC REFERS TO AN INCREASE, OFTEN SUDDEN IN THE NUMBER OF CASES OF A DISEASE ABOVE WHAT IS NORMALLY EXPECTED IN THAT POPULATION OR AREA. SO IF I COULD READ IT ONE MORE TIME. EPIDEMIC REFERS TO AN INCREASE OFTEN SUDDEN IN THE NUMBER OF CASES OF VAPING ABOVE WHAT IS NORMALLY EXPECTED IN THE POPULATION. LET'S TALK ABOUT THAT. I WANT TO GIVE YOU ROUGH NUMBERS. FIRST SEVEN YEARS I WAS AT MIRA COSTA EVERY MONTH WE HAVE A DRUG DOG THAT COMES TO THE CAMPUS. AND THAT DRUG DOG WILL

VISIT APPROXIMATELY EIGHT TO 10 CLASS CLASSROOMS. AT 80 A YEAR FOR SEVEN YEARS, 560 CLASSROOMS, MULTIPLIED BY THE AVERAGE CLASS SIZE, YOU GET 16,240 BACKPACKS THAT DOG SMELLED. OVER THAT SEVEN YEARS, I WOULD SAY, TOTAL WE MAYBE HAD A HANDFUL OF HITS. THAT'S A LOW NUMBER. EVEN IF IT WAS 1%, THAT'S 162 BACKPACKS. IT DIDN'T COME CLOSE TO THAT. WE'RE TALKING A HANDFUL EVERY MONTH FOR 7 YEARS, I WOULD MEET WITH SECURITY AND SAY, HOW MANY BACKPACKS? NONE, OVER AND OVER. UNTIL THE FALL OF 2017. IN THE FALL OF 2017 SUDDENLY, THE DOGS HITTING ON MULTIPLE BACKPACKS IN EVERY CLASSROOM. AND WE STARTED HAVING A DRASTIC INCREASE IN THE NUMBER OF SUSPENSIONS. PRIOR TO THE FALL OF 2017, IF WE HAD 10 SUSPENSIONS IN A YEAR, THAT WAS A LOT. AND NOW WE'RE HAVING THAT A MONTH WHEN IT COMES TO VAPING. AND SO IF YOU WANT TO TALK ABOUT AN EPIDEMIC, A SUDDEN INCREASE IN WHAT IS NORMALLY EXPECTED. THAT IS A PROBLEM FOR US ON THE CAMPUS. NOW, THE PROCESS IS WORKING IN THAT IT'S DRASTICALLY LESS IN THE SPRING. WE HIT IT HARD IN THE FALL, THE DRUG DOG. CHIEF ABELL AND THE SUPERINTENDENT HAVE BEEN GOOD ABOUT AN AGREEMENT TO SITE ON THE FIRST OFFENSE. AND THE DIVERSION PROGRAM WORKS WELL. THIS SEEMS LIKE A NATURAL NEXT STEP TO HAVE A CITYWIDE BAN. AND I APPRECIATE YOUR TIME.

>> MAYOR HERSMAN: THANK YOU. [BEEPING]

>> HI, EVERYONE. I'M ROSE AHRENS, THE PRINCIPAL OF MANHATTAN BEACH MIDDLE SCHOOL. I'M ALSO HERE TO TALK ABOUT

VAPING. AND MINE IS REALLY JUST ABOUT WHAT'S HAPPENING AT THE MIDDLE SCHOOL. LAST YEAR I WOULD SAY WE DEFINITELY SAW MORE VAPING GOING ON. THE CHALLENGE WE FACED AT THE MIDDLE SCHOOL WAS HOW TO MONITOR AND HOW TO CATCH OUR STUDENTS. AND WHEN I SAY, CATCH, THE GOAL WAS NOT TO GIVE THEM CONSEQUENCES. IT WAS REALLY TO HAVE A CONVERSATION ABOUT THE DETRIMENTAL EFFECTS AND WHY THEY SHOULDN'T. THAT BEING SAID, WHAT WE SAW WAS THAT MANY OF OUR MIDDLE SCHOOLERS THAT STARTED VAPING DIDN'T KNOW HOW TO STOP. THE TRANSITION, WE SAW THIS AS A GATEWAY TO VAPING THC. THAT HAPPENED SURPRISINGLY FAST. THERE ARE CERTAIN STUDENTS WE SAW THIS HAPPENING WITH. ANOTHER ONE OF THE CHALLENGES THAT WE FACED AT THE MIDDLE SCHOOL AND I THINK WE ALL FACE AT PARENTS AND ADULTS, WE AS ADULTS THAT DON'T VAPE AREN'T NECESSARILY AWARE OF THE PARAPHERNALIA AND APPARATUSES. THERE ARE THINGS WE DON'T SEE AS ADULTS. WE THINK THEY ARE JUMP DRIVES OR A PEN OR A HIGHLIGHTER, THE HARD DRIVE. SO THAT WAS ANOTHER CHALLENGE THAT WE FACE AT THE MIDDLE SCHOOL AS A RESULT THE ADULTS AND PARENTS WE'RE TRYING TO EDUCATE. I WANT TO SAY THAT I APPRECIATE THE CONVERSATION THAT IS TAKING PLACE TONIGHT. AND I APPRECIATE THE PARTNERSHIP THAT WE HAVE WITH THE CITY AND IMPLORE YOU TO CONSIDER THE MESSAGE THAT WE'RE SENDING TO OUR YOUNG ADULTS ABOUT HOW WE, YOU KNOW, HOW WE REALLY DON'T WANT THEM TO PARTAKE AND EDUCATE THEM ON SAYING NO AND HOW WE GO ABOUT THAT. SO THANK YOU.

>> MAYOR HERSMAN: THANK YOU.

>> I'M SPEAKING ON BEHALF OF PENNEKAMP MEMBERS IN 2008. I ATTENDED MANHATTAN BEACH MIDDLE SCHOOL FROM 2008 TO 2010. I HAVE A STORY TO SHARE WITH YOU. WE'RE LOOKING AT A REALLY SCARY EPIDEMIC RIGHT NOW. I THINK THAT IT'S IMPORTANT TO FIND THE SOLUTIONS THAT WILL HELP PROTECT THE KIDS IN THIS TOWN. SO HERE'S MY STORY. MY FRIENDS, THEY LOOK LIKE ME. WERE TAKING THE BUS,

>> MAYOR HERSMAN: CAN YOU MAKE SURE YOU SPEAK INTO THE MICROPHONE.

>> TAKING THE BUS TO THE EL CAMINO SWAP MEET OR CHINATOWN, TO BUY SWITCH BLADES AND BUTTERFLY KNIVES BECAUSE IT WAS THE COOL ITEM TO HAVE. BEING TEENAGERS, THEY LIKE TO PUSH THE LIMITS, NOT JUST TO HAVE IT BUT TO FLIP THE KNIVES ON CAMPUS AND EVEN, YOU KNOW, MAYBE UNDER THEIR DESK IN CLASS. CRAZY TO THINK BUT WE'RE SEEING THE SAME WITH VAPING. AND TO SAY THERE IS AN DIAGNOSTIC IS TRUE, NOT JUST IN TEENAGE STUPIDITY. BUT ADDICTION IS A MENTAL HEALTH EPIDEMIC. WHERE IS THE PSYCHIATRIST WEIGHING IN ON THIS? I'M SHAKING UP RIGHT NOW. ONE OF THE DIFFERENCES BETWEEN WHEN I WAS IN MIDDLE SCHOOL AND NOW, THEY HAVE UBER AND AMAZON AND NICOTINE IS NOT KNIVES. IT'S HARDER TO PUT THE VAPES DOWN. I WOULD LIKE TO READ SOMETHING I READ REAL QUICK. IT STARTS WHEN THEY TRY IT WITH THEIR FRIEND AND LIKE IT. IT STOPS WHEN THEY BELIEVE THAT THE NEGATIVE LONG-TERM IMPACTS, MONEY

WAISTS, PREMATURE AGES, POTENTIAL LUNG DAMAGE OR CANCER OUTWEIGH THE -- INCREASE ALERTNESS AND FOCUS. DECREASE APPETITE, EMOTIONAL COPING. THAT HAS TO COME FROM BETTER HEALTH AND MENTAL HEALTH EDUCATION AND HONEST CONVERSATIONS AT HOME. I PERSONALLY REALLY LOVE TO HELP THE SCHOOL BOARD DEVELOP EDUCATION AROUND THIS ALL LOOKS LIKE SO THE PARENTS CAN GET WITH THE TIMES AND MAYBE SEE WHAT'S HAPPENING WITH THEIR KIDS EARLY ON. YOU KNOW? NOW WE HAVE A GENERATION THAT'S TRIED NICOTINE AND LIKED IT. FOR THE SAKE OF THEIR FUTURE, YOU NEED TO ADDRESS THE PROBLEM HEAD ON, NOT THROUGH CLOSING A COUPLE OF SMALL AVENUES. IF YOU KNOW THINK THAT'S GOING TO STOP THEM, YOU CLEARLY NEVER MET A SMOKER.

>> MAYOR HERSMAN: THANK YOU.

>> HELLO, I'M JOHN CHAYKOWSKY. I WOULD LIKE TO THANK BEN, DALE AND OTHER FACULTY FOR TALKING ABOUT THE VAPING EPIDEMIC. I AGREE IT IS. ANYTHING YOU AS A COUNCIL CAN DO, ANY LEGISLATION OR ANYTHING YOU CAN DO FOR THE CITY TO PUT A HINDRANCE TO THIS, STOP IS IT, WILL BE SO APPRECIATED BY EVERYONE. PARENTS, AND THE CHILDREN DOWNSTREAM AS WELL. OKAY? NOW, SO PLEASE TAKE WHATEVER ACTION YOU CAN. OKAY. NOW THE OTHER THING THAT I'M HERE FOR, WHICH YOU KNOW, IS THIS OBJECT THEY CALL IT ART. AND I WON'T ARGUE. THERE IS A BIG WHIRLING, SPINNING, MULTICOLORED THING PUT IN THE GREENBELT ALONG WITH THE TREES, ROCKS AND DIRT AND THINGS THEY HAVE THIS METAL SPINNING OBJECT. IT'S QUITE ANNOYING FOR THE PEOPLE THAT LIVE RIGHT BY THAT. NOW, I HAVE, IF YOU CALL IT

A PETITION OR REQUEST, LET ME READ IT. CITY COUNCIL MEMBERS, WE THE UNDERSIGNED REQUEST THE CITY OF MANHATTAN BEACH TO REMOVE THE MULTICOLORED STRUCTURE ART OR ART PIECE THAT IS FROM ITS RECENTLY INSTALLED LOCATION GREENBELT NEAR ARDMORE AND 2NDSTREET. IT'S IN WITH THE BEAUTIFUL TREES AND IT'S ANNOYING FOR THOSE OF US WHO LOOK OUT AND SEE LOOK HOW PLEASANT UNTIL THEY MOVE AND PUT THAT IN. WE SURELY WOULD APPRECIATE YOU HAVING THAT REMOVED. HERE IS A LETTER FROM ABOUT A HALF A DOZEN LOCAL RESIDENTS THAT HAVE TO LOOK AT IT DAILY. WE DO NOT WANT IT. PLEASE TAKE WHATEVER ACTION YOU CAN AS SOON AS POSSIBLE TO GET THAT OUT. I'LL SAY ONE COMMENT. I WAS OUT THERE TAKING A PICTURE, WHICH I SENT TO EACH OF YOU. ONE PERSON THAT WALKED BY HAD AN INTERESTING COMMENT. IT'S A NICE WHIMSICAL THING. IT LOOKS LIKE IT SHOULD BE AT DISNEYLAND. I AGREED. IT DOESN'T BELONG IN THE GREENBELT OR THE BEAUTIFUL VIEWS YOU KNOW WE HAVE. PLEASE, PLEASE, PLEASE TAKE THAT WHIMSICAL THING, GIVE IT TO DISNEYLAND OR METLOXS IN STRUCTURES IN A MORE URBAN AREA THAN OUR PLEASANT GREENBELT AND VIEWS. THANK YOU VERY MUCH.

>> MAYOR HERSMAN: THANK YOU.

>> HELLO. I'M KATE BERGEN. A LOCAL RESIDENT. YOU MAY HAVE GOTTEN A FEW EMAILS ABOUT TEDX. SOME OF YOU THINK I WAS BEHIND IT, IT WASN'T ME. TEDX IS RESPONSIBLE. THE CITY OWNS TEDXMANHATTAN BEACH. THE EMAILS WERE FROM A DEEP CROSS SECTION OF THE COMMUNITY, YOUNG, OLD, PROFESSIONALS, TEACHERS, STUDENTS



MBEF AND ROTY TO NAME A FEW. TEDXMB TOUCHED SO MANY OVER THE YEARS. IT'S TRULY A SPECIAL EVENT. FOR 10 YEARS OUR UNPAID VOLUNTEER TEAM WORKED TO FIND COMMUNITY CONNECTIONS TO MAXIMIZE ENTERTAINMENT ACROSS THE COMMUNITY. WE BROUGHT THE STANFORD TO TEDXMANHATTAN BEACH. MIDDLE SCHOOLERS MADE A REMOTE-CONTROL CAR AND A FORK THAT TURNS PASTA. WE HAD THE SPARK TRUCK, USING PRODUCTION WASTE FROM MANUFACTURING PLANTS AND THEN PACIFIC ELEMENTARY BUILT A MAKER SPACE AND ALL THE ELEMENTARIES FOLLOW. WE DROP SEEDS. IT'S UP TO THE COMMUNITY TO WATER THEM. WHEN THE AP COMPUTER SCIENCE STARTED AT COSTA, WE CONTACTED A TED SPEAKER WHO SAID YOU CAN CODE ANYTHING, EVEN A BANANA. HE DONATED KITS AND TEDXMANHATTAN BEACH BOUGHT THE REST OF THE SUPPLIES. AND WE ASKED THE STUDENTS TO EXHIBIT THEIR CODING PROJECTS AT TEDXMANHATTAN BEACH. ONE YEAR MBMS WORKED WITH GOOGLE ENGINEERS TO BUILD VIRTUAL REALITY 3D GLASSES FOR ATTENDS EASIES. WE WERE ASKED TO PROVIDE SIGNERS AT THE EVENT SO THEY COULD COME. THE \$35 IS THE AGREEMENT WITH THE CITY. COUNCIL WAS 100% BEHIND IT AND WANTED TO BE SURE THE EVENT WAS ACCESSIBLE FOR ALL. I THINK THE MOST DIFFICULT PART IS THAT WE THOUGHT WE HAD A PARTNERSHIP WITH THE CITY. WE SHARED A COMMON GOAL OF BRINGING GREAT IDEAS TO OUR COMMUNITY AND BEING A FORWARD THINKING AND INNOVATIVE COMMUNITY, THAT RESIDENTS ARE PROUD OF AND OTHERS WANT TO BE A PART OF. WE ARE NOT AN EXPENSE. PERHAPS IT'S OUR FAULT FOR NOT CONTINUING TO EDUCATE COUNCIL. ARE FOR THAT, I TAKE FULL

RESPONSIBILITY. I HOPE YOU HAVE SEEN WHAT TEDXMANHATTAN BEACH MEANS TO OUR COMMUNITY THROUGH THE EMAILS. THEY ALL AGREE IT'S SOMETHING SPECIAL AND MAKES OUR COMMUNITY STAND APART FROM THE REST. I HOPE WE CAN REKINDLE OUR PARTNERSHIP AND THE CITY OF MANHATTAN BEACH WILL BE PROUD TO SAY TEDXMANHATTAN BEACH BELONGS TO MANHATTAN BEACH. THANK YOU.

>> HI, MY NAME IS COLLEEN SOLIS, A RESIDENT OF MANHATTAN BEACH. IT'S BEEN MY HONOR AND PLEASURE TO WORK WITH TEDXMANHATTAN BEACH FOR THE PAST NINE YEAR. THE LAST FOUR, IN CHARGE OF THE EXHIBIT HALL. EVERY YEAR WE TRY TO PUT ON A GREAT EXHIBIT HALL THAT DELIGHTS OUR ATTENDEES AND INSPIRES THEM TO TRY THINGS, NEW THINGS THEY HAVE NEVER THOUGHT OF BEFORE. A LOT OF THOSE ITEMS ARE SCIENCE-BASED. A LOT OF ART AS WELL. IT REALLY JUST OPENS UP EVERY BODY'S EYES TO WHAT IS POSSIBLE IN THE 21STCENTURY. I'VE SEEN SENIORS WEARING VIRTUAL REALITY GLASSES AND EXPERIENCING THAT FOR THE FIRST TIME. SECOND GRADERS TEACHING ABOUT ELECTRONIC CIRCUITRY USING PLAY-DOH. THE A.P. ENVIRONMENTAL SCIENCE STUDENTS WORKING AN EXHIBIT WITH A WORLD-RENOWNED SEISMOLOGIST. TO KIND OF PIGGYBACK ON WHAT KATE SAID. THE A.P. COMPUTER SCIENCE GROUP THAT WE HELPED FUND AND GIVE THE MAKER SPACE PROJECTS TO NOT ONLY DO THEY HAVE THEIR PROJECTS AT TEDX, BUT THEY HAVE ALSO WITHIN THE CURRICULUM DO A BIG NIGHT THEY USE FOR THE COMMUNITY AND FOR THEIR PARENTS AND COMMUNITY MEMBERS. THESE EXHIBITS REALLY DO INSPIRE STUDENTS, OUR OLDER

RESIDENTS, OUR PARENTS, OUR TEACHERS, AND OUR ADMINISTRATIVE STAFF IN ALL ASPECTS OF MANHATTAN BEACH AND MANHATTAN BEACH UNIFIED SCHOOL DISTRICT TO TRY THINGS THEY HAVE NEVER DONE BEFORE. WE ALSO FEED ONE THOUSAND PEOPLE REALLY GOOD AND HEALTHY FOOD. AND OUR ATTENDEES ALSO PARTICIPATE IN COMMUNITY ART PROJECTS, PAINTING, WEAVING, BUILDING 3-D STRUCTURES OUT OF CARDS. AND THAT COMMUNITY ART MUCH OF IT IS WITHIN OUR SCHOOLS AND I THINK EVEN SOMEPLACE IN THE CITY AS WELL. OUR ATTENDEES LOVE OUR HANDS-ON INTERACTIVE EXPERIMENTS THAT OPEN THEIR EYES AND MINDS. AND IT IS MY HOPE THAT THE CITY WILL RESTORE THE FUNDING TO THE \$5,000 LEVEL BECAUSE WE REALLY NEED IT TO HELP PUT A ROBUST AND INTERESTING EXHIBIT HALL TOGETHER FOR THE COMMUNITY AND FOR PEOPLE TO THINK ABOUT THOSE THINGS AND TAKE THEM DOWN INTO THEIR DAILY LIVES AND CONTINUE IN THAT SPIRIT FOR THE REST OF THE YEAR. SO THANK YOU.

>> MAYOR HERSMAN: THANK YOU.

>> HELLO, COUNCILMEMBERS. I'M A MANHATTAN BEACH RESIDENT SINCE 1985. I RAN A BUSINESS IN THE CITY FOR 25 YEARS. MY SONS OLIVER AND WYATT ATTENDED K-12 IN THE MANHATTAN BEACH PUBLIC SCHOOLS. AND PARTICIPATED IN MAYOR'S YOUTH COUNCIL. PLANNING TO AGE IN PLACE IN MANHATTAN BEACH. I'M COMMITTED TO OUR COMMUNITY REMAINING INCLUSIVE, MULTIGENERATIONAL, INTERESTING AND THRIVING. I URGE YOU TO CONSIDER REINSTATING THE FUNDING OF \$5,000 TO TEDXMB. ALLOW ME TO FOCUS ON THE IMPACT OF THIS ON OUR

COMMUNITY. IT PROVIDES A FORUM FOR RESIDENTS OF ALL AGES. 12-YEAR-OLD MANHATTAN BEACH STUDENT, THOMAS SUAREZ TALKS ON APP DEVELOPMENT FEATURED IN THE TOP-10 TED TALKS OF ALL TIME ON THE TED.COM SITE. MB RESIDENT, A TWO TIME SPEAKER WILL BE EXHIBITING HIS POSITIVE ACTIVITY MAGNET. EMILY, COOPER ROTH, STEPHANIE, EMMA, ETHAN HAVE PARTICIPATED ON STAGE. LOCAL RESIDENTS ALLISON WRIGHT, KIRK, MICHAEL, JD ROTH, MELISSA CLINTON, YOU MAY RECALL HER HOME WAS FIRE BOMBED IN OUR CITY. AMY LOWE, MBMS TEACHER, DR. MATH MATTHEWS, SUPERINTENDENT. OUR COMMUNITY IS WELL REPRESENTED ON THE STAGE. ALSO, OFF THE STAGE. AT THE EXPO, WITH A PLETHORA OF EXHIBITORS, ARTISTS AND -- MASTER OF CEREMONY PAUL SILVA DONATES TIME FOR THE DAY AND LOCAL BUSINESSES DONATE FOOD, TIME, AND MAKE POP-UP STORES WITH BOOKS. WENDY, TEDXMB2016 TALK WHY SCHOOL SHOULD START LATER FOR TEENS RECEIVED 1.8 MILLION VIEWS. IT WAS THE INSPIRATION FOR SCHOOLS IN THAILAND TO CHANGE TO A LATER START. THE GOVERNOR OF CALIFORNIA IS ANTICIPATED TO ADOPT LATER START TIME FOR SECONDARY SCHOOLS. MBUSD MEDICAL ADVISORY COMMISSION BOARD MADE UP OF LOCAL DOCTORS ENDORSED THIS CHANGE. OUR COMMUNITY AND WENDY'S TALK HAVE BEEN INTEGRAL TO THE BILL. THIS IS US HAVING A POSITIVE AFFECT AT THE COMMUNITY, STATE AND INTERNATIONAL LEVEL. I URGE YOU ALL TO CONSIDER REINSTATING FUNDING. THANK YOU.

>> MAYOR HERSMAN: THANK YOU.

