



CITY OF MANHATTAN BEACH CITY HALL

1400 Highland Avenue, Manhattan Beach, CA 90266

WEBSITE: www.citymb.info • **PHONE:** (310) 802-5000

TO: Honorable Mayor and Members of the City Council

FROM: Liza Tamura, City Clerk

MEETING: City Council Meeting, January 19, 2021

SUBJECT: Agenda Item No. 5 – City Council Minutes

DATE: January 15, 2021

SUPPLEMENTAL ATTACHMENT

Attachment No. 2 – City Council Regular Meeting Minutes of January 5, 2021

City of Manhattan Beach

1400 Highland Avenue
Manhattan Beach, CA 90266



Meeting Minutes - Draft

Tuesday, January 5, 2021

6:00 PM

Regular Meeting

City Council Chambers

City Council Regular Meeting

ELECTED OFFICIALS

Mayor Suzanne Hadley

Mayor Pro Tem Hildy Stern

Councilmember Steve Napolitano

Councilmember Richard Montgomery

Councilmember Joe Franklin

**PLEASE NOTE THAT THE CITY ARCHIVES THE VIDEO RECORDINGS OF ALL REGULAR CITY COUNCIL MEETINGS AND THE VIDEO FOR THIS MEETING IS HEREBY INCORPORATED BY THIS REFERENCE. ALSO IN SUPPORT OF MORE TRANSPARENCY AND THE AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE, THE CITY OFFERS CLOSED CAPTIONING FOR REGULAR CITY COUNCIL MEETINGS. FOR A COMPLETE RECORD OF THIS CITY COUNCIL MEETING, GO TO:
www.citymb.info/departments/city-clerk/city-council-meetings-agendas-and-minutes**

A. CALL MEETING TO ORDER

At 6:06 PM, Mayor Hadley called the meeting to order.

B. PLEDGE TO THE FLAG

Mayor Hadley led the Pledge of Allegiance.

C. ROLL CALL

Present: 5 - Mayor Hadley, Mayor Pro Tem Stern, Councilmember Napolitano, Councilmember Montgomery and Councilmember Franklin

D. CEREMONIAL CALENDAR

1. Presentation of a Certificate of Recognition to Taylor Ryan, CEO of [Unstoppable Protective Gear](#) and Finalist at the Young Entrepreneurs Academy 12th Annual Saunders Scholars National Competition **PRESENT** [21-0029](#)

Mayor Hadley, on behalf of the City Council, presented a Certificate of Recognition to Taylor Ryan as CEO of Unstoppable Protective Gear and Finalist at the Young Entrepreneurs Academy 12th Annual Saunders Scholars National Competition.

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

Councilmember Montgomery requested to move from the Consent Calendar Agenda Item No. 6 - Approval of Hardship Exemption Authorizing Four Retailers to Temporarily Sell Tobacco Products for individual consideration.

A motion was made by Councilmember Montgomery, seconded by Mayor Pro Tem Stern, to approve the agenda, waive full reading of ordinances and move Agenda Item No. 6 to be presented for individual consideration. The motion carried by the following vote:

Aye: 5 - Hadley, Stern, Napolitano, Montgomery and Franklin

F. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Senior Deputy City Clerk Martha Alvarez confirmed that the following public comments were received by the City for the January 5, 2021, City Council Regular Meeting.

*Agenda Item No. 3
5 eComments
46 emails*

*Agenda Item No. 6
1 eComment
1 email*

*Agenda Item No. 11
1 email*

*Other Comments Not on the Agenda
6 emails*

Mayor Hadley opened the floor to public comments. The following individual(s) spoke:

*Josh Murray
Mike Zislis
Kyle Ransford
Kenneth*

Seeing no further requests to speak, Mayor Hadley closed the floor to public comments.

Mayor Pro Tem Stern thanked Parks and Recreation staff, Manhattan Beach Police Officers Association and the Manhattan Beach Firefighters Association for their contributions for the Older Adults drive thru.

Councilmember Montgomery thanked the City of Hermosa Beach for taking the lead on collecting toys for the Annual Beach Cities Toy Drive.

Mayor Hadley re-opened the floor to public comments. The following individual(s) spoke:

*David Slay
Michael Monaghan
Heather Kim*

Seeing no further requests to speak, Mayor Hadley closed the floor to public comments.

G. COVID-19

2. City Manager Report on EOC (Emergency Operations Center) and Update on COVID-19 Response.

City Manager Bruce Moe reported on the EOC (Emergency Operations Center) and responded to City Council questions.

