

ROUGHLY EDITED COPY

MANHATTAN BEACH CITY COUNCIL
REGULAR MEETING
REMOTE BROADCAST CAPTIONING
TUESDAY, SEPTEMBER 21, 2021

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>> WE ARE RECONVENING THE OPEN SESSION FROM OUR CLOSED SESSION AND I WILL ASK CITY ATTORNEY BARROW IF HE HAS A CLOSED SESSION ANNOUNCEMENT IN OPEN SESSION.

>> YES, I DO MAYOR.

SESSION 549, 57.6, THE CITY COUNCIL WENT INTO CLOSED SESSION. THE CONFERENCE FOR THIS LABOR NEGOTIATORS BY FIVE TO ZERO ABOVE. THE CITY COUNCIL PROVIDED DIRECTION TO ITS NEGOTIATORS, THERE WAS NO OTHER REPORTABLE ACTION TAKEN.

>> OKAY, WELL THANK YOU FOR THAT.

SO I WILL ADJOURN THAT CITY COUNCIL ADJOURN REGULAR MEETING AND WE WILL NOW RECONVENE INTO OUR REGULAR MEETING OF TUESDAY, SEPTEMBER 21ST.

I WILL CALL THE MEETING TO ORDER AND WE WILL START WITH OUR PLEDGE TO THE FLAG.

SO IF EVERYONE CAN RISE TO THE LEVEL THAT YOU ARE ABLE AND WE WILL JOIN TOGETHER IN THE PLEDGE TO ALLEGIANCE.

>> I PLEDGE ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA AND TO THE REPUBLIC FOR WHICH IT STANDS, ONE NATION, UNDER GOD, INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL.

>> THANK YOU FOR THAT AND WE ARE NOW ON AGENDA ITEM C, THE ROLL CALL.

CITY CLERK TAMERA IF YOU COULD RUN THE ROLL CALL.

>> THANK YOU.

COUNCIL MEMBER MONTGOMERY?

>> HERE.

>> COUNCIL MEMBER FRANKLIN?

>> HERE.

>> COUNCIL MEMBER HADLEY?

>> HERE.

>> MAYOR PRO TEM NAPOLITANO?

>> HERE.

>> MAYOR STERN?

>> AND I AM HERE, THANK YOU.

SO NOW WE MOVE ON TO ITEM D, THE CEREMONIAL CALENDAR.

I WOULD LIKE TO START BY JUST EXPLAINING THE PRESENTATION OF A PROCLAMATION DECLARING SEPTEMBER 21ST AS THE INTERNATIONAL DAY OF PEACE.

SO EVERY YEAR THE INTERNATIONAL DAY OF PEACE IS OBSERVED AROUND THE WORLD ON THE 21ST OF SEPTEMBER.

THIS DAY ACTS AS A REMINDER OF THE IMMENSE POWER WE HAVE BOTH INDIVIDUALLY AND COLLECTIVELY TO MAKE A DIFFERENCE IN THE WORLD. A REMINDER ABOUT THE HEALING EFFECTS OF BRINGING A CULTURE OF PEACE INTO OUR EVERYDAY LIVES WHEN PEACE IS YOUR GUIDE.

THE 2020 THEME FOR THE INTERNATIONAL DAY OF PEACE IS RECOVERING BETTER FOR AN EQUITABLE AND SUSTAINABLE WORLD.

IN 2021, AS WE HEAL FROM THE COVID-19 PANDEMIC, WE ARE INSPIRED TO THINK CREATIVELY AND COLLECTIVELY ABOUT HOW TO HELP EVERYONE

RECOVER BETTER, HOW TO BUILD RESILIENCE, AND HOW TO TRANSFORM OUR WORLD INTO ONE THAT IS MORE EQUAL, MORE JUST, EQUITABLE, INCLUSIVE, SUSTAINABLE, AND HEALTHIER.

WE CELEBRATE PEACE BY STANDING UP AGAINST ACTS OF HATE AND BY SPREADING COMPASSION, KINDNESS, AND HOPE IN THE FACE OF THE PANDEMIC AS WE RECOVER.

SO IT IS FOR THAT REASON THAT I DO RECOGNIZE AND PROCLAIM SEPTEMBER 21, 2021 AS THE INTERNATIONAL DAY OF PEACE THROUGH THE PROCLAMATION WHICH STATES THAT WHEREAS THE ISSUE OF PEACE EMBRACES THE DEEPEST HOPES OF ALL PEOPLE AND REMAINS HUMANITIES GUIDING INSPIRATION.

AND WHEREAS THE 2021 PEACE DAY THEME, RECOVERING BETTER FOR AN EQUITABLE AND SUSTAINABLE WORLD, INVITES EVERYONE TO JOIN THE EFFORTS OF THE UNITED NATIONS FAMILY TO FOCUS ON RECOVERING BETTER FOR A MORE EQUITABLE AND PEACEFUL WORLD.

WE THEREFORE RESOLVED THAT I AND THE CITY COUNCIL AND THE RESIDENTS OF MANHATTAN BEACH DO HERE BY PROCLAIM THIS DAY AS INTERNATIONAL DAY OF PEACE.

THANK YOU.

SO NOW WE WILL MOVE ON TO D2 OF OUR CEREMONIAL CALENDAR WHICH IS A PRESENTATION OF A CERTIFICATE OF RECOGNITION AND HONOR OF MY KINDNESS INITIATIVE AND IT IS TO TWO OF OUR RESIDENTS, KAREN WOOLDRIDGE AND DONNA BARNEY, FOR THEIR PEACE INITIATIVE STAND FOR PEACE.

AND I'M GOING TO ASK IF DONNA IS ON ZOOM WITH US?

IF KAREN HAS ZOOMED IN?

>> I'M HERE, I'M DONNA.

I'M HERE.

>> HI, DONNA.

>> HI.

>> AND I THINK KAREN IS ON ROUTE OR IS IN LONDON RIGHT NOW AND SO SHE WON'T BE ABLE TO JOIN US BUT I AM RECOGNIZING DONNA AND KAREN FOR THEIR INCREDIBLE KINDNESS.

THESE TWO ARE THE COFOUNDERS OF STAND FOR PEACE, THEY ARE LONG TIME FRIENDS, AND CREATED STAND FOR PEACE TO BE A RESOURCE TO EDUCATE AND BRING AWARENESS TO ISSUES RELATED TO PEACE AND TO ASSIST EDUCATORS, COMMUNITY MEMBERS, CIVIC LEADERS, AND BUSINESS PARTNERS IN THESE ACTIONS.

SO I'VE COME TO KNOW DONNA BARNEY NICHOLSON AND KAREN WOOLDRIDGE OVER THESE YEARS.

I'VE BEEN KIND OF AN OBSERVER OF SOME OF THEIR INCREDIBLY IMPACTFUL PROGRAMS THAT THEY HAVE CREATED.

IN 2019, THEY HAD HUNDREDS OF PEOPLE WHO GATHERED AT THE SAND, AT THE MANHATTAN BEACH PIER TO SPELL OUT THE WORD PEACE.

IN 2020, THEY PARTNERED WITH THE MANHATTAN BEACH UNIFIED SCHOOL DISTRICT AND A COMPTON SCHOOL TO INCLUDE INSTALLING A PEACE POLL

AT BOTH PENNEKAMP ELEMENTARY AND EMERSON ELEMENTARY IN COMPTON AND THAT WAS A REMOTE PROJECT.

UNFORTUNATELY THE KIDS WERE NOT ABLE TO BE TOGETHER FOR THAT PROJECT BUT THIS PAST SATURDAY DONNA AND KAREN ORGANIZED THOSE STUDENTS AND THEY GOT TO GET THE CHANCE TO MEET AS THEY LAUNCHED OUR COASTAL CLEAN UP DAY AND A PEACEFUL PROJECT WITH THE SCHOOLS, PEACE PALS PROJECT WITH THE SCHOOLS.

AND THAT PROJECT AS WELL INCLUDED HUNDREDS OF PEOPLE STANDING IN THE SAND, THIS TIME TO SPELL THE WORD HOPE.

AND I KNOW I CAN'T DO AS GREAT OF A JOB EXPLAINING THIS AND EXPLAINING THE IMPACT AS I CAN, IF YOU JUST TAKE A COUPLE MINUTES TO WATCH THIS INCREDIBLY IMPACTFUL VIDEO THAT I BELIEVE CITY TAMURA, YOU CAN SHOW US.

>> MARTHA HAS IT READY.

>> I DON'T HAVE ANY SOUND.

IS ANYBODY ELSE HAVING PROBLEMS WITH THE SOUND?

>> I CAN'T HEAR ANYTHING AND THE VIDEO IS KIND OF JUMPING AROUND FOR ME.

>> ANYTHING WE CAN DO ABOUT THE VIDEO?

>> MAYOR, IF IT'S NOT PLAYING ACCURATELY, WE COULD ALWAYS POST IT TO THE WEBSITE.

>> THAT'S GREAT.

THANK YOU.

WELL, I WANT TO TURN THIS NOW OVER TO DONNA WHO CAN PROBABLY EXPLAIN SOME OF THE WONDERFUL WORDS THAT THESE STUDENTS SHARED WITH US.

AND DONNA, I JUST WANTED TO SAY TO YOU THAT I AM SO GRATEFUL FOR YOU BEING A LEADER AND EDUCATING ALL OF US ON THE VALUE OF BRINGING THIS CULTURE OF PEACE TO OUR LIVES AND WHAT YOU HAVE DONE TO SHOW CHILDREN AND EDUCATE OUR YOUTH IN THE VALUE OF PEACE AND HOW THAT CAN JUST BE A SPRINGBOARD FOR BRINGING THIS CULTURE OF PEACE TO ALL OF OUR COMMUNITIES.

SO I'D LOVE FOR YOU TO TELL US A LITTLE BIT ABOUT WHY YOU STARTED THE STAND FOR PEACE AND HOW THAT'S IMPACTED THE COMMUNITIES AND WHAT YOU'VE LEARNED ABOUT OUR COMMUNITIES THROUGH THAT PROGRAM.

>> ABSOLUTELY.

AND THANK YOU SO MUCH MAYOR STERN AND THE MANHATTAN BEACH CITY COUNCIL MEMBERS FOR THIS HONOR.

AMAZING.

ACTUALLY ON SEPTEMBER 21ST OF 2018, MY CLOSE FRIEND KARREN WOOLDRIDGE AND I ENROLLED IN A YEAR LONG WEBINAR COURSE.

IT WAS CALLED TAKING A STAND FOR PEACE IN A VOLATILE WORLD.

ONE OF THE PRESENTERS WAS DR. SCILLA ELWORTHY, SHE'S A THREE TIME NOBEL PEACE PRIZE NOMINEE AND SHE'S AN AUTHOR OF THE BOOK THE BUSINESS PLAN FOR PEACE.

THE OTHER INSTRUCTOR WAS SHEVA CARR, SHE'S THE COFOUNDING CEO OF HEARTMATH AMBASSADORS AND THE CODIRECTOR OF HEARTMATH HEALTHCARE.

SO THE COURSE WAS HELD MONTHLY AND THE STUDENTS WERE FROM ALL OVER THE GLOBE AND WE WERE TO COMPLETE OUR COURSE ON SEPTEMBER 21ST, 2019.

AND IN THE CLASS, WE LEARNED ABOUT INCREDIBLE BRAVE NON-VIOLENT PEACE MAKERS, SO INSPIRATIONAL.

WE HAD DIFFERENT GUEST SPEAKERS AS WELL AND WE LEARNED -- WE LEARNED THAT YOU CAN HAVE AN IMPACT ON PEACE AND WE CAN ALL BE PEACE MAKERS.

AND SO IN THIS CLASS, WE WERE GIVEN A FINAL PEACE BUILDING PROJECT AND WE'RE SUPPOSED TO CREATE OUR OWN PEACE BUILDING PROJECT IN OUR OWN COMMUNITY.

JEREMY GILLEY STARTED AN ORGANIZATION CALLED PEACE ONE DAY AND HE WAS AMAZING.

AND HE WAS THE ONE THAT WAS ABLE TO CREATE THAT ORIGINAL OFFICIAL MARKER AS SEPTEMBER 21ST AS BEING PEACE DAY RECOGNIZED THROUGH THE UNITED NATIONS.

AND SO, WE TRIED TO SHOW OUR VIDEO TODAY, HE HAD A VERY INSPIRATIONAL VIDEO FOR US AND THAT'S WHERE WE WANTED TO DO THIS PROJECT.

SO KARREN AND I STARTED PLANNING OUR FINAL PROJECT IN THAT SUMMER OF 2019 AND WE WERE ABLE TO ORGANIZE THE FIRST INTERNATIONAL PEACE DAY IN MANHATTAN BEACH AND WE CALLED IT STAND IN THE SAND FOR PEACE AND CLIMATE ACTION ON THAT DAY, SEPTEMBER 21ST.

AND WE WERE ABLE TO SPELL OUT THE WORD PEACE WITH STUDENTS AND COMMUNITY MEMBERS AND WE ALSO COULD COLLABORATE WITH HEAL THE BAY AND THAT BEACH CLEAN UP FOR WORLD CLEAN UP DAY.

FROM THERE, WE COFOUNDED STAND FOR PEACE WITH THAT INTENTION TO BE A RESOURCE FOR TEACHERS AND COMMUNITY MEMBERS, ORGANIZATIONS, CIVIC LEADERS, BUSINESS PARTNERS.

WE JUST WANT TO BRING AWARENESS TO ALL ISSUES RELATED TO PEACE.

>> WELL I REMEMBER STANDING IN THE SAND SHOULDER TO SHOULDER AND WRITING OUT THE WORD PEACE AND THE PICTURES FROM ABOVE THAT SHOWED JUST THE POWERFUL IMPACT OF THE WORDS PEACE.

AND THEN COUNCIL MEMBER NAPOLITANO, OR MONTGOMERY AND I WERE BOTH AT YOUR REMOTE BUT VERY IMPACTFUL 2020 GATHERING WITH THE STUDENTS.

AND THEN, LAST WEEKEND WHEN YOU WERE ABLE TO JOIN THOSE STUDENTS TOGETHER.

HOW WAS THAT FOR THE STUDENTS WHEN THEY FINALLY GOT TO MEET IN PERSON AND INTERACT TOGETHER?

>> IT WAS SO EXCITING TO HAVE HAD THOSE -- THIRD GRADERS WERE OUR PILOT PROGRAM AND IT WAS PRETTY COOL TO SEE THOSE KIDS ACTUALLY BE TOGETHER AFTER BEING TOGETHER VIRTUALLY.

SO WE'RE HOPING TO EXPAND THAT PROGRAM THIS YEAR.
I'M A FIRST GRADE TEACHER AT PENNEKAMP AND ONE OF MY FIRST GRADERS WAS THERE SEEING THE THIRD GRADERS MEET IN PERSON AND LITERALLY HE WAS JUMPING UP AND DOWN ASKING WHEN WERE THEY GOING TO BE ASSIGNED THEIR PEACE PALS IN FIRST GRADE.
SO IT WAS PRETTY INSPIRATIONAL.
>> THAT'S FABULOUS.
ARE THERE ANY OTHER STORIES THAT JUST STOOD OUT FOR YOU AS PEOPLE ARE RECOGNIZING THE IMPORTANCE OF ESTABLISHING PEACE AND KINDNESS?
>> NO.
>> ABSOLUTELY.
SO MANY, RIGHT?
IT ALL STARTS WITH CHILDREN UNDERSTANDING HOW MUCH THEY HAVE IN COMMON.
SO FOR THE THIRD GRADERS AT EMERSON AND PENNEKAMP, WHEN THEY WERE STARTING THEIR PEACE PAL RELATIONSHIP ON ZOOM AND WE BEGAN WITH THEM ANSWERING SURVEY QUESTIONS.
AND AS THEY ANSWERED THESE QUESTIONS AND BEGAN TO TALK TO EACH OTHER VIA ZOOM, THEY BEGAN TO REALIZE HOW MUCH THEY HAVE IN COMMON WITH THE STUDENTS FROM THE OTHER SCHOOL.
SO THEY LEARNED RIGHT BEFORE MY EYES THAT THEY'RE MORE ALIKE THAN THEY ARE DIFFERENT.
PRETTY WONDERFUL.
>> THAT IS JUST SPECTACULAR.
IT'S WHAT WE WISH FOR OUR KIDS.
SO, I LOVE THE CALL TO ACTION ON YOUR WEBSITE.
SAYS IT TAKES JUST ONE SECOND, ONE MINUTE, ONE HOUR, ONE DAY AT A TIME, FOR ONE NODE OF GRATITUDE, ONE MOMENT OF DEEP LISTENING, ONE COURAGEOUS CONVERSATION, ONE ACT OF KINDNESS, ONE HEART FELT CONNECTION TO MAKE A DIFFERENCE.
SO FOR ALL OF THE MANY HEARTFELT CONNECTIONS THAT YOU HAVE MADE, I WANT TO PRESENT YOU AND KAREN WITH THIS RECOGNITION AND RECOGNIZE YOU FOR YOUR PEACE INITIATIVES, STAND FOR PEACE.
WE'RE PROUD OF YOU, DONNA BARNEY AND KARREN WOOLDRIDGE, FOR THE WAY THAT YOU HAVE BROUGHT PEACE TO OUR COMMUNITY AND I THANK YOU FOR BRINGING PEACE TO ME AS WELL.
>> THANK YOU SO MUCH.
>> THANK YOU, DONNA FOR BEING WITH US AND SHARING THESE STORIES.
OKAY, THANK YOU FOR BEING A PART OF THIS KINDNESS INITIATIVE.
IT REALLY IS UPLIFTING TO BE ABLE TO HEAR THE STORIES OF SO MUCH KINDNESS IN OUR COMMUNITY.
SO, I'M GOING TO MOVE ON FROM THE CEREMONIAL CALENDAR AND WE ARE NOW AT ITEM E, THE APPROVAL OF AGENDA AND THE WAIVER OF FULL READING OF ORDINANCES.

AND JUST A REMINDER, THIS IS ALSO THE TIME FOR CITY COUNCIL TO NOTICE IF YOU WOULD LIKE TO REMOVE ANY ITEMS FROM THE CONSENT CALENDAR FOR INDIVIDUAL CONSIDERATION.

SO, DO WE HAVE ITEMS TO REMOVE OR IS THERE A MOTION TO APPROVE THE AGENDA?

>> YOUR HONOR?

>> YES, COUNCIL MEMBER HADLEY.

>> YES, I'D LIKE TO PULL NUMBER 12 OFF OF CONSENT CYCLE ONE WATER AND DISCUSS IT, AND I ALSO WOULD LIKE TO MOVE UP THE AGENDA ITEM ON MANDATORY COVID VACCINE, NUMBER 17.

AND WITH PERMISSION, WOULD LIKE THAT TO COME EARLIER IN THE EVENING FOR PUBLIC INPUT.

SO I'M SUGGESTING IT TO COME AFTER AGENDA ITEM 14.

>> OKAY.

DO WE HAVE ANY COMMENTS ABOUT MOVING ITEM NUMBER 17 TO COME AFTER NUMBER 14? AM I UNDERSTANDING THAT CORRECTLY?

>> YES.

>> [INAUDIBLE]

>> I THOUGHT 14 IS IMPORTANT AND THERE'LL BE A CONSIDERABLE PUBLIC INPUT ON THAT.

FIFTEEN'S SMALLER AND 16 I THINK VERY SMALL.