>> GOOD EVENING, COUNCIL AND MAYOR. KAREN KOMATINSKY, A MANHATTAN BEACH RESIDENT AND SCHOOL BOARD MEMBER. I WOULD COME BACK SEEING YOU HAVE THIS TOPIC THAT SEEMS TO BE VERY NEAR TO OUR HEART. I WANT TO TAKE YOU THROUGH A JOURNEY OF THINGS RECENTLY HAPPENING. FIRST, WHEN SOMEONE LIGHTS A CIGARETTE, TOBACCO IS MIXED WITH OXYGEN, CREATING SMOKE THAT'S INHALED ALONG WITH FIVE THOUSAND OTHER INGREDIENTS. 75% OF THOSE ARE KNOWN TO CAUSE CANCER. E-CIGS OPERATE IN SIMILAR WAYS TO INCREASE SMOKING. THE INCREASE OF INTEREST IN SMOKING, HEART AND LUNG INFECTIONS AND DISEASE, AND MOST LIKELY SOON TO SHOW SIGNS OF CANCER. JEWEL, THE LEADING COMPANY THAT HAS MOST OF THE MARKET, HEATS GLYCERIN AND PROPYLENE GLYCOL AND GOES INTO THE LUNGS. SPEND TIME GOOGLE WHAT PROPYLENE GLYCOL AND GLYCERIN DOES TO THE SYSTEM AND YOU WILL HAVE A DIFFERENT DIFFERENT PERSPECTIVE. RECENTLY IF YOU ARE AWARE OF PRESS AND WATCHING THE PRESS LIKE WE ALL DO, TIME MAGAZINE HAD A HUGE ARTICLE THAT CAME OUT IN SEPTEMBER. THE NEW ADDICTION, HOW JEWEL HOOKED KIDS. DR. DALE USED THE WORD EPIDEMIC. I THINK IT'S A CRITICAL WORD FOR US TO USE. SEPTEMBER 9, THE FDA SEND WARNINGS ACCUSING THEM OF FEDERAL VIOLATIONS, PROMOTING E-CIG RETES AS SAFER AND HEALTHIER. THE SURGEON GENERAL, CDC, ET CETERA. THE TIMES ARTICLE, WHEN SUPPLIED WITH ALL THE RECENT PRESS ON THE DEATHS AND INCREASE OF PULMONARY ISSUES, THE RESPONSE WAS SH\*T HAPPENS AND IT DOES, WENT ONTO SAY IT DOESN'T MAKE, THE COMPANY DOES NOT

MAKE HEALTH CLAIMS AND NEVER MARKETED TO OUR YOUTH. I THINK WE WOULD ALL DEBATE THAT ONE. AS A STATEMENT IS ALMOST LAUGHABLE, WE NEED TO ADDRESS THIS EPIDEMIC LEVEL NOW. WE, THE FIVE OF YOU ARE TAKING AN INCREDIBLY BRAVE STEP. WE AT MVUSD THANK YOU FOR PROTECTING THE HEALTH OF OUR YOUTH BY LIMITING ACCESS. THAT'S WHAT THE CONVERSATION IS ABOUT. LIMIT THE ACCESS. WHERE THERE IS A WILL, THERE WILL BE WAYS TO GET PRODUCTS. BUT IF WE CAN LIMIT THE ACCESS AND MAKE IT MORE DIFFICULT TO OBTAIN IT, THAT WOULD BE A STEP IN THE RIGHT DIRECTION FOR STUDENTS. AT MBUSD, WE'VE TAKEN OUR OWN STEPS FOR ENFORCEMENT, DISCIPLINARY [BEEPING] -- WE HAVE DISCIPLINARY PROCEDURES IN PLACE, AND JOAN JENKINS AND HOPE TO CONTINUE TO WORK WITH YOU. WE LOOK FORWARD TO TONIGHT'S CONVERSATION.

>> MAYOR HERSMAN: THANK YOU, KAREN.

>> HELLO COUNCILMEMBERS AND EVERYBODY ELSE IN THIS ROOM. MY NAME IS KELSEY BRANDON. AND I'M A RESIDENT IN THE MANHATTAN BEACH. BORN AND RAISED. AND I RECOGNIZE A COUPLE OF THE FACES IN HERE. HERE EARLIER. I GRADUATED FROM MIRA COSTA HIGH SCHOOL IN 2012. AND MY NAME IS KELSEY BRANDON. AND IT'S ACTUALLY THE FIRST TIME I'VE ACTUALLY BEEN IN THIS ROOM. IT'S AMAZING TO SEE WHAT'S HAPPENING HERE. I'M HERE TO JUST ANNOUNCE AND INTRODUCE TO YOU GUYS AND SPREAD THE WORD IF YOU CAN HELP ME OUT, CALLED VOLLEY FOR SOUND. AND IT'S A BEACH VOLLEYBALL TOURNAMENT. BASICALLY, IT'S ABOUT RAISING AWARENESS FOR THE DEAF. AND IT'S TO HELP

ERADICATE THE STIGMA THAT YOUNG DEAF CHILDREN FACE EVERY DAY. AND BASICALLY, THIS TOURNAMENT IS AN OPPORTUNITY FOR ALL THE VOLLEYBALL PLAYERS TO WEAR EAR PLUGS WHILE PLAYING VOLLEYBALL SO THEY CAN BETTER UNDERSTAND THE DIFFICULTIES OF EVERYDAY LIFE OF A HEARING IMPAIRED LIKE MYSELF. AND FOR ADDED FUN, WE HAVE PROFESSIONAL VOLLEYBALL PLAYERS FROM THE AVP AND FIVB. THEY COME OUT AND SUPPORT. AND BEFORE THE TOURNAMENT STARTS, THE PLAYERS, COED, AND ALL THE PLAYERS HAVE AN OPPORTUNITY TO BUY A PROFESSIONAL VOLLEYBALL TO ASSIST ON THEIR TEAM. AND FOR MORE SUPPORT AND FUN. AND ALSO, THIS REALLY WAS AN HONOR OF MY HEARING SPECIALIST. SHE'S BEEN WITH ME SINCE THE AGE OF 4, EVER SINCE I'VE BEEN ASSISTED WITH HEARING AIDS. I'VE BEEN SO GRATEFUL FOR THE SERVICES I RECEIVED FROM HER THAT I REALLY WANTED TO GIVE BACK TO THE COMMUNITY. AND SHE HAS ALWAYS TAUGHT ME BEING UNIQUE IS BETTER THAN BEING PERFECT. THIS IS MY WAY OF HONORING HER. AND I ACTUALLY CAME HERE TO ANNOUNCE THE TOURNAMENT AND HOPE TO HAVE YOU GUYS HELP SPREAD THE WORD. AND HOPING TO SPREAD OUT TO THE CITY AS WELL IN THE SOUTH BAY. AND I HAD STEVE, I BELIEVE, WE DON'T BY FIRST TIME NAME, SO LAST NAME, I HEARD THAT YOU PLAY VOLLEYBALL. AND WE ARE HOPING THAT YOU WOULD BE INTERESTED IN COMING OUT TO FORM A TEAM.

>> S. NAPOLITANO: WHAT ARE THE DETAILS? DAY AND TIME?

>> SIGN UP VIA ON THIS LINK. YOU HAVE TO FORM A TEAM OF FOUR. YOU HAVE COUNCILMEMBERS RIGHT HERE. IT'S OPEN TO ALL LEVELS.

>> S. NAPOLITANO: I USED TO BE ABLE TO READ THAT SMALL WHEN I WAS YOUR AGE.

>> I'M RIGHT HERE, YOU CAN SPEAK TO ME.

>> MAYOR HERSMAN: KELSIE I CAN GIVE IT TO HIM SO HE CAN SIGN UP.

>> IF YOU NEED HELP, WE HAVE PROFESSIONAL VOLLEYBALL PLAYERS MORE THAN HAPPY TO HELP. I'M SURE YOU CAN HELP SAVE UP TO RAISE FUNDS FOR THIS. THANK YOU.

>> MAYOR HERSMAN: THANK YOU, KELSEY.

>> THANK YOU.

>> HELLO COUNCIL AND MAYOR, MY NAME IS ALICE SEVERINI, A SENIOR AT MIRA COSTA HIGH SCHOOL. AS A COLEAD ON THE BEAT CITY'S HEALTH DISTRICT, CONSISTS OF OVER 80 MIDDLE SCHOOL AND HIGH SCHOOL STUDENTS IN THE BEAT CITIES, I HAVE WORKED FOR THE PAST TWO YEARS TO CREATE ACTION PLANS TO TARGET THE MAJOR CHALLENGES FACING TEENAGERS. SUCH AS THE MENTAL HEALTH WEEK. I DON'T KNOW IF YOU HAVE HEARD OF IT. THIS WEEK OR THIS YEAR OUR FOCUS IS ON REDUCING TEENS SUBSTANCE USE WITH A FOCUS ON VAPING. WHEN THE BAN ON FLAVORED VAPES WAS LIFTED IN THE U.S., COMPANIES SUCH AS JEWEL SAW THIS AN OPPORTUNITY TO TARGET TO NEW CUSTOMERS BY LURING TEENAGERS WITH FLAVORED JUICES. THIS HAPPENED AND A FEW



YEARS LATER WE'RE SEEING EXACTLY THE TRUE COSTS OF VAPING, ESPECIALLY TO TEENAGERS. AS YOUTH IN THE BEAT CITIES WE'RE EXPOSED TO VAPING WHETHER AT SCHOOL, A FRIEND'S HOUSE OR PARTY. IN MY EXPERIENCE, I NOTICED MORE AND MORE PEOPLE VAPING. HIGH SCHOOLERS BUT MORE ALARMING ARE THE MIDDLE SCHOOLERS THAT ARE STARTING TO VAPE AT SUCH A YOUNG AGE, WHICH I THINK WAS EARLIER. THE EASY ACCESS TO VAPE PRODUCTS IS WHAT MAKES IT SO COMMON AND THAT MUCH MORE SCARY. WHETHER SOMEONE HAS AN OLDER FRIEND, SIBLING OR FAKE I.D. THE SALE MAKES ACCESS TOO EASY. MANHATTAN BEACH HAS LED THE WAY IN TAKING STRONG STANCES ON ADDRESSING LOCAL PUBLIC HEALTH CONCERNS BUT THE WORK IS NOT DONE. COUNCIL, I URGE YOU TO CONSIDER THE OPPORTUNITY YOU HAVE TO SEND A MESSAGE TO THE YOUTH OF MANHATTAN BEACH THAT VAPING IS NOT OKAY AND SHOULD NOT BE PERMITTED IN ANYWAY. IT'S AN EPIDEMIC SPREADING AND HURTING PEOPLE. BY PLACING A BAN ON TOBACCO PRODUCTS IN MANHATTAN BEACH, YOU WILL TAKE A SIGNIFICANT STEP CLOSER TO PREVENTING THE SPREAD OF THE EPIDEMIC TO THE YOUTH OF OUR CITY. THANK YOU SO MUCH.

>> MAYOR HERSMAN: THANKS.

>> GOOD EVENING. MY NAME IS MARY SUSAN TROUT. I HAVE BEEN A RESIDENT HERE OF MANHATTAN BEACH FOR OTHER 32 YEARS. AND I'M HERE TO TALK ABOUT A COUPLE OF THINGS. ONE THING I'VE NOTICED SINCE I'VE BEEN HERE, ANYTHING ANTIVAPING, I'M ALL ABOARD. I'M ALSO HERE TO TALK ABOUT TEDX, WHICH IS A FABULOUS EVENT YOU HAVE

HEARD QUITE A BIT ABOUT. I'M GOING TO TRY NOT TO REPEAT THE THINGS YOU HAVE HEARD. ONE THING WAS WE STARTED OUT TALKING ABOUT FIRE SAFETY AND YOU PRESENTED BREAST CANCER AWARENESS MONTH AND WENT ONTO CYBERSECURITY. THESE ARE THREE TOPICS WE HAVE ADDRESS SAID AT TEDXOVER THE YEARS. IT SEEMS WE'RE IN COLLABORATION WITH YOU. AND REALLY, YOU MUST BELIEVE IN TEDXBECAUSE YOU ARE STILL INVESTED IN IT. THERE LEVEL YOU ARE NOW, WE WOULD LOVE TO GET YOU BACK UP TO THE ORIGINAL COMMITMENT AND GO FORWARD. SO LET ME SHARE SOME THOUGHTS THAT MAYBE WILL MAKE THAT SHIFT HAPPEN. ONE IS, YOUR CONTRIBUTIONS HAS HELPED LOWER THE PRICE FOR SENIORS AND STUDENTS. IN 2014, 96 SENIORS AND STUDENTS THAT ATTENDED. THAT WAS ABOUT 25% OF THE ATTENDANCE. IT'S GROWING FROM A COUPLE OF HUNDRED INTO THE THOUSANDS. SO IT REALLY HAS GROWN. YOUR COMMITMENT HAS -- YOU DIDN'T GROW WITH THE GROWTHS OF IT. IT'S A BARGAIN IF YOU WANT TO LOOK AT IT THAT WAY OF WHAT YOUR OFFERING THE COMMUNITY. IN 2018, AGAIN, THAT WAS 29% OF THE FOLKS THAT ATTENDED WERE SENIORS AND STUDENTS THEY WERE ABLE TO USE THE DISCOUNT BECAUSE OF OUR PARTNERSHIP. THE THING I THINK IS REALLY AMAZING WE OFFER EVERY SINGLE TEACHER A FREE TICKET. THAT IS A HUGE BENEFIT. JUST TO THINK THE RIPPLE EFFECT, YOU HAVE A TEACHER LEARNING ABOUT CYBERSPACE OR WHATEVER THE NUMEROUS TOPICS WE COVER WHAT WILL BE THE RIPPLE EFFECT AS THEY TEACH, ON AND ON IN THEIR CAREER AT MANHATTAN BEACH. SOME OF THE THINGS I THOUGHT WERE INTERESTING.

I THINK THE BIGGEST THING IS IT BRINGS A COMMUNITY TOGETHER AND THE MOST DIVERSE WAY I'VE SEEN IN MANHATTAN BEACH. IT'S ALL AGE, SEX, GENDER, ATHLETIC ABILITY. WE WATCH OUT FOR FOLKS WITH ANY KIND OF DISABILITIES, WHEELCHAIR, WE'VE DONE TRANSPORTATION FOR PEOPLE THAT CAN'T WALK TO THE FRONT STEPS. THERE IS NOT A LOT OF DIFFERENT EVENTS IN MANHATTAN BEACH THAT OFFER THIS KIND OF AN OPPORTUNITY. AND WE'RE BRINGING THE WORLD TO MANHATTAN BEACH. AND IN REVERSE, WE'RE ALSO BRINGING THIS MESSAGE OF MANHATTAN BEACH GLOBALLY. BECAUSE WE'VE HAD MORE PEOPLE WATCH THE MANHATTAN BEACH TEDXMANHATTAN BEACH VIDEOS THAN ANY OTHER PLACE.

[BEEPING]

>> MY HOPE IS YOU RAISE UP YOUR COMMITMENT AND WE GO FORWARD TOGETHER AS A PARTNER.

>> MAYOR HERSMAN: THANK YOU.

>> HELLO. MY NAME IS REGINA PATTEN. IF I CAN USE MY VOLUNTEER HOURS AS AN EXTRA SPECIAL PUSH. I HAVE BEEN IN YOUNG AT ART FOR 20 YEARS, CURRENTLY THE CODIRECTOR AND A VOLUNTEER WITH TEDX. BUT FIRST I WANT TO TOUCH BASE ON VAPING. I WANT TO YOU KNOW. MY DAUGHTER WHO IS A JUNIOR SAID SHE AVOIDS USING THE RESTROOM BECAUSE OF THE VAPING BECAUSE SHE'S AFRAID TO GO IN THERE. THAT'S ONE THING. TED EX, I VOLUNTEER THERE. I'VE BEEN AN ATTENDEE, AND HAVE BEEN ASKED PROBABLY BECAUSE OF MY YOUNG AT ART BACKGROUND TO STEP IN FOR THE COMMUNITY ART PROJECT. AND SO I GET TO DO THE FUN STUFF. I DON'T DO ALL THE HARD WORK BUT I

SPEND THE MONEY AND BRING ALL THE COMMUNITY TOGETHER WITHIN A COLLABORATIVE PIECE OF ARTWORK. THE 2018 PROJECT WILL BE ON DISPLAY AT THE 2019 TEDX. IT WILL BE THEN RELINQUISHED TO THE CITY FOR THE JOSLYN -- IS THAT RIGHT? IT IS A COLLABORATIVE PIECE OF ARTWORK. I WANT TO SAY THE PEOPLE WHO PARTICIPATE LOVE IT, THEY SEE ME AND SAY, HEY, WHERE CAN I SEE THE PROJECT? AT 2019 TEDX. I HAVE TO HAND SELECT THE VOLUNTEERS. NEVER A PROBLEM. IT'S USUALLY THE SENIORS AND STUDENTS. AND THEY ARE USUALLY THE ARTSY KIND OF PEOPLE. IT'S VOLUNTEER WORK AND THEY ARE HAPPY TO DO IT AT TEDX. AND I THINK THAT'S IT. THANK YOU SO MUCH.

>> MAYOR HERSMAN: THANK YOU.

>> HI, MAYOR, COUNCIL. MIKE MATTHEWS, SUPERINTENDENT OF MANHATTAN BEACH -- TWO THINGS. ONE IS TEDXI MEAN WE PROBABLY SUPPORTED IT WITH THE \$5,000 DONATION AND PROVIDE THE FACILITIES AND THE CUSTODIANS FOR THE EVENT. IT'S A SPECIAL THING FOR OUR COMMUNITY. I LOVE THE FACT THAT WE BOTH COSPONSORED OVER THE YEARS. PLEASE CONSIDER IT. IT'S NOT A WHOLE LOT OF MONEY AND MAKES A GIANT DIFFERENCE. I WANT TO PILE ON WITH THE VAPING. YOU'VE HEARD, HOW OFTEN DO YOU HEAR OUR PRINCIPAL AND STUDENTS SPEAKING TOGETHER ON THAT? WE HAVE OUR COMMUNITY AND BEACH CITIES COMING BACK AND BOARD, AND WE'RE ALL ON THE SAME PAGE ON THIS. I THINK YOU HAVE A CHANCE TO BE AT THE FOREFRONT OF WHAT I HOPE IS AN AVALANCHE TO BRING IT DOWN. THANK YOU FOR YOUR

COURAGE AND LISTENING TO SCHOOLS. BUT I THINK IT'S MORE THAN THE SCHOOLS. IT'S AN ENTIRE COMMUNITY ISSUE. THANKS FOR WHAT YOU ARE DOING WITH THAT. I HOPE YOU WILL PASS THAT TONIGHT. THANK YOU VERY MUCH.

>> MAYOR HERSMAN: THANK YOU, DR. MATTHEWS.

>> GOOD EVENING. MY NAME IS ALLIE STEWART FROM BEACH CITY'S HEALTH DISTRICT. FROM DECADES OF RESEARCH, WE KNOW THE NUMBER ONE THING THAT YOU CAN DO FOR YOUR HEALTH AND LONGEVITY IS TO NOT SMOKE. WE KNOW THERE IS NO SAFE AMOUNT OF SMOKING. AND ALSO, THE NICOTINE FOUND IN CIGARETTES IS HIGHLY ADDICTIVE. IT TOOK YEARS, DECADES FOR THE PUBLIC HEALTH COMMUNITY TO REALIZE THE HARMS OF SMOKING. TODAY, WE'VE MOVED QUICKLY TO DETERMINE THAT VAPING DEVICES ARE PUTTING AN ENTIRE GENERATION AT RISK BECAUSE THERE IS A LONG-TERM ADDICTION CRISIS ASSOCIATED WITH THESE DEVICES AND THE NICOTINE THAT THEY CONTAIN. MANY AMERICAN TEENAGERS ARE ALREADY HOOKED ON NICOTINE, WHICH MAYBE ONE OF THE TOUGHEST DRUGS TO STOP USING WITHOUT HELP. IN THE MOST POPULAR DEVICE, JEWEL, THERE CAN BE 20 CIGARETTES WORTH OF NICOTINE IN ONE POD. A TEACHER WAS QUOTED AFTER CONFRONTING AN EIGHTH GRADER A NICE KID AND GOOD STUDENT ASKING WHY HE WAS VAPING IN THE CLASSROOM. WHY COULDN'T HE WAIT UNTIL AFTER CLASS? HE LOOKED WITH SAD EYES AND SAID, I CAN'T STOP. THE MAGNITUDE OF THE VAPING EPIDEMIC HAS HIT CLOSER TO HOME WITH ONE OF THREE MANHATTAN BEACH 11THGRADERS VAPING REGULARLY AND FOUR OUT OF

FIVE SAYING IT'S EASY TO ACCESS. THEY ARE HARD TO DETECT AND EASILY CONCEALED. THEY ARE EASILY BE SLIPPED INTO A POCKET OR BACKPACK. OUR BEACH CITY PARTNERSHIP FOR YOUTH COALITION IS WORKING TO BRING THE COMMUNITY TOGETHER TO PREVENT YOUTH SUBSTANCE USE. WE UNDERSTAND ADDRESSING THE VAPING EPIDEMIC WILL NEED ALL OF US TOGETHER. YOU HAVE OPTIONS TO PREVENT YOUTH ACCESS TO NICOTINE AND VAPING. THE MAGNITUDE OF THIS EPIDEMIC CANNOT BE OVER ESTIMATED. OVER THE PAST SEVERAL YEARS THE SURGE IN VAPING IS THE LARGEST INCREASE IN TEEN USE OF ANY SUBSTANCE AT THE NATIONAL INSTITUTE OF HEALTH SURVEY TRACKED IN 44 YEARS OF EXISTENCE. WE SUPPORT THE CITY AS YOU WORK TO PROTECT AND PROMOTE THE HEALTH OF MANHATTAN BEACH RESIDENTS OF ALL AGES. THANK YOU.

>> MAYOR HERSMAN: THANK YOU. DO WE HAVE ANY OTHER PUBLIC COMMENTS?

>> MAYOR, CITY COUNCIL. I'M HARRY ANDRES, I'M NOT HERE TO TALK ABOUT VAPING. WHAT I'M HERE TO TALK ABOUT TONIGHT AND I LIVE IN BETWEEN MIRA COSTA AND PENNEKAMP. AND I PERSONALLY USE THE ATHLETIC FIELD. AND MY CONCERN HERE IS THAT EVERY TIME SLOT IN EVERY HOUR OF EVERY DAY OF THE WEEK THERE IS A BUNCH OF CARS SITTING ALONG THE STREET, PARENTS TO PICK THEIR KIDS UP, ENGINES RUNNING 20-30 MINUTES AT A TIME. THE ATHLETES, STUDENTS, KIDS, ADULTS AND PARENTS AND ALL THE LOCAL NEIGHBORS HAVE TO BREATHE THAT. AND THERE IS NO REASON FOR THEM TO BE SITTING THERE WITH

ENGINES RUNNING. THEY ARE TURNING GASOLINE INTO GLOBAL WARMING. MANHATTAN BEACH HAS A PROUD TRADITION OF GREEN AND TRYING TO LOWER THEIR CARBON FOOTPRINT. WHAT I WOULD LIKE TO DO IS HAVE THE CITY ADDRESS THE ISSUE WITH SIGNAGE ON THE LOCAL STREETS AND THE CITY-OWNED PARKING LOTS ADJACENT TO THE ATHLETIC FIELDS. AND I KNOW THAT IT'S NOT ON THE AGENDA TONIGHT BUT I WOULD LIKE TO GET IT ON THE AGENDA IF THAT'S POSSIBLE TO ADDRESS THIS ISSUE MORE FULLY. THANK YOU.

>> MAYOR HERSMAN: THANK YOU. DO WE HAVE ANY OTHER PUBLIC COMMENTS? IF YOU HAVE A PUBLIC COMMENT, YOU WOULD LIKE TO COME DOWN, SIT DOWN HERE AND WE CAN GET THROUGH. ALL RIGHT.