Interim Fire Chief Knabe provided an update and clarification regarding the emergency room transportation.

Human Resources Department, Risk Manager Briza Morales provided an update regarding the COVID vaccine and responded to City Council questions.

City Manager Moe provided an update on the closure of parkletts.

City Attorney Quinn Barrow provided clarification.

3. City Council to Consider Additional Measures to Address COVID-19.

Councilmember Napolitano and Councilmember Montgomery provided an update as to how and why the Ad Hoc Committee made the decision to close parkletts.

City Manager Bruce Moe and City Attorney Quinn Barrow responded to City Council questions.

Mayor Hadley opened the floor to public comments. The following individual(s) spoke:

- Jennifer*
- Lucia La Rosa Ames*
- Alita Rethmeyer*
- Peter Kim*

Seeing no further requests to speak, Mayor Hadley closed the floor to public comments.

H. CONSENT CALENDAR (APPROVE)

A motion was made by Mayor Pro Tem Stern, seconded by Councilmember Montgomery, to approve the Consent Calendar, with the exception of Agenda Item no. 6, which was individually considered under Section I - Items Removed from the Consent Calendar. The Motion carried by the following vote:

Aye: 5 - Hadley, Stern, Napolitano, Montgomery and Franklin

4. City Council Minutes: [21-0001](#)
This Item Contains Minutes of the Following City Council Meeting(s):
a) City Council Regular Meeting Minutes of December 15, 2020
b) City Council Adjourned Regular Meeting Minutes of December 16, 2020
(City Clerk Tamura).
APPROVE

The recommendation for this item was approved on the Consent Calendar.
5. Financial Reports: [21-0017](#)
a) Schedule of Demands December 10, 2020
b) Investment Portfolio for the Month Ending November 30, 2020
c) Month End Report for November 30, 2020
(Finance Director Charelian).
ACCEPT REPORTS AND DEMANDS

The recommendation for this item was approved on the Consent Calendar.
6. Consideration of Resolutions Approving a Hardship Exemption [21-0027](#)
Authorizing Four Retailers to Temporarily Sell Tobacco Products (City Attorney Barrow).
ADOPT RESOLUTION NOS. 21-0007, 21-0008, 21-0009 AND 21-0010

This item was removed from the Consent Calendar and heard under Section H - Items Removed from the Consent Calendar.
7. Consideration of the Approval of a Revision to the South Bay Cities [21-0028](#)
Council of Governments Alternate Seat in the City Council Assignments
(City Clerk Tamura).
APPROVE

The recommendation for this item was approved on the Consent Calendar.
8. Consideration of a Resolution Approving a Comprehensive Citywide [21-0019](#)
Salary Schedule for All City Positions and Adjustments to Salary Ranges
(Human Resources Director Jenkins).
ADOPT RESOLUTION NO. 21-0001

The recommendation for this item was approved on the Consent Calendar.

9. Consideration of Allowing Construction at 330 South Sepulveda Boulevard on Two City Recognized Holidays (Martin Luther King Day and Presidents Day) (Community Development Director Tai). [21-0018](#)

APPROVE

The recommendation for this item was approved on the Consent Calendar.

10. Consideration of: [21-0023](#)
- a. A Resolution Awarding a Construction Agreement to Vasilj, Inc., for the Cycle 2 Sewer Infrastructure Improvement Project for \$1,396,359; Authorizing the City Manager to Approve Contingency Funds Totaling \$279,270 for any Unforeseen Additional Work; and Approving the Plans and Specifications for the Cycle 2 Sewer Infrastructure Improvement Project; and
 - b. A Resolution Awarding an Inspection Service Agreement to Wallace & Associates Consulting, Inc., for the Cycle 2 Sewer Infrastructure Improvement Project for \$139,536 (Public Works Director Katsouleas).

ADOPT RESOLUTION NOS. 21-0003 AND 21-0004

The recommendation for this item was approved on the Consent Calendar.

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

6. Consideration of Resolutions Approving a Hardship Exemption [21-0027](#)
Authorizing Four Retailers to Temporarily Sell Tobacco Products (City
Attorney Barrow).
**ADOPT RESOLUTION NOS. 21-0007, 21-0008, 21-0009 AND
21-0010**

City Attorney Quinn Barrow provided clarification and responded to City Council questions.

Mayor Hadley opened the floor to public comments. The following individual(s) spoke:

Heather Kim

Seeing no further requests to speak, Mayor Hadley closed the floor to public comments.

City Attorney Barrow provided clarification and responded to City Council questions.