SO, I DON'T CARE WHERE EXACTLY I JUST THOUGHT MOVING 17 UP EARLIER IN THE EVENING WOULD BE GREAT, AND AFTER 14 WAS MY SUGGESTION.

THANK YOU.

>> WELL TAKEN SUGGESTION.

DOES ANYBODY HAVE A PROBLEM WITH THAT?

OKAY.

SO WITH THOSE TWO CHANGES, REMOVING ITEM NUMBER 12 FROM THE CONSENT CALENDAR AND MOVING ITEM NUMBER 17 UP TO BE DISCUSSED AFTER ITEM 14, DO I HAVE A MOTION TO APPROVE?

>> SO MOVED.

>> COUNCIL MEMBER FRANKLIN MADE THE MOTION.

DO I HAVE A SECOND?

ANYBODY LIKE TO SECOND?

OKAY, I WILL SECOND THAT.

CAN WE HAVE A ROLL CALL, PLEASE?

>> COUNCIL MEMBER HADLEY.

>> YES.

>> COUNCIL MEMBER FRANKLIN?

>> YES.

>> MAYOR STERN?

>> YES.

>> COUNCIL MEMBER MONTGOMERY?

>> YES.

>> MAYOR PRO TEM NAPOLITANO.

>> YES.

>> MOTION PASSES, FIVE - ZERO.

>> THANK YOU FOR THAT.

WE WILL NOW MOVE ONTO ITEM F.

CITY COUNCIL AND COMMUNITY ORGANIZATION ANNOUNCEMENTS OF UP
COMING EVENTS.

AT THIS TIME YOU HAVE ONE MINUTE PER PERSON TO MAKE ANY
COMMUNITY ANNOUNCEMENTS.

DO WE HAVE ANYONE WITH RAISED HANDS FOR THIS ITEM?

>> MADAM MAYOR, THERE'S SEVERAL RAISED HANDS BUT I BELIEVE THEY
MIGHT BE PUBLIC COMMENTS.

IF WE CAN GIVE THEM A COUPLE OF SECONDS, IF THEY ARE NOT
PROVIDING COMMUNITY ANNOUNCEMENTS, IF THEY CAN LOWER THEIR HAND.

>> THANK YOU, SO IF YOU CAN LOWER YOUR HAND FOR THIS ITEM FOR
COMMUNITY ANNOUNCEMENTS AND THEN RAISE YOUR HAND AGAIN, YOU'LL
HAVE YOUR OPPORTUNITY AT ITEM G, PUBLIC COMMENTS.

>> OKAY, SO WE'LL START WITH DYLAN KIRCHER

>> HI, I'M DYLAN KIRCHER AND I'M ON PUBLICITY FOR THIS YEARS
FALL SHOW AT MIRA COSTA HIGH SCHOOL.

MIRA COSTA'S DRAMA/TECH DEPARTMENT IS EXCITED TO ANNOUNCE ITS
UPCOMING FALL PLAY ALICE IN WONDERLAND OPENING THURSDAY, OCTOBER
14TH WITH ADDITIONAL SHOWS FRIDAY, OCTOBER 15TH, OCTOBER 22ND,
AND OCTOBER 23RD.

AFTER A LONG STINT OF VIRTUAL PRODUCTIONS, MIRA COSTA'S
DRAMA/TECH IS THRILLED TO BE BACK IN FRONT OF LIVE AUDIENCES IN
THE HEART OF COSTA'S CAMPUS.

DON'T MISS THE MAGIC IN THE MADNESS OF MIRA COSTA'S DRAMA/TECH
FIRST EVER OUTDOOR PRODUCTION.

SAFETY PRECAUTIONS WILL BE FOLLOWED AND AUDIENCES OF ALL AGE ARE
WELCOME.

>> THANK YOU, DYLAN.

AND OUR NEXT COMMUNITY ANNOUNCEMENT.

>> NEXT, WE HAVE CHRISTINA ALMAN.

IF I CAN HAVE CHRISTINA ALMAN ACCEPT THE AUDIO PUMP.

THERE WE GO.

>> CAN YOU HEAR ME?

>> YES, WE CAN HEAR YOU.

>> CAN YOU HEAR ME? OKAY.

HI, I'M CHRISTINA ALMAN.

I'M A MANHATTAN BEACH RESIDENT FOR OVER 20 YEARS AND A MOTHER OF
THREE CHILDREN IN THE MANHATTAN BEACH SCHOOLS.

I APPRECIATE THE TIME TO SPEAK THIS EVENING.

IN LATE AUGUST 2021, CDC DIRECTOR WALENSKY STATED THAT THERE IS
A WORSENING OF INFECTIONS AMONG VACCINATED PEOPLE OVERTIME.

YET OUR CITY AND COUNTRY ARE CONTINUING TO PUSH, REALLY FORCE
WITH NO ALTERNATIVES, THE QUESTIONABLE STILL EUA DESIGNATED
VACCINE.

THE DEATH RATE OF CHILDREN UNDER 18 FROM THE START OF THE PANDEMIC IS .00007.

WHAT ARE WE DOING HERE?

ON MARCH 13TH, 2020 KIDS WERE SENT HOME FROM SCHOOL FOR TWO WEEKS TO FLATTEN THE CURVE.

WE ARE NOW OVER 557 DAYS.

WHAT ARE WE DOING?

KIDS ARE HAVING TO WEAR MASKS ALL DAY IN CLASS AND OUTSIDE, ONLY TAKEN OFF BETWEEN BITES AND SIPS.

BEING FORCED TO TAKE THE QUESTIONABLE WITH MANY LONG-TERM SIDE EFFECTS VACCINE FOR LOW-RISK, HEALTHY KIDS AND ADULTS.

OBVIOUSLY --

SORRY.

>> THANK YOU, CHRISTINA.

THIS IS THE SECTION OF THE AGENDA WHERE WE ARE TAKING COMMUNITY ANNOUNCEMENTS SO IF YOU'D LIKE TO COMPLETE YOUR ANNOUNCEMENTS IN OUR PUBLIC COMMENT SECTION, YOU ARE WELCOME TO DO THAT.

DO WE HAVE ANY OTHER COMMUNITY ANNOUNCEMENTS?

>> THERE'S NO FURTHER REQUESTS FOR COMMUNITY ANNOUNCEMENTS AT THIS TIME.

>> OKAY, THANK YOU.

WE'LL NOW MOVE ONTO ITEM G WHICH IS PUBLIC COMMENTS.

THESE COMMENTS ARE THREE MINUTES PER PERSON.

DO WE HAVE ANY PUBLIC COMMENTS AT THIS TIME?

>> FIRST, I'M GOING TO PROVIDE THE BREAKDOWN OF PUBLIC COMMENTS RECEIVED FOR TONIGHT'S MEETING.

REGARDING AGENDA ITEM NUMBER 3, COVID-19, THREE E-MAILS.

AGENDA ITEM NUMBER 14, FOR THE USE OF PUBLIC RIGHT-OF-WAY, TWO E-COMMENTS AND AN E-MAIL.

AGENDA ITEM NUMBER 15, LICENSING OF THE CITY LOGO, ONE PUBLIC COMMENT.

AGENDA ITEM NUMBER 16, (INAUDIBLE) CYCLE ELEMENT UPDATE, TWO E-COMMENTS.

AGENDA ITEM NUMBER 17, MANDATORY COVID-19 VACCINATION POLICY OF CITY EMPLOYEES, TWO E-COMMENTS AND FIVE EMAILS.

IN OTHER ITEMS NOT ON THE AGENDA, 18 EMAILS.

ALL E-COMMENTS AND PUBLIC COMMENTS ARE AVAILABLE FOR THE PUBLIC ONLINE.

WITH THAT, WE FIRST HAVE ANGELA NELSON FOR PUBLIC COMMENTS.

>> HI, CAN YOU HEAR ME?

>> YES, WE CAN HEAR YOU.

>> HI, GOOD EVENING.

MY NAME IS ANGELA NELSON AND I'M A 20 YEAR RESIDENT OF MANHATTAN BEACH.

FIRST, I WOULD LIKE TO THANK THE CITY COUNCIL MEMBERS FOR ALLOWING RESIDENTS TO PARTICIPATE IN THESE MEETINGS.

WHILE MY PREFERENCE WOULD BE IN PERSON, I DO FEEL LIKE MY VOICE IS HEARD.

UNFORTUNATELY, OUR MANHATTAN BEACH SCHOOL BOARD MEETINGS ARE STRUCTURED IN A WAY THAT DOES NOT ALLOW US THE OPPORTUNITY TO CALL IN AND PARTICIPATE IN MEETINGS.

WE MUST EITHER BE THERE PHYSICALLY, PRESENT AT THE MEETING, OR SUBMIT A LETTER PRIOR TO THE MEETING WITHOUT TRULY KNOWING IF THAT LETTER WAS ACKNOWLEDGED.

I'M NOT EVEN SURE IF THAT FORMAT USED BY THE MANHATTAN BEACH SCHOOL BOARD IS EVEN LEGAL.

SO AGAIN, I THANK YOU FOR LETTING RESIDENTS REMOTELY PARTICIPATE.

NEEDLESS TO SAY, I BARELY RECOGNIZE THE TOWN THAT WE LIVE IN. 90266 HAS BECOME AN ANOMALY TO ME.

THE FACT THAT WE ARE DISCUSSING A MANDATED VACCINE IN 2021 IS LIKE A FUTURISTIC MOVIE, ONLY IT'S TODAY AND IT'S REALLY HAPPENING.

I DO HAVE A LOT TO SAY ABOUT THE FOURTH VACCINE ON OUR KIDS AND WHILE MANY OF US CAN WATCH THE NEWS AND GATHER OUR OWN DATA, I AM HERE TODAY TO SPEAK FROM THE HEART.

I AM NOT PRO-VAX, I AM NOT ANTI-VAX, I AM PRO-CHOICE.

I BELIEVE IN HAVING THE FREEDOM TO MAKE CHOICES FOR ME AND MY FAMILY.

I DO MY OWN RESEARCH AND I AM ENTITLED, YES, I SAID IT, I AM ENTITLED TO DO WHAT IS BEST FOR MY FAMILY.

NOT THE GOVERNMENT, NOT CITY COUNCIL, AND NOT THE SCHOOL BOARD.

I SEE THIS VAX-MANDATE AS MORE THAN JUST A VACCINE, I SEE IT AS THE FIRST STEP TO A BIGGER MANDATE ON OUR DAILY LIVES.

I SEE THIS AS THE FIRST STEP TO US AS AMERICANS TO LOSING OUR FREEDOM TO DO WHAT'S BEST FOR OUR FAMILIES.

IF WE GIVE IN TO THIS TODAY, WHAT MORE WILL THEY TAKE FROM US TOMORROW?

IF THE CITY EMPLOYEES ARE FORCED TO GET VACCINATED, THIS ONLY SETS A PRECEDENT THAT RESIDENTS WILL NEED TO BE VACCINATED TO EAT IN THOSE RESTAURANTS, THEN THE SCHOOL BOARD WILL SEE AN EASY SEGWAY TO FORCING OUR CHILDREN TO BE VACCINATED TO HAVE ACCESS TO AN EDUCATION.

WHERE DOES IT END?

IT DOESN'T.

LITTLE BY LITTLE WE WILL SOON LOSE OUR FREEDOMS AND LIBERTIES AS AMERICANS.

WE HAVE AN OPPORTUNITY TO COME TOGETHER AS A COMMUNITY AND DO THE RIGHT THING.

ALLOW EVERY RESIDENT THE FREEDOM OF CHOICE, DO NOT FORCE THIS VACCINE ON ANYONE.

IT'S SIMPLY NOT THE RIGHT APPROACH.

THIS VACCINE IS ONLY CREATING A DIVIDE BETWEEN FRIENDS,
FAMILIES, AND NEIGHBORS.
HELP BRING OUR COMMUNITY BACK TOGETHER, LET IT BE A CHOICE AN
NOT A MANDATE.
THANK YOU.
>> THANK YOU, ANGELA.
AND NEXT PUBLIC COMMENT.
>> NEXT WE HAVE ALEXIS.
>> MY NAME IS ALEXIS AND I'VE BEEN A RESIDENT OF MANHATTAN BEACH
FOR NINE YEARS.
I HAVE THREE SCHOOL AGED CHILDREN AND AS MANY OTHERS HAVE, I
RECENTLY PULLED TWO OF THEM FROM THE SCHOOL DISTRICT AND SENT
THEM ELSEWHERE.
I'M COMING TO THIS PLATFORM SO YOU AND THE RESIDENTS CAN KNOW
WHAT IS HAPPENING IN OUR SCHOOLS.
I WANT YOU TO KNOW HOW DIVISIVE THE ARBITRARY RULES AND MANDATES
THAT ARE SCHOOLS HAVE ADOPTED ARE.
HOW THEY ARE REINTRODUCING SEGREGATION INTO SCHOOLS AND THE
COMMUNITY.
HOW THEIR PROTOCOLS WILL EXPOSE UNVACCINATED KIDS TO THEIR
TEACHERS AND PEERS, WHICH IS A VIOLATION OF HIPPA.
HOW THEIR PROTOCOLS DO NOT OFFER EQUAL EDUCATION TO VACCINATED
AND UNVACCINATED STUDENTS IN THE EVENT OF AN EXPOSURE.
HOW THEIR PROTOCOLS DO NOT EVEN FACTOR IN NATURAL IMMUNITY,
WHICH WE KNOW OFFERS, AT A MINIMUM ,EQUAL PROTECTION AGAINST THE
VIRUS.
HOW THEY'RE PROMOTING FEAR AMONGST CHILDREN AGAINST THE VIRUS
THAT IS STATISTICALLY LESS DANGEROUS TO THEM THAN THEIR DRIVE TO
SCHOOL.
HOW THIS FEAR THAT THEY HAVE PROMOTED IS LEADING TO ALIENATION
BETWEEN PEERS.
AS IF THE PSYCHOLOGICAL TOLL OF DISTANCE LEARNING WASN'T ENOUGH,
NOW THEIR PROTOCOLS ARE CAUSING MORE ABUSE IN EITHER THOSE WHO
ARE RIDDLED WITH FEAR OF THEIR TEACHERS, THEIR PEERS, AND OTHER
MEMBERS OF THEIR COMMUNITY, OR THOSE WHO ARE NOT AFRAID AND NOT
VACCINATED FEELING THE SOCIAL REPERCUSSIONS FROM THE FORMER
GROUP.
EVERY WEEK OR SO MY SON COMES HOME AND TELLS ME THAT HE HAS
DISCOVERED A NEW PEER WHO SHARES OUR VALUES AND BELIEFS AS IF HE
HAS DISCOVERED SOMEONE ELSE IN A SECRET SOCIETY THAT WE ARE A
PART OF.
SOMEONE ELSE HE DOESN'T HAVE TO HIDE FROM IN FEAR OF NEGATIVE
SOCIAL CONSEQUENCES OR JUDGEMENT.
IN FEAR OF BEING LEFT OUT OF THE ACTIVITIES BY THE PARENTS OF
PEERS WHO DO NOT APPROVE OF HIS STATUS.
DOES THIS SOUND FAMILIAR?

CAN YOU REMEMBER A TIME WHERE PEOPLE NEEDED TO HIDE WHO THEY ARE OR WHAT THEIR BELIEFS ARE OUT OF FEAR OF WHAT THE CONSEQUENCES WOULD BE?

HISTORY IS REPEATING ITSELF RIGHT NOW.

IT'S HAPPENING HERE IN MANHATTAN BEACH AND IT'S HAPPENING TO OUR CHILDREN.

AND THIS IS A DIRECT RESULT OF THE ABUSIVE POLICIES THAT OUR SCHOOL BOARD HAS ADOPTED.

MAKE NO MISTAKE ABOUT IT, BUT THE SUFFERING OUR KIDS HAVE ENDURED AND CONTINUE TO ENDURE ARE A DIRECT RESULT OF THEIR POLICIES.

IT BAFFLES ME THAT AS A MIDDLE EASTERNER GROWING UP IN SOUTHERN CALIFORNIA IN THE 80S, I NEVER EXPERIENCED THE KIND OF JUDGMENT AND ALIENATION THAT MY CHILDREN ARE EXPERIENCING GROWING UP IN MANHATTAN BEACH TODAY.

SOMETIMES WE MAKE MISTAKES.

WE MAKE CHOICES IMPULSIVELY OR OUT OF FEAR AND THAT MAKES US HUMAN.

BUT WHEN WE ARE PRESENTED WITH INFORMATION THAT REVEALS THE ERROR OF OUR CHOICES, BEING HUMAN IS NO LONGER ENOUGH.

AND WITH THAT INFORMATION COMES RESPONSIBILITY.

I'M QUITE CONFIDENT THAT NONE OF YOU TOOK ON YOUR POSITIONS TO ONE DAY BE ASSOCIATED WITH A CITY THAT PROMOTES DISCRIMINATION. SO CONSIDER YOURSELF INFORMED, WE HAVE A SCHOOL BOARD THAT IS DOING JUST THAT.

THANK YOU.

>> THANK YOU, ALEXIS.

NEXT PUBLIC COMMENT.

>> NEXT WE HAVE FRED TAYLOR.

>> THANK YOU.

I AM FRED TAYLOR, 45 YEAR RESIDENT AND LOCAL BUSINESS OWNER. THANK YOU, MAYOR STERN, COUNCIL, AND CITY STAFF.

AT THE CONCLUSION OF LAST COUNCIL'S MEETING COUNCIL MEMBER NAPOLITANO RAISED THE ISSUE OF \$100,000 BUDGET FOR COVID TESTING.

I APPLAUD HIS CONCERN ABOUT THE EXPENDITURES OF OUR CITY BUDGET. BUT REALLY, I WONDER IF LIBERTY VERSUS TYRANNY IS REALLY OUR BUDGET TODAY.

I HAVE A QUESTION.

ARE WE REALLY WORRIED ABOUT COVID? OR ARE WE FIXATED ON THIS VACCINE.

IF YOU WANT TO TAKE IT, TAKE IT.

BUT MANDATING IT FOR CITY EMPLOYEES IS A DRACONIAN SOLUTION TO A VERY SIMPLE PROBLEM.

MY PERSONAL DENTIST HAS DONE THE FOLLOWING DURING COVID.

I'VE BEEN ASKED IF I'VE BEEN OUT OF THE COUNTRY OR IN CONTACT WITH A COVID PATIENT, HE'S TAKEN MY TEMPERATURE AND MY OXYGEN

LEVEL, AND HE HAS HAD NO COVID ISSUES IN HIS ENTIRE OFFICE DURING THIS SEASON, NONE.

SO LET'S BUY EACH SUPERVISOR AN ELECTRONIC THERMOMETER AND AN OXIMETER FOR ABOUT 50 DOLLARS AND TEST EACH ONE EVERY MORNING, VAXED AND UNVAXED.

A MANDATE AMONG OUR CITY EMPLOYEES WILL HAVE THE FOLLOWING DEVASTATING CONSEQUENCES.

FIRST, A LOSS OF PERSONAL FREEDOM AND LIBERTY.

SECONDLY, A VIOLATION OF HIPPA REGULATIONS REGARDING DISCLOSURE. THIRD, POTENTIAL DESTRUCTIVE SIDE EFFECTS FROM THIS EXPERIMENTAL GENE THERAPY INJECTION DOWN THE ROAD THAT COULD GIVE RISE TO CITY LIABILITY.