>> HI, MY NAME IS HEATHER KIM. MY HUSBAND AND I OWN MANHATTAN BEACH MARKET, NEXT TO IRKLY'S. WE'VE BEEN HERE FOR ALMOST 17 YEARS NOW. AND WE HAVE FOUR KIDS HERE IN MANHATTAN BEACH. ON THE TOPIC OF BANNING THE SALES OF TOBACCO, WE'RE OPPOSING THE BAN OBVIOUSLY BECAUSE THAT IS A CHUNK OF OUR SALES AND PROFITS. BASICALLY, WE BELIEVE IT'S TAKING AWAY THE RIGHTS OF CITIZENS OF THE RESIDENTS OF MANHATTAN BEACH. MOST OF OUR CUSTOMERS WHO SMOKE, WE HAVE A LOT OF VERY REGULAR CUSTOMERS, THEY ARE NOT THE YOUNG KIDS. WE DON'T SELL TO KIDS. BUT THEY ARE A LOT OLDER IN THEIR 50S AND ABOVE. AND MY MOM IS REALLY STUBBORN FOR ONE AND TRY TO TAKE SOMETHING AWAY SHE LIKES TO DO, KIND OF IMPOSSIBLE. BUT I UNDERSTAND BEACH CITY'S HEALTH DISTRICT'S CONCERNS ABOUT TOBACCO IS NOT A HEALTHY PRODUCT. BUT

THEN, ONCE YOU START TO SAY THIS IS NOT HEALTHY, I DON'T KNOW IF YOU ARE VEGETARIAN, YOU MIGHT SAY MEAT IS NOT HEALTHY. WELL SUGAR IS A HUGE EPIDEMIC. CONTRIBUTES TO, I DON'T KNOW, THE NUMBERS ARE LIKE 35 MILLION DIFFERENT CASES OF DEATH FROM VARIOUS DISEASES THAT ARE SUGAR-RELATED. SO WE CAN GO DOWN THIS VERY SLIPPERY SLOPE OF SAYING WHAT IS OKAY FOR OUR RESIDENTS. AND WE DO NOT SELL TO MINORS. OUR VAPE SALES ARE I THINK ONE OR TWO, I DON'T KNOW, IT'S NOT VERY MUCH AT ALL. WE'RE FINE NOT SELLING VAPE PRODUCTS. WE THINK IT'S STUPID ANYWAY. WE DON'T NEED TO SELL VAPE PRODUCTS. BUT CIGARETTE SALES, YOU BUY YOUR PACK OF GUM AND YOU BUY A WATER. SO JUST GETTING RID OF, I DON'T KNOW, MAYBE IT IS MORE THAN 10% OF OUR SALES. WE'RE IMPACTED MUCH MORE THAN THAT. IT'S DRASTICALLY AFFECTING, IT WILL AFFECT OUR BOTTOM LINE. WE HAVE TALKED TO MANY OF OUR CUSTOMERS. WE HAVE LET THEM KNOW WHAT IS HAPPENING HERE. AND A LOT OF THE SMOKERS OBVIOUSLY ARE SHOCKED AND NONSMOKERS TOO, THAT THE CITY KIND OF OVERREACHED TO BAN TOBACCO PRODUCTS. IT STARTS AT HOME. THEY WILL GO TO LAWN DALE OR HAWTHORNE. WE NEED TO KNOW WHAT'S GOING ON WITH OUR CHILDREN. WE SOMETIMES KIDS ARE ENTITLED AND PARENTS ARE NOT HELPING IN THEIR PARENTING. I THINK IT COMES DOWN TO A LOT OF THAT. [BEEPING]

>> I DON'T WANT THIS TO KEEP GOING ON, THE NEXT THING YOU DEEM UNHEALTHY. I'M NOT A SMOKER AND I'M NOT GOING TO LET MY KIDS SMOKE. THIS IS AMERICA AND WE CAN SMOKE.



>> MAYOR HERSMAN: THANK YOU.

>> HELLO, EVERYONE, I'M FERRIS ADOMO. I'M THE ONLY TOBACCO SMOKER IN [INDISCERNIBLE] MY 90% OF MY SALES ARE TOBACCO AND VAPE PRODUCTS. I ONLY SELL TO 21 AND UP. AND I ONLY ALLOW 21 AND UP TO ENTER MY ESTABLISHMENT. NOW, I WORKED REALLY HARD TO BUILD THIS BUSINESS. I STORE MY STORE IN SAN CLEMENTE, FIVE YEARS AGO. I GOT A BIGGER STORE. I HAD A LEASE. I HAVE TWO FULL-TIME EMPLOYEES. THAT'S IN THE SLOW SEASON. AND I HAVE MORE EMPLOYEES AT CHRISTMAS AND SUMMERTIME. NOW I GOT ALL THE LICENSING TO DO SO FROM THE CITY, FROM THE STATE, FROM ALL AGENCIES, YOU KNOW? NOW, BANNING TOBACCO PRODUCTS IN THE CITY WON'T HELP. IT DRIVE CUSTOMERS TO THE NEXT CITY. ACROSS FROM YOU, JOHN'S LIQUOR, IF TOBACCO IS BANNED AT MY STORE, I'M DEFINITELY GOING OUT OF BUSINESS. THAT'S ALL I SELL. IT WOULD GO TO OTHER CITIES, REDONDO, LAWN DALE. THE NEW BAN WOULD TAKE OUR CUSTOMERS TO THE NEXT CITIES. NOW, AS FAR AS VAPING AND HOW THE KIDS ARE GETTING IT, NO ONE SPOKE ABOUT HOW THE KIDS ARE GETTING VAPES. IT'S ONLINE, WE ONLY SELL TO 21. I'M STRICT ON I.D. I DON'T ALLOW ANYONE UNDER 21. EVEN WHEN A PARENT COMES IN, THE KID STAYS OUTSIDE THE ESTABLISHMENT. NOW, I SELL A LOT OF CIGARS TO MANHATTAN BEACH RESIDENTS. A LOT OF CELEBRITIES COME FOR CIGARS. I HAVE A CIGAR HUMIDOR AND A LOT OF INVENTORY. THEY ARE GOING TO GO TO THE NEXT CITY. I SELL TO REDONDO BECAUSE I'M ACROSS THE STREET. A LOT OF PEOPLE COME FROM HERMOSA AND REDONDO AND

TOURISTS FROM LAX. WE SERVE THE SURROUNDING CITIES. NOW, BANNING TOBACCO AND VAPES WON'T SOLVE THE ISSUE. THEY ARE PURCHASED FROM FRIENDS, FAMILY MEMBERS. THAT'S HOW THE KIDS ARE GETTING IT. NOW, FINALLY, I JUST WANTED YOU TO CONSIDER, I WANT TO STAY IN BUSINESS AND IN THE CITY. I LOVE MANHATTAN BEACH. AND JUST CONSIDER MY SITUATION. THAT'S ALL I SELL IS TOBACCO. THANK YOU SO MUCH.

>> MAYOR HERSMAN: THANK YOU.

>> MAYOR, COUNCILMEMBERS, MY NAME IS MARK SNELGROVE. I'M A NEW OWNER OF PLAYERS LIQUOR IN EL PORTO. BE IN BUSINESS SIX WEEKS TOMORROW. I DIDN'T PREPARE ANYTHING TO SPEAK ABOUT TONIGHT. I JUST WANTED TO COME AND TALK ABOUT YOUR PROPOSED LEGISLATION TO BAN TOBACCO. IF I HAD KNOWN THIS BEFORE I BOUGHT THE STORE, I WOULD HAVE PROBABLY CONTINUED WHETHER YOU HAD IT OR NOT. UNDERSTAND MY TOBACCO LICENSE IS STALLED. I DON'T KNOW IF IT HAS ANYTHING TO DO WITH WHAT'S GOING ON. I HAVE NOT RECEIVED MY PERMIT LICENSE. IT WOULD DEFINITELY HURT MY BOTTOM LINE. I WAS A SMOKER FOR 30 YEARS, I WAS IN THE NAVY FOR YEARS. AN AIR CREW. WENT THROUGH SURVIVAL STRAIN TRAINING. THAT WAS A WALK IN THE PARK AND IT WAS WAY EASIER THAN QUITTING SMOKING. IT'S MY BUSINESS. I SELL LIQUOR, WINE, GROCERY ITEMS, AND HARD ALCOHOL AND CIGARETTES. PEOPLE BUY A CIGARETTE, A BOTTLE OF WINE OR A CASE OF BEER. IT WOULD DEFINITELY HURT MY BOTTOM LINE. PERSONALLY, I THINK THE HABIT IS TERRIBLE. BUT IT'S THE BUSINESS

THAT I'M IN. AND IT IS WHAT IT IS. I WOULD NOT LIKE YOU TO BAN TOBACCO SALES. I DON'T SELL VAPE PRODUCTS. WE DO HAVE SOME TYPE OF E CIGARETTES. BUT I NEVER HAVE SOLD ONE IN SIX WEEKS. I SELL NORMALLY CIGARS AND CIGARETTES AND TO NOBODY UNDER THE AGE OF 21. THANK YOU FOR YOUR CONSIDERATION. THAT'S ALL I HAVE TO SAY.

>> MAYOR HERSMAN: THANK YOU.

>> HELLO, EVERYONE. I'VE BEEN HERE A COUPLE OF TIMES. MY NAME IS CAY AND MY HUSBAND AND I HAVE A SMALL BUSINESS IN DOWNTOWN MANHATTAN BEACH. AND IT'S 21 YEAR, IT'S TOUGH RIDE FROM 21 YEARS GOING FROM NOW. IT'S ESPECIALLY I'M IN NEWSPAPER AND MAGAZINE SHOPS. AND MOSTLY IT'S BEEN INTERNET AND [INDISCERNIBLE] A LOT OF [INDISCERNIBLE] ALREADY. AND SMOKING SALE, ALSO, A LOT LESS THAN 21 YEARS AGO. AND A LOT LESS. MY PRICE WENT UP AND ISSUE. AND SO THAT'S PROBABLY DOWN TO THE PEOPLE TOO. BANNING ALL TOBACCO PRODUCTS IS REALLY GOING TO HURT ME. BECAUSE I USED TO SELL 200 PAPER, LA TIMES AND SUNDAY IN ONE DAY, NOW I CANNOT EVEN SELL 30 COPIES. I DON'T KNOW WHAT IT IS, PRICE OR TIMING. OR ON THE INTERNET. IT'S ALREADY MY BUSINESS IS HAPPENED -- NOW IT'S BANNING CIGARETTES. IT'S ONLY 15% OF MY WHOLE INCOME OF THE CIGARETTE SALE BUT EVERYBODY TALK ABOUT PEOPLE BUY CIGARETTES, BUY SOMETHING ELSE ALWAYS, 95%. THEY COME AND LOOK AROUND. THEY GRAB SOMETHING ELSE. SO IT'S JUST LIKE 15, 20%, 25 OR 30% OF OUR INCOME IS AFFECTED. I DON'T ONLY -- I DON'T HAVE CIGARS OR VAPES. I HAVE ONLY THE CLASSIC CIGARETTES.

NO FLAVORS. JUST THE CLASSIC ONES. THEY BUY NEIGHBORS,  
GENERATIONS, THEY BUY CIGARETTES. SOME OF THEM BUY THE  
CIGARETTES. SO BANNING TOBACCO PRODUCTS HURTS SMALL BUSINESS  
LIKE ME. IT'S NOT ABOUT MAKING MONEY, IT'S I'M DOING BUSINESS OR  
NOT. IT'S AFFECTING ME. I HOPE YOU CONSIDER HOW MUCH YOU ARE  
AFFECTING THE SMALL BUSINESS. LAST WEEK, I HAVE BEEN ALL OVER  
THE STORE SELLING CIGARETTES AND EVEN -- I WENT TO THE TALK TO  
THEM. I TOLD THEM YOU HAVE TO TALK TO -- I WENT EVEN GAS  
STATION, FIVE OF THEM. THEY ARE MANY -- I TALKED TO THEM HOW  
MUCH THEY ARE GOING TO BE-- BUT THEY ARE NOT DESPERATE AS MUCH  
AS I DO. SO IT'S DIFFERENT. BUT I TALK TO EVERYBODY. THEY ARE  
SHOCKED WHAT THE IDEA COMES TO. I HOPE THEY SHOW UP. SMALL  
BUSINESSES, WE'RE HERE. IT REALLY HURTS. PLEASE CONSIDER SO YOU  
GUYS MAKE A DECISION, OKAY. THANK YOU VERY MUCH.

>> MAYOR HERSMAN: THANK YOU. DO WE HAVE ANY ADDITIONAL  
PUBLIC COMMENTS? NO? YOU DO? OKAY.

>> THANK YOU. I'M HERE ON BEHALF OF THE AMERICAN LUNG  
ASSOCIATION, MICHAEL, ADVOCACY MANAGER. I CAME FROM L.A. COUNTY  
AS WELL, WHICH DID A FLAVOR BAN. IT'S A BIT OF A ZEITGEIST.  
EVERYONE IS TALKING ABOUT IT. THERE IS SORT OF AN EPIDEMIC GOING  
ON. IT'S A BIG CONCERN, AMERICAN LUNG STANDS AS YOU WOULD KNOW  
FOR CLEAN AIR. AND THUS, WE WOULD WANT TO PROMOTE ONLY CLEAN AIR  
BEING IN THE LUNGS. VAPING, TOBACCO, NICOTINE, ANY OF THESE  
THINGS, WE WANT TO CAUTION AGAINST. AND WE SUPPORT THE ORDINANCE

IN FULL WITH NO EXEMPTIONS. AND WE'RE HERE WITH FULL SUPPORT.  
THANK YOU.

>> MAYOR HERSMAN: THANK YOU VERY MUCH. ANY OTHER COMMENTS BEFORE WE CLOSE? ALL RIGHT. WE'LL CLOSE OUR PUBLIC COMMENTS. WHAT TIME ARE WE? I THINK WE'RE GOOD. ALL RIGHT. NEXT IS CONSENT CALENDAR. DO WE HAVE A MOTION TO APPROVE?

>> MAYOR PRO TEM MONTGOMERY: MOVE TO APPROVE ITEMS 5 THROUGH 9 WITH THE EXCEPTION OF COUNCILMEMBER NAPOLITANO NOTED ON NUMBER 8.

>> MAYOR HERSMAN: CORRECT. DO WE HAVE A SECOND?  
COUNCILMEMBER HADLEY.

>> MOTION PASSES, 5-0.

>> Q. BARROW: APPROVED AND THE NO VOTE WILL BE REGISTERED.

>> MAYOR HERSMAN: ALL RIGHT. NEXT WE HAVE OUR PUBLIC HEARINGS. TO CONSIDER APPROVING THE UNDERGROUND UTILITY ASSESSMENT DISTRICT FINAL ENGINEER'S REPORT AND CONFIRMING THE ASSESSMENTS AND PROCEEDINGS FOR EACH DISTRICT APPROVED BY A MAJORITY VOTE OF THE WEIGHTED RETURNED BALLOTS IN DISTRICTS 19-12 AND 19-14, OR 2) DECLARING ABANDONMENT OF PROCEEDINGS FOR EACH DISTRICT NOT APPROVED BY A MAJORITY VOTE OF THE WEIGHTED RETURNED BALLOTS. WE HAVE -- OKAY. I WAS GOING TO JUST MAKE ONE STATEMENT BEFORE WE GO ON. THE JUST BECAUSE THE PROP 218 VOTE PROCESS IS A BIT OF A DIFFICULT ONE, AND I WANT TO MAKE SURE EVERYBODY IS ON THE SAME PAGE AND UNDERSTANDS WHAT WE'RE DOING.

SO I WANT TO FIRST REMIND RESIDENTS THAT THEY CAN SUBMIT BALLOTS UP TO THE CLOSE OF THE PUBLIC HEARING. I'LL CLOSE IT IN A LITTLE BIT BUT YOU CAN STILL VOTE IF YOU HAVE NOT YET VOTED. THE BALLOTS WILL BE COUNTED AT THE POLICE FIRE CONFERENCE ROOM ONCE THE PUBLIC HEARING CLOSES AFTER ALL PUBLIC TESTIMONY IS RECEIVED. VIEWING IS AVAILABLE TO THE PUBLIC WHILE THE BALLOTS ARE OPENED AND COUNTED. WANT TO JUST REMIND THE AUDIENCE OF THE ROLE, COUNCIL'S ROLE IN THE PROP 218 PROCESS. COUNCIL CAN BUT DOES NOT HAVE TO IMPOSE AN ASSESSMENT ON ALL PROPERTY OWNERS IN THE DISTRICT IF AT LEAST 50% PLUS ONE OF THE WEIGHTED RETURNS ARE IN SUPPORT OF DISTRICT FORMATION. COUNCIL CANNOT IMPOSE THE ASSESSMENT IF THERE IS A WEIGHTED MAJORITY AGAINST THE ASSESSMENT. THE TALLY OF THE BALLOTS ARE BASED ON THE DOLLAR VALUE OF THE ASSESSMENT AND NOT BASED ON ONE VOTER PER PARCEL IN COMPLIANCE WITH PROP 218 REQUIREMENTS. ONCE THE BALLOTS ARE TALLIED AND CHECKED, COUNCIL WILL CONTINUE WITH THE ITEM THAT EVENING AND A FINAL DECISION ON DISTRICT FORMATION WILL BE MADE. STAFF ESTIMATES IT WILL TAKE APPROXIMATELY TWO HOURS TO OPEN, VERIFY, AND LOG THE BALLOTS AND COUNTING THEM BEFORE RETURNING TO CITY COUNCIL WITH THE RESULTS. SO WHEN WE CLOSE THE PUBLIC HEARING, OUR CITY CLERK LISA AND OTHERS WILL GO TO THE POLICE FIRE TO OPEN THE BALLOTS AND VERIFY THEM. IF ANYONE WANTS TO GO OVER THERE TO WATCH THAT PROCESS, YOU CERTAINLY CAN. WE'LL CONTINUE WITH THE MEETING. AND THEN WE WILL RECESS OUR MEETING

UNTIL THEY COME BACK. IF WE FINISH WITH THE REST OF OUR COUNCIL BUSINESS. SO IF THE DISTRICT IS APPROVED, PROPERTY OWNERS WILL HAVE APPROXIMATELY 30 DAYS TO PAY ANY AND ALL OF THE ASSESSMENT DIRECTLY. A 9% REDUCTION IN THE COST BY PAYING IT ALL UP FRONT. ALL REMAINING BALANCES NOT PAID WILL BE BONDED AND ADDED TO THE PROPERTY TAX ROLLS OVER A 20-YEAR PAY BACK PERIOD. BILLS SENT OUT, BUT MUST BE PAID NO LATER THAN NOVEMBER 5TH IF MAKING CASH PAYMENTS. STAFF IS AVAILABLE DURING THE COUNTING TO ANSWER QUESTIONS ABOUT THE UNDERGROUNDING PROCESS, PAYMENTS, THE ANTICIPATED START OF CONSTRUCTION, AND RESIDENTIAL CONVERSIONS. IF A DISTRICT FAILS, THERE IS A MINIMUM ONE-YEAR MORATORIUM BEFORE THE CITY WILL CONSIDER FORMATION OF A NEW DISTRICT. SO, STAFF REPORT. I'M SORRY?

>> S. NAPOLITANO: THE THIRD THING. WHAT WAS THE THIRD THING.

>> MAYOR HERSMAN: THANK YOU.

>> GOOD EVENING, MAYOR AND COUNCILMEMBERS. I'M HERE TO DISCUSS 14. WE'LL GET RIGHT INTO IT. AN OVERVIEW, MY NAME IS SIGNS, I'M IS A SENIOR CIVIL ENGINEER IN THE PUBLIC WORKS DEPARTMENT. FOR AN OVERVIEW OF THE GENERAL UAD PROGRAM IS IT'S A PROGRAM TO FACILITATE CONVERTING THE OVERHEAD UTILITIES TO UNDERGROUND UTILITIES. INITIATED BY THE PROPERTY OWNERS. AND THEN THE CITY IS HERE TO HELP FACILITY THE PROCESS AND COORDINATE WITH THE UTILITY COMPANIES TO DO THE DESIGNS AND THEN

THE UTILITIES PUT IT OUT TO BID AND GET US THROUGH THE VOTING, THE PROP 218 PROCESS, WHICH IS WHERE WE'RE AT TODAY AND DISTRICTS 12 AND 14. TONIGHT'S PURPOSE IS TO BRING ALL OF THAT TO A CONCLUSION FOR A DISTRICTS 12 AND 14. WE STARTED WITH THE SURVEY, THE PETITIONS AND THE BOUNDARY BEING FORMED. AND RECEIVED IS DESIGN PLANS EARLIER THIS YEAR. AND WITH A PLANS WERE PUT OUT TO BID IN JULY. WE RECEIVED THE CONSTRUCTION COSTS. AND THAT WAS THEN PUT INTO THE ASSESSMENT REPORT FROM THE ASSESSMENT ENGINEER. AND WE CAME HERE ON AUGUST 6, TO INITIATE THE PROP 218 VOTING PROCESS WHERE WE ADOPTED THE DRAFT OF THAT REPORT AND INITIATED THE VOTING, SENT OUT THE BALLOTS THAT FOLLOWING WEEK. AND BROUGHT IT BACK TONIGHT TO BE ABLE TO COUNT THOSE BALLOTS. AS A SUMMARY FOR ANYONE WHO DOESN'T KNOW, THIS IS THE MAP OF DISTRICT 12. WHICH IS THE UPPER PART OF EL PORTO FROM 41STUP TO 45THAND FROM THE STRAND TO HIGHLAND. DISTRICT 14 IS JUST BELOW THAT FROM ROSECRANS TO 41STAND FROM THE STRAND TO HIGHLAND. THE PROP 218 VOTING PROCESS CONSISTED OF HAVING THAT ASSESSMENT ENGINEERS REPORT THAT I MENTIONED BE FINALIZED IN JULY. AUGUST 6, WE CAME TO CITY COUNCIL TO INITIATE THE PROP 218 VOTING PROCESS. AND SET THE PUBLIC HEARING DATE FOR TONIGHT. WE DID HOLD A COMMUNITY MEETING ON AUGUST 27TH THAT WE HAD THE ASSESSMENT ENGINEER ATTEND AS WELL AND HE WAS ABLE TO ANSWER QUESTIONS FOR ANYONE ABOUT THE ASSESSMENT INCLUDED ON THEIR BALLOT. TODAY IS THE DEADLINE FOR THE BALLOTS TO BE SUBMITTED AT



THE END OF THIS PUBLIC HEARING TO THE CITY CLERK. THIS IS A SUMMARY WE PRESENTED IN AUGUST OF THE ASSESSMENT AMOUNTS FOR EACH DISTRICT. 12 IT RANGED FROM 19,000 TO JUST UNDER 44,000. AND 23,000 TO 56,000 FOR DISTRICT 14 ROUGHLY. AND IT SHOWS THE AVERAGES. AS AN ADDITIONAL METHODOLOGY INCLUDED IN THE ASSESSMENT REPORT, THE METHODOLOGY INCLUDES A ONE-THIRD BREAKDOWN FOR ESTHETICS, SAFETY BENEFIT AND RELIABILITY. AND THE AESTHETICS HAS TO DO WITH IMPROVED STREETCAPE BASED ON THE AREA OF EACH PARCEL. THE SAFETY AND RELIABILITY BENEFITS ARE JUST ONE NUMBER IF -- IT'S A YES OR NO ON HOW IT AFFECTS THE PARCEL. SO TONIGHT'S ACTIONS ARE TO CONDUCT A PUBLIC HEARING. AND RECEIVE TESTIMONY TO COUNT THE RETURNED BALLOTS, WHICH WOULD THEN BE WEIGHTED AS THE MAYOR MENTIONED BASED ON THE ASSESSMENT AMOUNT PAID BY THAT PROPERTY OWNER. AND THEN BASED OFF OF THE RESULTS OF COUNTING THE BALLOTS, EITHER ADOPTS A RESOLUTION TO CONFIRM THE FINAL ASSESSMENT ENGINEER'S REPORT. THE ASSESSMENT AND THESE PROCEEDINGS OR TO ABANDONED THE PROCEEDINGS IF THERE IS NOT A MAJORITY FOR THE UNDERGROUNDING. AND CANCEL THE DISTRICT OR DISTRICTS. THAT LEADS US TO THE NEXT STEP. IF IT'S DISBANDED, IT ENDS TONIGHT. IF THERE IS SUFFICIENT VOTES AND THE COUNCIL THEN VOTES TO MOVE THE DISTRICT FORWARD, THIS IS AN OUTLINE OF THAT PROCESS WHERE WE WOULD HAVE THE CASH COLLECTION PERIOD STARTING TOMORROW THROUGH NOVEMBER 5TH. AND THEN NOVEMBER TO DECEMBER IS WHEN THE REMAINING UNPAID AMOUNT WOULD GO TO BOND. AND WE

ESTIMATE THAT THE CONSTRUCTION WOULD START IN FEBRUARY OF 2020. WITH CABALLING AND CONVERSION FROM OVERHEAD TO UNDERGROUND FOR EACH PROPERTY, THE PERSONAL CONNECTIONS ON THEIR PARCELS BEING DONE IN 2021. AND THEN BY MID-2022, ALL OF THE POLES AND WIRES WOULD COME DOWN. THAT COULD NOT OCCUR UNTIL ALL OF THE PARCELS CONNECTED TO THE UNDERGROUND SYSTEM. ARE THERE ANY QUESTIONS?

