

**CITY OF MANHATTAN BEACH**

1400 Highland Avenue Manhattan Beach, CA 90266  
www.citymb.info • (310) 802-5000

# AGENDA

## City Council Adjourned Regular Meeting

**Tuesday, September 1, 2020**

**4:30 PM**

**City Council Chambers**



### **ELECTED OFFICIALS**

**Mayor** Richard Montgomery

**Mayor Pro Tem** Suzanne Hadley

**Councilmember** Hildy Stern

**Councilmember** Steve Napolitano

**Councilmember** Nancy Hersman

**City Treasurer** Tim Lilligren

### **EXECUTIVE TEAM**

**City Manager** Bruce Moe

**City Attorney** Quinn Barrow

**City Clerk** Liza Tamura

**Community Development Director** Carrie Tai

**Finance Director** Steve Charelian

**Interim Fire Chief** Wolfgang Knabe

**Human Resources Director** Lisa Jenkins

**Information Technology Director** Terry Hackelman

**Parks and Recreation Director** Mark Leyman

**Police Chief** Derrick Abell

**Public Works Director** Stephanie Katsouleas

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### **MISSION STATEMENT:**

Our mission is to provide excellent municipal services,  
preserve our small beach town character, and enhance the quality of life for our  
residents, businesses and visitors.

**MANHATTAN BEACH'S CITY COUNCIL WELCOMES YOU!**

*Copies of staff reports or other written documentation relating to each item of business referred to on this agenda are available for review on the City's website at [www.citymb.info](http://www.citymb.info), the Police Department located at 420 15th Street, and are also on file in the Office of the City Clerk for public inspection. Any person who has any question concerning any agenda item may call the City Clerk's office at (310) 802-5056.*

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

*In compliance with the Americans With Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Office of the City Clerk at (310) 802-5056 (voice) or (310) 546-3501 (TDD). The City also provides closed captioning of all its Regular City Council Meetings for the hearing impaired.*

**CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING**

*I, Liza Tamura, City Clerk of the City of Manhattan Beach, California, state under penalty of perjury that this notice/agenda was posted on Wednesday, August 26, 2020, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.*

**BELOW ARE THE AGENDA ITEMS TO BE CONSIDERED.****A. CALL MEETING TO ORDER****B. ROLL CALL****C. APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES**

*This is the time for the City Council to: (a) notify the public of any changes to the agenda and (b) rearrange the order of the agenda.*

**MOTION TO APPROVE AGENDA AND WAIVE FULL READING**

## E. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Speakers may provide public comments on any matter that is within the subject matter jurisdiction of the City Council, including items on the agenda. The Mayor may determine whether an item is within the subject matter jurisdiction of the City Council. While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda.

Pursuant to Governor Newsom's Executive Orders No. N-25-20 and No. N-29-20, City Council Chambers is not open to the public. In the interest of maintaining appropriate social distancing, the City Council encourages the public to participate by submitting comments in advance of the meeting, no later than 4:00 PM, September 1, 2020 (the day of the meeting), via:

- 1) eComment at <http://www.citymb.info/ecomment>;
- 2) email to [cityclerk@citymb.info](mailto:cityclerk@citymb.info); or
- 3) telephone message recorded at **(310) 802-5030**.

All of your comments provided by the deadlines above will be available to the City Council and the public prior to the meeting.

In addition, you may participate by joining Zoom during the meeting:

If you wish to speak on any item on the agenda, please register in advance by clicking the following link:  
<https://citymb.seamlessdocs.com/f/publiccomment>.

- 1) Join Zoom Meeting via the internet:  
Direct URL: <https://comb.zoom.us/j/98365682559>, Meeting ID: **983-6568-2559**

During the meeting you will need to use the "raise hand" button through Zoom at the time the Mayor invites the public to provide comments.

- 2) Join Zoom Meeting via Phone Conference (Voice Only):  
Phone Number: **(669) 900-6833**, Meeting ID: **983-6568-2559**

During the meeting you will need to enter \*9 on the phone's dial pad at the time the Mayor invites the public to provide comments.

## E. PUBLIC HEARINGS

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

1. Public Hearing to Consider Peter Gordon's Appeal of the Police Chief's Vicious Animal Determination (Police Chief Abell). [20-0275](#)
  - a) **CONDUCT PUBLIC HEARING**
  - b) **DETERMINE THAT DOG IS VICIOUS WITHIN THE MEANING OF  
MANHATTAN BEACH MUNICIPAL CODE CHAPTER 5.01**

**Attachments:** [Exhibit A: Manhattan Beach Police Department Animal Control Division Incident Report No. DR20-0001651 \(852020\)](#)  
[Exhibit B: Written Complaint of City Residents Loralie Ogden and Dexter Taylor](#)  
[Exhibit C: Written Complaint of City Resident Sylvia Rayner](#)  
[Exhibit D: Written Complaint of City Resident Jennifer Williams](#)  
[Exhibit E: Notice of Determination of Vicious Animal and Public Nuisance](#)  
[Exhibit F: Notice of Public Hearing on Appeal of Determination of Vicious Animal](#)  
[Exhibit G: Manhattan Beach Municipal Code Chapter 5.01](#)  
[Exhibit H: Manhattan Beach Police Department Dog On Dog Incident Report for Case No. 18-1900 \(6282018\)](#)

## F. CLOSED SESSION

### I. ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN CLOSED SESSION

- a) **CONFERENCE WITH LABOR NEGOTIATORS  
(Government Code Section 54957.6)**

**Agency Negotiators:**

**Bruce Moe, City Manager**

**Lisa Jenkins, Human Resources Director**

**Employee Groups:**

**Manhattan Beach Firefighters' Association**

**Manhattan Beach Fire Management Association**

**Manhattan Beach Police Officers Association**

**Manhattan Beach Police Management Association**

**Manhattan Beach Mid-Management Employee Association**

**Manhattan Beach Part-Time Employees' Association**

**Unrepresented (Executive, Management and Confidential)**

**Teamsters Local 911**

**b) CONFERENCE WITH LEGAL COUNSEL (EXISTING LITIGATION)  
(Government Code Section 54956.9(d)(1))**

**Name of Case: Darby T. Keen (Trustee) v City of Manhattan Beach  
Los Angeles County Superior Court  
Case No: 19STCP02984**

**This is the case where a property owner sued the City to be allowed to rent his residentially zoned property in the Coastal Zone on a short-term basis.**

**II. RECESS INTO CLOSED SESSION**

**III. RECONVENE INTO OPEN SESSION**

**IV. CLOSED SESSION ANNOUNCEMENT IN OPEN SESSION**

**G. ADJOURNMENT**