AND FOURTH AND PROBABLY MOST IMPORTANTLY, WE CURRENTLY ARE SEVEN POLICE OFFICERS SHORT.

WE COULD WELL SEE A MASS EXODUS OF THE FORCE WITH THIS MANDATE. FLORENCE P.

D.

NEEDS 40 OFFICERS, LET'S NOT SOLVE THEIR EMPLOYMENT ISSUES WITH OUR OWN POLICE DEPARTMENT.

I KNOW FOLKS WHO WILL FIGHT THIS VIRUS WITH STRONG VITAMIN D, KERATIN, ZINC, AND VITAMIN C REGIMEN FOR THEIR IMMUNE SYSTEMS. YES, WE STILL DO HAVE IMMUNE SYSTEMS.

ANY EMPLOYEE HEALTH MANDATES WHATSOEVER, VAXED OR OTHERWISE. PASSAGE OF THIS WILL SURELY BOLDEN THE SCHOOL BOARD TO PASS A VAX ONLY EDUCATION SYSTEM IN OUR CITY.

THE SURVIVAL RATE FOR 20-YEAR-OLDS AND UNDER NATIONALLY IS 99.9996% AND WE'RE TALKING VACCINATING KIDS?

IT'S NOTHING LESS THAN CRUELTY.

WHAT HAPPENED TO FOLLOW THE SCIENCE?

THANK YOU.

>> THANK YOU, FRED.

>> NEXT WE HAVE A PARTICIPANT UNDER MB, MANHATTAN BEACH PARENT. IF THEY COULD STATE THEIR NAME FOR THE RECORD AND CITY OF RESIDENCY AND THEY HAVE THREE MINUTES FOR THEIR PUBLIC COMMENT.

>> HELLO, THIS IS CHARLENE HARDING.

I'M A MANHATTAN BEACH RESIDENT OF 20 YEARS, CAN YOU HEAR ME?

>> YES, WE CAN HEAR YOU.

>> ALL RIGHT.

GOOD EVENING, MADAM MAYOR AND OTHER DISTINGUISHED COUNCIL MEMBERS.

I UNDERSTAND THE CITY COUNCIL IS SOMEWHAT SEPARATE FROM THE MANHATTAN BEACH UNIFIED SCHOOL DISTRICT BOARD, HOWEVER WHEN I COMPARE HOW YOU FOLKS CONDUCT MEETINGS AND HOW THE SCHOOL BOARD CONDUCTS MEETINGS, I HAVE BECOME MUCH MORE APPRECIATIVE OF YOUR PROCESS.

I LOVE HOW YOU ALL HAVE A CORDIAL BANTER BACK AND FORTH WHETHER YOU AGREE WITH EACH OTHERS' OPINIONS AND IT JUST WARMS MY HEART

THAT YOU ALL HAVE THE PASSION IN YOUR HEART TO TAKE CARE OF OUR CITY.

I'D LIKE TO TAKE THIS THREE MINUTES TO INFORM RESIDENTS WHAT'S GOING ON IN OUR SCHOOLS IS AFFECTING OUR WHOLE TOWN.

YOU'VE HEARD OF CALIFORNIA RESIDENTS FLOCKING OUT OF STATE BUT NOW WE SEE THAT HERE IN MANHATTAN BEACH.

PARENTS HAVE BEEN PULLING THEIR KIDS OUT OF OUR SCHOOLS FOR BETTER SCHOOLS OR HOME-SCHOOLING PROGRAMS.

MANY RESIDENTS DO NOT REALIZE ABOUT 800 FAMILIES HAVE RECENTLY ALREADY TAKEN THEIR KIDS OUT OF OUR SCHOOLS.

SO INSTEAD OF MOVING HERE FOR OUR SCHOOLS, NOW THE OPPOSITE IS HAPPENING.

TEST SCORES ARE DROPPING.

THIS EFFECTS OUR PROPERTY VALUES.

THIS PAINS ME GREATLY FOR WE SACRIFICED OURSELVES TO JUMP THE BORDER 20 YEARS AGO FROM REDONDO BEACH TO MANHATTAN BEACH.

WE THOUGHT, THIS IS GOING TO BE THE HOME THAT WE LIVE IN FOR THE REST OF OUR LIVES.

OUR KIDS HAVE ATTENDED ELEMENTARY SCHOOL, MIDDLE SCHOOL, HIGH SCHOOL HERE.

MY YOUNGEST AS A SENIOR HAS EVEN --

SHE HAS THE LEGACY OF ALL OF HER SIBLINGS OVER THE PAST 20 YEARS OF ATTENDING THE SAME SCHOOL.

AND SHE EVEN WAS WILLING TO FINISH HER SENIOR YEAR IN A DIFFERENT DISTRICT.

THE SCHOOLS HAVE CHANGED THAT GREAT.

MY FAMILY MOVED INTO THIS TOWN BECAUSE OF THE SCHOOLS 20 YEARS AGO AND I HAVE SLOWLY SEEN THEM TAKE A NOSEDIVE FROM TEACHING THE BASICS.

HARDCORE MATH, AP CLASSES, GREAT WRITING, READING, YOU KNOW THE THINGS THAT GET YOU GREAT SAT SCORES.

BUT NOW IT'S FOCUSED ON SOCIAL JUSTICE, SEX EDUCATION THAT SHOULD BE LEFT IN PORN MOVIES, DIVIDING KIDS BASED ON SKIN COLOR, MANY OTHER TOPICS I DON'T WANT TO BRING UP HERE.

I JUST THINK THE RESIDENTS NEED TO KNOW THAT THE SCHOOL BOARD TODAY IS NOTHING LIKE IT WAS DECADES AGO AND NOTHING LIKE I SEE AT THE CITY COUNCIL.

THE WAY THEY ACT AND THE FAIRNESS OF BEING ABLE TO GIVE YOUR OPINIONS.

IT'S IMPORTANT FOR ALL RESIDENTS TO KNOW THAT THE SCHOOLS HAVE BECOME MORE AND MORE SOCIALIST.

THIS IS NOT SOME FAR-FETCHED RUDE JAB, THIS IS A FACT.

I SPENT A CAREER OF STUDYING SOCIALISM AND COMMUNISM AND WE ARE WELL ON THEIR WAY.

I DIDN'T MEAN TO DIGRESS BUT I FEEL IT'S MY DUTY TO LET THE RESIDENTS KNOW THAT MORE AND MORE KIDS ARE LEAVING THIS TOWN BECAUSE OF THE SCHOOLS.

THERE'S A GROUP OF FIVE BOARD MEMBERS AND WE NEED TO REALLY FOCUS ON WHO'S GOING TO BE ELECTED THIS NEXT TIME AROUND.

THANK YOU FOR YOUR TIME.

>> THANK YOU, CHARLENE.

NEXT PUBLIC COMMENT.

>> FOR THE NEXT PUBLIC COMMENT.

CHRISTINA ALMAN, WE'RE GOING TO GIVE HER TWO MINUTES TO COMPLETE HER PREVIOUS PUBLIC COMMENT.

>> HI, SORRY ABOUT THAT EARLIER.

I'LL JUST RECAP REAL QUICK.

I'M A RESIDENT OF OVER 20 YEARS IN MANHATTAN BEACH, A MOTHER OF THREE CHILDREN.

I'LL START WHERE I FINISHED OFF.

SO BASICALLY THE DEATH RATE OF CHILDREN UNDER 18 FROM THE START OF THE PANDEMIC IS .00007.

WHAT ARE WE DOING HERE?

ON MARCH 13TH, 2020 KIDS WERE SENT HOME FROM SCHOOL FOR TWO WEEKS TO FLATTEN THE CURVE AND WE ARE NOW OVER 557 DAYS.

WHAT ARE WE DOING?

KIDS ARE HAVING TO WEAR MASKS ALL DAY IN CLASS AND OUTSIDE, ONLY TAKEN OFF IN BETWEEN BITES AND SIPS.

BEING FORCED TO TAKE THE QUESTIONABLE, WITH MANY LONG-TERM SIDE EFFECTS, VACCINE FOR LOW-RISK, HEALTHY KIDS AND ADULTS.

ALL THIS TO GO ON ABOUT DAILY LIFE.

SO MY QUESTION OF WHAT ARE WE DOING SHOULD BE WHAT ARE WE DOING TO GO FIND OUT WHERE THE VIRUS STEMMED FROM AND HOW TO PREVENT ANOTHER PANDEMIC IN THE FUTURE?

YET, WE'VE SPENT MORE TIME ON MASK WEARING, TESTING HEALTHY KIDS WEEKLY, AND FORCING A VACCINE ON THE POPULATION.

I ASSUME YOU'VE DONE YOUR RESEARCH AND I'M STILL PERPLEXED ON WHY THE CITY OF MANHATTAN BEACH IS CONSIDERING THE VACCINE MANDATE FOR CITY EMPLOYEES.

IF YOUR CHILD OR GRANDCHILD WAS ONE OF THE MANY LISTED ON THE VAERS WEBSITE, IS HAVING MYOCARDITIS OR ANY MAJOR SIDE EFFECTS BECAUSE OF TAKING THE VACCINE, AND YOU SAW FIRSTHAND THE EFFECTS OF THAT, WOULD YOU STILL BE RAISING YOUR HAND TONIGHT AS A YES VOTE TO MANDATE A VACCINE FOR CITY EMPLOYEES?

I HIGHLY, HIGHLY DOUBT IT.

SO I HAVE TO REMIND YOU AGAIN, .00007 IS THE NUMBER.

THE TIME THAT WE'RE SPENDING IS SO DISPROPORTIONATE ON MANDATING VACCINES AS OPPOSED TO DOING OTHER GOOD THINGS FOR THE CITY THAT I WOULD LIKE TO SEE.

SO I WON'T COMPLY TO ANY UNLAWFUL MANDATES AND NOR SHOULD ANY RESIDENTS IN MANHATTAN BEACH.

THANK YOU.

>> THANK YOU, CHRISTINA.

NEXT PUBLIC COMMENT.

>> NEXT IS BRITTANY (INAUDIBLE)

>> WHAT DO I DO?

>> YOU'RE UNMUTED.

>> OH.

>> HELLO, MY NAME IS BRITTANY (INAUDIBLE) AND I'M A RESIDENT FOR 12 YEARS OF MANHATTAN BEACH.

THANK YOU FOR GIVING US THE PLATFORM TO SPEAK THIS EVENING. WE ARE FINDING IT INCREASINGLY DIFFICULT TO VOICE OUR OPINIONS WITH THE SCHOOL BOARD AND THAT IS OF GREAT CONCERN. THE SCHOOLS ARE DISCRIMINATING AGAINST STUDENTS THAT ARE UNVACCINATED.

IF A STUDENT IS UNVACCINATED AND EXPOSED TO A POSITIVE TEST RESULTS, THEY HAVE TO QUARANTINE AT HOME FOR 10 DAYS WITH LIMITED ACCESS TO CLASSES.

WHEREAS THE VACCINATED STUDENTS DO NOT.

BOTH UNVACCINATED AND VACCINATED CAN GET INFECTED AND TRANSMIT THE VIRUS EQUALLY.

THE VACCINE, PER ITS OWN DISCLAIMER IN THE PAMPHLET, DOES NOT PROTECT ONE FROM INFECTION OR TRANSMISSION.

IT IS ONLY TO LESSEN THE ODDS OF SEVERE ILLNESS AND OR DEATH.

THEREFORE THIS IS ABSOLUTE DISCRIMINATION.

ON A PERSONAL NOTE, THIS DISCRIMINATION HAS HIT HOME AND EFFECTED MYSELF AND MY DAUGHTER PERSONALLY.

THE CARPOOL I HAD DURING THE SUMMER OUT OF THE BLUE TOLD ME THAT WE COULD NOT BE ABLE TO CONTINUE WITH THE CARPOOL UNTIL MY DAUGHTER WAS VACCINATED.

IT IS VERY HARD TO SEE YOUR OWN CHILD HAVE TO PROCESS THIS KIND OF TREATMENT AND TO SEE THE STRESS IT ADDS TO THEIR ALREADY DIFFICULT, CURRENT REALITY OF REGULAR ASYMPTOMATIC TESTING AND MASKS, WHICH BY THE WAY ARE ILLEGAL.

OUR SCHOOLS ARE FOSTERING THIS DISCRIMINATION BY THEIR OWN ACTIONS.

I VEHEMENTLY OPPOSE THE VACCINE MANDATE THE CITY IS CONSIDERING IMPLEMENTING AS IT GOES AGAINST THE CONSTITUTION AND THE NUREMBERG CODE.

NO HUMAN BEING SHOULD BE FORCED TO TAKE AN EXPERIMENTAL MEDICINE IN ORDER TO ATTEND SCHOOL OR HOLD A JOB.

AS A SIDE NOTE, THE ONLY FDA APPROVED VACCINE IS PFIZER'S COMMUNITY AND THAT IS NOT AVAILABLE HERE IN THE U.

S.

PFIZER'S BIONTECH VACCINE IS STILL UA AND THEREFORE CANNOT BE MANDATED.

THE MOST IRONIC THING ABOUT THE MANDATE IS THAT NOW THE RESTAURANTS AND BUSINESSES WILL BE FORCED TO ONLY CATER AND

SERVE THOSE WHO ADVOCATED FOR THE BUSINESSES TO BE CLOSED FOR THE PAST 18 MONTHS, WHILE BANNING THOSE WHO FOUGHT FOR THEM TO STAY OPEN.

THIS IS NOT ABOUT HEALTH, IT'S ABOUT CONTROL.

IF YOU DIDN'T WATCH THE EMMY'S, TAKE A LOOK.

NO MASKS, NO VACCINE REQUIREMENT, RULES FOR THEE AND NOT FOR ME.

THESE MANDATES ARE TYRANNY AND WE WILL NOT COMPLY.

AND I JUST HAVE TO ADD IN, WE STARTED THIS MEETING WITH WORDS OF AND FOR PEACE BUT TRYING TO JAM AN EXPERIMENTAL VACCINE DOWN OUR THROATS IS THE OPPOSITE OF KINDNESS AND PEACE.

LAST BUT NOT LEAST, IT IS ILLEGAL.

THANK YOU.

>> THANK YOU, BRITTANY.

NEXT PUBLIC COMMENT.

>> NEXT IS CINDY BOND.

>> HI, MY NAME IS CINDY BOND AND I'VE BEEN A RESIDENT OF MANHATTAN BEACH FOR 28 YEARS, ALSO A BUSINESS OWNER FOR 21 YEARS.

AND I'M HERE TO ASK THE CITY COUNCIL TO PLEASE DO NOT MANDATE VACCINES FOR CITY EMPLOYEES.

THE LONG-TERM HUMAN STUDIES ON COVID VACCINES HAVE NOT BEEN DONE.

THEREFORE, NO COUNCIL MEMBER COULD POSSIBLY KNOW WHETHER OR NOT THEY ARE SAFE OR WHAT THE LONG-TERM EFFECTS ARE.

SO, HOW CAN YOU FORCE OUR DEDICATED CITY EMPLOYEES TO CHOOSE BETWEEN THEIR LIVELIHOOD OR TAKING AN EXPERIMENTAL INJECTION? ADDITIONALLY AS SOMEONE STATED BEFORE, I THINK IT'S A WELL-KNOWN FACT THAT THE VACCINES DO NOT REDUCE OR PREVENT TRANSMISSION. SO MANDATING IN ORDER TO REDUCE COVID CASES IS A COMPLETELY FALSE STATEMENT AND THERE'S ABSOLUTELY NO SCIENCE OR DATA TO SUPPORT THIS STATEMENT.

I THINK ANYONE VOTING YES IS GRAVELY UNDERESTIMATING REPERCUSSIONS OF SUCH A MANDATE.

THE CITY OF MANHATTAN BEACH COULD BE HIT WITH CLASS ACTION LAWSUITS AND VARIOUS OTHER LAWSUITS IF THE MANDATE IS APPROVED. NOT SURE IF YOU'RE FOLLOWING THE FACT THAT THE LA FIRE FIGHTERS ARE SUING THE CITY OF LA OVER THE VACCINE MANDATE, BUT THAT'S JUST ONE EXAMPLE.

ALSO, IF YOU DECIDE TO VOTE TO MANDATE THESE VACCINES FOR CITY EMPLOYEES, IS THE CITY OF MANHATTAN BEACH GOING TO GO TAKE RESPONSIBILITY FOR ANY VACCINE INJURY OR DEATH TO A CITY EMPLOYEE THAT RESULTS FROM THIS MANDATE?

THIS IS A HUGE LIABILITY FOR THE CITY AND REALLY OPENING UP A CAN OF WORMS HERE.

AND WHO KNOWS?

MAYBE EVEN PERSONAL LIABILITY FOR CITY COUNCIL MEMBERS THAT VOTE YES.

SO, I'M ASKING PLEASE VOTE NO ON THE VAX MANDATE FOR CITY EMPLOYEES.

YOU HAVE NO MEDICAL TRAINING AND ARE NOT QUALIFIED TO MAKE MEDICAL DECISIONS FOR CITY EMPLOYEES.

THANK YOU.

>> THANK YOU, CINDY.

AND OUR NEXT PUBLIC COMMENT.

>> NEXT IS (INAUDIBLE) BECKER

>> MANHATTAN CITY COUNCIL.

THANK YOU SO MUCH FOR LETTING ME HAVE A CHANCE TO SPEAK HERE.

I'VE ACTUALLY LIVED HERE ALL MY LIFE.

I HAVE THREE CHILDREN, I'M LUCKY ENOUGH THAT THEY'VE ALL ATTENDED THE SAME SCHOOLS I DID, INCLUDING GRADUATING FROM MARI COSTA.

SO THAT'S KID OF FUN.

I'VE NEVER ACTUALLY SPOKEN AT A CITY COUNCIL MEETING BEFORE HOWEVER I FIND MYSELF DULY CONCERNED ABOUT THE SUBJECT OF FORCED VACCINATIONS.

BE CLEAR THAT I AM NEITHER FOR NOR AGAINST VACCINATION.

WHAT I AM FOR IS THE RIGHT OF EACH MEMBER OF THIS BEAUTIFUL CITY TO HAVE THE RESPONSIBILITY TO MAKE THEIR OWN CHOICE.

MANY OF THE RESIDENTS LISTENING MAY NOT KNOW WE ARE ALSO FIGHTING AGAINST THIS ISSUE IN OUR SCHOOLS.

OUR RIGHTS AS PARENTS TO MAKE OUR OWN DECISIONS ABOUT WHAT IS BEST FOR OUR CHILDREN IS BEING THREATENED.

CHILDREN ARE BEING SINGLED OUT AND DISCRIMINATED AGAINST FOR NOT BEING VACCINATED OR JUST SIMPLY DECLINING TO DIVULGE THEIR STATUS.

MEANWHILE, THE SCHOOL BOARD IS MAKING IT VERY DIFFICULT FOR US PARENTS TO EVEN PARTICIPATE IN THE BOARD MEETINGS SINCE SPEAKING IN PERSON IS BY DESIGN MADE VERY INTIMIDATING.

AND I KNOW THAT A NUMBER OF PEOPLE HAVE ACTUALLY SPOKEN ABOUT THIS, BUT I DID WANT TO KIND OF WALK YOU THROUGH THE PROCESS OF HOW HARD IT IS.

I'M NOT A PUBLIC SPEAKER, I CAN TELL YOU IT'S PRETTY INTIMIDATING.