>> MAYOR HERSMAN: ARE THERE ANY QUESTIONS AT THIS POINT?

>> MAYOR PRO TEM MONTGOMERY: NO.

>> MAYOR HERSMAN: I'M GOING TO OPEN THE PUBLIC HEARING. IF YOU WOULD LIKE TO SPEAK ON THIS ISSUE, YOU HAVE THREE MINUTES, UP TO THREE MINUTES TO SPEAK ON IT.

>> COUNCIL, BOB SIEVERS, RESIDENT OF EL PORTO. I'LL MAKE IT BRIEF. I WANT TO THANK EVERYBODY FOR THEIR DILIGENCE, STEPHANIE, HER STAFF, COUNCILMEMBERS IN MOVING THIS FORWARD. I REALIZE IT'S GOING TO BE CLOSE. I RESPECT THE OPINIONS OF BOTH SIDES. IF WE DON'T HAVE THE VOTES, WE DON'T. IF WE DO, I ENCOURAGE COUNCIL TO VALIDATE AND MOVE FORWARD. I'M NOT ONE TO CHALLENGE ELECTION RESULTS WHEN THERE IS A MAJORITY. EVEN IF IT'S 50% PLUS ONE. AGAIN, I WANT TO SAY THANK YOU FOR ALL YOUR HARD WORK ON THIS. AND LET DEMOCRACY WORK. THANKS.

>> MAYOR HERSMAN: THANK YOU. DO WE HAVE ANY OTHER PUBLIC COMMENTS?

>> HI, I'M MICHELLE MURPHY. I LIVE IN DISTRICT 12 AND I'VE SPOKEN ABOUT UNDERGROUNDING HERE MANY, MANY TIMES. YOU

UNDERSTAND YOU HAVE THE POWER EVEN IF THE VOTE IS OR THE PROTEST VOTE SAYS THAT A MAJORITY WANT IT TO SAY, THIS ISN'T THE RIGHT THING TO DO. AND ONE COUNCIL DID THAT IN 2008 AFTER THE ECONOMIC CRISIS. BUT IT SEEMED NOT A GOOD TIME TO DO THAT. IN THIS CASE, YOU OUGHT TO DO IT BECAUSE YOU WERE TOLD WRONG THINGS EARLIER. DISTRICT 12 ANYWAY NEVER RECEIVED MORE THAN 50 PLUS ONE ON THE SURVEY. AND WE WERE PROMISED SEVERAL TIMES, VARIOUS SURVEYS. AND EACH TIME, I THINK YOU SAID ONCE, THE PEOPLE THAT WANT IT DIDN'T KNOW THEY HAVE TO HAVE 60%. LET'S GIVE ANOTHER SIX MONTH OR MONTH OR THREE AND MAKE IT 50%. YOU HAVE CHANGED THE RULES OVER AND OVER WHAT WOULD BE FAIR AND RIGHT ABOUT UNDERGROUNDING. SO THE BASIC THING THAT IS WRONG IS THERE IS NO SAFETY, THERE IS NO RELIABILITY. AND THAT'S WHAT YOU ARE SAYING. THE BASIS FOR DOING UNDERGROUNDING IS ESTHETICS. THE EDISON PEOPLE THAT WERE HERE 10 YEARS AGO WHEN THIS WAS HAPPENING ALL OVER THE TOWN, SAID IT'S ESTHETICS, NOTHING ELSE. THEY WILL NEVER SAY IT'S A SAFETY OR RELIABILITY. IF THEY DID, PERHAPS YOU WOULD BE REQUIRED TO GO THROUGH THE WHOLE CITY. IF WE GET TO SAFE AND RELIABLE, THE CITY OUGHT TO BE. IT'S ABOUT VIEWS OF THE OCEAN. THERE ARE STREETS THAT HAVE REALLY BAD VIEWS OF THE OCEAN. REALLY BAD WIRES. THEY ARE MADE AS ALLEYS, ESPECIALLY IN EL PORTO. THE PEOPLE THAT LIVE ON THOSE ARE EXCITED ABOUT THE POSSIBILITY OF GETTING A BIG INCREASE IN VALUE OF THEIR PROPERTY BECAUSE THEY WILL HAVE GREAT VIEWS BUT YOU ARE FORCING OTHERS, EVEN THERE IS A WAY TO GET

AROUND IT IF YOU ARE DISABLED OR OVER 65. IF YOU DON'T WANT TO SAY, YOU ARE POOR AND SOMEBODY HELP ME, YOU ARE FORCING THEM TO PAY FOR SOMEBODY ELSE'S VIEWS. ESTHETICS IS THE ONLY THING HERE. FOR EXAMPLE, OUR VIEW, WE LIVE IN A STRAND. IT'S HARD TO PLEAD POOR OR ANYTHING ELSE. OUR VIEW HAS A WIRE IN IT NOW. AND IT WILL WHEN IT'S OVER BECAUSE IT'S A PHONE WIRE THAT GOES TO A STATION. WE'LL BE \$33,000 AND SOMEBODY ELSE WILL GET A GREAT INCREASE IN THE VIEW. IF YOU LOOK IN YOUR HEARTS, YOU WOULD KNOW IT'S UNFAIR. I HAVE NO FAITH YOU ARE GOING TO DO THAT BECAUSE YOU WOULD HAVE DONE IT LONG BEFORE THIS. YOU WOULDN'T HAVE GONE FORWARD. THE CITY, NOT JUST THE COUNCIL BUT THE CITY STAFF HAS BEEN PUTTING THE FINGER ON THE WEIGHTS OF ALL OF THESE MAKING IT MORE AND MORE UNFAIR AS THE PROCESS GOES ON. YOU THINK WE'RE BEAUTIFYING THE CITY, WHO COULD SAY NO. WELL I SAY NO.

>> MAYOR HERSMAN: THANK YOU. ANY OTHER PUBLIC COMMENT? HI.

>> I'M BOB PERKINS, I LIVE AT 4420, THE STRAND IN DISTRICT 12. AS YOU KNOW, CALIFORNIA PROPERTY OWNERS HAVE PROTECTIONS AGAINST INCREASED PROPERTY TAXES, PROP 13, WITHOUT A SUPERMAJORITY. THEREFORE A FEW LOOP HOLES. AND PROP 218, WAS APPROVED ON ONE IMPORTANT CONDITION. IF A MAJORITY OF THE TAXED MONEY VOTES FOR IT, YOU CAN INCREASE THE TAXES ON EVERYONE BUT ONLY IF NO PROPERTY OWNER IS ASKED TO PAY MORE THAN THEIR PROPORTIONAL SHARE OF THE SPECIAL BENEFIT. YOU GET A BIG BENEFIT, YOU GET A BIG BILL. THAT'S THE ONLY WAY PROP 218 ALLOWS

THIS TO HAPPEN LEGALLY. SEVERAL CASES HAVE STRUCK DOWN PROPOSALS THAT DIDN'T DO THAT. THIS NEW TAX, IF ENACTED DOESN'T, IS THAT'S WHY I'M TELLING YOU EVEN IF IT IS SUPPORTED BY 50% PLUS OF THE MONEY THAT'S GOING TO BE PAID, IT IS NOT FAIR AND SHOULD NOT BE SUPPORTED BY YOU. IF YOU GET A BIG BENEFIT, YOU PAY A BIG TAX. BUT THE WAY THIS UNDERGROUNDING PROPOSAL HAS BEEN STRUCTURED, THERE ARE TWO PIECES OF HUMBUG, TO USE AN OLD WORD, THAT MAKE IT UNFAIR. ONE IS, IT PRETENDS THEY ARE ROUGHLY EQUAL BENEFITS, ONE-THIRD, ONE-THIRD, ONE-THIRD OF SAFETY, RELIABILITY AND ESTHETICS MEANING VIEWS OUT YOUR WINDOW. WELL, THERE AREN'T. ALL THE INDUSTRY STUDIES SAY, ARE INCONCLUSIVE OR FLATLY SAY THERE IS NO SAFETY OR RELIABILITY BENEFIT. IF THERE IS ANY, IT'S CERTAINLY NOT COMPARABLE TO THE VIEW IMPROVEMENT BENEFIT, WHICH THIS OFFERS TO SOME PEOPLE. NOT TO ALL. NOT FOR EXAMPLE TO THOSE ON THE STRAND. I'M LUCKY ENOUGH TO BE ONE OF THOSE GUYS. THE SECOND PIECE OF BOLOGNA, HUMBUG, IS THAT IT PRETENDS THE VIEW BENEFIT IS ONLY PROPORTIONAL TO THE SQUARE FOOTAGE OF THE LOT, NOT TO WHERE THE LOT IS LOCATED. IF YOU ARE ON 40TH STREET WITH RELATIVELY NICE VIEWS OR 45TH AND YOUR LOT IS THE SAME SIZE AS A GUY ON KEMP OR THE ALLEYS, YOU PAY THE SAME THING. THAT'S NOT FAIR. IT'S AGAINST THE LAW. IT SHOULD NOT BE PERMITTED. EVEN IF IT'S TEMPTING IF YOU ARE GETTING THE BENEFIT THAT SOMEBODY ELSE IS PAYING FOR TO VOTE FOR IT. EVEN IF THAT HAPPENS, YOU SHOULD NOT APPROVE IT. THANK YOU. [BEEPING]

>> MAYOR HERSMAN: THANK YOU. ANY ADDITIONAL? YES?

>> HI. I HAVE A COUPLE OF QUESTIONS ON THIS. AND I DO AGREE WITH THE LAST SPEAKER HERE ON THE VIEW. BECAUSE OF THE FACT THAT I DON'T HAVE ANY WIRES REALLY BLOCKING MY VIEW. I HAVE FOLIAGE THAT'S COVERED UNDER AN ORDINANCE I MENTIONED MANY TIMES. IT DOESN'T GET CUT OR ENFORCED. I'M SURE OF THE BENEFIT IF SOMEBODY ELSE IS GROWING A TREE INTO MY VIEW, WHICH IT HASN'T BEEN TAKING CARE OF. I'M CURIOUS, WHAT HAPPENS IF WE GO OVER THE AMOUNT OF MONEY CALCULATED? WE'VE HAD THAT HAPPEN BEFORE. WHO IS GOING TO PAY THAT? I WOULD LIKE AN ANSWER. AND THE FACT IT'S DIVIDED INTO THREE THINGS. PARTLY WHY IT WAS STOPPED YEARS AGO, THERE WAS SUPPOSEDLY WASN'T ANY BIG SAFETY BENEFIT. THERE WASN'T ANY BIG RELIABILITY BENEFIT. IN FACT, THE STUDIES HAVE SHOWN IF YOU HAVE AN UNDERGROUND UTILITY THAT GOES BAD, IT'S HARDER TO FIX THAN WHEN ON THE POLES. I'M NOT AGAINST GETTING THE POLES GONE. I THINK THE CHARGING OF THIS SHOULD BE ALONG WITH OTHER THINGS TAKEN CARE OF. YOUR VIEW IS BEING BLOCKED BY -- WE HAVE AN ORDINANCE THAT COVERS THAT 2039. THAT SHOULD HAVE BEEN TAKEN CARE OF BEFORE I PAY SOME AMOUNT OF MONEY. IT SEEMS THE AMOUNTS ARE WAY LOWER THAN 10 YEARS AGO. I CAN'T SEE HOW THAT'S GOING TO HAPPEN. BUT I'VE SEEN THE FACT THAT WE HAVE PROJECTS THAT ARE BUDGETED AT A CERTAIN AMOUNT AND THEY GO OVER SUBSTANTIALLY OVER. SO WHAT HAPPENS WITH THE SUBSTANTIAL OVER? IS THE CITIES GOING TO PAY? IS IT ANOTHER ASSESSMENT AGAINST THE PROPERTY

OWNERS AND A BOND ADDITION? THESE ARE ALL QUESTIONS THAT ARE --  
THE ONE-THIRD, ONE-THIRD, ONE-THIRD, I DON'T THINK THAT WAS A  
FAIR ALLOCATION AT ALL. AND THE 218, DEPENDING ON THE AMOUNT,  
THERE IS REGARDING THAT. THAT WILL BE UP TO SOMEBODY ELSE TO  
TAKE CARE OF. THANK YOU.

>> MAYOR HERSMAN: THANK YOU.

>> HELLO, MAYOR AND MEMBERS OF COUNCIL. MY NAME IS GUY  
COTTAGE. I'VE BEEN ON MOON STONE STREET OVER 60 YEARS. I'VE  
HEARD A LOT ABOUT MONEY AND PROPOSITION ON 218. I CAME TO TALK  
TONIGHT ABOUT THE RELIABILITY AND THE SAFETY FACTOR OF THIS  
UNDERGROUNDING. THEY ARE GOING TO PUT IN WHAT THEY REFER TO AT  
EDISON AT VAULTS, MINI SUBSTATIONS UP AND DOWN OCEAN DRIVE. YOU  
ALREADY HAVE ONE NORTH OF ROSECRANS ALREADY UNDERGROUND WHERE IT  
STOPPED ON THE LAST GO-AROUND AND TAKES UP THE ENTIRE WIDTH OF  
OCEAN DRIVE AND APPROXIMATELY 20 FEET IN LENGTH. COVERED IN  
BLACK ASPHALT RIGHT NOW. THERE WILL BE SEVERAL MORE PUT IN. MOON  
STONE HAS THE MOST AMOUNT OF POLES PER CAPITA ON THE STREET THEN  
THE REST OF THE DISTRICTS. WE HAVE SEVEN. WE HAVE A LOT OF WIRES  
AND IT IS UPSETTING TO SEE THE VIEW RUINED. WITH THAT SAID, WE  
WOULD ASKED SOMETIME BACK FROM EDISON WHO WAS GOING TO BE DOING  
THE CONTRACT WORK FOR THIS, AND NO ONE COULD TELL US WHO. NO  
BONDED CONTRACT. NO INSURANCE. WE'RE WONDERING ABOUT THE  
RELIABILITY OF THE CONTRACTOR THAT WILL DO IT. IT IS NOT EDISON  
DOING THE WORK. MY FATHER WAS A GENERAL CONTRACTOR FOR OVER 50

YEARS. WE'RE CONCERNED ABOUT THE WORK GOING INTO THIS. CASE IN POINT, WHAT MIGHT HAPPEN IF THIS THINGS GOES AWRY ONCE THEY GO UNDERGROUND IS EXPLOSIVE. HIGHLY EXPLOSIVE. IT FILLS THESE LITTLE CHAMBERS, WILL FILL WITH EXPLOSIVE GASES IF THERE IS A LEAK THROUGH ACCUMULATION OF METHANE GAS AS AN EXAMPLE. AND IT'S ALREADY BEEN DONE NUMEROUS TIMES. THIS HAS TAKEN PLACE IN LONG BEACH WHERE NUMEROUS CHAMBERS BLEW UP AND ONE PERSON LOST THEIR LIFE. THE AMOUNT OF EVENTS THAT'S HAPPENED TO EDISON HAS BEEN OVER 3,369 IN 2014 ALONE. AND THERE IS OVER 2 MILLION VAULTS AND MANHOLES NATIONWIDE AND THIS PROBLEM IS NOT INSIGNIFICANT. WE'RE RUNNING A FINE LINE HERE ON SOMETHING GOING WRONG. I'VE BEEN ADVISED BY ONE VERY INTELLIGENT LEGAL SOURCE THAT I NEED TO PUT THE CITY ON NOTICE THAT YOU ARE RESPONSIBLE FOR THIS. WE'RE NOT ASKING YOU TO PUT THE LINES UNDERGROUND OR THE SUBSTATIONS. IF SOMETHING GOES WRONG AND THERE HAS BEEN ONE GENTLEMAN THAT LOST HIS LIFE IN THE CHAMBER, YOU ARE GOING TO BE FACING ONE HELL OF A LAWSUIT. [BEEPING]

>> THANK YOU.

>> MAYOR HERSMAN: THANK YOU. ANY ADDITIONAL COMMENTS? ALL RIGHT. I WILL CLOSE THE PUBLIC HEARING. [ GAVEL ]

>> MAYOR HERSMAN: AND AT THIS TIME, WE WILL --

>> MAYOR PRO TEM MONTGOMERY: QUESTIONS?

>> MAYOR HERSMAN: I'M SORRY. DOES STAFF HAVE ANY QUESTIONS BEFORE WE GO FORWARD? PRO TEM MONTGOMERY.



>> MAYOR PRO TEM MONTGOMERY: I WANT TO ASK FINANCE DIRECTOR CHARELIAN TO CLEAR UP SOME THINGS I HEARD EARLIER.

>> MAYOR HERSMAN: SOME OF THE QUESTIONS ASKED BY THE PUBLIC, I'M SURE COULD BE RESPONDED TO OVER AT POLICE FIRE IF THEY HAVE SOME QUESTIONS OF STAFF. BUT YOU CAN'T LEAVE.

>> MAYOR PRO TEM MONTGOMERY: JUST A COUPLE OF QUESTIONS TO CLEAR UP THE INCONSISTENCY. AND UNDERSTAND THE PROCESS. CAN YOU EXPLAIN ELIGIBILITY REQUIREMENTS FOR ANY RESIDENT IF A DISTRICT PASSES WHO IS ALLOWED TO ASK THE CITY FOR FINANCING IN THAT DISTRICT?

>> S. CHARELIAN: WE HAVE AN ADP PROGRAM. THERE IS A BROCHURE THAT WILL GO ONLINE. A LITTLE UNDER THE WEATHER. STILL FIGHTING A COLD. IT'S BASED ON ELIGIBILITY. AND WE'LL ALSO HAVE FOR ANYONE THAT CAN'T QUALIFY, THEY CAN SUBMIT A REQUEST. IT GOES IN RANGES. DON'T HAVE THE RANGES IN FRONT OF ME. DO YOU? 35 AND IT GOES UP BASED ON INCOME LEVEL.

>> MAYOR PRO TEM MONTGOMERY: WHAT IS ADP STAND FOR?

>> S. CHARELIAN: ASSESSMENT DEFERMENT PROGRAM.

>> MAYOR PRO TEM MONTGOMERY: FOR THE SAKE OF ARGUMENT, SOMEONE DOESN'T MAKE 35,000 A YEAR, THEY ARE ALSO ALLOWED TO APPLY FOR THE ADP AS WELL?

>> S. CHARELIAN: CORRECT BY THRESHOLD. THEY CAN APPLY AS THEY MEET THE GUIDELINES.

>> MAYOR PRO TEM MONTGOMERY: FOR CLARIFICATION, WE HEARD SOMEONE MAKE A COMMENT. I WANTED CLASSIFICATION TO MAKE SURE EVERYONE HEARS THE SAME ANSWER. IF THE COSTS ARE EXCEEDED IN ANY DISTRICT WHO PAYS THE OVERAGE ON THAT COST.

>> S. KATSOULEAS: GOOD EVENING, DIRECTOR KATSOULEAS. THE ANSWER IS THAT'S ABSORBED BY THE UTILITIES, THE LUMP SUM PRICE TO COMPLETE THE SYSTEM. THERE IS NO UNDERSTANDING THEY WOULD COME BACK AND ASK FOR ME. THEY WOULD BUILT INTO TO THEIR OWN COST A CONTINGENCY FOR THAT.

>> MAYOR PRO TEM MONTGOMERY: SINCE YOU ARE -- WE'VE COMMENT ABOUT THE VAULTS. WE'VE HAD FIVE DISTRICTS IN OUR CITY, I DON'T REMEMBER ANY VAULT ISSUES WITH THEM. IF ANYTHING WERE TO HAPPEN, LIABILITY ISSUE THAT WAS DISCUSSED EARLIER, EDISON IS THE ONE THAT PICKS THE CONTRACTORS FOR THE INSTALLATION OF ALL THAT WORK THAT GOES ON THE ROADWAY UP TO THE EDGE OF THE PROPERTY LINE. FROM THAT POINT, THE PROPERTY OWNER TAKES CARE OF IT. IN THE BONDED WORK, THEY ARE THE ONES RESPONSIBLE.

>> S. KATSOULEAS: CORRECT. EDISON OWNS THE UNDERGROWN AND OVERHEAD SYSTEM UNDER THE PUC GUIDELINES. RESIDENTS ARE ALLOWED TO REQUEST A CONVERSION BUT IT IS AND WILL CONTINUE TO BE FULLY OWNED AND MAINTAINED BY EDISON. IT'S NOT CITY INFRASTRUCTURE.

>> MAYOR PRO TEM MONTGOMERY: THANK YOU VERY MUCH. NO FURTHER QUESTIONS.

>> MAYOR HERSMAN: COUNCILMEMBER NAPOLITANO.

>> S. NAPOLITANO: THANK YOU, I UNDERSTAND PEOPLE ARE GOING OVER TO THE COUNTING. BUT THERE WERE COMMENTS MADE HERE IN THE PUBLIC AT THIS DAIS AND QUESTIONS AND ISSUES RAISED. I THINK IT'S BEST TO GET THOSE OUT NOW WHILE WE'RE HERE. AND THE FOLKS LISTENING AT HOME. A NUMBER OF THINGS. ONE IS THAT THE ABOVE GROUND VERSUS BELOW GROUND IN TERMS OF RELIABILITY AND SAFETY, THEY ARE TRADEOFFS, IT'S A WASH. I DON'T THINK ANYONE DISPUTES THAT. WE'VE HAD WIRES COME DOWN AND HIT CARS. WE'VE HAD ARCING EXPLOSIVE TRANSFORMERS AND EVERYTHING. AND THE EXPLOSIONS FROM TIME TO TIME DIFFERENT PLACES. IT HAPPENS. WHETHER IT'S ABOVE OR BELOW GROUND. IN TERMS OF FAIRNESS, I LOVE BRINGING UP FAIRNESS. ONE OF MY FAVORITE QUOTES IS JUSTICE IS A DECISION IN YOUR FAVOR. WHEN WE'RE TALKING ABOUT FAIRNESS, WE DIDN'T ASK YOU TO DO THIS. THIS IS A PROCESS. AM I CORRECT? UNDER STATE LAW, ANY GROUP OF RESIDENTS IS ALLOWED TO ASSESS THEMSELVES IF THEY CHOOSE. AND IN THIS CASE, THE CITY IS NOT SAYING, HEY EL PORTO, WE WANT YOU TO UNDERGROUND YOUR WIRES. A GROUP OF RESIDENTS SAID WE THINK THERE IS SUPPORT IN THIS AREA TO UNDERGROUND THE WIRES SO WE'RE GOING THROUGH THE PROCESS. IS THAT TRUE?

>> S. KATSOULEAS: THAT CAN ACCURATE.