A motion was made by Mayor Hadley, seconded by Councilmember Franklin, to a) adopt Resolution No. 21-0007, approving a hardship exemption pursuant to Section 4 of Manhattan Beach Ordinance No. 20-0007 authorizing Current Events Newsstand to temporarily sell tobacco products until June 30, 2021, at the property located at 1140 Highland Avenue, subject to conditions; b) adopt Resolution No. 21-0008, approving a hardship exemption pursuant to Section 4 of Manhattan Beach Ordinance No. 20-0007 authorizing Apro, LLC DBA United Pacific to temporarily sell tobacco products until June 30, 2021, at the property located at 2121 Highland Avenue, subject to conditions; and c) adopt Resolution No. 21-0009, approving a hardship exemption pursuant to Section 4 of Manhattan Beach Ordinance No. 20-0007 authorizing Aviation Liquor to temporarily sell tobacco products until June 30, 2021, at the property located at 975 Aviation Boulevard, subject to conditions. The motion carried by the following vote:

Aye: 5 - Hadley, Stern, Napolitano, Montgomery and Franklin

City Attorney Barrow responded to City Council questions.

A motion was made by Mayor Hadley, to adopt Resolution No. 21-0010, approving a hardship exemption pursuant to Section 4 of Manhattan Beach Ordinance No. 20-0007 authorizing MB Smoke Shop to temporarily sell tobacco products until December 31, 2021, at the property located at 1005 North Aviation Boulevard, subject to conditions. The motion failed for lack of a second.

City Attorney Barrow responded to City Council questions.

A motion was made by Councilmember Franklin, seconded by Mayor Pro Tem Stern, for staff to revise the draft resolution for “MB Smoke Shop” to grant a 90-day extension for Council consideration on January 19, 2021. The motion carried by the following vote:

Aye: 5 - Hadley, Stern, Napolitano, Montgomery and Franklin

At 8:14 PM City Council recessed and reconvened at 8:32 PM with all Councilmembers present.

J. PUBLIC HEARINGS

11. Conduct Public Hearing to Consider Modification of Conditions of Approval for the Existing Conditional Use Permit for the Residence Inn by Marriott, Located at 1700 N. Sepulveda Boulevard (Community Development Director Tai). [21-0021](#)
- a) **CONDUCT PUBLIC HEARING**
 - b) **ADOPT RESOLUTION NO. 21-0005 MODIFYING CONDITIONS TO THE CONDITIONAL USE PERMIT FOR THE RESIDENCE INN BY MARRIOTT**

Mayor Hadley introduced the item and opened the Public Hearing.

Community Development Department, Planning Manager Talyn Mirzahkanian provided the PowerPoint presentation.

Planning Manager Mirzahkanian and Community Development Director Carrie Tai responded to City Council questions.

Mayor Hadley opened the floor to public comments. The following individual(s) spoke:

*Jeremy Cramer
Jr Curley
Dave Millard
Chris Pasula*

Seeing no further requests to speak, Mayor Hadley closed the floor to public comments.

Residence Inn, Vice-President Dave Millard, Evolution Hospitality, Vice-President of Operations Mark Van Cooney and Residence Inn, General Manager Jordan Austin responded to City Council questions.

A motion was made by Councilmember Montgomery, seconded by Councilmember Franklin, to adopt Resolution No. 21-0005, modifying conditions to a Use Permit for an existing visitor accommodation use located at 1700 North Sepulveda Boulevard; and making an Environmental Determination in accordance with the California Environmental Quality Act (Residence Inn by Marriott). The motion carried by the following vote:

Aye: 5 - Hadley, Stern, Napolitano, Montgomery and Franklin

12. Conduct Public Hearing to Consider Ordinances Nos. 21-0001 and [21-0020](#) and 21-0002, Amending Citywide Regulations for Accessory Dwelling Units (ADUs) in Title 10 of the Manhattan Beach Municipal Code and the Local Coastal Program, Respectively, Consistent with State Law, and Making a Determination of Exemption Under CEQA (Community Development Director Tai).
- a) **CONDUCT PUBLIC HEARING**
 - b) **MAKE A DETERMINATION OF EXEMPTION UNDER CEQA**
 - c) **INTRODUCE ORDINANCE NOS. 21-0001 AND 21-0002**
 - d) **ADOPT RESOLUTION NO. 21-0006**

Mayor Hadley introduced the item and opened the Public Hearing.

Community Development Department, Associate Planner Angelica Ochoa provided the PowerPoint presentation.