IF SOMEONE WANTS TO ACTUALLY SPEAK OUT, THEY WILL FIRST OF ALL BE FORCED TO WAIT OUTSIDE THE BUILDING.

NO ONE IS ALLOWED INSIDE THE BUILDING EXCEPT ONE SPEAKER.

ALL UNDER THE GUIDES OF COVID.

OUTSIDE THERE'S A LARGE COMPUTER SCREEN TO WATCH WHAT'S GOING ON IN THE INSIDE AND IT'S GOT ABOUT TWENTY SECONDS DELAY, ALONG WITH A SECURITY GUARD STANDING OUTSIDE WITH YOU.

ONCE YOU ARE LET IN THE MEETING, YOU ARE TWENTY FEET AWAY FROM THE BOARD WHO ARE ALL MASKED, AND YOU AS THE SPEAKER ARE FORCED TO BE IN A PLASTIC SHIELDED BOX AND TO WEAR A MASK SO THAT YOUR

LIPS CAN'T BE SEEN AND YOUR WORDS ARE GARBLED WHEN THE MEDIA IS REPLAYED.

WHAT IS THE BOARD AFRAID OF?

ALL THE PARENTS ARE JUST TRYING TO HAVE THEIR VOICES HEARD ABOUT THESE TESTING MANDATES AND THE POTENTIAL FORCING OF THE VACCINATION.

THE SUBJECT HAS NOW TAKEN A FRONT SEAT AND OF COURSE THE FIGHT FOR REMOVING CRITICAL RACE THEORY FROM THE CURRICULUM HAS BEEN RELEGATED TO THE BACKGROUND, BUT THAT'S FOR ANOTHER MEETING.

I'M COMING TO THIS PLATFORM BECAUSE THE CITY COUNCIL WAS ALWAYS GOOD ABOUT LETTING PEOPLE SPEAK.

I AM REQUESTING CITY COUNCIL'S HELP IN PROTECTING OUR PARENTAL RIGHTS AND I TRUST --

LET'S SEE, THE CITY COUNCIL'S OWN POLICIES ON VACCINATIONS WILL SET THE TONE OF THE ENTIRE CITY, I TRUST YOU WILL ALL CONSIDER THE RAMIFICATIONS OF LOSING OUR PARENTAL AND PERSONAL RIGHTS BEFORE YOU DECIDE TO MANDATE VACCINATIONS FOR CITY EMPLOYEES. THANK YOU VERY MUCH, APPRECIATE ALL YOUR HARD WORK.

>> THANK YOU, (INAUDIBLE).

OUR NEXT PUBLIC COMMENT.

>> NEXT IS LORI GARCIA.

>> HI, CAN YOU HEAR ME?

>> YES, WE CAN HEAR YOU.

>> OKAY, GREAT.

OKAY, I'M GOING TO MAKE THIS SHORT AND SWEET.

I REALLY APPRECIATE YOU GUYS ALLOWING ME TO SPEAK.

I'M NOT GOING TO GO ON AND ON ABOUT THE VACCINE BECAUSE IT IS MY RIGHT AS AN AMERICAN CITIZEN TO REFUSE ANYTHING I DEEM HARMFUL TO MY KID OR MY CHILDREN OR FAMILY, PERIOD.

WHAT I AM GOING TO SAY HAS EVERYTHING TO DO WITH OUR CONSTITUTIONAL RIGHTS BEING FLUSHED DOWN THE TOILET.

THE LAST TIME I REMEMBER, WE DO LIVE IN A FREE COUNTRY WHERE WE ARE FREE.

NOT SORT OF FREE OR KIND OF FREE, BUT FREE.

WHERE WE CAN DRIVE WHERE WE WANT TO GO, GO SEE A CONCERT, GO TO A SPORTS GAME IF WE WANT TO, GO ANYWHERE WE WANT TO GO WITHOUT ANYBODY TELLING US THAT IT IS NOT ALLOWED.

I WOULD NEVER FEEL LIKE I COULD TELL YOU NOT TO GO TO A DODGER GAME WITH YOUR FAMILY OR SEE YOUR SON OR DAUGHTER PERFORM IN THEIR FIRST PLAY OR LISTEN TO YOUR CHILD SPEAK AT THEIR GRADUATION.

THOSE ARE THINGS THAT WE THE PEOPLE WOULD ALWAYS WELCOME BECAUSE THOSE ARE YOUR RIGHTS, YOU ARE FREE TO GO AND DO WHATEVER YOU WANT WITHOUT ANYBODY TELLING YOU DIFFERENTLY.

I WOULD NEVER TELL YOU WHAT YOUR SON OR DAUGHTER SHOULD EAT, OR FORCE YOU TO SERVE THEM SOMETHING THAT THEY DIDN'T WANT.

THAT IS THEIR RIGHT TO REFUSE AND YOUR RIGHT AS A PARENT TO DO WHAT IS RIGHT FOR YOUR KIDS.

BECAUSE THE FACT THEY'RE YOUR KIDS.

HOW WOULD YOU LIKE IT HILDY IF YOU WENT TO A RESTAURANT AND YOUR KIDS WERE TALKING TOO LOUD AND THEY WERE NOT BEHAVING AND A TOTAL STRANGER COMES OVER AND DISCIPLINES YOUR KID AND PUTS THEM IN A TIME OUT, OR YELLS AT THEM AND TELLS THEM TO BE QUIET OR ELSE?

THERE IS NO WAY IN HELL YOU WOULD ALLOW THAT.

THEY ARE YOUR KIDS AND NO ONE TALKS TO YOUR KIDS LIKE THAT OR HAS ANY SAY IN WHAT YOU PARENT, PERIOD.

OR YOU MR. NAPOLITANO, WHAT WOULD YOU DO IF YOU WENT TO THE GROCERY STORE AND YOUR KIDS PUT ICE CREAM IN THE BASKET AND A TOTAL STRANGER REACHED INTO YOUR BASKET AND PULLED IT OUT AND TOLD YOUR KIDS THAT THEY ARE NOT ALLOWED TO HAVE THE ICE CREAM BECAUSE IT WAS NOT GOOD FOR THEM? OR THAT THEY JUST DECIDED THAT THEY THINK YOUR KID SHOULD HAVE THE ICE CREAM BECAUSE IT WASN'T RIGHT AND THEY DIDN'T DESERVE IT.

NO FREAKING WAY WOULD YOU LET THAT HAPPEN AND THE REASON IS, WHETHER YOU ARE PROTECTING OR REWARDING YOUR CHILDREN, IT IS YOUR DECISION, NO ONE ELSE'S AND IT IS NOBODY'S BUSINESS BUT YOURS.

MR. MONTGOMERY, I WOULD LOVE TO SEE SOMEBODY TAKE YOUR PHONE AWAY BECAUSE YOU ARE ON FACEBOOK OR INSTAGRAM TOO MUCH AND THEY THOUGHT YOU NEEDED TO TAKE A BREAK FROM IT SO THEY GRABBED YOUR PHONE FROM YOU, HID IT FROM YOU, DIDN'T GIVE IT BACK UNTIL THEY FELT YOU DESERVED IT BACK.

I HIGHLY, HIGHLY DOUBT THAT YOU WOULD ALLOW THAT TO HAPPEN.

SO YES, IT IS YOUR RIGHT TO PARENT HOW YOU SEE FIT.

GIVE YOUR KIDS ICE CREAM IF YOU FEEL LIKE IT AND FINALLY BE ON FACEBOOK OR INSTAGRAM AS MUCH AS YOU WANT, THIS IS NO DIFFERENT. WE DON'T WANT THEM TO BE VACCINATED IF WE DON'T WANT TO, WE DON'T WANT THEM TO WEAR MASKS BECAUSE WE DON'T WANT TO AND JUST LEAVE THE KIDS ALONE.

THEY DIDN'T DO ANYTHING TO YOU OR ANYTHING TO DESERVE THIS BLATANT ABUSE.

ENOUGH IS ENOUGH, FREE OUR KIDS NOW.

THANK YOU.

>> THANK YOU, LORI.

NEXT PUBLIC COMMENT.

>> NEXT WE HAVE MICHAEL ZISLIS.

>> MAYOR STERN, COUNCIL MEMBERS.

THIS IS MICHAEL ZISLIS, TWENTY YEAR RESIDENT, PLUS, DOWNTOWN BUSINESS OWNER.

I WEAR TWO HATS TONIGHT.

ONE OF THEM IS AS A RESTAURATEUR, WE'RE TALKING ABOUT THE OUTDOOR DECKS TODAY.

I SUPPORT THE IDEA AS A RESTAURATEUR OF JUST KIND OF LEAVING IT STATUS QUO FOR THE YEAR JUST BECAUSE IT'S A CRAZY TIME YOU GUYS. THE PANDEMIC'S UPON US, THERE'S NEW MASK MANDATES, THERE'S NEW VACCINATION MANDATES TO ENTER THE BUILDING THAT ARE COMING ONLINE.

WE ALREADY HAVE THEM IN DOWNTOWN LA AND I THINK THEY'RE COMING TO LA COUNTY RIGHT NOW.

SO AS A RESTAURANTEUR, I SAY KEEP IT AS IT IS, CHARGE US SOME MONEY AND MAYBE EVEN AUGMENT THE PARKING FEES A LITTLE BIT TO HELP THE CITY WITH REVENUE.

BUT AS A DOWNTOWN BUSINESS MEMBER, I'D ALSO LIKE TO SAY WE HAVE A BEAUTIFUL DOWNTOWN.

WE ALL WORK HARMONIOUSLY TOGETHER WHEN WE CAN.

THE DOWNTOWN RETAILERS, WE HELPED THEM GET OPEN THEN THEY HELPED US WITH OUR DECKS WHEN WE NEEDED THE DECKS THE MOST.

AND NOW THE PLAN OF DOWNSIZING A BIT TO FREE UP SOME MORE PARKING FOR THE RETAILERS TOTALLY MAKES SENSE.

SO I SUPPORT EITHER DECISION YOU GUYS MAKE TONIGHT.

THE IDEA OF GETTING A 100 PERCENT APPROVAL, I THINK IS IMPOSSIBLE FROM ALL DIFFERENT PARTIES INVOLVED, BUT I THINK YOU'VE TALKED TO A LOT OF YOUR CONSTITUENTS, YOU'VE TALKED TO EVERYBODY IN THE DOWNTOWN, THE RESIDENTS AND EVERYTHING, AND I THINK YOU'LL MAKE THE RIGHT DECISION AND I'LL SUPPORT THAT DECISION TONIGHT.

WE JUST HAVE TO KEEP MOVING FORWARD AS A COLLECTIVE TO GET THROUGH THIS TOGETHER.

SO, THANK YOU, COUNCIL.

>> THANK YOU, MICHAEL.

ANYMORE PUBLIC COMMENTS?

>> THERE'S NO FURTHER REQUEST FOR PUBLIC COMMENTS AT THIS TIME.

>> THANK YOU, ASSISTANT CITY CLERK ALVAREZ.

SO, WE WILL MOVE ONTO ITEM H, THE COVID-19 CITY MANAGER REPORT ON EMERGENCY OPERATION CENTER.

MANAGER MOE.

>> YES, THANK YOU MADAM MAYOR.

BY WAY OF THE NUMBERS HERE IN MANHATTAN BEACH, AS OF YESTERDAY, THE CITY HAS HAD A TOTAL OF 1974 COVID CASES SINCE INCEPTION.

THAT'S 46 MORE THAN THOSE I REPORTED ON SEPTEMBER 9TH WHERE WE WERE AT 1928.

DEATHS IN MANHATTAN BEACH REMAIN AT 18.

THE AVERAGE NUMBER OF CASES REPORTED IN MANHATTAN BEACH OVER THE LAST SEVEN DAYS IS AT 5.

4 CASES A DAY WHICH IS A LITTLE BIT ABOVE WHAT I REPORTED 12 DAYS AGO AT 4.

5 CASES.

CITY COUNCIL ALREADY CALLED THE HEIGHT OF THE PANDEMIC IN JANUARY OF THIS YEAR, WE SAW ABOUT 14.

4 CASES PER DAY.

AS OF SEPTEMBER 16TH, THE NUMBER OF MANHATTAN BEACH RESIDENTS 12 AND OLDER THAT HAVE RECEIVED AT LEAST ONE DOSE OF THE COVID VACCINE STANDS AT 27,258 WHICH IS ABOUT 86 PERCENT OF THE ELIGIBLE POPULATION.

THIS IS 200 MORE PEOPLE THAN WERE REPORTED 12 DAYS AGO ON SEPTEMBER 9TH.

AS OF THE 16TH, AGAIN, THE 12 TO 17 DEMOGRAPHIC STANDS AT 2865, THAT'S ALMOST 92 PERCENT OF THAT DEMOGRAPHIC HAS BEEN VACCINATED.

AND IN THE COUNTY, THERE ARE NOW A 1053 PEOPLE CURRENTLY HOSPITALIZED.

THIS REPRESENTS A DECREASE IN THE NUMBER OF PEOPLE THAT WERE HOSPITALIZED REPORTED SEPTEMBER 9TH, WHICH IS 1433.

AND FINALLY THE MOST RECENT TEST POSITIVITY RATE WE'VE HAD IS 1.2 PERCENT.

THIS REPRESENTS A DECREASE AS A POSITIVITY RATE.

OUR REPORT SEPTEMBER 9TH WAS 3.

3 PERCENT, AND OF COURSE THAT'S THE COUNTY RATE.

OTHER THINGS THAT WERE ALLUDED TO EARLIER TODAY BY MIKE ZISLIS HAVING TO DO WITH THE COUNTY DEPARTMENT OF PUBLIC HEALTH AND THE CHANGE TO THE HEALTH OFFICE TO ORDER.

BEGINNING ON OCTOBER SEVENTH, ALL ATTENDEES AGES 12 AND OVER AT OUTDOOR MEGA EVENTS WHICH INVOLVE 10,000 OR MORE PEOPLE MUST, PRIOR TO ENTRY, SHOW PROOF OF FULL VACCINATION AGAINST COVID-19 OR A PRE-ENTRY NEGATIVE COVID-19 TEST RESULT.

SELF ATTESTATION IS NOT A PERMITTED METHOD FOR THAT VERIFICATION.

ALSO ON OCTOBER 7TH, THE HEALTH OFFICER ORDER REQUIRES BARS, BREWERIES, WINERIES, DISTILLERIES, NIGHT CLUBS, AND LOUNGES FOR INDOOR SERVICE AND OPERATIONS TO VERIFY THE COVID-19 VACCINATION STATUS OF THEIR PATRONS AND THEIR EMPLOYEES.

THE COUNTY HEALTH OFFICER STRONGLY RECOMMENDS BEGINNING THAT SAME OCTOBER 7TH DATE WITH THE OPERATORS OF ALL RESTAURANTS AND FOOD FACILITIES RESERVE AND PRIORITIZE INDOOR SEATING FOR SERVICE FOR THOSE WHO ARE FULLY VACCINATED AGAINST COVID-19.

AND FINALLY ALL ATTENDEES AT INDOOR MEGA EVENTS WITH 1,000 OR MORE ATTENDEES MUST NOW SHOW VERIFICATION OF COVID-19 VACCINATION OR A NEGATIVE TEST RESULT.

SO WITH THAT, I WOULD ASK THE CITY ATTORNEY TO GIVE US AN UPDATE ON THE OPEN MEETING REQUIREMENTS, RECENT LEGISLATION KNOWN AS AB 361 WHICH HAS EXTENDED SOME OF THE BENEFITS WE HAVE OF THESE ONLINE MEETINGS AND ELECTRONIC MEANS OF MEETING.

THE CITY ATTORNEY CAN DESCRIBE FOR US WHAT'S INVOLVED WITH THAT. SO, QUINN?

>> THANK YOU, BRUCE.

ON SEPTEMBER 16TH, GOVERNOR NEWSOM SIGNED AB 361 TO ALLOW LOCAL AGENCIES SUCH AS THE CITY COUNCIL TO CONTINUE CONDUCTING REMOTE MEETINGS SUBJECT TO CERTAIN CONDITIONS.

THERE WILL BE A FULL REPORT ON THIS, WE PLACED THIS ON THE AGENDA FOR OCTOBER 5TH TO DISCUSS AB 361 AND ALSO THE STEPS THAT THE CITY COUNCIL MUST TAKE TO CONTINUE HAVING REMOTE MEETINGS. FOR NOW, THE SUNSET CLAUSE IN 361 IS --

I THINK IT'S JANUARY 1ST, 2024.

LET ME CONFIRM THAT.

YEP, JANUARY 1ST, 2024.

AS THE CITY FOLLOWS THOSE STEPS TO CONTINUE CONDUCTING REMOTE MEETINGS, EVERY MONTH I'LL HAVE TO CONTINUE MAKING CERTAIN FINDINGS.

BUT THERE IS STILL AN EMERGENCY AND SOCIAL DISTANCING IS STILL REQUIRED.

I'LL BE PROVIDING A FULL REPORT ON THAT ON OCTOBER 5TH.

>> GREAT.

THANK YOU, QUINN.

AND FINALLY, AS THE COUNCIL HAS DIRECTED, EACH MEETING WE MAKE THE CALL ON HOW WE ARE CONDUCTING THE NEXT COUNCIL MEETING.

IN THIS CASE, THE OCTOBER 5TH MEETING.

WHETHER IT'S BY ZOOM EXCLUSIVELY OR HYBRID, BEING SOME IN PERSON AND ZOOM CONTINUING FOR THOSE THAT CHOOSE NOT TO ATTEND IN PERSON.

SO, AT THIS TIME IF COUNCIL WOULD LIKE TO GIVE DIRECTION FOR STAFF SO THAT WE CAN PREPARE FOR THAT MEETING ACCORDINGLY, THAT WOULD BE VERY HELPFUL.

AND THAT CONCLUDES MY REPORT.

THANK YOU, MADAM MAYOR.

>> THANK YOU, CITY MANAGER MOE.

DOES ANYBODY HAVE A QUESTION OR COMMENT ABOUT CONTINUING OUR MEETINGS BY ZOOM FOR OUR NEXT MEETING OF OCTOBER 5TH?

QUESTIONS OR COMMENTS?

I DON'T SEE ANY RAISED HANDS.

>> YOUR HONOR, THIS IS COUNCIL MEMBER HADLEY.

>> YES.

WILL WE BE DOING PUBLIC COMMENT, QUINN VERSUS THE QUESTIONS, AND THEN PUBLIC COMMENTS AND THEN DISCUSSION? OR IS THIS QUESTION OR COMMENT?

>> ON THIS TOPIC, THE NEXT MEETING?

>> YES.

>> UNDER THE BROWN ACT, IT DOESN'T REQUIRE ANY PUBLIC COMMENT BUT THE MAYOR CAN ASK FOR PUBLIC COMMENT IF SHE SO DESIRES.

>> OKAY, GREAT.

I'LL ASSUME THEN WE'RE NOT GOING TO HAVE PUBLIC COMMENT BECAUSE THEY DON'T KNOW THAT THIS WAS ON THE AGENDA.