>> S. NAPOLITANO: IN THE PROCESS, DID THE CITY PUSH THEIR FINGER ON THE SCALE AND SAY WE WANT THIS TO HAPPEN AND WE'RE ACCEPTING LIABILITY? OR DID THE RESIDENTS SAY, THIS IS ABOUT VIEWS THAT'S WHY YOU DON'T SEE IT EAST OF MANHATTAN AND ERAS

WITHOUT VIEWS. IT'S ABOUT VIEWS. I'LL FULLY ADMIT, IT'S NOT A SECRET TO ANYBODY. THOSE VIEWS ARE IMPORTANT TO THE PEOPLE IN THE DISTRICT. IMPORTANT ENOUGH A GOOD PORTION WANTED TO GO DOOR TO DOOR AND TRY AND GET SUPPORT TO CREATE THIS DISTRICT AND TO GET IT PASSED. AND IS THAT ACCURATE AS WELL?

>> S. KATSOULEAS: RESIDENTS PROPOSED THE BOUNDARIES, BOUGHT THE MAJORITY SUPPORT BROUGHT BACK TO COUNCIL. THERE WAS A VALIDATION PROCESS. THERE WERE INTERESTING DYNAMICS TO THAT PROCESS THAT WERE ADDRESSED IN 2005 THAT ULTIMATELY LED TO A 58% MAJORITY SUPPORT THROUGH THE VALIDATION PROCESS TO MOVE FORWARD WITH UNDERGROUNDING. SINCE THAT TIME THE CITY SPENT SEVERAL HUNDRED THOUSAND DOLLARS TO GET TO THE VOTE. ALL OF THAT IS COMPLETELY ACCURATE. IN TERMS OF THE VIEW, NO DOUBT THAT THE MAJORITY MOTIVATION FOR UNDERGROUNDING UTILITY LINES IS THE VIEW. WE'VE HEARD MANY COMMENTS ABOUT THE TRANSFORMERS ARCING NEXT TO WINDOWS FROM A SAFETY POINT OF VIEW THAT ALSO IS THE BASIS FOR MOVING FORWARD WITH THE DISTRICTS. IT IS NOT 100% VIEW BASED.

>> S. NAPOLITANO: SURE, EVERYONE HAS THEIR OWN MOTIVATION. BUT IT'S RESIDENT DRIVEN. ARE WE FACILITATING IT, YES, IT'S RESIDENT DRIVEN. THE CITY DOESN'T HAVE AN INTEREST IN ONE AREA UNDERGROUNDING OVER AN AREA OR AT ALL?

>> S. KATSOULEAS: CORRECT.

>> MAYOR HERSMAN: ANY OTHER QUESTIONS? COUNCILMEMBER HADLEY.

>> S. HADLEY: THANK YOU, DIRECTOR KATSOULEAS. I WOULD LIKE TO GO OVER GROUNDS I ASKED A CONSULTANT A FEW MEETINGS BACK. CAN YOU SPEAK ABOUT THE ONE-THIRD, ONE-THIRD, ONE-THIRD COST ALLOCATION? AND WHO DOES NOT -- YOU KNOW, IN YOUR OPINION, HAVE YOU HEARD OF A DISTRICT THAT ALLOCATES THE COST DIFFERENTLY? IS THIS AN UNUSUAL WAY OF ALLOCATING THE COST? WHAT IS YOUR OPINION?

>> S. KATSOULEAS: THERE HAVE BEEN INSTANCES WHERE THE ALLOCATION WAS VARIED FROM THE ONE-THIRD, ONE-THIRD, ONE-THIRD. THE MANHATTAN BEACHES HAD A SLIGHTLY DIFFERENT FORMULA. ONE-THIRD IS NOT UNCOMMON AT ALL. AND YOU KNOW, THE COURTS DONE SET THE BOUNDARIES. IT JUST MUST COMPLY WITH THE ELEMENTS. YOU COULD HAVE 25, 25, 50. YOU COULD HAVE TWO-THIRDS, ONE SIX, ONE SIXTH. THE DEVELOPMENT ENGINEER COMES UP WITH WHAT HE BELIEVES IS THE MOST FAIR AND DEFENSIBLE IN COURT. I SAY THAT WITH THE UNDERSTANDING THERE ARE VARYINGS TO THAT THAT ARE LEGALLY PERMISSIBLE.

>> S. HADLEY: THANK YOU.

>> MAYOR HERSMAN: ANY OTHER QUESTIONS? NO? THANK YOU VERY MUCH. AT THIS TIME, WE WILL, STAFF WILL TAKE THE BALLOTS TO POLICE -- SAY AGAIN? WELL, I'VE CLOSED THE PUBLIC HEARING. SO THEY SHOULD HAVE GIVEN THE BALLOTS PRIOR TO THAT. BECAUSE IT'S

BEEN CLOSED. THEY WILL TAKE THE BALLOTS TO THE POLICE FIRE ROOM AND RETURN TO CITY COUNCIL CHAMBERS WITH THE FINAL RESULTS. SO WE'LL LET THEM EXCUSE THEMSELVES. IF YOU WOULD LIKE TO WATCH THAT, YOU ARE CERTAINLY WELCOME TO DO THAT. WE'RE GOING TO TAKE A FIVE-MINUTE RECESS WHILE WE JUST MAKE A SWITCH AS PEOPLE LEAVE. AND WE'LL BE BACK WITH GENERAL BUSINESS. [COUNCIL IS IN RECESS] ¶[MUSIC]¶¶ [COUNCIL IS IN RECESS] [ GAVEL ]

>> MAYOR HERSMAN: WE'RE GOING TO BRING THE MEETING BACK TO ORDER. AFTER OUR BREAK. NEXT ON OUR AGENDA IS CONSIDER PROHIBITING THE RETAIL SALE OF TOBACCO PRODUCTS AND ELECTRONIC SMOKING DEVICES AND PARAPHERNALIA.

>> ALLIE WILL GIVE US A BRIEF PRESENTATION.

>> GOOD EVENING MAYOR AND MEMBERS OF COUNCIL, MY NAME IS ALEXANDRIA A MANAGEMENT ANALYST WITH MANAGEMENT SERVICES. AND THE ITEM BEFORE YOU IS A DISCUSSION REGARDING THE POTENTIAL PROHIBITION ON THE SALE OF TOBACCO PRODUCTS AND ELECTRONIC SMOKING DEVICES AND PARAPHERNALIA IN THE CITY OF MANHATTAN BEACH. SO FIRST, I'LL WALK YOU THROUGH WHAT HOW THE CITY CURRENTLY TREATS SMOKES AS WELL AS TOBACCO PRODUCTS IN THE CITY. AND THEN WE'LL GO OVER SOME OF THE POLICY PROPOSALS OR OPTIONS THAT ARE AVAILABLE FOR YOUR CONSIDERATION OR MODIFICATION. SO THE CITY OF MANHATTAN BEACH HAS CONSISTENTLY RECOGNIZED THE CONCERNS REGARDING TOBACCO USE RELATED TO HEALTH AND WELFARE OF ITS RESIDENTS. AND AS WELL AS ITS EFFECTS ON CIGAR LITTER AND

HAS ADOPTED SEVERAL MEASURES IN ORDER TO COMBAT THAT. IT DOES SO IN TWO SPECIFIC WAYS. FIRST IS THE MANHATTAN BEACH ORDINANCE ADDRESSES AND PROHIBITS SMOKING ACTIVITY IN THE PUBLIC RIGHT-OF-WAY AROUND PUBLIC PROPERTY. IT ACTUALLY ONLY ALLOWS SMOKING IN VERY LIMITED CIRCUMSTANCES, WHICH ARE OUTLINED ON THE SLIDE. IN A PRIVATE RESIDENTIAL PROPERTY WITH TWO OR FEWER UNITS, UNLESS USED FOR A DAYCARE OR HEALTH CARE FACILITY. IT WOULD ONLY ALLOW YOU TO SMOKE IN 20% OF GUEST ROOMS IN A HOTEL OR MOTEL. AND WITHIN A MOVING VEHICLE. YOU ARE ALLOWED TO SMOKE. THE SECOND WAY THE MUNICIPAL ORDINANCE ADDRESSES TOBACCO PRODUCTS IS FEW REGULATING TOBACCO SALES. SO THE SALE OF FLAVORED TOBACCO WITH THE EXCEPTION OF MINT, MENTHOL, SPEARMINT OR WINTER GREEN UNLESS SOLD ON AN ESTABLISHMENT WITH PATRONS 21 YEARS OF AGE OR OLDER TO ENTER. YOU WOULD HAVE TO OBTAIN A PERMIT FROM THE CITY IN ORDER TO SELL TOBACCO PRODUCTS OR ELECTRONIC SMOKING DEVICES AND OTHERWISE THE SALE OF TOBACCO WOULD BE PROHIBITED. THERE ARE SEVERAL OPTIONS FOR YOU TO CONSIDER. THE FIRST ALTERNATIVE IS TO PROHIBIT THE SALE OF ALL TOBACCO PRODUCTS AND ELECTRONIC SMOKING DEVICES AND PARAPHERNALIA. BUT ALLOWING FOR A HARDSHIP EXEMPTION FOR LOCAL BUSINESSES THAT IF YOU WERE TO PROHIBIT THE SALE WOULD DRASTICALLY REDUCE THE REVENUES THAT THEY COLLECT FROM THE SALE OF THOSE PRODUCTS. THE SECOND ALTERNATIVE WOULD BE TO PROHIBIT THE SALE OF ELECTRONIC SMOKING DEVICES AND ALL FLAVORED TOBACCO PRODUCTS. WHILE ALLOWING THE SALE OF NON-FLAVORED TOBACCO

PRODUCTS IN ESTABLISHMENTS THAT ONLY PERMIT PATRONS OF 21 YEARS OR OLDER. THE LAST ALTERNATIVE TO PROHIBIT THE SALE OF ALL FLAVORED TOBACCO PRODUCTS. WHILE ALLOWING FOR THE SALE OF NON-FLAVORED TOBACCO PRODUCTS IN ELECTRONIC SMOKING DEVICES IN ESTABLISHMENTS THAT ONLY PERMIT PATRONS 21 YEARS TO ENTER THE LOCATION. I'M HAPPY TO ANSWER ANY QUESTIONS YOU MIGHT HAVE. THIS IS REALLY TO FACILITATE A DISCUSSION WITH CITY COUNCIL AND TO GET DIRECTION FROM YOU.

>> MAYOR HERSMAN: OKAY. THANK YOU.

>> OH, THANK YOU FOR THE REMINDER. SO WE DID REACH OUT TO THE LOCAL RETAILERS. IN ORDER TO COLLECT SOME DATA REGARDING HOW MUCH OF THEIR REVENUES COME FROM THE SALE OF TOBACCO PRODUCTS OR ELECTRONIC SMOKING DEVICES. WE DIDN'T HEAR BACK FROM EVERY ONE. WE HEARD BACK FROM MB SMOKE WHO SAID 90% OF THEIR SALES ARE FROM THESE TYPES OF PRODUCTS. PLAYERS LIQUOR SAID THAT 5% OF THEIR SALES COME FROM THESE PRODUCTS, MB MARKET, AROUND 10% OF THEIR SALES COME FROM THESE TYPES OF PRODUCTS. AND CURRENT EVENTS SAID 15 TO 20% OF SALES COME FROM THESE PRODUCTS. THIS IS NOT VERIFIED, AS THE CITY DOESN'T COLLECT THIS TYPE OF TAX REVENUE INFORMATION FROM OUR LOCAL BUSINESSES.

>> MAYOR HERSMAN: THANK YOU. I HAVE -- NOW THAT YOU PUT YOUR NAME ON THERE. NOW I'M LIKE WHAT DID I WANT TO ASK? PRO TEM MONTGOMERY.



>> MAYOR PRO TEM MONTGOMERY: DID THAT NUMBER INCLUDE TOBACCO AND VAPING PRODUCTS OR ONE OR THE OTHER?

>> IT VARIED. SOME DON'T SELL VAPING PRODUCTS AND OTHERS, IT WAS JUST TOBACCO OR BOTH. IT REALLY VARIED FROM STORE TO STORE. SOME OF THESE STORES LIKE CURRENT EVENTS, I DON'T BELIEVE SELLS VAPING PRODUCTS AT ALL. WHILE OTHERS SELL BOTH.

>> MAYOR PRO TEM MONTGOMERY: THANK YOU.

>> MAYOR HERSMAN: REMEMBERED MY QUESTION. I KNOW THAT THE OWNER OF MB SMOKE SAID HE DOESN'T ALLOW ANYONE YOUNGER THAN 21 IN HIS STORE. SO THESE ALTERNATIVES YOU HAD MENTIONED WOULD BE A LIMITATION BASED ON ESTABLISHMENTS THAT ONLY PERMIT PATRONS 21 YEARS OR OLDER TO ENTER. ARE THERE OTHERS ON THE LIST HERE THAT LIMIT IT? BECAUSE I KNOW THAT, YOU KNOW, VAUGHNS OR RALPHS OF COURSE, KIDS CAN GO IN THERE.

>> I BELIEVE THEY ARE THE ONLY ONE.

>> MAYOR HERSMAN: OKAY. ALL RIGHT. THANK YOU. DO WE HAVE OTHER QUESTIONS? COUNCILMEMBER HADLEY.

>> S. HADLEY: YES, THANK YOU, YOUR HONOR. ALLIE, A POINT OF CLARIFICATION, WHEN YOU SAY YOU POLED THE BUSINESSES ABOUT WHAT PERCENTAGE OF THEIR PRODUCTS, THEY ARE SELF REPORTING THE SALES OF TOBACCO PRODUCTS. NOT THE PERCENTAGE OF CUSTOMERS WHO COME IN THE DOOR FOR TOBACCO AND THEN PURCHASE OTHER ITEMS, CORRECT?

>> CORRECT.

>> S. HADLEY: BECAUSE IT SEEMS TO ME IN THE PUBLIC COMMENTS THE PERCENTAGE OF THEIR TOTAL REVENUE FROM PUBLIC CUSTOMERS IS CONSIDERABLY LARGER THAN 5 TO 10%

>> CONCEIVABLY, YES.

>> MAYOR HERSMAN: DO WE HAVE ADDITIONAL COMMENTS AT THIS TIME? PUBLIC COMMENT? DO WE HAVE ANY? I ALLOWED HIM TO COME BACK. HE DIDN'T REALIZE HE WAS -- HE GOT IN LATE.

>> I DIDN'T WANT TO LOSE THE OPPORTUNITY. I DIDN'T GET A CHANCE TO SPEAK OF BEHALF OF MY ORGANIZATION. GOOD EVENING, I'M AGAIN, ADVOCACY MANAGER AT THE AMERICAN LUNG ASSOCIATION, WHOSE MISSION IT IS TO SAVE LIVES BY PREVENTING LUNG DISEASE. WE STRONGLY SUPPORT THE CITY'S EFFORTS TO PROTECT THE HEALTH OF ITS CITIZENS. I WANT TO REMIND, THERE IS NO CONSTITUTIONAL RIGHT TO SMOKE OR VAPE. AS LEADERS, YOU HAVE THE RIGHT TO LEGISLATE ON PUBLIC HEALTH. A WELL DOCUMENTED HISTORY OF DEVELOPING A MARKETING FLAVORED PRODUCTS LIKE MENTHOL AND IN THE E-CIG AND VAPING GAME AND MARKET THESE AS A WAY TO GET THE YOUTH, WE SAW FROM THE MASTER SETTLEMENT LAWSUIT IN 1998. NOW, FOR OVER 13 YEARS, I'VE WORKED IN MANY FIELDS OF TOBACCO CONTROL AND PARTICIPATED ON LOTS OF YOUTH PURCHASE SURVEYS OR STINGS. WE HAVE SEEN ILLEGAL SALES IN EVERY COUNTY AND CITY AS A MATTER OF PUBLIC RECORD, L.A. COUNTY HAS A 25% SALES RATE. WE'RE OPEN TO SPEAKING TO THE BUSINESSES. AND THEY ALL SAY, OF COURSE, WE DON'T SELL, BUT SOMETIMES WE SEE NEW CLERKS, YOUNGER CLERKS OR

FOR WHATEVER REASON, WE HAVE SEEN IN THE STING OPERATIONS, A CONSISTENT PATTERN OF SALES, SOMETIMES 40%. MANY KNOW THE HARMS OF TOBACCO AND MOST SMOKERS KNOW. YOUTH, IT'S LIKE A FORBIDDEN FRUIT, THE MARCH THE COOLNESS OF CHARACTERS IN FILMS AND VIDEO GAMES. KIDS ARE VAPING IN THE CLASSROOMS AND BATHROOM BECAUSE THEY ARE HOOKED. IT'S ADDICTIVE. I RESPECT THE OWNS OF THE BUSINESSES. BUT WE HAVE SEEN A PATTERN IN BIG TOBACCO. THEY PROCLAIM CIGARETTES AS HEALING AND NONADDICTIVE. WE SEE THE SAME TACTICS AND THERE SEEMS TO BE PATTERNS. WE WANT YOU TO END THE SALE OF FLAVORED PRODUCTS, INCLUDING MENTHOL. THANK YOU FOR YOUR TIME.

>> MAYOR HERSMAN: THANK YOU.

>> GOOD EVENING, MAYOR AND MEMBERS OF COUNCIL. MY NAME IS CRAIG HEAD WILDER. I'M SPEAKING BOTH AS A RESIDENT AND ON BEHALF OF THE SURF RIDER FOUNDATION, SOUTH BAY CHAPTER. AND REGARDING THE SURF RIDER END ON THIS, WE ALL KNOW THAT CIGARETTE BUTTS ARE THE NUMBER-ONE LITTER ITEM ON BEACHES WORLDWIDE FOR DECADES. IT'S CONTINUING THAT WAY. AND WE WOULD LIKE TO SEE ALL TOBACCO-RELATED ITEMS TAKEN OFF THE MARKET. JUST SO THAT IT DOESN'T FEED THE PROBLEM. THE OTHER ISSUE IS, AND I MIGHT BE A LITTLE MORE STRIDENT ABOUT THIS BUT MY PERSONAL OPINION IS THAT AND I LOST MY BROTHER TO LUNG CANCER FROM SMOKING. I'VE LOST A COUPLE OF CLIENTS HERE IN MANHATTAN BEACH TO LUNG CANCER FROM SMOKING. IT'S WELL-KNOWN THAT TOBACCO IS HIGHLY ADDICTIVE. IN FACT, I

HEARD IT CHARACTERIZED AS MORE ADDICTIVE THAN HEROIN AND A KNOWN CARCINOGEN. WHILE CHANGES THE RULES AFTER YOU BOUGHT A BUSINESS, I SEE CAN BE ROUGH. -- CARCINOGEN. I WONDER WHY YOU ARE GOING TO THAT CLIENTS TO BEGIN WITH. YOU ARE TRADING OFF THEIR ADDICTION. I DON'T THINK THAT'S RIGHTS. I THINK THAT PRODUCT SHOULD BE TAKE OUT OF THE MARKET. IT ONLY EXISTS BECAUSE OF THE TAX REV. I ENCOURAGE YOU TO ADOPT ALTERNATIVE ONE. TO BAN ALL TOBACCO SALES. IT SEEMS IF BEVERLY HILLS CAN DO THAT, I THINK WE CAN DO IT. IN REDONDO THEY ARE CONSIDERING AN OUT DOOR BAN. I WOULD LIKE TO -- [BEEPING]

>> THANK YOU.

>> MAYOR HERSMAN: THANK YOU. DO WE HAVE ANY OTHER COMMENTS ON THIS ITEM? SEEING NONE, COUNCIL?

>> MAYOR PRO TEM MONTGOMERY: I'LL START OFF.

>> MAYOR HERSMAN: IF YOU WOULD LIKE.

>> MAYOR PRO TEM MONTGOMERY: SURE. LET'S GO BACK TO THE PART WE KNOW, BEVERLY HILLS BAN IS NOT A COMPLETE BAN. THAT IS A FACT. THEIR BAN, IF YOU WANT TO CALL IT THAT, RESTRICTS TOBACCO TO HOTEL GUESTS, PURCHASING USE ALONG AND ALSO A CIGAR LOUNGE. THE SMOKING PART OF IT, THEY FOLLOWED US WITH THE BAN ON SMOKING IN PUBLIC AREAS. THAT'S NOT A SHOCK. IN FACT, 2008 WE BANNED SMOKING AT OUR PUBLIC PARKS, PUBLIC AREAS AND BEACH. 2008, 11 YEARS LATER WE'RE TALKING ABOUT CIGARETTE BUTTS AT THE BEACH. 11 YEARS, WE'RE STILL SEEING THEM AT THE BEACH. THEY ARE STILL

THERE. WHAT ELSE DID I WANT TO TALK ABOUT? THE AMERICAN LUNG ASSOCIATION, I ADMIRE THE CAUSE. WHO DOESN'T WANT PERFECT CLEAN AIR? START WITH CARS AND MANUFACTURING. YOU TAKE AWAY THE CARS AND MANUFACTURING, THE AIR QUALITY WOULD BE BACK TO NORMAL. THIS IS NOT THE REASON WHY WE HAVE AIR QUALITY. SECONDHAND SMOKE, MY LIFE WORKS A AT CHILDREN'S HOSPITAL. WE'RE SENSITIVE TO ALL THAT. BUT YOU'RE NOT A BUSINESS OWNER. I THINK THERE IS A MESSAGE HERE THAT SAYS, COUNCIL NO ONE WANTS THE VAPING TO CONTINUE. THAT'S THE EASIER PLACE TO START WITH. THE VAPING PART I UNDERSTAND IT. THE CITY AND SCHOOLS ARE PARTNERS. THAT'S AN EASY DECISION. I WOULD SUPPORT ALL VAPING BANS EVERYWHERE IN THE CITY. AND MAKE THAT CONTINUE FORWARD ALL FLAVORS, MAKE IT STOP AS FAR AS ALL HARDWARE AND EVERYTHING ELSE. AS FAR AS THE NEXT STEP, I'M NOT READY TO GOING TO THE NEXT STEP THAT SAYS, WE THE CITY SHOULD BAN ALL CIGARS, TOBACCO OR ANYTHING ELSE, UNLESS THE FLAVORED PART, I'M OPEN TO THAT.

>> MAYOR HERSMAN: THANK YOU. COUNCILMEMBER HADLEY.