Community Development Department, Planning Manager Talyn Mirzahkhanian provided clarification.

Associate Planner Ochoa, Community Development Director Carrie Tai and Planning Manager Mirzahkhanian responded to City Council questions.

Mayor Hadley opened the floor to public comments.

Seeing no requests to speak, Mayor Hadley closed the floor to public comments.

Mayor Hadley closed the Public Hearing.

Planning Manager Mirzahkhanian provided clarification for the motion to modify the height limit on both Ordinances to 25-feet.

Community Development Director Tai responded to City Council questions.

A motion was made by Councilmember Napolitano, seconded by Councilmember Montgomery, to introduce Ordinance No. 21-0001, an Ordinance of the City of Manhattan Beach Municipal Code Chapter 10.74, Section 10.12.030 and Section 10.68.030 to regular accessory dwelling units, and making a determination of exemption under CEQA.

City Attorney Quinn Barrow read the title for Ordinance No. 21-0001:

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH AMENDING MANHATTAN BEACH MUNICIPAL CODE CHAPTER 10.74, SECTION 10.12.030 AND SECTION 10.68.030 TO REGULATE ACCESSORY DWELLING UNITS, AND MAKING A DETERMINATION OF EXEMPTION UNDER CEQA

The motion carried by the following vote:

Aye: 5 - Hadley, Stern, Napolitano, Montgomery and Franklin

A motion was made by Councilmember Motngomery, seconded by Councilmember Franklin, to introduce Ordinance No. 21-0002, an Ordinance of the City of Manhattan Beach amending the Local Coastal Program Chapter A.74, Section A.12.030 and Section A.68.030 to regular accessory dwelling units, and making a determination of exemption under CEQA.

City Attorney Barrow read the title for Ordinance No. 21-0002:

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH AMENDING THE LOCAL COASTAL PROGRAM CHAPTER A.74, SECTION A.12.030 AND SECTION A.68.030 TO REGULATE ACCESSORY DWELLING UNITS, AND MAKING A DETERMINATION OF EXEMPTION UNDER CEQA

The motion carried by the following vote:

Aye: 5 - Hadley, Stern, Napolitano, Montgomery and Franklin

*For the record, Resolution No. 21-0005 was not addressed at this meeting. Resolution No. 21-0005 will be addressed at the January 19, 2021, City Council Meeting.

K. GENERAL BUSINESS

- 13. Consideration of an Appointment to the Vacant Parking and Public Improvements Commission Member-At-Large Seat No. 5 (City Clerk Tamura).

[21-0025](#)

APPOINT

City Clerk Liza Tamura provided a brief presentation regarding the vacancy for Parking and Public Improvements Commission Seat No. 5.

City Council, by unanimous approval, appointed Bob DaGiau to the Parking and Public Improvements Commission, Seat No. 5.

L. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

None.

M. FUTURE AGENDA ITEMS

Mayor Hadley requested for consideration at a future City Council meeting belated requests for hardship exemptions from two additional tobacco retailers due to extenuating circumstance (Player’s Liquor and Arco), Councilmember Montgomery concurred.

City Attorney Quinn Barrow provided clarification.

N. CITY MANAGER REPORT

None.

O. CITY ATTORNEY REPORT

None.

P. INFORMATIONAL ITEMS

14. Commission Minutes: [21-0026](#)
 This Item Contains Minutes of the following City Commission and Task Force Meetings:
 a) Parks and Recreation Commission Meeting Minutes of October 26, 2020 (Parks and Recreation Director Leyman)
 b) Library Commission Meeting Minutes of November 9, 2020 (Parks and Recreation Director Leyman)
 c) Parks and Recreation Commission Special Meeting Minutes of November 16, 2020 (Parks and Recreation Director Leyman)
 d) Bruce’s Beach Task Force Action Meeting Minutes of December 7, 2020 (City Manager Moe).

INFORMATION ITEM ONLY

This item was received and filed by order of the Chair.

Q. CLOSED SESSION

None.

R. ADJOURNMENT

At 10:37 PM, Mayor Hadley adjourned the meeting in memory of Washboard Player for the Hyperion Outfall Serenaders, Fran Freeman and Manhattan Beach Weston Jewelers Owner, George Beckerson.

The meeting was adjourned to a 4:30 PM, Adjourned Regular Meeting on Tuesday, January 19, 2021, in the City Council Chambers.

Martha Alvarez
Recording Secretary

ATTEST:

Liza Tamura
City Clerk

Suzanne Hadley
Mayor