BUT I'M FINE WITH THE NEXT MEETING BEING ZOOM.
I AM REALLY INTERESTED IN THE CONDITIONS THAT THE GOVERNOR SAYS
HAVE TO BE MET EACH MONTH.
ON THE FACE OF IT, IT SOUNDS CRAZY TO ME THAT THIS GOES TWO
ENTIRE MORE YEARS, 2022 AND 2023.
SO I THINK IN THE SHORT RUN I'M FINE WITH GOING VIRTUAL FOR
OCTOBER 5.
LET'S HEAR THE CONDITIONS AND I APPRECIATE THE FLEXIBILITY FROM
SACRAMENTO.
I THINK WE ALL KNOW MY BIAS IS TOWARD OPEN MEETINGS IN PERSON.
I FOUND SOME OF THE PARENTAL COMMENTS ABOUT THE SCHOOL BOARD A
LITTLE BIT MORE CONCERNING SO I CERTAINLY DON'T WANT US TO LOOK
LIKE WE'RE KEEPING PEOPLE OUT OF THE BUILDING ANY LONGER THAN WE
HAVE TO.
BUT I'M FINE BEING VIRTUAL FOR OCTOBER 5.
THANK YOU.
>> THANK YOU.
DOES ANYBODY ELSE HAVE A COMMENT OR PREFERENCE FOR VIRTUAL?
COUNCIL MEMBER FRANKLIN?
>> THANK YOU, MAYOR STERN.
I'LL GO ALONG WITH HAVING IT REMOTE.
I DO WANT TO SEE AT THE EARLIEST POSSIBLE TO GET BACK INTO THE
COUNCIL CHAMBERS.
I JUST THINK -- I MEAN, THAT'S WHAT DREW ME TO BE INVOLVED WITH
THE CITY WAS THAT KIND OF INTERACTION WITH YOUR COUNCIL.
TO BE ABLE TO SEE THEM, TO BE ABLE TO TALK WITH THEM, AND FOR
THE COUNCIL TO SEE OUR RESIDENTS AS WELL.
WE'VE SORT OF GROWN USED TO THIS AND THAT'S FINE, BUT I'D LIKE
TO SEE US RETURN AS QUICKLY AS WE CAN.
BUT SAFETY OF COURSE IS VERY IMPORTANT SO LET'S GO AHEAD AND SEE
IT MEETING BY MEETING.
>> OKAY, SO ANOTHER SUPPORT FOR OCTOBER 5TH BEING REMOTE.
COUNCIL MEMBER MONTGOMERY OR MAYOR PRO TEM?
>> I'M FINE, YOUR HONOR.
WE'LL TAKE IT TWO WEEKS AT A TIME AND SEE WHAT HAPPENS.
NOT JUST US BUT THE PUBLIC.
WE HAD OUR FIRST PUBLIC MEETING AND WE HAD ONE OR TWO PEOPLE
SHOW UP, SO CAREFUL ABOUT THAT AND STAFF.
THE PUBLIC BY ITSELF, COFFEE, OR MEET US AWAY FROM CITY HALL AND
MANY OF THEM DO.
SO KEEPING EVERYBODY SAFE IS NUMBER ONE, KEEPING OUR STAFF SAFE
AT THE SAME TIME ALSO MEETS THE CRITERIA.
SO, WEEK BY WEEK WE'LL SEE WHAT HAPPENS (INAUDIBLE) CAN'T GET A
HOLD OF COUNCIL MEMBERS, I WANT TO MEET THE PUBLIC.
SO LET'S SEE.
>> AND MAYOR PRO TEM, NAPOLITANO?
STEVE?

>> WHAT'S THAT?
>> DID YOU WANT TO MAKE A COMMENT ABOUT THE OCTOBER 5TH? ARE YOU OKAY WITH REMOTE?
>> I AGREE WITH THE COMMENTS THAT WERE JUST MADE.
TAKE IT MEETING AT A TIME.
>> GREAT, OKAY SO IT LOOKS LIKE ALL FIVE OF US AGREE THAT THE OCTOBER 5TH MEETING WILL AGAIN BE A REMOTE MEETING WITH THE SAME RULES FOR THE PUBLIC TO ACCESS OUR MEETINGS AS WE HAVE DONE FOR THE LAST MANY, MANY MONTHS.
I HAVE A QUESTION --
>> MAYOR?
>> YEAH.
>> MAYOR, IF I CAN JUST - OTHER COUNCIL MEMBERS MADE VERY GOOD COMMENTS AND THAT'S PROBABLY WHY IN 361 YOU LOOK AT THIS AT LEAST ONCE A MONTH.
SO YOU CAN MAKE THAT CALL.
EVERY MONTH YOU CAN DECIDE IS THERE STILL AN EMERGENCY? IS THERE STILL A NEED TO KEEP THE MEETINGS REMOTE?
>> THANK YOU.
CITY MANAGER MOE, I DID HAVE A QUESTION ABOUT ONE OF THE EXPLANATIONS YOU GAVE FOR THE NEW REQUIREMENTS FOR MEGA EVENTS AFTER OCTOBER 7TH.
DO WE HAVE ANY EVENTS THAT WOULD QUALIFY AS A MEGA EVENT THAT ARE COMING UP AFTER OCTOBER 7TH IN THE CITY?
>> I DON'T KNOW IF THE FIREWORKS WOULD COUNT, BUT IF WE GET 10,000 OR MORE THAT IS A POSSIBILITY.
I'LL NEED TO EXPLORE THAT A LITTLE BIT FURTHER AND I'M NOT AWARE OF ANY INDOOR EVENTS OF 1,000 OR MORE HERE IN TOWN.
SO IF ANYTHING, LIKELY JUST THE HOLIDAY FIREWORKS IS SOMETHING WE SHOULD LOOK AT MORE CLOSELY AT AND WE WILL DO THAT.
>> GREAT.
THANK YOU.
OKAY, IF I DON'T HAVE ANY OTHER QUESTIONS FOR CITY MANAGER MOE OR ATTORNEY BARROW, WE WILL CONCLUDE ITEM H AND MOVE ONTO THE CONSENT CALENDAR.
IF I COULD HAVE A MOTION TO APPROVE THE CONSENT CALENDAR FOR ITEMS 4 THROUGH 11 WITH THE EXCEPTION OF ITEM 12 BEING REMOVED FROM THE CONSENT CALENDAR.
COUNCIL MEMBER HADLEY, CAN I HAVE A MOTION TO APPROVE?
>> MOVE TO APPROVE ITEMS 4 THROUGH 11 WITH THE EXCEPTION OF ITEM 12.
>> COUNCIL MEMBER MONTGOMERY MOTION TO APPROVE, DO I HAVE A SECOND?
>> SECOND THAT, YOU'RE HONOR.
>> COUNCIL MEMBER HADLEY, SECOND.
CAN WE HAVE THE ROLL CALL PLEASE?
>> MAYOR PRO TEM NAPOLITANO?

>> YES.
>> COUNCIL MEMBER HADLEY?
>> YES.
>> COUNCIL MEMBER MONTGOMERY?
>> YES.
>> MAYOR STERN?
>> YES.
>> COUNCIL MEMBER FRANKLIN?
>> YES.
>> MOTION PASSES, FIVE - ZERO.
>> THANK YOU.

SO WE WILL NOW TAKE ITEM 12 THAT WAS REMOVED FROM THE CONSENT CALENDAR BY COUNCIL MEMBER HADLEY, AND DID YOU WANT TO OPEN THIS UP FOR YOUR DISCUSSION?

>> YES.

THANK YOU, YOUR HONOR.

I PULLED THIS OFF JUST BECAUSE I DOUBLE AND TRIPLE CHECKED THIS. THE NUMBER WHEN IT POPPED OFF THE PAGE IS \$2.

2 MILLION AND I CHECKED WITH CITY MANAGER MOE AND FOUND OUT IT'S ONE OF THE MORE EXPENSIVE CONSENT ITEMS EVER THAT I'VE SEEN SINCE I'VE BEEN ON COUNCIL.

SO I LOVE INFRASTRUCTURE AND WATER AND BASIC MUNICIPAL SERVICES AND I'VE BEEN ASSURED THIS IS A BASIC MUNICIPAL SERVICE WHICH IS GREAT.

I LOVE OUR STAFF, I HAVE CONFIDENCE THAT WE'VE DONE OUR DUE DILIGENCE, BUT I WOULD LIKE TO GIVE OUR PUBLIC WORKS DIRECTOR LEE THE FLOOR FOR A MINUTE AND JUST TELL US FOR A RESIDENT WHO SEES IT ON CONSENT, HOW CAN WE FEEL MORE COMFORTABLE ABOUT THE BIDDING PROCESS AND KNOWING WE'RE GETTING OUR MONEY'S WORTH AND HOW IMPORTANT THIS IS?

AND JUST LET HIM JUSTIFY.

\$2 MILLION IS A LOT OF MONEY ON CONSENT IN MY MIND.

>> OKAY, WELL.

GOOD EVENING, HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL. PUBLIC WORKS DEPARTMENT IS VERY PLEASED TO PRESENT THIS ITEM TO YOU THIS EVENING.

COUNCIL MEMBER HADLEY MADE SOME GREAT POINTS AND THIS IS THE LARGEST ITEM YOU'RE CERTAINLY CONSIDERING TONIGHT AND SO WE'D BE HAPPY TO EXPLAIN IT MORE AND LET THE COMMUNITY KNOW WHAT WE'RE DOING.

ESSENTIALLY, THIS FOLLOWS THE LONG-STANDING STRATEGY OF THE CITY TO CONTINUE TO REINVEST IN ITS CRITICAL INFRASTRUCTURE.

AND SO THIS PROJECT ESSENTIALLY IS GOING TO REPLACE OVER 3,000 LINEAR FEET OF WATER PIPE INCLUDING CURVATURE PAVEMENT RESTORATION AND THE REPLACEMENT OF 19 WATER VALVES ALONG MANHATTAN BEACH BOULEVARD.

WE DID GET TWO BIDS ON THIS.

THE BIDDER WE'RE RECOMMENDING IS A QUALIFIED CONTRACTOR THAT'S WELL KNOWN IN THE WATER INDUSTRY AND I BELIEVE THAT THEY CAME IN ABOUT \$400,000 LESS THAN THE NEXT BID.

WE ALSO HAVE AN INSPECTION SERVICES AGREEMENT THAT WE'RE RECOMMENDING THE COUNCIL AWARD FOR ABOUT \$200,000.

ALL OF THIS IS FALLING WITHIN THE BUDGET ESTABLISHED FOR THIS YEAR'S CYCLE OF WATER INFRASTRUCTURE IMPROVEMENTS.

ESSENTIALLY WHAT IT DOES, REGULAR PLACEMENT OF THIS INFRASTRUCTURE ALLOWS US DO, IS TAKE PORTIONS OF THE PIPES THAT ARE SELECTED FOR REPLACEMENT BECAUSE THEY'VE GOT EITHER DEFICIENT FIRE FLOW CAPACITY OR THEY HAVE SOME OTHER TYPE OF OPERATIONAL AND MAINTENANCE NEEDS AND MAKE SURE THAT OUR INFRASTRUCTURE DOESN'T GET TOO FAR BEHIND.

AND SO, ADDRESSING THESE ISSUES WILL CERTAINLY MINIMIZE NEGATIVE IMPACTS FOR PUBLIC HEALTH OF THE COMMUNITY AND THE ENVIRONMENT AND ADDITIONALLY, IT'S GOING TO MINIMIZE THE NUMBER OF SHUTDOWNS WE MIGHT HAVE TO PURSUE IN A GIVEN YEAR DUE TO MAIN LINE BREAKS AND OTHER ISOLATED INCIDENTS.

IT'S IMPORTANT TO NOTE THAT IN ALL THE LOCATIONS THAT WE ARE PROPOSING TO WORK MAINLY CLOSE TO SCHOOL DISTRICT SITES AND WE'RE IN CLOSE COORDINATION WITH THE SCHOOL DISTRICT ON THAT. THAT'S A HIGH-LEVEL OVERVIEW OF WHAT WE'RE LOOKING TO DO.

IF YOU GOT OTHER QUESTIONS, (INAUDIBLE) AND I AM CERTAINLY ABLE TO ANSWER THOSE QUESTIONS.

>> THANK YOU, PUBLIC WORKS DIRECTOR LEE.

YES, THIS SOUNDS LIKE IMPORTANT PREVENTATIVE MAINTENANCE AND MAYBE SOME REPLACEMENT STUFF SO THAT IT WORKS WELL.

I WAS GOING TO MAKE A CARDIAC COMPARISON ABOUT REPLACING A HEART VALVE OR SOMETHING BUT MAYBE IT'S NOT QUITE THAT IMPORTANT BUT IT SOUNDS LIKE INFRASTRUCTURE WORK THAT NEEDS TO BE DONE NOW. AND OUR RESIDENTS WILL DIRECTLY BENEFIT WHEN IT DOESN'T BREAK LATER.

>> CORRECT.

>> OKAY.

THAT'S GREAT.

THANK YOU SO MUCH.

THANK YOU, MADAM MAYOR FOR ALLOWING ME TO PULL THAT.

I'M SATISFIED, I GENERALLY WOULD LIKE \$2.

2 MILLION THINGS NOT TO COME ON CONSENT.

BUT I'M ALL ABOUT MAINTENANCE AND PREVENTION OF LOSS OF WATER AND PRESSURE, SO PUBLIC HEALTH AND PUBLIC SAFETY AND PUBLIC UTILITIES ARE IMPORTANT.

THANK YOU.

>> THANK YOU.

>> I MOVE TO APPROVE ITEM 12.

>> JUST BEFORE -- THANK YOU FOR THAT MOTION.

JUST BEFORE WE TAKE THAT MOTION, WE DO NEED TO ALLOW THE PUBLIC TO MAKE A PUBLIC COMMENT FOR UP TO TWO MINUTES.

IS THERE ANYBODY WAITING FOR PUBLIC COMMENTS ON THIS ITEM?

>> THERE'S NO REQUESTS FOR PUBLIC COMMENTS AT THIS TIME.

>> GREAT, THANK YOU.

AND DO ANY OF MY COLLEAGUES HAVE ANY QUESTIONS FOR PUBLIC WORKS DIRECTOR LEE?

OKAY, SO WE HAVE A MOTION BY COUNCIL MEMBER HADLEY TO ADOPT THE RESOLUTIONS.

>> DO WE HAVE --

SECOND BY MAYOR PRO TEM NAPOLITANO.

CAN WE GET A ROLL CALL PLEASE?

>> MAYOR PRO TEM NAPOLITANO?

>> YES.

>> COUNCIL MEMBER FRANKLIN?

>> YES.

>> MAYOR STERN?

>> YES.

>> COUNCIL MEMBER HADLEY?

>> YES.

>> COUNCIL MEMBER MONTGOMERY?

>> YES.

>> MOTION PASSES, FIVE - ZERO.

>> THANK YOU WE'RE NOW MOVING ONTO ITEM K WHICH IS PUBLIC HEARINGS WHICH WE HAD NO PUBLIC HEARINGS ON THIS AGENDA.

SO WE WILL MOVE TO ITEM L, GENERAL BUSINESS AND THE FIRST ITEM UNDER GENERAL BUSINESS IS AN UPDATE ON THE CITY'S HOMELESSNESS INITIATIVES INCLUDING MANY THINGS.

THE COST ESTIMATE FOR CONTRACTING WITH THE CITY OF REDONDO BEACH FOR HOMELESS COURT, SUPPORTING AGENT WITH THE CITY OF LOS ANGELES TO DEVELOP A REGIONAL HOMELESS COURT, GRAND APPLICATIONS WITH THE SOUTH BAY CITY COUNCIL GOVERNMENTS, AND AMENDMENTS TO AN AGREEMENT WITH THE LOS ANGELES COUNTY.

SO CITY MANAGER MOE, DID YOU HAVE A PRESENTATION?

>> I ACTUALLY AM TURNING IT OVER TO ASSISTANT TO THE CITY MANAGER AND HOMELESSNESS LIAISON, GEORGE GABRIEL, TO DO THE PRESENTATION.

SO, GEORGE?

>> THANK YOU, CITY MANAGER MOE, HONORABLE MAYOR STERN, AND MEMBERS OF THE CITY COUNCIL. GEORGE GABRIEL, ASSISTANT TO THE CITY MANAGER.

TONIGHT IT'LL FEEL LIKE I'M JUMPING A LITTLE BIT FROM TOPIC TO TOPIC.

AS MAYOR STERN INDICATED, IT'S A JUMBLED AGENDA ITEM SO FORGIVE ME AND IF YOU FEEL CONFUSED IF IT'S DONE FROM TOPIC TO TOPIC PLEASE JUMP IN AND I'LL BE HAPPY TO CLARIFY.

OKAY?

SO TODAY WE'LL HAVE AN UPDATE ON A VARIETY OF HOMELESSNESS INITIATIVES.

FIRST, WE WILL GO INTO A COST ESTIMATE FOR CONTRACTING WITH THE CITY OF REDONDO BEACH FOR HOMELESS SUPPORT OF PROSECUTION AND SERVICES.

THEN, WE'LL DISCUSS THE POSSIBLE ENGAGEMENT WITH LA COUNTY TO DEVELOP A REGIONAL COUNTY RUN HOMELESS COURT.

THE GRANT APPLICATIONS WITH A COG, AND THEN A GRANT FUNDING APPROPRIATION FOR A SEPARATE OR RELATED GRANT.

AND SO JUST BY WAY OF BACKGROUND, I WANTED TO REMIND THE CITY COUNCIL THIS WAS DIRECTED BY THE CITY COUNCIL TO RETURN AT THE JULY 20, 2021 CITY COUNCIL MEETING.

A RETURN WITH THESE DELIVERABLES SO THAT CITY COUNCIL CAN FURTHER PROVIDE DIRECTION.

THE FIRST ASPECT THAT CITY COUNCIL ASKED FOR WAS A COST ESTIMATE FOR HOMELESS SUPPORT OF PROSECUTION AND SERVICES AT THAT TIME.

ON JULY 20TH, WE DID NOT HAVE A FINAL COST THAT THE CITY OF REDONDO BEACH HAD FOR US.

WHILE I WAS ABLE TO INSERT THE STAFF REPORT, THE AMOUNT THAT THE CITY OF REDONDO BEACH IS PROPOSING WHICH IS 300,000, THEY DID NOT MAKE IT IN TIME FOR THE PROPOSAL BEING INCLUDED IN.

BUT THAT IS NOW INCLUDED AS A RESULT OF THE SUPPLEMENTAL DOCUMENT THAT WAS SENT TO THE CITY COUNCIL YESTERDAY AND I BELIEVE IT'S ON THE CITY'S WEBSITE AS WELL.

SO THAT IS THERE AND IN ESSENCE, THAT PROPOSAL ALLOWS FOR THE CITY OF REDONDO BEACH TO PROSECUTE STATE MISDEMEANORS ON BEHALF OF THE CITY OF MANHATTAN BEACH.

THAT PROPOSAL WOULD BASICALLY ALLOW THE CITY OF REDONDO BEACH TO HANDLE ALL PROSECUTION OF MOST OF REDONDO AND MANHATTAN BEACH IN THE SAME COURT (INAUDIBLE).

SO THAT'S ONE ISSUE THAT THE CITY COUNCIL CAN PROVIDE DIRECTION ON.

THE OTHER ASPECT THAT THE CITY COUNCIL ASKED STAFF TO EXPLORE WAS A REGIONAL COUNTY RUN HOMELESS COURT.

AND THIS WAS WITH THE INTENT TO STAY ON WITH THE DISTRICT ATTORNEY FOR OUR PROSECUTION SERVICES NOT INCUR POTENTIALLY ANY ADDITIONAL COSTS.

AND SO, THE CITY MET WITH REPRESENTATIVES FROM THE COUNTY DA'S OFFICE ON AUGUST 5TH.