>> S. HADLEY: THANK YOU, YOUR HONOR. I SUPPORT A LOT OF WHAT COUNCILMEMBER MONTGOMERY SAID. YOU KNOW, I HAVE FOUR KIDS. I'M PROBABLY THE BIGGEST SQUARE UP HERE ON THE DAIS, OR I WOULD MAINTAIN THAT I'M THE BIGGEST SQUARE. BUT YOU KNOW, I DON'T SMOKE, I NEVER HAVE. MY CHILDREN HAVE NEVER SMOKED. I DON'T THINK THEY HAVE EVER VAPED. I HAD THIS TALK ABOUT AN EPIDEMIC. I GREATLY RESPECT DR. DALE AND MATTHEWS IN THE SCHOOL DISTRICT. WE

ALL WANT TO DO SOMETHING. AND I GET THAT. AS A COMMUNITY AND AS A SCHOOL BOARD AND SCHOOL ADMINISTRATORS AND A COUNCIL, WE WANT TO DO SOMETHING. WHEN OUR CHILDREN ARE HURTING, WE WANT TO ACT. BUT I AM THE ONE ON THE COUNCIL WITH THE YOUNGEST STUDENTS MOST RECENTLY IN COSTA. AND THEY DON'T BUY IT, BUY VAPE PRODUCTS IN STORES. THEY GET THEM FROM AMAZON. AS MRS. KIM SAID, THE OWNER OF MB MARKET, THE JEWEL PRODUCTS ARE SOLD IN BULK. THEY ARRIVE AT THE HOMES OF LATCHKEY CHILDREN WHOSE PARENTS ARE NOT PAYING ATTENTION. THE PRODUCTS GO TO SCHOOL WITH CHILDREN WHO ARE LITERALLY DEALERS OF VAPE PRODUCTS. AND THE CHILDREN, THE STUDENTS SELL THE VAPE PRODUCTS AT A MARK UP TO THEIR FELLOW STUDENTS JUST LIKE, YOU KNOW, THEY USED TO SELL MARIJUANA BEFORE THAT WAS LEGAL. AND I'M SURE ILLEGAL DRUGS. SO I GET WE WANT TO ACT AND I'M VERY SYMPATHETIC AND VERY CONCERNED ABOUT THE VAPING EPIDEMIC. WE ALL ARE. I'M A MOTHER OF FOUR BEAUTIFUL CHILDREN. AND I CARE. BUT ALL I KNOW IS THAT WE ARE -- THERE IS QUESTIONABLE BENEFIT TO ANY CHILD OF BANNING THE SALE OF TOBACCO OR VAPING PRODUCTS IN MANHATTAN BEACH. AND THERE IS A VERY REAL HUMAN COST TO THE BUSINESSES WHO HAVE BEEN BRAVE ENOUGH TO COME HERE AND SPEAK. AND THAT'S A KNOWN COST. I HAVE SPOKEN WITH MANY OF THEM. I ABSOLUTELY WOULD LOVE COUNCIL TO AGREE TO NOT ISSUE FUTURE TOBACCO LICENSES. LET'S CIRCLE THE WAGONS, PROTECT OUR OWN AND SAY NO MORE. I DON'T WANT SOME OTHER BUSINESSES COMING INTO TOWN THAT HAVEN'T BEEN HERE. BUT THESE ARE LONG-STANDING

BUSINESSES. THESE ARE IMMIGRANTS FAMILIES. SEVERAL OF WHOM ARE KOREAN IMMIGRANT FAMILIES. MB SMOKE SHOP IS A SYRIAN IMMIGRANT FAMILY. THEY ARE GOOD, CORPORATE CITIZENS. THEY PAY THEIR TAXES. THEY FOLLOW THE RULES. THEY PARTICIPATE WITH SHOULDER TAP STINGS. AND THEIR BUSINESSES WILL DIE. AND WE WILL BE TAKING AWAY -- THEY DON'T WORK FOR PROFIT, THEY WORK FOR A PAYCHECK. MY COUNCILMEMBERS ARE PARENTS FOR THE MOST PART. THEY ARE NICE, GOOD PEOPLE. I JUST WOULD URGE EACH OF US TO THINK OF THE KNOWN, ABSOLUTE HUMAN COST TO THE FAMILIES OF DEPRIVING THEM OF A LEGAL SOURCE OF REVENUE. WITH ALL DUE RESPECT TO THE LUNG ASSOCIATION AND MR. CODE WILDER. I HAVE A SISTER WHO IS AN ALCOHOLIC AND ALMOST LOST HER LIFE. AND SHE HAD A LIVER TRANSPLANT. AND IT WAS A VERY DIFFICULT TIME IN MY FAMILY. AND I HAVE VIEWED ALCOHOL COMPLETELY DIFFERENTLY EVER SINCE. AND EVERYTHING THE LUNG ASSOCIATION SAYS ABOUT TOBACCO, I COULD SAY ABOUT ALCOHOL. AND THERE ISN'T A SINGLE PERSON IN THIS ROOM WHO WANTS TO GO BACK TO THE PROHIBITION ABOUT ALCOHOL. THAT SAVES LIVES. THAT WOULD CUT DOWN ON DRUNK DRIVING. OUR CHILDREN ARE CUTTING, OUR CHILDREN ARE DRINKINGS, SMOKING MARIJUANA. I DIDN'T VOTE FOR THE LEGALIZING MARIJUANA STATEWIDE EITHER. I'M, YOU KNOW, I'M A BIG, BIG SQUARE. I WAS OUT VOTED. MARIJUANA IS LEGAL AND NOW ALL OF A SUDDEN, A CIGAR AT MB SMOKE SHOP IS OUR BIGGEST MB PROBLEM. HONESTLY, THE WORLD IS UPSIDE DOWN. I MAY NOT HAVE THE VOTES. WITH ALL DUE RESPECT, I WOULD SAY WE DO NOT HAVE TO STICK WITH

ALTERNATIVES ONE, TWO, AND THREE PRESENTED BY THE STAFF. WE COULD BE CIVIL LIBERTARIANS AND DO NOTHING AND COEXIST WITH THESE WONDERFUL IMMIGRANT BUSINESSES AND TRUST ADULTS TO MAKE GOOD CHOICES. ENCOURAGE OUR PARENTS TO ACTUALLY BE PARENTS. AND DO THE RIGHT THING. I AM A FORMER SMALL BUSINESS OWNER. IT'S HARD ENOUGH TO MAKE AN HONEST LIVING IN THE STATE OF CALIFORNIA THESE DAYS. I WILL BE VOTING NOT TO DEPRIVE THESE BUSINESSES OF TOBACCO CUSTOMERS. WE'RE NOT TAKING AWAY TOBACCO SALES, WE'RE TAKING AWAY TOBACCO CUSTOMERS. THAT COULD BE THE DEATH NAIL FOR THEIR BUSINESS. THAT'S MY PIECE. AND THANK YOU FOR CONSIDERING THAT. I KNOW YOU ARE ALL HUMANITARIANS AND CONSIDER THE REAL HUMAN COST TO REAL HUMAN IMMIGRANT FAMILIES.

>> MAYOR HERSMAN: THANK YOU. COUNCILMEMBER NAPOLITANO.

>> S. NAPOLITANO: THANK YOU, YOUR HONOR. HEARD A LOT -- STILL TRYING TO FIGURE OUT. IT'S LIKE I WANT TO DO SOMETHING BUT WE'RE NOT GOING TO DO ANYTHING BECAUSE NO ONE ELSE IS EITHER. AND EVERYONE NEEDS TO FEND FOR THEMSELVES. I DON'T THINK THAT WAS OUR POSITION WHEN IT CAME TO THINGS LIKE THE PLASTIC BAG BAN. SOME SAID, MANHATTAN BEACH WAS THE FIRST OUT OF THE BAG FOR THAT, SO TO SPEAK. NO LAUGHS ON THAT ONE, OKAY. THANK YOU.

>> MAYOR HERSMAN: HA-HA.

>> S. NAPOLITANO: SOMEBODY HAD TO DO SOMETHING. SOMEBODY IT TO STEP UP. MANHATTAN BEACH DID. OTHERS HAVE STEPPED UP ALONG THE WAY FOR DIFFERENT THINGS. WE WEREN'T THE FIRST TO BAN STRAWS



OR STYROFOAM. BUT THERE HAS BECOME A CRITICAL MASS AND WE'RE REDUCING PLASTIC IN THE ENVIRONMENT BECAUSE OF THAT. AND WHILE CANCELING TOBACCO SALES IN MANHATTAN BEACH WON'T PREVENT ANY CIGARETTE BUTTS FROM ENDING UP ON THE BEACH IF OTHER CITIES FOLLOW THAT COULD HAPPEN. I UNDERSTAND THE ARGUMENTS HERE. I UNDERSTAND THE ALCOHOL. I HAD FRIENDS DIE OF ALCOHOLISM OR LUNG CANCER AND OTHER CANCERS. IF ALCOHOL WAS LIKE TOBACCO, IT WOULD BE CALLED TOBACCO AND IT ISN'T. THE DIFFERENCE BETWEEN ALCOHOL AND TOBACCO AND MAYBE THAT'S A DIFFERENT DISCUSSION, BUT THE DIFFERENCE IS MANHATTAN BEACH HAS MADE A CONSCIOUS EFFORT OVER THE LAST SEVERAL YEARS TO DO SOMETHING ABOUT TOBACCO. KNOWING THAT HAS ZERO REDEEMING VALUE AMONGST PEOPLE OR THE ENVIRONMENT. AND THAT DIFFERENCE HAS BEEN WE BASICALLY BANNED IT IN ALL PUBLIC PLACES, AND MULTIFAMILY HOMES. AND SO HAVING TAKEN THOSE STEPS, YOU KNOW, YOU HAVE TO ASK YOURSELF, WHAT IS THE LOGICAL NEXT STEP? IF THERE HAS BEEN A CRITICAL MASS OR A TIPPING POINT, I THINK THE VAPING ISSUE THAT HAS COME UP, WHERE NICOTINE IS EVEN EASIER TO ACCESS AND EVEN EASIER ACCESS BY THE YOUNG IS ANOTHER REASON TO TAKE A LOOK AND SAY ENOUGH. IT HAS TO START SOMEWHERE. LET'S START IN MANHATTAN BEACH. SAYING THAT, I RECOGNIZE THE IMPACT ON OUR LOCAL BUSINESSES. AND I DON'T WANT THEM TO BE PUT OUT OF BUSINESS TOMORROW OR THE NEXT DAY OR THE NEXT. BUT IN TERMS OF CHANGE, YOU KNOW, GIVING ENOUGH FOREWARNING AND ENOUGH LEEWAY TO CHANGE BUSINESS MODELS I THINK

WOULD BE APPROPRIATE. SO I WOULD PUT OUT TO MY COLLEAGUES THAT WE CONSIDER A BAN THAT WOULD BE EFFECTIVE JANUARY 1 OF 2023 FOR THE SALE OF ALL TOBACCO PRODUCTS IN THE CITY OF MANHATTAN BEACH. WITH THAT, I WOULD HAVE AN IMMEDIATE BAN ON ALL VAPE PRODUCTS WHETHER FLAVORED OR NOT. AND ALSO, AN IMMEDIATE ELIMINATION OF ANY EXEMPTION FOR FLAVORS. THE MENTHOL, THE SPEARMINT, THE OTHER WINTER GREEN FLAVORS AND TAKE THAT OFF THE TABLE AS WELL. IF ANYONE IS BUYING CIGARETTES OR CIGARS, THEY ARE BUYING STRAIGHT TOBACCO. I WOULD THROW THAT OUT FOR DISCUSSION PURPOSES. AND WITH THE IDEA ALSO THOUGH, I DON'T KNOW WHERE BEACH CITY HEALTH DISTRICT IS TONIGHT, AND THAT'S A DISAPPOINTMENT, ALLIE, OKAY, I WISH THEY STAYED. GOOD. BUT I WOULD SAY THAT ALONG WITH THIS, WE WANT TO SEND A LETTER OUT SIGNED BY THE MAYOR TO EACH OF THE SURROUNDING SOUTH BAY CITIES, AT LEAST THE CITIES IN THE SOUTH BAY COG, LET THEM KNOW WE DID AND REGARDLESS OF THAT, IF WE DO ANYTHING TONIGHT, LET THEM KNOW WE ENCOURAGE THEM TO DO THE SAME.

>> MAYOR HERSMAN: OKAY. COUNCILMEMBER STERN.

>> H. STERN: I WANT TO JUST BACK UP AND REMEMBER THAT WE PASSED THIS ORDINANCE AND SAID, SMOKING IS A VERY HAZARDOUS HEALTH RISK. WE DID THAT BEFORE VAPING, WE DID THAT BECAUSE WE RECOGNIZE THE HEALTH RISK BACK THEN. AND WE'VE BEEN RECOGNIZING THIS SINCE THE '60S SINCE THE SURGEON GENERAL TOLD US THIS IS REALLY DANGEROUS TO OUR HEALTH. SO NOW, WE ARE BEING CHURNED

WITH REALIZATION OF MORE AND MORE HEALTH RISKS AND HEAR OVER AND OVER ABOUT WHAT THE VAPING AND NOW DOING TO OUR KIDS. AND I THINK I REMEMBER CORRECTLY THAT AT OUR LAST MEETING THAT WE WERE PRESENTED WITH SOME STATISTICS THAT SAID, KIDS ARE NOW EVEN TURNING AWAY FROM VAPING TO NON-FLAVORED TOBACCO PRODUCTS BECAUSE OF THE DIFFICULTY VAPING. WE HAVE A HEALTH RISK WITH VAPING AND TOBACCO AS WELL. AND NOW WE HAVE THE CHANCE TO DO SOMETHING. SO LET'S START SOMETHING. WE HEAR WE HAVE CIGARETTE BUTTS ON OUR BEACHES. LET'S DO SOMETHING. STANDUP AND SAY, NEIGHBORS, HERE'S WHAT WE'RE DOING. JOIN US. LET'S BE THE VERY BRAVE MANHATTAN BEACH THAT WE'VE BEEN WITH OTHER THINGS. WE HAVE STOOD IN FRONT OF OUR NEIGHBORS AND SAID, HERE ARE SOME ENVIRONMENTAL CONCERNS. AND WE MEAN THIS THAT WE CARE ABOUT OUR ENVIRONMENT. AND WE HAVE BEEN WATCHED AND FOLLOWED AND WE HAVE BEEN RESPECTED FOR THAT. AND WE'VE BEEN THE LEADER IN SENDING THAT MESSAGE TO OUR NEIGHBORS. WE CANNOT ACCOMPLISH THIS ON OUR OWN. WE KNOW THAT. LET'S GET GOING AND HAVE AN OPPORTUNITY TO STEP IN AND SAY BIG TOBACCO, IT'S NOW UP TO US AND THE LOCAL GOVERNMENT, OUR LOCAL MUNICIPALITIES BECAUSE WE CAN'T ADDRESS THIS FROM THE TOP DOWN. WE HAVE TO GET IN THERE AND MAKE A DIFFERENCE. NOW THAT WE'VE MADE THIS A PRIORITY, WE MADE IT A PRIORITY IN OUR ORDINANCES AND WE SHOULD BE ADVANCING THAT PRIORITY. AND WE KNOW THAT WHEN WHENEVER WE'RE DEALING WITH HEALTH AND GOVERNMENT, WE HAVE TO WEIGH THE COSTS AND THE

BENEFITS. AND WE HAVE TO SAY, WHERE IS THE COST OF CONTINUING THIS? AND WHO REAPS THE BENEFIT? WE ALL KNOW IF WE LOOKED AT THE WORLD THAT WE WANT TO SEE, WE KNOW WE WOULD WANT TO SEE A WORLD THAT IS ABSENT OF SMOKING. I THINK WE CAN ALL SAY THAT WE WOULD LIKE TO SEE THAT WORLD. AND WE DO HAVE BUSINESSES IN MANHATTAN BEACH WE KNOW HOW HARD IT IS. WE KNOW WHAT IT'S LIKE TO BE A STRUGGLING BUSINESS. WE HAVE SEEN ECONOMIES CHANGE THAT HAVE AFFECTED OUR BUSINESSES. WE'VE SEEN SMALL INDEPENDENT BUSINESSES GO OUT OF BUSINESS. WE USED TO HAVE TOY STORES AND BOOK STORES AND PHARMACIES THAT HAVE GONE OUT OF BUSINESS. AND VIDEO STORES. WE'VE SEEN SO MANY BUSINESSES THAT HAVE SUFFERED. WE'VE ALSO SEEN A LOT OF BUSINESSES THAT HAVE HAD TO ADAPT TO THE CHANGES ECONOMIES AND TRENDS. AND I THINK THIS OPPORTUNITY TO SAY TIME TO ADAPT TO OUR CHANGES OPPORTUNITIES AND OUR CHANGING TRENDS. WE HAVE HEARD THAT THE TOBACCO SALES HAVE GONE DOWN IN MANY OF OUR LOCAL BUSINESSES. AND MAYBE WE TAKE THAT AS AN OPPORTUNITY TO SAY, LET'S FIGURE OUT HOW TO ADAPT TO THOSE CHANGES. CAN WE LOOK TO OUR CHAMBER TO HELP US WITH SOME ADVICE? SOME OF OUR OTHER CHAMBER MEMBERS OR BRING IN SOME CONSULTANTS THAT CAN HELP US ADAPT TO HELP THE SMALL BUSINESSES ADAPT TO THE CHANGING TREND. LET'S DO SOMETHING THAT WILL MAKE A DIFFERENCE, NOT BECAUSE WE WANT TO BE FOCUSED ON THIS. WE DON'T WANT TO BE DISTRACTED, SAY WELL, THERE IS ALCOHOL AND WHY AREN'T WE ADDRESSING ALCOHOL? WHY AREN'T WE ADDRESSING SUGAR IN CEREALS.

LET'S STAY IN OUR LANE AND NOT GET DISTRACTED BY THE OTHER VOICES. LET'S TRY TO MAKE A DIFFERENCE TODAY THAT WE CAN SEE, CAN MAKE A DIFFERENCE FOR OUR FUTURE. AND TRULY, MAYBE THIS HELPS WITH ENFORCEMENT. MAYBE THIS HELPS US IF PEOPLE ARE COMING TO MANHATTAN BEACH AND THEY ARE MOVING TO MANHATTAN BEACH AND THEY NOW ARE TRYING TO BUY TOBACCO PRODUCTS IN MANHATTAN BEACH THAT THEY ARE TOLD, I'M SORRY, YOU CAN'T BUY THEM IN MANHATTAN BEACH BECAUSE WE DON'T ALLOW SMOKING HERE. MAYBE THAT'S ANOTHER BY-PRODUCT AND ANOTHER BENEFIT. I WOULD OBVIOUSLY SUPPORT A COMPLETE BAN ON TOBACCO PRODUCTS BOTH FLAVORED AND NON-FLAVORED TOBACCO PRODUCT AND ALL THE EQUIPMENT THAT GOES ALONG WITH THAT. I WOULD LIKE A BAN TODAY ON NOT ALLOWING ANY FUTURE PERMITS FOR ANY NEW BUSINESSES. AND I THINK I WOULD LIKE TO BACK IT UP A LITTLE BIT CLOSER. I THINK THAT WE ALLOW FOR A ONE-YEAR PERMIT. AND MAYBE WE CAN YOU KNOW, WE'RE NOW LOOKING AT ALMOST 2020 IN JANUARY. IF WE GO THROUGH 2021 FOR THE NEXT ROUND OF PERMITS, AND THEN ALLOW FOR A HARDSHIP EXEMPTION. AND GIVE OUR BUSINESSES THAT RELY ON THIS INCOME THE OPPORTUNITY TO EXPLAIN TO US WHAT THE HARDSHIP WOULD BE. AND THEN GIVE A LITTLE BIT MORE TIME TO TRANSITION FOR THAT BUSINESS MODEL. I THINK THOSE ARE MY SUGGESTIONS.

>> MAYOR HERSMAN: OKAY. THANK YOU VERY MUCH. MY COMMENTS ON THIS RANGE KIND OF AROUND EVERY BODY'S COMMENTS. I HAVE STRUGGLED A LITTLE BIT WITH THIS BECAUSE ON THE ONE HAND, I'M

NOT A SMOKER. NO ONE IN MY FAMILY SMOKES. I HAVE THREE CHILDREN THAT DIDN'T SMOKE. THEY DON'T SMOKE TODAY. YOU KNOW, ON THE ONE HAND, I AM CONCERNED ABOUT THE SMOKING AND RETAIL AND ALL THAT. BUT I'M ALSO CONCERNED ABOUT THE BUSINESSES. I GET THAT. I TOTALLY UNDERSTAND BEING A SMALL BUSINESS OWNER MYSELF. I KNOW THE STRUGGLES WE CAN HAVE. IN THINKING ABOUT THOSE AND LISTENING TO THE COMMENTS, I THINK THERE IS A NUMBER OF THINGS THAT SWAYED ME TO A BAN ON ALL TOBACCO. ONE IS THE ARTICLES, THE CDC SAY PRETTY MUCH ALL ADULTS THAT ARE SMOKING TODAY STARTED AS AN ADOLESCENT. IT'S PRETTY MUCH ACROSS-THE-BOARD. PEOPLE ARE NOT STARTING WHEN THEY ARE 40 YEARS OLD. THEY STARTED WHEN THEY WERE KIDS. AND I GET THAT OUR BUSINESSES ARE TRYING VERY HARD TO KEEP KIDS OUT OF THE STORES AND ALL OF THAT. BUT KIDS ARE PRETTY CLEVER AND THEY CAN FIND WAYS. AND IT WAS INTERESTING I THINK ALLIE MENTIONED 30% OR SOMETHING OF ACTUALLY FROM THE AMERICAN LUNG ASSOCIATION SAID SOMETHING LIKE 30 OR 40 PERCENT OF THE STORES END UP SELLING TO KIDS. SO THAT'S A PROBLEM. YOU KNOW, WHEN MARIJUANA BECAME LEGAL IN THE STATE OF CALIFORNIA, WE TOOK THE POSITION THAT WELL, NUMBER ONE, IT'S PART OF OUR SMOKING BAN. YOU CAN'T SMOKE MARIJUANA IN PUBLIC JUST LIKE YOU CAN'T SMOKE CIGARETTES. BUT WE TOOK THE SECOND STEP AND SAID, YOU CAN'T SELL IT HERE. WE TOOK A STEP WHERE WE COULD HAVE ALLOWED IT IN THE CITY. WE COULD HAVE TAKEN THE OTHER, WE ALLOW CIGARETTES AND THEY ARE LEGAL. WHY AREN'T WE ALLOWING MARIJUANA

RETAIL? BUT WE DIDN'T. WE SAID, NO. WE DON'T WANT THAT SOLD IN OUR CITY. WHEN I LOOK AT -- AND I CERTAINLY GET YOUR COMMENTS COUNCILMEMBER HADLEY ABOUT WHERE KIDS ARE GETTING VAPING PRODUCTS. I DOUBT CIGARETTES ARE ON AMAZON BUT MAYBE THEY ARE. BUT IT'S ALSO SOMETHING THAT A SCHOOL BOARD MEMBER SAID, WE NEED TO LIMIT ACCESS. IT'S KIND OF LIKE PEOPLE SAID, OH, WELL YOU ARE NOT ENFORCING SMOKING SO YOU SHOULD GET RID OF IT. WELL, NO. I MEAN THAT'S KIND OF LIKE SAYING PEOPLE ARE NOT DRIVING 60 MILES PER HOUR ON THE FREEWAY SO WE SHOULD GET RID OF SPEED LIMIT SIGNS. OF COURSE, WE HAVE TO, YOU KNOW, YOU CAN'T GET EVERYBODY THAT'S SPEEDING AND YOU CERTAINLY CAN'T GET EVERYBODY THAT IS SMOKING. SO I THINK WE NEED TO. AND I THINK WHAT COUNCILMEMBER STERN SAID, IS THAT COULD BE ONE OF THE NOT UNINTENDED CONSEQUENCES BUT ONE THAT WE COULD LOOK TO THAT THE ENFORCEMENT WILL BE A LITTLE BIT EASIER. CERTAINLY, THE COMMENTS FROM CRAIG CAD WILDER ABOUT OUR CIGARETTES ON THE BEACH AND BEING THE NUMBER-ONE THING FOUND IN THE OCEAN AND MARINE LIFE, WE TAKE A STRONG STAND ON ENVIRONMENTAL ISSUES AND WE'RE A LEADER AND LED OTHER CITIES TO DO WHAT WE HAVE DONE. AND WE NEED TO KEEP DOING THAT BECAUSE IT'S IMPORTANT. I THINK WHAT COUNCILMEMBER NAPOLITANO SAID IS SO TRUE. YOU HAVE TO START SOMEWHERE. PEOPLE NEED TO TAKE A STEP. BEVERLY HILLS HAS TAKEN A STEP AND WE'RE LOOKING AT THEM AND SAYING, YEAH, THAT WAS A GOOD IDEA FOR THEM. AND I THINK IT COULD BE A GOOD IDEA FOR US. IT'S JUST AS OUR

ENVIRONMENTAL, YOU KNOW, THE STYROFOAM, WE GOT PUSHBACK FROM THE MEAT INDUSTRY AND OTHERS. IT WAS GOING TO BE EXPENSIVE TO TRY AND SHIFT FROM POLYSTYRENE OR POLITICS. THAT AFFECTED OUR BUSINESSES. BUT WE SAID, YOU KNOW WHAT, WE HAVE A HIGHER GOAL. WE WANT TO BE AN ENVIRONMENTAL LEADER. THAT IS A HIGHER GOAL. AND SORRY, BUSINESSES, BUT YOU GOT TO CHANGE OUT OF THE POLYSTYRENE. YOU HAVE TO GET RID OF THE PLASTIC STRAWS. AND IT'S THE SAME THING HERE. WE HAVE A HIGHER GOAL. OUR CITY REALLY DOES CARE ABOUT RESIDENT'S HEALTH, KIDS AND ADULT SAID. THE BEACH CITY DISTRICT WITH THE BLUE ZONES. YOU ARE HEALTHY BUT YOU ARE STRESSED OUT AND WE'RE WORKING ON THAT AND THOSE THINGS ARE IMPORTANT TO US. AND SO YOU KNOW, AND SMOKING HAS OTHER ISSUES BESIDES THE NICOTINE, THE HEALTH ISSUES, THE COST IN THE HEALTH INDUSTRY, THE COST TO BUSINESSES WHEN PEOPLE ARE ADDICTED AND MISS WORK BECAUSE THEY GET SICK EASIER AND ALL THE REST. WE'VE HEARD THAT SO WE KNOW THAT ALL THE THINGS ABOUT CIGARETTE SMOKING AND WHAT IT CAN DO. I'M CERTAINLY -- I THINK IT'S IMPORTANT TO TAKE A STAND. I THINK I WOULD LIKE OUR CITY TO DO THAT. I DO THINK GOING TO 2023 SOUNDS LIKE A LITTLE TOO FAR OUT. BEVERLY HILLS DID 18 MONTHS FROM JUNE TO JANUARY 2021. SO I THINK THAT'S A MORE REASONABLE. BUT I THINK A HARDSHIP EXEMPTION CERTAINLY FOR MB SMOKE THAT HAS A LEASE, HAS THOSE THINGS, WE WOULD NEED TO BE ABLE TO WORK THROUGH SOME OF THAT WITH THEM SO



THAT WE CAN HELP THEM THROUGH THAT. BUT I THINK I'VE COVERED MOST OF THE THINGS I WANT TODAY SAY.

>> S. NAPOLITANO: DO YOU HAVE A MOTION?

>> MAYOR HERSMAN: RICHARD WANTED TO SPEAK, I'LL LET HIM. PRO TEM.

>> MAYOR PRO TEM MONTGOMERY: JUST TO CLARIFY PEOPLE WATCHING AT HOME UNDERSTAND THE CITY DOESN'T -- BAN PUBLIC SMOKING. WE DIDN'T OUT LAW PUBLIC SMOKING. PUBLIC SMOKING BAN. NO BEACHES, NO PARKS, NO SCHOOL PROPERTY, CITY FACILITATE, NO ADJACENT CITY FACILITATES. THAT'S THE BAN. IT WASN'T A TOBACCO BAN. IT WAS A NO-SMOKING BAN ON PUBLIC PROPERTY. START WITH THAT. THAT'S THE BASIS GOING BACKWARDS IN TIME. THE SECOND PART WAS I CAN COUNT THE COMMENTS, I CAN SEE WE'RE GOING. I WOULD ARGUE, I DON'T KNOW WHAT A HARDSHIP IS AS FAR AS TIMING. POLYSTYRENE WE TALKED ABOUT IT.

>> MAYOR HERSMAN: BEVERLY HILLS HAS ONE WE COULD LOOK AT. THERE IS WAYS TO LOOK AT IT.

>> MAYOR PRO TEM MONTGOMERY: IT BECOMES AN ANTI-HARDSHIP. THERE IS TWO OF US, A SMALL BUSINESS -- WE'RE SENSITIVE TO THE SMALL BUSINESS ITEM THEN THE BIG-BOX SELLERS. I'M MORE SENSITIVE. I 100% ANTI-VAPING PRODUCT. COMPLETE BAN. THAT'S NOT THE ISSUE. IF YOU PUT A BAN ON TOBACCO, I SEE WHERE YOU ARE GOING. IF YOU ARE GOING TO GIVE THEM AN EXTENSION OF TIME TO GET THEIR BUSINESS MODEL REVISED, I WOULD TAKE THE TWO YEARS, WITH A

ONE-YEAR HARDSHIP. TO GIVE THE SAME AMOUNT OR TIME. AND SAY, HERE, YOU'VE BEEN A GREAT CUSTOMER AND TAXPAYER. AND A CITY BUSINESS LICENSE FOR 20 YEARS, BY THE WAY, WE'RE GOING TO CHANGE OUT YOUR WHOLE THING IN TWO YEARS. I'M OPEN TO THAT. I'LL WAIT TO HEAR THE NEXT MOTION.

>> MAYOR HERSMAN: COUNCILMEMBER NAPOLITANO, DO YOU WANT TO MAKE A MOTION?

>> S. NAPOLITANO: I CAUTION WHEN YOU SAY WE'RE MORE THAN SOMEBODY ELSE. WE'RE ALL UP HERE IN SUPPORT OF BUSINESS. WE'RE ALL UP HERE TRYING TO DO THE BEST FOR THE COMMUNITY. EVERYONE JUST SPEAK FOR YOURSELVES. IN TERMS OF THIS, WE'RE TRYING TO FIND A WAY OUT. NO ONE IS SAYING THAT WE AREN'T LOOKING FOR A HARDSHIP EXEMPTION FOR SOME OF THE FOLKS AND WORK THROUGH THAT. IN THE MEANTIME, WE HAVE TO PUT A MOTION OUT. I WOULD SIMPLY SAY WE BAN TOBACCO ABOUT JANUARY 1, 2022. THE SALE OF TOBACCO, WITH A HARDSHIP EXEMPTION FOR THOSE THAT QUALIFY AND WE'LL COME UP WITH A CRITERIA FOR THAT. THAT CAN BE BROUGHT BACK AT A LATER DATE. I WOULD SAY THAT THIS INCLUDES AN IMMEDIATE BAN ON ALL VAPE PRODUCTS. THE SALE OF ALL VAPE PRODUCTS IN THE CITY. AND THE ELIMINATION OF ALL FLAVORS, INCLUDING MENTHOL, SPEARMINT. ALL FLAVORED TOBACCO PRODUCTS.

>> MAYOR HERSMAN: AND ALL FLAVORED, WE'VE GOTTEN RID OF SOME. WE WOULD INCLUDE THE MINTS. ALL OF THAT.

>> S. NAPOLITANO: AND SEND A LETTER TO SURROUNDING CITIES.

>> MAYOR HERSMAN: QUESTION, JANUARY 2022, LIVING A LITTLE OVER TWO YEARS, WHAT IS THE PURPOSE OF GIVING TWO YEARS?

>> S. NAPOLITANO: GIVES THE CURRENT BUSINESSES THE ABILITY TO ADAPT AS WAS TALKED ABOUT. I DON'T KNOW WHAT THE EXEMPTION RULES ARE GOING TO BE YET. BUT THOSE ARE GOING TO, I IMAGINE THESE EXEMPTIONS ARE GOING TO BE GIVEN OUT ON A TEMPORARY BASIS OR THEY WILL HAVE TO QUALIFY YEAR TO YEAR. I DON'T KNOW THE INTENTION THERE. BUT IT GIVES ENOUGH TIME, TWO YEARS, FOR THE BUSINESS OWNERS TO EITHER ADJUST OR DECIDE WHAT TO DO WITH THEIR BUSINESSES. WORKING WITH OTHERS, WORKING WITH THE CITY ON THE EXEMPTION RULES -- BUT IT GIVES ENOUGH TIME. YOU SAID 18 MONTHS FOR BEVERLY HILLS. TWO YEARS. IN THE IMMEDIATE THOUGH, GETS RID OF THE FLAVORED TOBACCO PRODUCTS, ALL FLAVORS AND THE VAPING.

>> MAYOR HERSMAN: GOT THAT.

>> S. NAPOLITANO: IT GOES FAR.

>> MAYOR HERSMAN: CAN I MAKE A FRIENDLY AMENDMENT THAT RATHER THAN GIVING A DATE RIGHT NOW, THAT WE ASK STAFF BECAUSE STAFF HAS TO COME BACK WITH AN ORDINANCE. AND WE COULD HAVE THEM LOOK AT WHETHER THIS IS YOU KNOW A REASONABLE AMOUNT OF TIME OR TO MUCH TIME TO JUST KEEP GOING. I MEAN, I JUST DON'T WANT TO GET TO THE END OF 2021 AND HAVE THEM SAY, WE HAVEN'T DONE ANYTHING. WE HAVE TO WRITE, YOU KNOW, SOMETIMES IF YOU SHORTEN THE TIME, PEOPLE HAVE A TENDENCY TO GET THINGS DONE. WE COULD

LEAVE THAT DATE OPEN AND HAVE STAFF COME BACK AND GIVE US A COUPLE OF OPTIONS ON THAT.

>> S. NAPOLITANO: SURE.

>> MAYOR HERSMAN: WE HAVE A MOTION. I'LL -- WERE YOU GOING TO SECOND THAT?

>> S. HADLEY: YEAH.

>> Q. BARROW: MAYOR, ONE ADDITIONAL QUESTION. ACTUALLY, TWO QUESTIONS. IMMEDIATE WE HAVE TWO CHOICES ON IMMEDIATE. FIRST OF ALL, IT WON'T BE TONIGHT. IT WOULD EITHER BE AN URGENCY ORDINANCE OR IMMEDIATE WOULD BE THE FIRST AND SECOND READING PLUS 30 DAYS. STEVE --

>> S. NAPOLITANO: WHATEVER MY COLLEAGUES AGREE WITH.

>> Q. BARROW: WE CAN BRING BOTH CHOICES IF THAT'S EASIER SO YOU CAN THINK ABOUT IT FOR TWO WEEKS.

>> MAYOR HERSMAN: IS THERE A WAY TO MAKE IT MORE IMMEDIATE?

>> Q. BARROW: URGENCY ORDINANCE.

>> MAYOR HERSMAN: OKAY.

>> Q. BARROW: ON VAPING YOU MIGHT MAKE THAT IMMEDIATE BUT WITH THE OTHER ISSUES --

>> MAYOR HERSMAN: WOULD YOU LIKE TWO MOTIONS, PERHAPS THE ONE BEING AN URGENCY ORDINANCE FOR THE VAPING? ALL VAPING PRODUCTS.

>> Q. BARROW: IF THE COUNCIL WANTS MORE TIME TO CONSIDER THIS, WE CAN BRING BACK BOTH. WELL, THIS IS ACTUALLY THE THIRD

QUESTION THEN. ON VAPING IT SEEMS THERE IS MORE URGENCY THERE IS A CONSENSUS WE'LL COME BACK WITH URGENCY PROVISION ON VAPING.

>> S. NAPOLITANO: THE SALE OF VAPING PRODUCTS.

>> Q. BARROW: RIGHT. ON THE SALE OF VAPING. AND THEN FLAVORED TOBACCO, DO YOU SENSE THE SAME URGENCY OR HAVE A REGULAR COURSE OF FIRST AND SECOND READING?

>> MAYOR HERSMAN: AS LONG AS THE FAVORED TOBACCO IS INCLUDED IN A VAPING. IF IT'S A MINT VAPE JUICE OVER WHATEVER. THE CIGARETTES YOU ARE TALKING ABOUT, THAT ONE CAN COME BACK.

>> Q. BARROW: ON A REGULAR COURSE. AND FINALLY, NEW LICENSES.

>> MAYOR HERSMAN: RIGHTS. I WAS GOING TO ASK.

>> Q. BARROW: MY UNDERSTANDING, WELL, IT WAS BROUGHT UP THERE WOULD BE NO NEW LICENSES ISSUED IS THAT PART OF THE MOTION?

>> MAYOR PRO TEM MONTGOMERY: YES.

>> Q. BARROW: OKAY. NOW YOU CAN VOTE.

>> MAYOR HERSMAN: ALL RIGHT. WE HAVE A MOTION AND A SECOND BY COUNCILMEMBER NAPOLITANO AND SECONDED BY COUNCILMEMBER STERN.

>> MOTION PASSES, 4-1.

>> MAYOR HERSMAN: OKAY. THANK YOU VERY MUCH.

>> Q. BARROW: WE'LL COME BACK PROBABLY A MONTH FROM NOW.

>> MAYOR HERSMAN: OKAY. ALL RIGHT. THANK YOU. ALL RIGHT. NEXT WE HAVE SOMETHING THAT NOBODY HAS HEARD OF YET IS THE TEDX.

>> S. NAPOLITANO: MOTION TO APPROVE.

>> MAYOR PRO TEM MONTGOMERY: SECOND.

>> MAYOR HERSMAN: WELL, WE DO HAVE TO HAVE PUBLIC COMMENT. ALTHOUGH, WE HAD A LOT OF THAT. DO NOT -- YET. SNITCH.

>> I'M DONE. I SAID IT ALL.

>> MAYOR HERSMAN: ALL RIGHT. DO WE NEED PUBLIC COMMENT? ANYONE WANT TO SPEAK ON THIS ISSUE? SEEING NONE, WE HAVE A MOTION TO --

>> S. NAPOLITANO: APPROVE THE INCREASE FROM 1,500 TO \$5,000 WITH THE PROVISIO, DURING BUDGET TIME, WE NEED A SPECIAL PROGRAM AGREEMENT SO WE GET THE REPORT BACK ANYWAY. THAT'S WHAT THE COUNTY DOES. YOU BROUGHT IT TO COUNTY BEFORE. WE'LL TALK.

>> MAYOR HERSMAN: WE'LL TALK. OKAY. WITH THE PROVISIO THAT NEXT BUDGET IN MAY, GOT IT.

>> [OFF MIC] EMAILS AGAIN? OKAY.

>> MAYOR HERSMAN: WE HAVE A SECOND BY PRO TEM MONTGOMERY.

>> MOTION PASSES, 5-0.

>> MAYOR HERSMAN: THANK YOU. NUMBER 13. RECEIVE THE REPORT ON THE CITY'S MUNICIPAL NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM. STORMWATER REQUIREMENTS, ACTIVITIES AND EXPENDITURES.

>> HELLO, GOOD EVENING. I'M GOING TO INTRODUCE SHAWN OUR UTILITIES MANAGER RESPONSIBLE FOR THE STORMWATER DEPARTMENT AND MOST OF THE ACTIVITIES THAT DON'T FALL TO OTHER DEPARTMENTS.

>> MAYOR HERSMAN: THANK YOU.

>> GOOD EVENING, MAYOR AND MEMBERS OF COUNCIL. MY NAME IS SHAWN IGOE, THE UTILITIES MANAGER FOR PUBLIC COMMENT. GOING OVER THE STORMWATER AND IMPLEMENTATION AND GENERAL OVERVIEW FOR YOU. WITH THAT, GENERAL BACKGROUND. IN 1972 WE HAD CONGRESS SET UP A PASS AMENDED THE FEDERAL WATER POLLUTION CONTROL, THE CLEAN WATER ACT TO PROHIBIT THE DISCHARGE OF POLLUTANTS INTO WATERS OF THE U.S. UNLESS AUTHORIZED THROUGH THE MPDS PROGRAM ELIMINATION SYSTEM PERMITS. IN 1997 IT WAS AMENDED TO DEFINE STORMWATER RUNOFF OF INTERSERVICE WATERS. AND FURTHER DISCUSS THE PERMITS, INCLUDING INDUSTRIAL PERMITS, INDUSTRIAL PERMANENTS, LINEAR PERMITS, AND MUNICIPAL STORMWATER SEPARATE STORM SEWER SYSTEM, MS4. READ THAT 10 TIMES FAST. SO WITH THAT, WE HAVE A REGULATORY AUTHORITY PROCESS. OUR STORMWATER PROGRAM FALLS UNDER THE FEDERAL SIDE, WHICH IS ENVIRONMENTAL PROTECTION AGENCY, THE STATE WATER RESOURCE CONTROL BOARD, AND REGIONALLY, THE REGIONAL WATER CONTROL BOARD. AND FOR US AS A CITY, WE HAVE THE MUNICIPAL CODE. AND THEN NOW WE HAVE A REGIONAL PERMIT. THERE HAVE BEEN SEVERAL ITERATIONS. INCLUDING THE 1996 AND 2001 PERMITTED AMENDED FOUR DIFFERENT TIMES. AND WE HAVE A CURRENT PERMIT ADOPTED IN 2012. SO FUNDAMENTAL ELEMENTS OF THE PERMITS INCLUDING EFFECTIVE PROHIBITION OF NON-STORMWATER DISCHARGES, IMPLEMENTATION OF CONTROL TO REDUCE THE DISCHARGE OF POLLUTANTS AND OTHER PROVISIONS OF THE REGIONAL WATER BOARD HAS DETERMINED PROMOTE FOR CONTROL OF SUCH POLLUTANTS. WITH THAT, WE HAVE SEVEN

PERMIT CATEGORIES WHICH DRIVE OUR RESOURCES AND COSTS. AND THOSE PERMIT COMPLIANCE CATEGORIES INCLUDE DISCHARGE PROHIBITION, AFFLUENT AND RECEIVING WATER LIMITATIONS, STANDARD PROVISIONS, MONITORING AND REPORTING, WATERSHED MANAGEMENT PROGRAM AND ANNUAL ASSESSMENT, MINERAL CONTROL MEASURES AND TOTAL LOADS. THROUGH THAT, THERE ARE DIFFERENT THINGS WE HAVE TO COMPLY WITH, INCLUDING MAINTAINING RECORDS, ENSURING BEST MANAGEMENT PRACTICES, ALSO KNOWN AS BMPS, REDUCING POLLUTION LOADS, ESTABLISHING A LEGAL AUTHORITY, CONDUCTING MONITORING AND GETTING A COMPREHENSIVE WATERSHED MANAGEMENT PROGRAM. WE COME UP WITH THE ENHANCED PROGRAM AND FURTHER DRILL DOWN TO THE INTEGRATED MONITORING PROGRAM OR SIM. WE LOOK AT OUR CAPITAL IMPROVEMENT PROJECTS AS PART OF THIS. IN ADDITION TO PUBLIC OUTREACH AND EDUCATION. MONITORING CONSTRUCTION ACTIVITIES AND ENSURING COMPLIANCE OF TMDL TO NAME A FEW. THIS IS DETAILED IN THE TABLE THAT WAS PROVIDED AS PART OF THE PACKAGE. AND THEN MOVING ON, WE HAVE OUR STORM DRAIN SYSTEM, OUR C.I.P.S, AND AS PART OF THE THAT IN 2013, THE CITY HAD STORMWATER SYSTEM CONDITIONAL ASSESSMENT COMPLETED. THIS INCLUDED ABOUT 14.5 MILES OF JUST OVER 16 MILES OF PIPELINE INSPECTED. SEGMENTS FROM A 1 TO 5 RATING. 5 BEING THE WORST. ONE MILE OF THE PIPELINES WERE IN THE 4 TO 5 RANGE. THE MAJORITY WERE IN THE GOOD TO FAIR CONDITION. AS PART OF THE ASSESSMENT, WE CREATED A 10-YEAR REPAIR AND REPLACEMENT PROGRAM OVER \$4 MILLION FOR THE REPAIR --



DISTRIBUTED GREEN STREETS. THESE C.I.P. PROJECTS RANGE FROM 35 MILLION TO 66 MILLION IN COST DEPENDING ON SIZE AND LOCATION OF INSTALLATION. ADDITIONALLY, SOMETHING TO NOTE IS THE COST TO OPERATE AND MAINTAIN THESE MOVING FORWARD IS 1.1 TO \$1.7 MILLION ANNUALLY. SO LOOKING AT COSTS. INTERNAL AND EXTERNAL EXPENDITURES TOTALING \$1.8 MILLION ANNUALLY INTERNAL, ABOUT \$529,000 INCLUDING STAFF RESOURCES, INTERNAL CHARGES, SUCH AS ELECTRICITY, SOFTWARE, PUMPS, MOTORS. AND EXTERNAL \$1.2 MILLION ITEMS OUTSIDE OF THE RESOURCES, STREET SWEEPING, C.I.P. AND VARIOUS CONSULTING SERVICES. OUR FUNDING SOURCES, HOW WE FUND OUR PROGRAM. WE HAVE THE STORMWATER ASSESSMENT FEE THAT COMES IN AT \$340,000 ANNUALLY AND THE GENERAL FUND THAT COMPLETES THE EXPENDITURES FOR STORMWATER PROGRAM. \$1.46 MILLION. AND HOPEFULLY NEXT YEAR, SOMETIME EARLY NEXT YEAR, WE'RE LOOKING AT BRINGING IN MEASURE W MONEY. EXPECTED TO RECEIVE \$410,000 LOCALLY. THAT BREAKS DOWN TO 30% WE CAN USE FOR OUR CURRENTS OPERATIONS AND MAINTENANCE, WHICH IS ABOUT 123 THOUSAND DOLLARS ANNUALLY WE CAN USE OUT OF THE 410 FOR OPERATIONS AND MAINTENANCE. THE REST IS USED FOR C.I.P. PROJECTS. AND THEN, WE ALSO HAVE ABOUT \$18.4 MILLION THAT WILL BE AVAILABLE FOR REGIONAL PROJECTS SUCH AS THE STORMWATER INFILTRATION PROJECTS AT THE BEACH. AND OBVIOUSLY, ALL THIS TO BE SAID, OUR OVERARCHING GOAL FOR THE PROGRAM AND PERMIT TO REDUCE POLLUTANTS IN THE WATER. SO WE CAN CONTINUE TO GET OUR RATINGS FOR A PLUS

RATINGS. AND THE GOOD IS AN A IS HOW THEY DO THEIR NOW CASTING MODELING. IS GOOD IS AN A. WITH THAT, I WILL ANSWER ANY QUESTIONS.

>> MAYOR HERSMAN: I HAD A QUICK QUESTION, THE 18.4 MILLION IS SHARED WITH OTHER?

>> CORRECT. FOR OUR REGION. THERE ARE OTHER PEOPLE THAT CAN APPLY FOR REGIONAL PRODUCTS DEPENDING ON WHERE THEY ARE AT IN THE PROCESS. SHOVEL READY, DEPENDING ON WHERE THEY ARE AT WITH THEIR DESIGN.

>> MAYOR HERSMAN: DO WE KNOW HOW MANY WE COULD GET?

>> DEPENDENT ON THE PROJECTS ANNUALLY. THE MONEY IS AVAILABLE ANNUALLY. HOPEFULLY, WE'LL BE A KEY CONTENDER.

>> MAYOR PRO TEM MONTGOMERY: CAN YOU TELL WITH THE SLIDE ARTESIA, HOW OLD THAT PIPING WAS

>> THAT I DON'T KNOW. THE '30S OR '40S.

>> MAYOR PRO TEM MONTGOMERY: 1930S? ORIGINALLY OWNED BY CALTRANS.

>> MAYOR PRO TEM MONTGOMERY: THANK YOU. GREAT TO KNOW.