THE DA'S OFFICE INDICATED VERBAL SUPPORT FOR A HOMELESS COURT THAT WILL BE PROVIDED IN COORDINATION WITH ALL THE CITY'S, BUT THE DISTRICT ATTORNEY'S OFFICE IS STILL CONSIDERING PROVIDING A LETTER TO STRENGTHEN THEIR SUPPORT FOR THE INITIATIVE.

I WILL SAY THAT ALL INDICATIONS THAT PROVIDED SEEM TO INDICATE THAT THE DA IS SUPPORTIVE OF THE IDEA, WE JUST HAVE NOT RECEIVED ANYTHING FIRM WITH A LETTER WRITTEN IN SUPPORT OF THAT SUPPORT.

SORRY FOR THE VARIOUS USES OF SUPPORT.
SO, ANOTHER THING THAT THE CITY COUNCIL WANTED STAFF TO DO WAS TO APPLY FOR GRANT FUNDING THAT THE COUNCIL OF GOVERNMENTS WERE CALLING FOR PROJECTS FOR US.
AND THIS WAS FOR \$1.
9 MILLION THAT WAS AVAILABLE.
THE APPLICATION DEADLINE WAS ON AUGUST 10TH.
THAT APPLICATION DEADLINE HAS BEEN COMPLETED OBVIOUSLY AND WE SUBMITTED TWO APPLICATIONS.
THE FIRST ONE IS FOR OUTREACH AND HOUSING SERVICES SIMILAR TO THE SERVICES THAT WE RECEIVED FOR RAMON, BUT THOSE SERVICES WILL BE EXTENDED BETWEEN EL SEGUNDO, MANHATTAN BEACH, HERMOSA, AND REDONDO.
AND THAT WAS FOR 404,000.
THE SECOND ONE WAS FOR SOUTH BAY HOUSING INITIATIVE SUPPORT. WHICH IS BASICALLY THE HOMELESS SUPPORT THAT WOULD BE EXPANDED TO ALL OF THE CITIES AND THIS IS KIND OF IN LINE WITH THE COUNTY RUN REGIONAL HOMELESS COURT PROPOSITION THAT HAS BEEN PUT FORTH. THE ESTIMATED COST OF THAT IS 475,000 THAT WE REQUESTED IN GRANT FUNDING TO THE COG.
GRANTED, I WILL SAY THAT THESE GRANT PROPOSALS THAT THE COG RECEIVE TOTAL \$3.
6 MILLION AND THIS WAS FROM NINE CITIES.
SO OBVIOUSLY WE CAN SEE THERE'S A HEAVY DEMAND FOR THESE GRANT FUNDINGS.
IN FACT, I CAN REPORT THAT ON THURSDAY WE HAVE A MEETING WITH THE COG TO DISCUSS BOTH OF THESE GRANT APPLICATIONS SO THEY CAN RECEIVE A PRESENTATION ON THEM AS WELL AS ANSWER ANY QUESTIONS THAT THEY MAY HAVE AS A RESULT OF OUR PROPOSALS.
THE TIMING OF THE GRANT AWARD THAT WE EXPECT IS GOING TO BE LATE OCTOBER OR EARLY NOVEMBER.
SO THE LAST THING IS RELATED TO THE CURRENT GRANT PERIOD THAT WE HAVE RIGHT NOW.
SO THESE ARE THE SERVICES THAT HARBOR INTERFAITH PROVIDES, YOU RECALL THAT THOSE SERVICES WERE SUPPOSED TO END ON MARCH 2021. YES, FEBRUARY 28TH OF 2021.
AND SO, WITH THAT THE COUNTY SEEING AS HOW OUR SERVICES EXTENDED FOR A LONGER PERIOD OF TIME BUT THE NECESSARY FUNDING DIDN'T NECESSARILY FOLLOW THAT, WHAT WE DID IS WE APPLIED FOR WHAT THEY CALL BRIDGE FUNDING.
THIS BRIDGE FUNDING REQUEST AMOUNTS TO ABOUT \$14,500.
AND SO WE EXPECT THAT WITH THAT FUNDING THAT WE'VE BEEN AWARDED THAT WE WILL BE ABLE TO FULLY PROVIDE FOR ALL HOMELESS SERVICES UNTIL DECEMBER OF 2021.
I SHOULD NOTE THAT AS OF JUNE 2021, THE STATE UTILIZED ABOUT 230,328 OF THE TOTAL GRANT FUNDED.

YOU'LL RECALL THAT WE WERE AWARDED 330,000 SO THIS IS JUST AN ADDITIONAL 15,000 THAT WAS NEEDED IN ORDER TO PROVIDE FOR THE HOMELESS SERVICES THAT OBVIOUSLY THE CITIES OF REDONDO BEACH, MANHATTAN BEACH, AND HERMOSA BEACH HAVE BENEFITED FROM.

SO I'LL BE ASKING FOR AN APPROVAL OF THAT GRANT AMENDMENT. SO IN CONCLUSION, WHAT STAFF IS RECOMMENDING IS THAT THE CITY COUNCIL DISCUSS AND PROVIDE DIRECTION REGARDING PROSECUTION SERVICES.

AND TWO POTENTIAL OPTIONS INCLUDE, DELAY ACTION UNTIL THE GRANT AWARD OR OFFICIAL RESPONSE FROM THE DA HAS BEEN PROVIDED.

OR B, PROCEED REQUESTING PERMISSION FROM THE DA TO PROSECUTE STATE MISDEMEANOR CASES.

YOU'LL RECALL THAT THE ONLY WAY FOR THE CITY OF MANHATTAN BEACH TO PROSECUTE STATE MISDEMEANOR CASES IS THAT THEY NEED THE PERMISSION OF THE LOS ANGELES COUNTY DISTRICT ATTORNEY.

SO IF CITY COUNCIL PROVIDED DIRECTION, STAFF WOULD BE SUBMITTING A REQUEST ON BEHALF OF THE CITY COUNCIL.

SO THAT'S ONE ASPECT THAT STAFF IS REQUESTING CITY COUNCIL DIRECTION.

THE OTHER TWO RECOMMENDATIONS THAT STAFF HAS IS TO APPROVE THE AMENDMENT, NUMBER TWO, FOR THE GRANT FUNDS LOTTING AND APPROPRIATING THE ADDITIONAL 15,000 FOR THOSE HOMELESS SERVICES.

SO, THAT CONCLUDES STAFF'S PRESENTATION AND I'M AVAILABLE FOR ANY QUESTIONS.

THANK YOU.

>> YOUR HONOR?

>> YES, COUNCIL MEMBER MONTGOMERY.

>> GEORGE.

>> YES.

>> CAN YOU GO BACK TO THAT LAST SLIDE WHERE YOU PUT UP OPTIONS, PLEASE? JUST LEAVE IT UP FOR A MINUTE.

>> OKAY.

SORRY ABOUT THAT, I TOOK IT DOWN A LITTLE BIT TOO SOON.

>> YOU'RE QUICK ON THE DRAW THERE.

THERE YOU GO.

>> OKAY.

>> ROLL THAT ONE OUT, THERE YOU GO.

UNDER ONE A AND B, IF WE DECIDE TO GO TO ONE B, IS THERE ANY DELAY IT WOULD CAUSE OR ANY HARM IT WOULD CAUSE GOING TO THE (INAUDIBLE) OR THE (INAUDIBLE), TO GO WITH ONE B?

>> PROCEEDING WITH REQUESTING PERMISSION? NONE THAT I'M AWARE OF.

THAT BEING SAID, IF WE'RE ENGAGING THESE DISCUSSIONS WITH THE DISTRICT ATTORNEY RUNNING A HOMELESS COURT BUT AT THE SAME TOKEN REQUESTING PERMISSION TO LEAVE THEIR PROSECUTORY SERVICES, THEY MAY BE A LITTLE BIT SURPRISED.

>> SO YOU SEE, I'M MORE WORRIED ABOUT THE GRANT AWARD THAN I AM THE DA'S OFFICE.

IF IT DOESN'T EFFECT US, OUR CHANCES OF RECEIVING THE GRANT AWARD, THAT'S ONE THING.

IT'S THE CONFLICT AT THE DA'S OFFICE THAT'S SOMETHING ELSE. SO SOMETHING TO THINK ABOUT.

THANK YOU, GEORGE.

>> NO PROBLEM.

>> ANY OTHER QUESTIONS?

YES, COUNCIL MEMBER FRANKLIN.

>> COUNCIL MEMBER HADLEY BEAT ME TO IT SO.

>> OKAY.

THANK YOU, YOUR HONOR.

>> YES, THANK YOU GEORGE.

I HAD A QUESTION, WHAT WAS THE DATE THAT YOU MET WITH THE REPRESENTATIVE FROM THE DISTRICT ATTORNEY'S OFFICE ABOUT THE POTENTIAL HOMELESS COURT?

>> I BELIEVE IT WAS AUGUST 5TH.

>> OKAY.

AND CAN YOU CONFIRM THAT YOU HAVEN'T -- SO THEY INDICATED THEN THAT THEY WOULD SEND A LETTER OF INTEREST OR A LETTER FIRING UP THEIR INTEREST IN A REGIONAL HOMELESS COURT?

>> THEY HAD --

>> WHAT WERE YOUR WORDS?

>> THEY INDICATED VERBAL SUPPORT BUT OBVIOUSLY WE REQUESTED THAT THEY PROVIDE A LETTER CEMENTING THAT SUPPORT.

WE HAVE NOT RECEIVED THAT LETTER TODAY.

>> SO THEY INDICATED VERBAL SUPPORT ON AUGUST 5TH IN PERSON? IS THAT RIGHT?

>> A VIRTUAL MEETING, TO BE SPECIFIC.

>> OH, I MEAN YEAH, VIRTUAL.

AND THEN DID YOU ASK FOR THE LETTER ON AUGUST 5TH? OR DID YOU COME BACK AND THEN A WEEK LATER OR TWO WEEKS LATER DID YOU ASK THEM FOR THE LETTER?

>> WE REQUESTED A LETTER AUGUST 5TH AND WE FOLLOWED UP WITH THEM ON IT.

THEY'VE HAD SOME STAFF CHANGE OVER IN THEIR OFFICE AND THEY HAVE INDICATED THAT THEY ARE WORKING WITH THEIR INTERNAL STAFF IN ORDER TO POTENTIALLY PROVIDE A LETTER.

BUT OBVIOUSLY, THEY'RE STILL DOING RESEARCH ON THE ITEM.

WE PROVIDED AS MUCH INFORMATION AS POSSIBLE ON THIS AND DEFINITELY FOLLOWED UP WITH THEM.

TODAY WE HAVE NOT RECEIVED A LETTER BUT ALL INDICATIONS THEY'RE SUPPORTIVE OF THE PROPOSITION.

WE JUST HAVEN'T RECEIVED ANYTHING SOLID TO DATE.

>> YES, I AGREE.

YEAH, AND I'LL SAVE MY COMMENTS FOR LATER.
EXPRESSING INTEREST IS GREAT BUT SIX WEEKS LATER, WE HAVE
NOTHING.

AND IN THE (INAUDIBLE) AND THE HERMOSA CONTRACT, WE CAN CANCEL
WITH REDONDO AT ANYTIME WITH 90 DAYS NOTICE.

SO WE'VE ALREADY EATEN UP HALF OF THE 90 DAYS WAITING FOR THE DA
FOR A LETTER.

SO I GUESS MY POINT IS, IT MIGHT HAPPEN WITH THE COUNTY, IT JUST
SOUNDS LIKE WE DON'T KNOW WHEN, AND IT COULD BE A VERY LONG TIME
SINCE WE CAN'T EVEN GET A LETTER.

THANK YOU, GEORGE.

>> NO PROBLEM.

>> YES, NOW COUNCIL MEMBER FRANKLIN?

>> YES, THANK YOU.

AND GEORGE, DID THEY GIVE ANY INDICATION THAT ONCE THEY SENT THE
LETTER HOW LONG IT WOULD TAKE TO GET THE WHOLE COURT ORGANIZED?

>> THEY DID INDICATE THAT AN EXISTING MODEL -- OBVIOUSLY WITH
REDONDO BEACH HAVING SET UP A HOMELESS COURT, IT MAKES IT A LOT
EASIER TO SET ONE UP PRETTY QUICKLY.

OBVIOUSLY, WE STILL HAVE TO ENGAGE IN NEGOTIATIONS ON HOW THAT
HOMELESS COURT WOULD RUN AND FUNDING AND SO ON AND SO FORTH.

IN ADDITION, THE COUNTY DA'S OFFICE IS SOMEWHAT FAMILIAR WITH
THE HOMELESS COURT MODEL BECAUSE THEY OPERATED ONE IN A VERY --
THEY'VE OPERATED ONE TO SOME EXTENT AT THE DOWNEY COURTHOUSE.

I AM UNSURE TO WHAT PERIOD OF TIME THEY DID OPERATE ONE BUT THEY
DO HAVE EXPERIENCE WITH IT.

IT SEEMS AS THOUGH IT WAS A SUCCESSFUL PROGRAM AND SO THEY HAVE
SOME EXPERIENCE WITH CREATING A HOMELESS COURT PROGRAM.

BUT THIS WOULD BE THE FIRST TIME THEY WOULD CREATE ONE IN THE
SOUTH BAY.

>> WHO WERE THE LA COUNTY DA OFFICE REPRESENTATIVES AT THAT
MEETING ON AUGUST 5TH?

>> IT WAS I BELIEVE SPECIAL ADVISOR TO DAVE GASCON, TIFFANY
BLACKNELL, I BELIEVE?

AND THEN DEPUTY PROSECUTOR MARIO TRUJILLO.

>> OKAY.

AND DOES, TIFFANY BLACKNELL, DOES -- YOU SAID SHE'S GOT A
DECISION -- SHE'S IN A POSITION TO MAKE A DECISION ON HOW THAT
COURT LOOKS.

ISN'T SHE A FORMER DEFENSE ATTORNEY?

>> I'M UNAWARE OF HER BACKGROUND.

I'M ONLY AWARE OF HER TITLE, COUNCIL MEMBER FRANKLIN.

>> OKAY.

ALL RIGHT, AND SO ONE OF THE REASONS THAT WE PASSED A RESOLUTION
OF NO CONFIDENCE, A VOTE OF NO CONFIDENCE, IN GEORGE GASCON IS
HIS LACK OF DESIRE ACTUALLY BY FIAT NOT TO PROSECUTE
MISDEMEANORS, A WHOLE SLEW OF MISDEMEANORS.

I WOULD ASSUME THAT BEING A SPECIAL ADVISOR THAT MISS BLACKNELL WAS PART OF THAT DECISION OR PART OF THAT TEAM.

WHAT MAKES US THINK THAT THEY WOULD GO AHEAD -- I WOULD ASSUME THEY WOULD HAVE THE SAME GUIDELINES, RIGHT? NOT PROSECUTING MISDEMEANORS.

>> HOMELESS COURT ISN'T ABOUT PROSECUTE, IT'S ABOUT DIVERSION.

>> BOTH DIVERSION AND PROSECUTE.

SO IT'S NOT GOING TO BE DOING ANY PROSECUTING OF LIKE [OVERLAP].

>> IN THE PROCESS PROSECUTION COMES AFTER HOMELESS COURT WOULD FAIL.

IF THE DIVERSION FAILS, THEN THE PROSECUTION WOULD COME INTO PLAY.

>> OKAY, AND IF IT'S A MISDEMEANOR THEN WOULD IT JUST BE DROPPED?

>> [OVERLAP]

>> I DON'T KNOW I JUST KNOW THAT IT'S NOT -- GOING TO HOMELESS COURT ISN'T ABOUT PROSECUTING THEM.

THE JUDGE -- COUNCIL MEMBER HADLEY WITNESSED IT, IT'S NOT ABOUT PROSECUTING.

THEY ALL WORK TOGETHER TO TRY AND FIND A BETTER OUTCOME.

>> RIGHT, I WAS THERE TOO AND WAS QUITE IMPRESSED WITH THE REDONDO PROCESS.

AND THEY DID USE LA COUNTY COURT RESOURCES IN THERE SO THAT'S VERY GOOD TO SEE.

WELL MY CONCERN IS THAT WITH -- WE'RE NOT REALLY GETTING APPLES TO APPLES HERE BECAUSE REDONDO BEACH WOULD PROSECUTE MISDEMEANORS.

THEIR PROSECUTOR READING THROUGH THE SCOPE, BUT WE'RE GOING TO PROSECUTE MISDEMEANORS.

STATE ORDINANCE MISDEMEANORS, QUALITY OF LIFE ISSUES.

IN FACT THEY EVEN HAVE SOMEONE ON THEIR TEAM CALLED A QUALITY-OF-LIFE PROSECUTOR.

>> COUNCIL MEMBER --

>> I JUST WANT TO KNOW IF WE'RE GOING TO BE GETTING THAT WITH THE COUNTY SOLUTION.

>> OKAY.

LET ME JUST UNDERSTAND, IS THAT YOUR QUESTION? COUNCIL MEMBER FRANKLIN?

>> YEAH.

>> ARE WE GOING TO BE GETTING THAT COUNTY SOLUTION? AND GEORGE, DID YOU HAVE AN ANSWER FOR THAT OR ARE WE -- IT SEEMS TO BE THERE'S A LITTLE BIT OF A MISUNDERSTANDING OF WHAT THIS DIVERSION PROGRAM REALLY IS.

I THINK WE CAN DISCUSS THAT WHEN WE OPEN THIS UP FOR DISCUSSION. UNLESS GEORGE YOU HAVE AN ANSWER FOR THAT.

>> I DON'T BELIEVE I HAVE AN ANSWER FOR THAT, NO.

>> GREAT, THANK YOU.

COUNCIL MEMBER FRANKLIN DID YOU HAVE ANY OTHER QUESTIONS AT THIS TIME?

>> LET'S SEE --

SO WE DON'T KNOW WHEN WE'RE GO TO GO GET THE LETTER FROM THE COUNTY OBLIGATING THEM TO START THIS?

>> WE DO NOT HAVE A TIMETABLE.

WE HAVE NOT RECEIVED A TIMETABLE AT THIS POINT.

>> OKAY, AND THEN ARE WE TALKING ABOUT ALL THE SUBJECTS? BECAUSE I HAVE SOMETHING ON THE GRANT APPLICATIONS.

>> YEP.

>> SO THE SOUTH BAY OUTREACH AND HOUSING SERVICES, NOW IT'S GOING TO BE FOUR CITIES INSTEAD OF THREE.

HOW MANY HOUSING NAVIGATION --

WHAT WOULD YOU CALL THEM? STAFF WOULD THAT BE?

NOW WE HAVE TWO.

IS IT STILL TWO OR WOULD IT BE THREE HOUSING NAVIGATORS?

>> COUNCIL MEMBER, THE IDEA IS WE'VE REQUESTED FOUR.

>> OKAY.

>> WE'VE REQUESTED FOUR OUTREACH NAVIGATORS AND THE IDEA WOULD BE THAT ONE OUTREACH NAVIGATOR WOULD BE DEDICATED TO EACH CITY.

>> OH, GOOD.

OKAY, GREAT.

SO, FOUR.

OKAY, GREAT.

THAT'S ALL FOR MY QUESTIONS.

THANK YOU.

>> THANK YOU, AND MAYOR PRO TEM NAPOLITANO.

>> THANK YOU, YOUR HONOR.