>> YEAH.

>> MAYOR PRO TEM MONTGOMERY: WOW.

>> MAYOR HERSMAN: ANY OTHER COMMENTS OR QUESTIONS? THANK YOU. OKAY. THEN I WILL OPEN FOR PUBLIC. ANY PUBLIC QUESTIONS OR I'M SORRY, COMMENTS? QUESTIONS, COMMENTS, I KEEP GETTING IT WRONG. ALL RIGHT.

>> GOOD EVENING, AGAIN, CRAIG HEAD WILDER, BOTH AS A RESIDENT FOR THE SURF RIDER FOUNDATION SOUTH BAY CHAPTER. I WANTED TO SAY, ALONG WITH THE DIRECTOR HERE AND SOME OTHERS, I WAS APPOINTED TO THE STEERING COMMITTEE FOR THE SOUTH SANTA MONICA BAY WATERSHED. THE STRAND INFILTRATION AND WHAT NOT, WHICH IS SAID TO SEE WHAT HAPPENED IN OUR NEIGHBORING CITY. BUT I LOVE THE CITY CAN DO SOMETHING LIKE THAT. AND SO WE'RE GOING TO BE LOOKING AT I'M GOING TO BE A LITTLE BIASED. I HAVE SOME OTHER IDEAS, ONE OF WHICH WAS TAKEN THE FRESHWATER MARSH OUT OF BIONA AND PUTTING IT THROUGH THE WEST BASIN RECYCLING PLANT. TO TAKE THAT STORMWATER RUNOFF AND CLEAN THAT AND REUSE IT. WE'VE ONLY HAD ONE SIDE MEETING ON THIS. AND THE MAIN ONE I THINK FOR OUR AREA IS GOING TO BE OCTOBER 30TH. LOOKING FORWARD TO MOVING ON THIS. THIS IS VERY SMART TO CAPTURE THE STORMWATER RUNOFF. AND IT'S ONE OF MY ARGUMENTS FOR SAYING WE DON'T NEED THE D CELL PROJECT BECAUSE WE HAVE THIS SOURCE OF STORMWATER. IT'S A NEW SOURCE WE'RE JUST LETTING THROW AWAY. WITH THE MAYOR'S COMMENT ABOUT RECYCLING ALL OF RIPARIAN. IT'S A SOURCE OF WATER THAT DIDN'T EXIST WHEN THE D CELL PROJECT GOT PLANNED. LOOKING FORWARD TO SMART WAYS AND I LOOKED THROUGH THE STAFF REPORT. AND IT LOOKS VERY WELL DONE. I'M EXCITED FOR GOING FORWARD. THANK YOU.

>> MAYOR HERSMAN: THANK YOU.

>> I JUST WANTED TO SPEAK ON THIS ISSUE. I'M DONE WITH THE TEDXFOR NOW. I WANTED TO SAY THANK YOU SO MUCH TO PUBLIC WORKS, STEPHANIE AND SHAWN AND TRUSTING AN IDEA THAT SENIORS HAD EDUCATING A COMMUNITY. IF YOU WALKED ALONG THE STRAND YOU MIGHT SEE ART DESIGNS AROUND THE STORM DRAIN WATERS WITH THE OFFICIAL COUNTY LOGO IN THE MIDDLE. IT WAS A PROJECT WE WORKED ON WITH THEM TO HAVE DESIGNS APPROVED AND GET THE RIGHT KIND OF PAINT SO IT WOULD LAST. AND THESE HIGH SCHOOL GIRLS PAINTED 10 DIFFERENT STORM DRAINS ALONG THE STRAND FROM 2NDSTREET TO MARINE. THE MOST AMAZING THING WAS THE NUMBER OF PEOPLE WHO STOPPED AND SAID, WHAT ARE YOU DOING? THEY WOULD TELL THEM AND THEY WOULD SAY, THANK YOU SO MUCH FOR PROTECTING OUR BEACHES AND WATER. THESE GIRLS HAD NO IDEA HOW MUCH THEY COULD CHANGE THE WORLD. I WANT TO SAY THANK YOU, AND THANK YOU FOR TRUSTING IN THE RESIDENTS THAT HAVE GREAT IDEAS AND STRONG HEARTS AND GOOD WORKERS. BECAUSE I THINK THEY DID A GREAT JOB. WE COULDN'T HAVE DONE IT WITHOUT YOU. AND SHOUT-OUT TO DANA ON SUSTAINABILITY AND MARTIN BETZ. THEY WERE TERRIFIC TOO. THANK YOU.

>> MAYOR HERSMAN: THANK YOU. OKAY. ANY OTHER COMMENTS ON THIS? ALL RIGHT. CLOSE COMMENTS. THIS WAS TO RECEIVE A REPORTS. I'M SORRY. DIDN'T SEE YOU THERE. YOU WERE IN THE BACK. SURPRISE ME.

>> I'VE ONLY HAD A LITTLE TIME TO LOOK THROUGH THIS. ONE OF THE THINGS I DON'T SEE IN THIS MITIGATION THING IS GETTING ALL

THESE TREES AND BUSHES AND THINGS LIKE THAT THAT ARE DESTROYING OUR STORMWATER SYSTEM AND THE SEWERS WE'VE GOT TREES THAT ARE GOING TO GROW 40 FEET HIGH AND THE ROOTS ARE 30 FEET AND PLANTED RIGHT ON TOP OF A STORM DRAIN AND SEWER. AND ONE WAS REPLACED 10 YEARS AGO. I'M TALKING ABOUT THE SAME PROPERTY I'VE TALKED ABOUT BEFORE. THIS IS HAPPENING ALL OVER. THE WHOLE SAND AREA. I SEE TRUCKS OUT THERE EVERY DAY WORKING ON SOMEBODY'S LATERAL. I HAD A NEIGHBOR THAT ALL HER LATERAL WORKED ON SEVERAL TIMES. NOW THAT'S THE ASSESSMENT HAS BEEN DONE AND THERE IS A 150 MARKS ON THE STREET, THERE WAS THE STORM DRAIN BEING INVADED BY NEIGHBORING PLANTS. AND THAT'S WHY HER LATERAL WASN'T WORKING. I'VE SAID THIS BEFORE. WE HAVE A BUNCH OF NONNATIVE PLANTS. THEY ARE GROWING INTO OUR STORM DRAIN SYSTEM. IN ONE AREA, ONE OF THE PEOPLE HAS PLANTED A MAGNOLIA TREE ON TOP OF THE STORM DRAIN AND RIGHT NEXT TO THE SEWER DRAIN. THAT PARTICULAR HOUSE HAS HAD STORM RUN OFF THIS WINTER MANY TIMES. SEVERAL PEOPLE TALKED ABOUT THIS. THESE TREES, THEY ARE GREAT AND BUSHES ARE GREAT. WHEN THEY START TEARING OUT THE INFRASTRUCTURE THAT IS GOING TO COST US MILLIONS TO REPLACE, I THINK THE TREES TAKE A SECOND PLACE TO THAT. AND THE PEOPLE WHO ARE GOING TO HAVE THAT STORMWATER OR THAT SEWAGE WATER BACKING UP INTO THEIR HOUSE, HAVE A SAY SO TOO. AND I THINK WE HAVE THE ORDINANCES TO TAKE CARE OF THIS. WE HAVEN'T BEEN ENFORCING THEM. AS FAR AS IMPROVING OUR STORM DRAINS, I AGREE, THERE IS BRICKS DOWN IN THE

STORM DRAIN IN FRONT OF MY HOUSE THAT IS 85 OR 86 YEARS OLD.

[BEEPING]

>> IT CAN'T STAND A TREE BEING PLANTED ON TOP OF IT. THANK YOU.

>> MAYOR HERSMAN: THANK YOU. ANY OTHER COMMENTS? ALL RIGHT. THIS WAS TO JUST RECEIVE THE REPORT. THANK YOU VERY MUCH FOR THE REPORT. IT WAS VERY INFORMATIVE. ALL RIGHT. NEXT, CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB1234. ANY 1234 REPORTS? NO? OKAY. AND FUTURE AGENDA ITEMS? KEEP PUSHING. IT'S NOT WORKING. COUNCILMEMBER HADLEY.

>> S. HADLEY: THANK YOU, YOUR HONOR, I WOULD LOVE TO FIND A SECOND TO MOVE THE PIECE OF MOVING ART FROM THE GREENBELT FROM 2ND AND ARDMORE TO A LESS NATURAL PLACE. I'M ALL IN FAVOR OF ART AND I LIKE THE IDEA OF MOVING IT AROUND. I DON'T LOVE, WE WOULDN'T PUT A METAL WHIRLING SCULPTURE IN THE MIDDLE OF YOSEMITE AND I WOULD RATHER NOT HAVE ONE ON THE NATURAL GREENBELT. SO OTHER THAN LIGHTING, I WOULD LOVE TO REVISIT WHERE THOSE ARE LOCATED. IN THE IMMEDIATELY TERM I WOULD LIKE TO MOVE THE ONE SCULPTURE, DO I HAVE A SECOND?

>> MAYOR PRO TEM MONTGOMERY: A QUESTION. I DON'T REMEMBER THE ACTUAL -- I CAN'T REMEMBER THE LOCATION. WAS THERE ANOTHER PIECE OF ART COMING TO WHERE THAT CAME FROM ON METLOX? IS THAT WHY IT WAS RELOCATED?

>> I BELIEVE PART OF THE MOTION WAS WE WERE TO PURCHASE THAT. SOMEONE ELSE WAS COMING IN THAT LOCATION WAS RECOMMENDED THAT CAME ON DECEMBER 18. AND WAS APPROVED AT PART OF THAT ENTIRE MOTION.

>> MAYOR PRO TEM MONTGOMERY: THE SECOND PART OF THE QUESTION, ALTERNATIVE SITES THAT WE COULD, TO COUNCILMEMBER HADLEY'S COMMENTS, ALTERNATIVES COMMENTS THAT WOULD BE LESS INTRUSIVE TO THAT LOCATION THAT WE HAVE AVAILABLE THAT WE HAVEN'T FILLED YET?

>> WE CAN LOOK FOR THAT. I CAN'T ANSWER TONIGHT. BUT WE WOULD GIVEN COUNCIL DIRECTION WE WOULD --

>> S. NAPOLITANO: I'LL BE THE SECOND.

>> MAYOR HERSMAN: DONE.

>> B. MOE: THIS DOESN'T HAVE TO GO THROUGH THE THREE STEPS

>> Q. BARROW: THREE STEP PROCESS. YOU HAD TO GO TWO STEPS. AT THE NEXT COUNCIL MEETING, OR WHENEVER WE'RE READY,

>> B. MOE: ALTERNATIVE LOCATION.

>> Q. BARROW: HE'LL HAVE OPTIONS FOR YOU. IT DOESN'T HAVE TO GO TO THE SECOND AND THIRD COUNCIL MEETING.

>> MAYOR HERSMAN: CAN I ASK, WE APPROVED BACK IN DECEMBER WHEN WE APPROVED MOVING IT THE COST TO MOVE IT WAS \$5,000? IS THAT CORRECT?

>> B. MOE: YES.

>> MAYOR HERSMAN: MOVING IT AGAIN, WOULD BE ANOTHER \$5,000 PRESUMABLY. GOT IT. DO WE HAVE ANY OTHER AGENDA ITEMS? I HAVE ONE IS ACTUALLY I HAD THOUGHT ABOUT ASKING FOR A DISCUSSION OF CITY LOT NUMBER 1, THE DOWNTOWN HAS ASKED US TO LOOK AT THE PERMIT PARKING THERE. AND I HAD SAID SOMETHING ABOUT BRINGING IT FOR A FUTURE AGENDA. HOWEVER, I UNDERSTAND IT'S A STAFF-LEVEL ISSUE. AND THEY CAN LOOK AT THE PERMITS AND COME BACK TO US ABOUT THAT.

>> S. NAPOLITANO: QUESTION. YEAH, BECAUSE I THINK ONE OF THE ISSUES WAS THAT COUNCIL PUT A CAP IN. AND SO DOESN'T THAT TAKE COUNCIL ACTION TO REMOVE THAT CAP?

>> B. MOE: I KNOW WHAT YOU ARE REFERRING TO, I'M NOT SURE I AGREED WITH THAT ASSESSMENT. I BELIEVE THAT COUNSEL SHOULD --

>> S. NAPOLITANO: I'LL BE THE SECOND.

>> MAYOR HERSMAN: THAT'S WHAT I THOUGHT I WAS TOLD. MAYBE I WAS NOT TOLD THAT.

>> B. MOE: I THINK YOU WERE TOLD THAT.

>> MAYOR HERSMAN: I WAS TOLD THAT. BUT YOU THINK WE NEED A SECOND? OKAY.

>> B. MOE: I THINK IT NEEDS TO COME BACK.

>> MAYOR PRO TEM MONTGOMERY: SHE'S GOT TWO. IT'S GOOD.

>> MAYOR HERSMAN: DO WE HAVE ANY OTHER ADDITIONAL ITEMS.

>> S. NAPOLITANO: I THINK YOU TALKED ABOUT ONE MORE.



>> MAYOR HERSMAN: GO AHEAD. BECAUSE I'M BLANKING AT THE MOMENT.

>> S. NAPOLITANO: THE FIRE STUDY?

>> MAYOR PRO TEM MONTGOMERY: YES.

>> MAYOR HERSMAN: ALL RIGHT. GO AHEAD.

>> S. NAPOLITANO: WELL, I THINK QUESTION IS WHETHER WE BRING IT BACK FOR DISCUSSION AGAIN AS TO WHETHER OR NOT TO MOVE FORWARD TO GO TO THE SECOND LEVEL. I KNOW WE'RE GOING TO HAVE A STUDY SESSION ON IT.

>> MAYOR HERSMAN: RIGHT. AND ASKING QUESTIONS.

>> S. NAPOLITANO: GIVEN THE ISSUES AND QUESTIONS RAISED BETWEEN NOW AND THEN, WHAT MIGHT BE BEFORE WE HEAR IT AGAIN.

>> MAYOR HERSMAN: OKAY. I'LL SECOND THAT.

>> S. NAPOLITANO: SHOULD WE DISCUSS WHETHER OR NOT TO GO FORWARD.

>> MAYOR HERSMAN: WE WOULD LIKE THAT TO COME BACK. WHETHER WE WANT TO GO FORWARD WITH THIS AT THIS POINT. CORRECT? ALL RIGHT. ANYTHING ELSE? CITY MANAGER REPORT?

>> NOTHING.

>> MAYOR HERSMAN: CITY ATTORNEY REPORT?

>> Q. BARROW: NOTHING.

>> MAYOR HERSMAN: DID ANYONE HAVE A COMMENT ON THE MINUTES?  
COUNCILMEMBER --

>> S. NAPOLITANO: I DO.

>> MAYOR HERSMAN: YOU NEVER DO.

>> S. NAPOLITANO: I READ, IF THIS CAN BE PASSED ALONG TO THE COMMISSION, UNDER THE LIBRARY COMMISSION WE TALKED BEFORE WHEN WE HAD OUR MEETING WITH THEM, THEY RAISED THE IDEA OF HAVING AN MB WRITER AWARDS, WHICH I THINK IS FINE. GREAT. THEN I READ IN THE MINUTES THEY WERE GOING TO NARROW IT TO JUST CHILDREN. AND WHILE I THINK THAT'S GREAT AND A LOT OF THAT IS COMPULSORY THOUGH. I THINK ONE OF THE THINGS ABOUT A WRITER'S AWARD ESPECIALLY SINCE NONE I KNOW OF IN THIS AREA, IS ADULTS WHO WRITE REALLY DON'T HAVE A LOT OF OUTLETS. I THINK IT SHOULD INCLUDE AN ADULT PORTION AS WELL. THAT CAN BE I'M SURE IT WILL RESULT FROM A CLASS PROJECT OR MAYBE THEY ARE WRITING ON THEIR OWN DEPENDING ON THE AGE. I WOULD LIKE THE OPPORTUNITY FOR ADULTS TO HAVE SOME RECOGNITION AND BUILD THIS UP INTO SOMETHING WHERE WE GET SUBMITTALS FROM THE AREA. AND IF NOT, JUST MANHATTAN BEACH.

>> MAYOR HERSMAN: IS THAT SOMETHING WE NEED TO BRING BACK AS AN AGENDA? OR JUST ASK THE LIBRARY COMMISSION? I WOULD AGREE WITH THAT.

>> Q. BARROW: YOU CAN MAKE THAT DIRECTION TONIGHT.

>> S. NAPOLITANO: I GUESS I WANT TO SAVE THAT EXTRA STEP OF THEM DOING ALL THE WORK, BRING IT TO COUNSEL AND US SAYING NO, IT'S NOT EVERYTHING WE WANT, CAN YOU ADD THIS TOO. COUNCIL -- WE HAVE TO LET THEM KNOW THAT.

>> MAYOR HERSMAN: ALL RIGHT. WE HAVE -- THEY HAVE NOT COMPLETED THE BALLOTS AS OF YET. WHAT IS THAT?

>> MAYOR PRO TEM MONTGOMERY: UPDATE FROM PUBLIC WORKS.

>> MAYOR HERSMAN: YOU WILL GIVE US AN UPDATE.

>> THEY HAVE COMPLETED THE BALLOTS FOR DISTRICT 12. THEY ARE IN THE PROCESS OF COUNTING DISTRICT 14 BASED ON THE NUMBER OF BALLOTS RECEIVED, I BELIEVE IT WAS 163 FOR DISTRICT 12 AND 164 FOR DISTRICT 14. IT TOOK A LITTLE OVER AN HOUR FOR DISTRICT 12. THAT WOULD PUT US IN THE BALLPARK OF 10:00 P.M. OR SOONER.

>> MAYOR HERSMAN: THAT IS INCORRECT. IT'S 9:15. SURPRISE. I LOVE THAT GIFT. WOW.

>> ARE YOU SURE IT'S NOT TWO HOURS AHEAD. THEY WILL BRING BOTH SETS OVER AND WE'LL PROBABLY ASK FOR -- WE'LL ALREADY BE IN RECESS AND BRING YOU THE TALLIES AND YOU CAN ANNOUNCE THOSE AND BASED ON THE RESULTS OF THE THOSE YOU DECIDE WHETHER TO FORM THE DISTRICT OR NOT.

>> MAYOR HERSMAN: GOT IT. WE'RE GOING TO TAKE A RECESS. WE COULD SEE. WE'LL RECESS UNTIL WE HEAR BACK FROM OUR BALLOTS. THANK YOU. [ GAVEL ] [COUNCIL IS IN RECESS] [COUNCIL IS IN RECESS] [PLEASE STAND BY] ¶[MUSIC]¶¶ [CITY COUNCIL IS IN RECESS] [PLEASE STAND BY] [CITY COUNCIL IS IN RECESS] [PLEASE STAND BY] [CITY COUNCIL IS IN RECESS] [PLEASE STAND BY] ¶[MUSIC]¶¶ [CITY COUNCIL IS IN RECESS] [PLEASE STAND BY] ¶[MUSIC]¶¶ [CITY COUNCIL IS IN RECESS] [PLEASE STAND BY] ¶[MUSIC]¶¶ [CITY COUNCIL IS IN

RECESS] [PLEASE STAND BY] ¶[MUSIC]¶¶ [CITY COUNCIL IS IN RECESS]  
[PLEASE STAND BY] ¶[MUSIC]¶¶ [CITY COUNCIL IS IN RECESS] [PLEASE  
STAND BY]

>> MAYOR HERSMAN: ALL RIGHT. ARE WE READY? ALL RIGHT. WE  
ARE BACK FROM RECESS. AND DO WE HAVE -- AHA. HERE WE ARE. PUBLIC  
WORKS DIRECTOR KATSOULEAS, ARE YOU GOING TO MAKE AN ANNOUNCEMENT  
OR AM I OR WHO? LOOKS LIKE YOU ARE. OKAY. ON BOTH OF THESE. ALL  
RIGHTY. OKAY. SO WE HAVE THE BALLOTS DONE. DISTRICT 12, 7 3.2%  
RETURNED THE BALLOTS IN DISTRICT 12. THEY HAD 105 PARCELS, YES.  
62 PARCELS, NO. OF THE YES, THAT IS 62.27%. SO IT -- OF THE  
WEIGHTED RETURN. THAT FOR YES. AND NO, WAS 37.73%. SO DISTRICT  
12 PASSED. ALL IT NEEDED WAS 51% AND GOT 62.27%. DISTRICT 14,  
71.3% RETURN. 114 PARCELS, YES. FOR 64.19% WEIGHTED RETURN.  
RIGHT? IS THAT CORRECT? 60 PARCELS NO. 31.85% NO. SO DISTRICT 14  
ALSO PASSED. NEXT, WE HAVE TO DETERMINE NOW THAT WE HAVE BOTH OF  
THOSE PASSED, OKAY, SO WE NEED A MOTION TO APPROVE RESOLUTION  
19-0091, CONFIRMING THE ASSESSMENT. IS THAT CORRECT? I'M SORRY?

>> [OFF MIC]

>> S. KATSOULEAS: IF YOU ADOPT THE RESOLUTION YOU ARE NOT  
ONLY CONFIRMING THE ASSESSMENTS THE BUT THE DISTRICT TO MOVE  
FORWARD WITH CASH COLLECTION AND ULTIMATELY CONSTRUCTION.

>> MAYOR HERSMAN: ADOPT RESOLUTION 19-0091 APPROVING  
ASSESSMENT ENGINEERING REPORT AND CONFIRMING ASSESSMENTS PERIOD.  
STOP. OKAY. AND WE HAVE A MOTION BY COUNCILMEMBER HADLEY, A

SECOND BY MAYOR PRO TEM MONTGOMERY. DO WE NEED TO HAVE PUBLIC COMMENT ON THIS? NO. WE'VE DONE THAT. OKAY. WE VOTE.

>> MOTION PASSES, 5-0.

>> MAYOR HERSMAN: OKAY. THEN WE HAVE SINCE DISTRICT 14 PASSED WE HAVE ADOPTED RESOLUTION 19-0092 FOR DISTRICT 19-14, APPROVING ASSESSMENT ENGINEERING REPORT AND CONFIRMING ASSESSMENTS. WE HAVE A MOTION BY COUNCILMEMBER HADLEY. AND A SECOND BY MAYOR PRO TEM MONTGOMERY.

>> Q. BARROW: TO BE CLEAR, THAT'S ESTABLISHING THE SPECIAL FUND FOR DISTRICT 14.

>> MOTION PASSES, 5-0.

>> Q. BARROW: THE RESOLUTION WAS MORE THAN JUST APPROVING THE RESULTS. IT WAS TO ESTABLISH THE SPECIAL FUND. YOU SEE THE TITLE?

>> MAYOR HERSMAN: OKAY. ALL RIGHT.

>> Q. BARROW: THE RESOLUTION 19-0092.

>> MAYOR HERSMAN: OKAY. GOT IT.

>> Q. BARROW: OKAY. THAT WAS TRUE FOR BOTH 12 AND 14.

>> MAYOR HERSMAN: OKAY. ALL RIGHT. THEN I GUESS THAT'S IT.

DO WE NEED TO DO ANYTHING MORE? WE ADJOURN THE MEETING.

EVERYTHING ELSE WE HAVE DONE. SO MEETING IS ADJOURNED. [ GAVEL ]

>> MAYOR HERSMAN: UNTIL TOMORROW MORNING AT 9:00 A.M., WE HAVE A REGULAR MEETING AT THE WESTDRIFT. THANK YOU. [MEETING ADJOURNED]