GEORGE IN TERMS OF FOLLOW-UP, ARE WE JUST WAITING FOR THEM TO SEND THIS LETTER? OR DO WE FOLLOW-UP WITH THEM AND ASK THEM FOR IT?

AND ALSO HAVE WE FOLLOWED UP WITH JANICE HAHN'S OFFICE? AND ASK HER TO PROMPT THEM BECAUSE MY GUESS IS THEY WOULD PROVIDE FUNDING --

>> YEAH.

>> --

FOR A REGIONAL HOMELESS COURT.

SO HAVE WE FOLLOWED UP WITH THEM OR ARE WE JUST TWIDDLING OUR THUMBS UNTIL WE HEAR FROM THEM?

>> WE FOLLOWED UP TWO TIMES AND THEN WE ALSO FOLLOWED UP WITH SUPERVISOR HAHN'S OFFICE.

AND SUPERVISOR HAHN'S OFFICE INDICATED THAT IN THEIR CONVERSATIONS, THEY CONTINUE AND MAINTAIN THEIR SUPPORT ON THE

IDEA BUT THEY ARE STILL CONDUCTING THEIR RESEARCH AND THEIR NEW STAFF THAT HAS COME IN IS GOING THROUGH THEIR ANALYSIS.

>> OH, THEY HAVE NEW PEOPLE TOO?

>> FROM WHAT I'VE BEEN INFORMED, YES.

>> OKAY.

ALL RIGHT, SO WE HAVE NEW PEOPLE IN BOTH OFFICES?

>> NO, JUST AT THE DA'S OFFICE, NOT AT JANICE HAHN'S OFFICE.

>> WELL I THOUGHT YOU SAID SUPERVISOR HAHN'S AS WELL.

>> NO SUPERVISOR HAHN'S OFFICE, KYLA THE JUSTICE DEPUTY HAS BEEN OUR POINT OF CONTACT AND SHE'S BEEN VERY RESPONSIVE AS WELL AS JENNIFER.

>> MAYBE ONE OF THE SUPERVISORS' COMMISSIONERS SENT HER A TEXT.

>> [LAUGHS]

>> COUNCIL MEMBER MONTGOMERY.

THANK YOU, YOUR HONOR.

>> THANK YOU.

GEORGE, I DID WANT TO ASK YOU I SEEM TO REMEMBER THAT EL SEGUNDO ALSO HAS -- THAT THERE IS A HOMELESS COURT IN EL SEGUNDO THAT IS OPERATED BY THE DISTRICT ATTORNEY'S OFFICE, IS THAT CORRECT?

>> I DON'T HAVE A LOT OF INFORMATION ON THAT.

I BELIEVE THE EL SEGUNDO CITY MANAGER INDICATED THAT THERE IS ONE THAT OPERATES OUT OF LAX.

BUT I DON'T HAVE ANYMORE INFORMATION ON THAT, IT HAS NOT BEEN FORMERLY WRITTEN UP IN ANY SORT OF ANALYSIS.

AND SO, I'D BE REMISS TO COMMENT ON IT BEYOND THAT BECAUSE I DON'T HAVE ANY INFORMATION.

IT'S BEEN SOMETHING NEW THAT WE RECENTLY FOUND OUT.

>> ALL RIGHT, THANK YOU.

AND I MIGHT BE MISSTATING THIS AND I'M WONDERING IF YOU KNOW BETTER THAN I DO, THE HOMELESS COURT THAT NOW IS OPERATING IN REDONDO BEACH WASN'T THE JUDGE FOR THAT HOMELESS COURT PULLED FROM THE TORRANCE COURT OR ANOTHER HOMELESS COURT OPERATED BY THE DISTRICT ATTORNEY'S OFFICE?

>> I KNOW THAT THE JUDGE WAS TAKEN FROM THE TORRANCE COURT, BUT I DON'T KNOW ANYTHING BEYOND THAT.

I JUST KNOW THAT THAT JUDGE USED TO OPERATE INDOOR AT THE TORRANCE COURT AND THEY WERE ABLE TO PLACE THE JUDGE AT THE REDONDO BEACH PROPERTY TO CONDUCT THE OUTDOOR HOMELESS COURT.

>> RIGHT, THANK YOU.

WE HAD GOTTEN A REPORT FROM YOU PREVIOUSLY ABOUT THE MEETINGS THAT YOU'VE HAD DISCUSSING CREATING A HOMELESS COURT AND GETTING THE SUPPORT FROM THE COUNTY AND I JUST WANTED TO SEE IF YOU COULD REMIND MY COLLEAGUES ABOUT THE FIRST MEETING THAT YOU HAD AND THE MEMBERS WHO WERE THERE.

IT WAS A PRETTY GOOD CROSS SECTION OF BOTH THE SUPERVISOR'S OFFICE AND MANY OTHER DEPARTMENTS IN THE COUNTY.

>> YES, IT WAS THE LA -- THE PROSECUTOR'S OFFICE, THE EXPUNGEMENT DIVISION WAS ALSO THERE, WE HAD MAYOR -- IT WAS CITY MANAGERS FROM EACH CITY, AND I BELIEVE ONE MORE OFFICE I'M MISSING.

BUT THEY WERE OFFICES THAT REPRESENT SOME LEVEL OF HOMELESS COURT THROUGHOUT THE COUNTY.

>> GREAT, THANK YOU.

AND THE SERVICES IN ADDITION THAT WOULD SUPPORT THE WRAP AROUND SERVICES THAT WOULD ALSO SUPPORT THE HOMELESS COURT IN ADDITION TO COUNCIL MEMBERS FROM THE FOUR CITIES AND THE CITY MANAGERS. SO, JUST TO CLARIFY THAT THERE IS A CONCERTED EFFORT THAT IS A PART OF THE DISCUSSION ABOUT THE DISTRICT ATTORNEY'S OFFICE IN ORGANIZING A HOMELESS COURT DOWN HERE AS A REGIONAL HOMELESS COURT.

SO THANK YOU FOR THAT.

LOOKS LIKE COUNCIL MEMBER FRANKLIN YOU HAVE ANOTHER QUESTION.

>> RIGHT, SO WAS THERE A FOLLOW-UP MEMO ON FOLLOW-UP ITEMS THAT WERE AS A RESULT OF THE AUGUST MEETING?

>> THE MEETING THAT I WAS REFERRING TO WAS EVEN BEFORE THE AUGUST 5TH MEETING.

THERE HAVE BEEN THREE MEETINGS LEADING UP TO THAT.

>> IS THERE A CHECK LIST FOLLOW-UP ITEMS THAT THEY SENT ATTENDEES?

>> ON THE AUGUST 5TH MEETING WAS THE PRIMARY MEETING AND THAT WAS THE MEETING THAT A LETTER OF SUPPORT WAS REQUESTED AND THEN WE PROVIDED A VARIETY OF INFORMATION RELATED TO THE DRAFT COUNCIL OF GOVERNMENTS GRANT APPLICATIONS TO PROVIDE BACKGROUND ON THE HOMELESS PART AND THE INITIATIVE IDEA, AS WELL AS SUPPLEMENTAL INFORMATION ON THE CITY OF REDONDO BEACH PROVIDED ON THAT PROGRAM TO FAMILIARIZE THEMSELVES.

SO PRIMARY FOLLOW-UP ITEM WAS THE LETTER OF SUPPORT.

>> OKAY.

THANK YOU.

>> DO WE HAVE ANYMORE QUESTIONS?

OKAY THEN, AT THIS TIME I AM GOING TO OPEN THIS FOR PUBLIC COMMENT AND ASK THE ASSISTANT CITY CLERK ALVAREZ IF WE HAVE ANY REQUESTS FOR PUBLIC COMMENT ON THIS ITEM.

>> THERE'S NO REQUESTS FOR PUBLIC COMMENTS REGARDING THIS ITEM.

>> OKAY, THANK YOU.

SO COLLEAGUES DID YOU HAVE ANY COMMENTS TO MAKE ABOUT THIS? ANYBODY LIKE TO START US OFF?

>> MAYOR STERN, IF I MAY.

THERE WAS TWO THINGS THAT I WAS REMINDED TO MENTION, THE FIRST BEING IS THAT THE CITY OF REDONDO BEACH IS ALSO CONSIDERING THE ITEM ON THEIR AGENDA TONIGHT.

AND THEN ANOTHER THING THAT CITY STAFF WOULD DO THAT WOULD BE CONTINGENT UPON CITY COUNCIL DIRECTION WAS OBVIOUSLY DETERMINE

THE STATUS OF THE CORE CALENDAR FOR MANHATTAN BEACH MISDEMEANOR CASES AND THEN OBVIOUSLY TRY TO PREPARE FOR A SMOOTH TRANSITION THERE AFTER.

THE IMPLEMENTATION PLAN IS WITHIN THAT WHOLE PROPOSAL DOCUMENT AND SO IT IS ALL THERE FOR THE CITY COUNCIL'S REFERENCE.

>> THANK YOU FOR THAT.

CAN I UNDERSTAND THAT A LITTLE BIT BETTER?

IT'S ON THEIR AGENDA FOR TONIGHT BUT WE HAVE RECEIVED A PROPOSAL FROM THEM.

WHAT WILL BE ON THEIR AGENDA FOR TONIGHT THEN WITH RESPECT TO THIS PROPOSAL?

>> I THINK PRIMARILY WHAT THEY'RE LOOKING FOR IS REASSURANCE FROM THEIR CITY COUNCIL THAT THEY ARE CONTINUING THEIR SUPPORT FOR CONTRACTING WITH THE CITY OF MANHATTAN BEACH.

AND SO, THAT WOULD BE SOMETHING THAT THEY WOULD PROVIDE DIRECTION ONE WAY OR ANOTHER TO THE CITY OF REDONDO BEACH CITY ATTORNEY.

>> SO THIS PROPOSAL MIGHT BE AMENDED IF THEY HAVE OTHER QUESTIONS OR CONCERNS TONIGHT?

>> THAT'S ALWAYS A POSSIBILITY, YES.

>> OKAY.

THANK YOU, AND COUNCIL MEMBER HADLEY?

>> YES, I'D LOVE TO START US OFF.

I THINK GEORGE HAS DONE GREAT WORK IN GETTING US THUS FAR.

I THINK OPTIONS ARE GREAT.

I THINK THAT I REALLY DO BELIEVE IN THE MEDIUM-TERM OR THE LONG-TERM THAT THE COUNTY WILL START TO RUN ITS OWN HOMELESS COURT. AND I WELCOME THAT AND AGREE WITH MY COLLEAGUE STEVE NAPOLITANO THAT THAT IS WHAT THE COUNTY SHOULD BE DOING, BUT I DON'T WANT TO DO NOTHING IN THE MEANTIME.

SO I WAS VERY PLEASED TO GET THE REDONDO BEACH DRAFT PROPOSAL. IT'S LESS THAN WE THOUGHT.

IT'S \$300,000 NOT \$400,000.

ON A PER RESIDENT BASIS, WE'RE GETTING A BETTER DEAL THAN HERMOSA BEACH.

HERMOSA BEACH IS BEING CHARGED 10 DOLLARS AND 50 CENTS A RESIDENT AND THE REDONDA PROPOSAL TO US IS 8.

57 A RESIDENT WHICH I'M NOT SAYING IS A GREAT ANALOGY, BUT WE'RE PAYING LESS PROPORTIONALLY THAN HERMOSA BEACH IS.

I DO THINK REDONDO BEACH WILL WORK WITH US AND SO I DON'T EXPECT WHAT THEY DISCUSSED TONIGHT TO CHANGE MATERIALLY.

IF IT DOES, OBVIOUSLY ALL BETS ARE OFF BUT I THINK MIKE WEB IS PRETTY CAREFUL IN NOT GETTING AHEAD OF HIS COUNCIL.

SO THE DRAFT PROPOSAL I WOULD BE VERY SURPRISED WOULD BE MATERIALLY CHANGED.

SO THE OTHER REASON, I JUST DON'T SEE ANY DOWNSIDE TO GOING WITH REDONDO IN THE SHORT RUN, OTHER THAN MONEY WHICH I GET.

IT'S NOT A SMALL THING AND I'M AS CHEAP AS ANYBODY.
THE 90 DAYS NOTICE IN THE CONTRACT TO CANCEL, WHICH BY THE WAY
THEY STILL HAVE WITH HERMOSA BEACH SO THEY'RE NOT BREAKING LEGAL
GROUND FOR US.

BUT GEORGE AND HILDY, YOU'VE ALREADY SAID THERE WERE THREE
MEETINGS BEFORE AUGUST AND WE STILL HAVE LITERALLY NOTHING.
WE DON'T HAVE A SINGLE PIECE OF PAPER THAT THE COUNTY IS WILLING
TO EVEN E-MAIL LET ALONE SIGN ABOUT HOMELESS COURT.
SO WE'RE NOT PAYING \$300,000 FOR HOMELESS COURT WITH REDONDO
BEACH, WE'RE GOING TO PAY MONTHLY AND WE CAN CANCEL WITHIN 90
DAYS.

BY THE END OF THE YEAR, MAYBE FIRST QUARTER NEXT YEAR, THE
COUNTY WILL DO THIS.

BUT MAYBE THEY WON'T SO IN THE MEANTIME, WE STARTED
COMPASSIONATE DIVERSIONARY SERVICES FOR OUR LOCAL HOMELESS.
WE'VE GIVEN ANOTHER TOOL IN OUR TOOL KIT TO THE HOMELESS OFFICES
AND OUR MBPD, AND THEN LASTLY, WE DO GET THE ROBUST PROSECUTION
OF MISDEMEANORS THAT THE CURRENT DA IS NOT PROSECUTING.
IT'S IN OUR OWN PACKET, DIRECTIVE 2007 AND ALL THE MISDEMEANORS
THAT GEORGE CASON AND TIFFANY BLACKNELL ARE NOT PURSUING FOR
PROSECUTION.

HILDY, YOU AND I WERE IN THE SAME MEETING WITH THE DISTRICT
ATTORNEY AND MISS BLACKNELL MONTHS AGO AND THEY SAID IN THE ZOOM
MEETING THEY WILL NOT ENFORCE THOSE.

AND MOST OF THOSE DIRECTIVES HAVE NO CONDITIONS, NO EXTENUATING
CIRCUMSTANCES.

A FEW OF THEM DO.

SO WE GET THAT ROBUST MISDEMEANOR PROSECUTIONS THAT OUR POLICE
ARE ASKING FOR, WE GET IMMEDIATE COMPASSIONATE ACTIONS TO COUNTY
SERVICES AND DIVERSIONS FOR OUR LOCAL HOMELESS, AND WE CAN
CANCEL IN 90 DAYS, AND I THINK IT LIGHTS A FIRE UNDER THE COUNTY
TO DO ITS OWN.

SO I SEE NO REASON OTHER THAN SPENDING 90 DAYS OR 180 DAYS OF
COST AND NOT GOING FORWARD WITH THIS.

GEORGE HAS GIVEN US THE ROAD MAP, I SAY WE DO IT.

THE COUNTY WILL FOLLOW, IT'S JUST A MATTER OF WHEN.

I'M NOT GOING TO SIT AROUND FOR SIX MONTHS OR ANOTHER YEAR WHILE
THEY SEND ONE E-MAIL.

SO THAT'S MY VIEW.

I WOULD LIKE TO PURSUE SIGNING THE CONTRACT WITH REDONDO BEACH
FOR PROSECUTION SERVICES OF MISDEMEANORS AND HOMELESS SUPPORT.

>> THANK YOU, COUNCIL MEMBER HADLEY.

DOES ANYBODY ELSE HAVE COMMENTS TO MAKE AT THIS TIME?

COUNCIL MEMBER FRANKLIN?

>> YES, THANK YOU, MAYOR STERN.

IN ADDITION, IT'S A FLAT RATE.

SO IT ISN'T LIKE THEY ARE GOING TO BE CHARGING US BY THE HOUR AND SAY, OH THIS PROSECUTION IS GOING TO TAKE LONGER OR WHATEVER.

IT IS A FLAT RATE.

THEY'RE GOING TO BE IN THE OLD -- THE WORDS IN THE STAFF REPORT. THERE'S GOING TO BE NO CONFLICT BETWEEN KEEPING COSTS LOW AND AGGRESSIVELY PROSECUTING THE CASES, AS THERE OFTEN IS, WITH AN HOURLY FEE FOR LEGAL SERVICES.

SO WE'RE GOING TO GET -- AND THEY'RE GOING TO BE FAMILIAR WITH THESE TYPE OF CASES BECAUSE THEY'RE NOT DIRECTLY ADJACENT BUT VERY CLOSE TO US.

SO THEY'RE GOING TO HAVE A REALLY GOOD UNDERSTANDING.

IT'S THE STATE ORDINANCES SO THEY'RE GOING TO KNOW THOSE VERY WELL AND THEY'RE GOING TO BE AGGRESSIVELY PURSUING THOSE.

IN ADDITION, IT'S GOING TO BE KIND OF LIKE HAVING A UNIFIED APPROACH BECAUSE SOMETIMES THE MISDEMEANOR CRIMES THAT ARE PERPETRATED IN MANHATTAN BEACH MOVE OVER TO REDONDO BEACH AND BACK AND FORTH.

SO IF THERE ARE MULTIPLE OFFENDERS, IT'S GOING TO BE A LOT MORE EFFICIENT TO PROSECUTE THOSE PEOPLE AND GET THEM THE PUNISHMENT THAT THEY DESERVE FOR THE CRIMES THAT THEY COMMIT.

AND I THINK THAT'S WHAT THE MAJORITY OF OUR RESIDENTS HAVE BEEN TELLING US.

THEY DON'T WANT CADILLAC CONVERTERS STOLEN, THEY DON'T WANT PEOPLE TRESPASSING ON THEIR PROPERTY, THEY DON'T WANT THEIR GARBAGE GONE THROUGH.

THESE ARE ALL QUALITY-OF-LIFE ISSUES THAT MAKE MANHATTAN BEACH SPECIAL.

SO WE WANT TO GIVE THE POLICE AND OUR RESIDENTS THE TOOLS SO THAT THEY'RE JUST NOT CALLING AND NOT GETTING ANY REACTION BECAUSE HEY, THEY'RE GOING TO BE LET GO.

WHAT HAVE I BEEN READING? THERE'S BEEN AN INCREASE IN THEFT FROM --

I DON'T KNOW WHAT THE MISDEMEANOR THRESHOLD IS, IS THAT THAT \$900? BUT INCREASE IN THEFT FROM OUR STORES.

THEY REALLY JUST FILL UP THEIR BASKET AND WALK OUT BECAUSE THEY KNOW THEY'RE NOT GOING TO GET PROSECUTED.

SO I'M ALL FOR THE REDONDO SOLUTION.

I WOULD HOPE THAT AFTER SEVEN WEEKS THAT THE COUNTY WERE ZEALOUS IN WANTING TO DO THIS, BUT I ALWAYS SAY LET THE DEEDS PROVE THEM.

WE'RE JUST NOT GETTING THAT.

I'M ALL FOR THE REDONDO SOLUTION.

>> THANK YOU, COUNCIL MEMBER FRANKLIN AND MAYOR PRO TEM NAPOLITANO?

>> THANK YOU, YOUR HONOR.

I DON'T SEE THIS AS A SOLUTION.

I THINK THAT FOLKS ARE CONFLATING AND CONFUSING HOMELESSNESS WITH RISING CRIME.

THE VAST MAJORITY OF OUR CRIMES ARE NOT COMMITTED BY HOMELESS. IF YOU HAD A VENN DIAGRAM OF HOMELESSNESS AND CRIMES, IT WOULD BE A SMALL SLIVER THAT WOULD ACTUALLY BE COMMITTED BY HOMELESSNESS.

CADILLAC... HOMELESS FOLKS AREN'T STEALING CADILLAC CONVERTERS AND THE FOLKS THAT WERE MOST CONCERNED ABOUT, YOU TALKED ABOUT LAST TIME, IF OUR CHILDREN WALK BY THE STENCH AND THE FILTH AND EVERYTHING, THOSE PEOPLE CAN'T HELP THEMSELVES.

LET ALONE HAVE POWER TOOLS TO CUT OUT A CADILLAC CONVERTER WITH A JACK UNDERNEATH, HAMMER.

AND THEY'RE NOT THE ONES THAT ARE WALKING UP AND DOWN THE STREET AT THREE A.

M.

LOOKING AT THE CAR BECAUSE I KNOW, I'VE SEEN MY FRIENDS VIDEOS OF HIS CAR BEING STOLEN.

IT WASN'T BY HOMELESS PEOPLE.

SO HOMELESS COURT AND PROSECUTION SERVICES ARE TWO DIFFERENT THINGS HERE.

IF YOU WANT TO GO AFTER PROSECUTION SERVICES, WHY AREN'T YOU LOOKING AT OUR OWN?

WHY ARE WE LOOKING TO CONTRACT WITH REDONDO? HAVE A CONTRACT WITH FOLKS ON A CONTRACT BASIS TO DO OUR OWN PROSECUTION, GO AFTER THOSE PEOPLE THAT YOU WANT TO HAVE PROSECUTED.

GO AFTER THE CADILLAC CONVERTER THIEVES, GO AFTER --

WHICH, LET'S BE REAL THAT THE DA DID SAY THAT REPEAT OFFENDERS WOULDN'T PROSECUTED, BUT I'M NOT HERE STANDING WITH GASCON, I'M FINE WITH THE VOTE WE TOOK AGAINST HIM.

BUT I ALSO KNOW THAT WE NEED HIS COOPERATION IN THE FUTURE ESPECIALLY IF WE WANT A REGIONAL HOMELESS COURT BECAUSE HE NEEDS TO SUPPORT THAT.

IT'S EXACTLY IN HIS WHEELHOUSE IN TERMS OF DIVERSION PROGRAMS THAT HE WANTS TO HAVE AND SPONSOR, AND SO DOES SUPERVISOR HAHN. IF THOSE TWO WANT IT, IT WILL HAPPEN.

I DON'T SEE THE RUSH, I SEE THE CURRENT HOMELESS COURT IN REDONDO BEACH OUT OF THE 100, WE SAID SEVEN TO 15 IS LOW FOR US. AND THEIR NUMBER IS A HUNDRED SEVENTY-SOMETHING SO WE CAN ASSUME THAT'S HIGHER TOO.

THEY'VE GOT ABOUT 200 HOMELESS THERE.

ABOUT 20 PEOPLE ARE IN THE DIVERSION PROGRAM RIGHT NOW OR IN HOMELESS COURT.

IF WE'VE GOT SEVEN TO 15 HOMELESS, WHICH WAS DISCUSSED THERE LAST, LEAVING AND MAYBE SEVEN ARE ELIGIBLE FOR HOMELESS COURT SERVICES AND EVERYTHING, THAT'S NOT BANG FOR THE BUCK.

THAT'S A LOT OF BUCKS FOR VERY LITTLE BANG.
IF YOU WANT TO GO AFTER PROSECUTION SERVICES, YOU WANT TO GO
AFTER THE BAD GUYS.
LET'S GO AFTER THE BAD GUYS.
LET'S GET OUR OWN PROSECUTOR AND NOT TIE IT TO HOMELESS COURT
BECAUSE THAT'S WHAT WE'RE PAYING THE \$300,000 FOR, IS TO TIE IN
A HOMELESS COURT.
SO I THINK THERE'S A LOT OF CONFLATION HERE AND I THINK THAT
WE'RE BETTER OFF ON OUR OWN AND BETTER OFF GETTING OUR OWN
PROSECUTOR AND PROSECUTING OUR OWN CRIMES AND THEN THE HOMELESS
COURT WILL COME, BUT THERE'S NO URGENT NEED FOR A HOMELESS
COURT.
IF WE ARREST THEM AND KEEP ARRESTING THEM, THAT MAKES THEM
REPEAT OFFENDERS AND THEY'LL BE PROSECUTED THAT TIME.
THANK YOU, YOUR HONOR.
>> COUNCIL MEMBER NAPOLITANO, IF WE CAN GET VOTES FOR 300,000
YOU DON'T THINK THAT SOUNDS GOOD FOR PROSECUT--
YOU THINK WE'RE GOING TO GET CITY PROSECUTION SERVICES FOR 90
GRAND?
>> YES.
FOR THE NUMBER OF CASES THAT WE'LL HAVE, YEAH.
I DO.
>> FOR A MISDEMEANOR --

>> NOW I WOULD ALSO LIKE TO ASK YOU, HAVE WE ACTUALLY GONE OUT
TO BID ON THIS?
DID WE CHECK WITH HAWTHORN TO SEE HOW MUCH THEIR PROSECUTION
SERVICES WOULD COST?
DID WE GO OUT IN THE OPEN MARKET AND SEE WHAT OTHER FARMS WOULD
CHARGE US?
NO, WE DIDN'T.
WE'RE NOT DOING OUR HOMEWORK HERE FOLKS.
YOU'RE JUST GOING OH, REDONDO, THANK GOODNESS.
YOU'RE NOT DOING ANY CRITICAL THINKING HERE.
WE GOT TO GO OUT TO BET ON SERVICES LIKE THIS AND WE'RE NOT.
WE'RE JUST SAYING WHOEVER GIVES US THE FIRST THING, WE'LL TAKE.
THAT'S NOT GOOD.
THAT'S NOT PHYSICALLY RESPONSIBLE.
>> COUNCIL MEMBER, NAPOLITANO.
>> [OVERLAP]
>> COUNCIL MEMBER FRANKLIN?
>> OKAY, THANK YOU.
SO I DIDN'T SAY THAT THE HOMELESS WERE DOING THOSE STEPS, OKAY?
I'M SAYING WE WOULD GET PROSECUTORY SERVICES TO PROSECUTE THOSE
PEOPLE, OKAY?
NOT ALL HOMELESS ARE COMMITTING CRIMES AND I ABSOLUTELY AGREE
WITH YOU.

I SEE THEM, WE WANT TO GET THEM SERVICES, WE WANT TO GET THEM OFF THE STREET.

NOBODY DESERVES TO LIVE LIKE THAT.

>> DO WE HAVE SOMETHING THAT SAYS THE PEOPLE IN COMPTON CUTTING OFF CATALYTIC CONVERTER THEFTS AREN'T BEING PROSECUTED? DO YOU KNOW THAT?

>> YEAH.

GEORGE DIDN'T YOU HAVE THE NUMBERS AS FAR AS THE NUMBER OF PEOPLE WHO ARE IN PROSECUTION?

>> PEOPLE WHO ARE STEALING CATALYTIC CONVERTERS THAT HAVEN'T BEEN PROSECUTED.

>> WELL, NOT --

THE WHOLE SERIES OF CRIMES.

NOT JUST --

>> 702.

>> THAT'S THE EXAMPLE YOU USED JUST NOW.

>> WELL, OKAY YOU WANT ME TO GO THROUGH AND NAME THEM ALL? I ALREADY DID.

I SAID URINATION, I SAID INDECENT EXPOSURE, EVERYTHING LIKE THAT.

WE HAVE --

>> HOW MANY OF THOSE CASES DO WE HAVE?

>> BUT IN TERMS OF WHAT YOU SAID ABOUT GOING OUT, I BELIEVE I DID ASK CITY ATTORNEY QUINN BARROW, I REALLY DON'T WANT TO PUT YOU ON THE SPOT BUT I BELIEVE WE DID HAVE A DISCUSSION OF WHAT THIS WOULD COST TO GETTING OUR OWN STAFF.

>> I DON'T KNOW WHAT STAFF YOU CONTRACT.

>> 702 MISDEMEANOR CASES FROM 2019 AND 2020 HAVE BEEN IMPACTED BY THE CRIME DIRECTIVES IN 2000 AND THERE WERE AT LEAST 61 CASES DECLINED, THE MBPD BROUGHT TO THE DA THAT WERE DECLINED.

AND THAT'S NOT INCLUDING OUR POLICE NOT ARRESTING BECAUSE THEY'RE LIKE, OH, DA WON'T DO ANYTHING ABOUT IT.

SO THAT'S A FLOOR, NOT A --

>> WHY WERE THEY DECLINED? BECAUSE THEY DIDN'T HAVE ENOUGH PROOF TO PROSECUTE THEM OR BECAUSE THE HEAD OF DIRECTIVE SAID --

>> NO, IT'S IN THE DIRECTIVE.

>> BECAUSE IT'S IN THE DIRECTIVE.

THERE'S A LIST OF THINGS THAT HE'S LIKE, DON'T BRING IT TO ME.

>> WHEN DID HE BECOME PROSECUTOR?

>> THAT IS RIGHT.

[OVERLAP]

YOU'RE LISTING 2019 WHICH WAS THE PREVIOUS DA.

WE'RE GOING SO FAR A FIELD HERE.
I'M GOING TO GIVE COUNCIL MEMBER MONTGOMERY A CHANCE TO MAKE HIS
COMMENTS.
>> [LAUGHS]
THANK YOU, YOUR HONOR.
I WILL ACTUALLY ASK A QUESTION FIRST, ASK CITY ATTORNEY QUINN
BARROW FIRST.
HEY QUINN, STEVE BRINGS UP A GOOD POINT.
DO WE LOOK AT PROSECUTION SERVICES ON OUR OWN APART FROM
REDONDO?
>> WHAT ABOUT [OVERLAP]
>> I DON'T THINK SO.
AND I'LL DEFER TO BRUCE BUT THERE ARE SOME PRIVATE FIRMS THAT
SPECIALIZE IN CITY PROSECUTION SERVICES.
>> WE USED TO HAVE ONE YEARS AGO.
>> YES.
>> MY QUESTION IS MORE GENERIC.
I'M JUST LOOKING FOR A GENERAL IDEA.
I'M THANKFUL THAT REDONDO'S THERE, I'LL SAY THAT FIRST.
I'M THANKFUL FOR REDONDO OFFERING THIS OPTION BUT AT THE SAME
TIME, IF WE CAN CONTROL OUR OWN FATE IN HOUSE, AND SUZANNE SAID
IT BETTER THAN ANYBODY, WE CAN GET IT IN HOUSE, SAME SERVICES
FOR LESS MONEY, WHY WOULDN'T WE?
MAYBE A GEORGE QUESTION TO LOOK AT THAT.
GEORGE, CAN YOU BRING MY FAVORITE SLIDE BACK UP AGAIN?
I THINK IT'S THE LAST SLIDE FOR OPTIONS.
>> ONE SECOND.
>> CONCLUSION.
IT WAS YOUR OPTIONS CHART.
THERE IT IS.
SO, MY QUESTION REMAINS.
ALL IN FAVOR WITH 1B ASSUMING WE PROSECUTE WITH REDONDO OR QUINN
FINDS OUT THAT WE CAN FINE A PROSECUTION SERVICE WE CAN DO THAT
IN HOUSE.
BUT THIS ONE GEORGE, NUMBER ONE, I DON'T WANT TO JEOPARDIZE THE
GRANT AWARD IF WE'RE GOING TO GO AROUND AND RECEIVE A
CONTRIBUTION FROM THE DA TO PROSECUTE MISDEMEANOR CASES.
WE DON'T WANT TO SHOOT OURSELVES IN THE FOOT.
WHILE WE GET TO THE SAME SOLUTION, I AGREE WITH JUDGE'S COMMENTS
THAT, IT'S NOT SO MUCH THAT IT'S THE MONEY ISSUE THAT WE'RE ALL
AWARE OF, IT'S THE PERCEPTION THAT WE DON'T DO ANYTHING.
THAT WE'RE NOT DOING ANYTHING.
WE ALL READ THE PAPER AND WE'VE ALL SEEN THE LAST 4 WEEKS WE'VE
HAD, 4 CASES OF VIOLENT HOMELESS PEOPLE IN OUR CITY.
4.
THAT SHOULD BE A WAKE-UP CALL WHETHER IT'S FROM THE PEOPLE FROM
VENICE OR SOMEWHERE ELSE.

I DON'T KNOW AND NO ONE ELSE KNOWS.
BUT WE'VE HAD REACTIONS IN OUR OWN CITY.
I HAVEN'T SEEN 4 IN A ROW I WANT TO SAY IN YEARS, IF EVER.
THAT CONCERNS ME.
IT SHOULD CONCERN ALL OF US.
BUT I'M ALSO LOOKING AT THE RIGHT THING.
IF WE CAN PROSECUTE OURSELVES AND CONTROL IT OURSELVES, NOT GO
THROUGH REDONDO, THAT IS A HUGE STEP FOR US.
BUT I DEFER TO QUINN ON THAT ONE FIRST AND SAY HEY, IN THE
MEANTIME CAN WE JOIN REDONDO, QUINN, ON A SHORT-TERM UNTIL WE
GET OUR OWN, IF WE CAN GET OUR OWN, SERVICES SET UP? PROSECUTION
AND THEN DROP OUT?
>> YEAH.
90 DAYS.
WE GET BOTH.
ALL WE'RE SIGNING UP FOR IS 90 DAYS.
>> AT THIS TIME, THEIR PROPOSAL IS NOT ACTUALLY THE CONTRACT.
IF REDONDO BEACH APPROVES IT TONIGHT AND THE CITY COUNCIL
AUTHORIZES US TO NEGOTIATE WITH REDONDO, RIGHT?
HERMOSA HAS THE 90 DAY PROVISION BUT, WE CAN NEGOTIATE A SHORTER
PERIOD OF TIME.
>> IT ALLOWS US A CHANCE TO SEE IF WE CAN FIND A QUALIFIED
PROSECUTION SERVICE THAT WE CAN CONTROL INTERNALLY, OURSELVES.
>> YES, AND SO ONE THING TO KEEP IN MIND IS THAT OUR LAST CITY
PROSECUTOR ONLY PROSECUTED MUNICIPAL CODE VIOLATIONS.
WE STILL NEED TO GET THE PERMISSION FROM THE DISTRICT ATTORNEY.
AS SO, I'M CONFERRING WITH JENNIFER OF MY FIRM, JENNIFER
(INAUDIBLE), AS TO WHETHER THERE'S ANOTHER FIRM OUT THERE THAT
ALSO DOES -- ACTS AS A CITY PROSECUTOR.
I DON'T KNOW IF THOSE CITIES HAVE ACTUALLY GOTTEN PERMISSION
FROM THE DA.
SOME OF THOSE CITIES ARE CHARTER CITIES AND THE ROLES ARE
DIFFERENT FOR CHARTER CITIES.
>> YOU'RE SAYING FOR STATE MISDEMEANORS, CORRECT QUINN?
>> CORRECT.
>> FOR A GENERAL CITY LIKE MANHATTAN BEACH, WE STILL NEED TO GET
THE PERMISSION FROM THE DISTRICT ATTORNEY WHICH IS 1B.
>> OKAY.
IF YOU'RE DONE, COUNCIL MEMBER MONTGOMERY, WITH YOUR COMMENTS, I
WOULD LIKE TO MAKE SOME COMMENTS AS WELL.
IN LOOKING AT -- THANK YOU FOR BRINGING THIS BACK UP, THE
CONCLUSION AND THE RECOMMENDATION CHOICES.
AND THERE'S ONE THING THAT WE HAVE NOT BEEN DISCUSSING WHICH IS
THAT THERE'S ALSO THIS PROPOSAL FOR THE FUNDS FOR -- THAT HAVE
BEEN SUBMITTED BY THE COG TO BE INCLUDED IN THE GRANTS TO,
AGAIN, CREATE A HOMELESS COURT.

AND THAT PROPOSAL, AS I UNDERSTAND IT, INCLUDES OUR NEIGHBORING CITIES AS WELL SO IT'S ANOTHER REGIONAL HOMELESS COURT AND TO YOUR POINT, COUNCIL MEMBER MONTGOMERY, ONE OF OUR GOALS IS TO GET MORE SERVICES FOR LESS.

WE HAVE THESE OTHER OPTIONS OUT THERE.

WE HAVE THE DISCUSSION WITH THE COUNTY AND THE DISTRICT ATTORNEY'S OFFICE AND THE COUNTY SUPERVISORS' OFFICE AND THEN WE HAVE THIS PROPOSAL OUT HERE.

AS WE KNOW AND AS WE'VE HAVE DISCUSSED ALREADY, IF WE PROCEED WITH REQUESTING PERMISSION FROM THE DA TO BE EXEMPTED FROM THEIR PROSECUTORIAL SERVICES, THEN WE'RE REALLY PUTTING ANY KIND OF JOINT EFFORT EITHER WITH THIS PROPOSAL THAT WE HAVE SUBMITTED WITH OUR NEIGHBORING CITIES OR WITH THE DISCUSSIONS WE'RE HAVING WHICH ALSO INCLUDE OUR NEIGHBORING CITIES.

THOSE DISCUSSIONS INCLUDED, REDONDO AND HERMOSA AND EL SEGUNDO. WE'RE REALLY PUTTING THOSE PROPOSALS IN JEOPARDY.

WE HAVEN'T EXPERIENCED, AS MAYOR PRO TEM NAPOLITANO HAS IDENTIFIED, WE'RE NOT EXPERIENCING THAT LEVEL OF AN URGENT NEED IN OUR CITY THAT WOULD NECESSITATE PUTTING ALL THOSE OTHER PROPOSALS IN JEOPARDY.

WHICH ARE REALLY CONSISTENT WITH THE PROPOSAL FROM REDONDO BEACH, WE'RE ASKING FOR A DIVERSION PROGRAM THAT WOULD BE APPROPRIATELY STRUCTURED FOR A HOMELESS COURT PROGRAM.

THAT'S EXACTLY WHAT REDONDO IS PROPOSING AND THEY ARE PART OF ALL THESE OTHER PROPOSALS AS WELL.

I DON'T WANT TO JEOPARDIZE THOSE OTHER PROPOSALS BY ACTING HASTILY WHICH MIGHT NOT BE JUSTIFIED.

THESE THINGS DO TAKE TIME AND IF WE WERE HEARING FROM OUR POLICE DEPARTMENT THAT THERE WAS AN URGENT NEED, IF WE WERE HEARING FROM THOSE THAT WORK ON OUR STREETS, AND I SPOKE TO RAMON AND WE'RE NOT HEARING THAT WE NEED TO MOVE THIS QUICKLY, WE ALL HAVE ALREADY EXPRESSED THAT WE VERY MUCH SUPPORT THIS DIVERSION PROGRAM.

THAT THIS IS A COMPASSIONATE AND EFFECTIVE WAY TO HELP PEOPLE THAT ARE LIVING UNSHELTERED TO GET THE SERVICES THAT THEY NEED AND GET THEM OUT OF THE CYCLE OF THE PROSECUTIONS WHICH ARE REALLY MORE PUNISHMENT FOR SOMEBODY WHO IS LIVING UNSHELTERED THAN THEY ARE ON A PATH TO THEM BREAKING THE HOMELESSNESS CYCLE. SO THAT'S WHAT THE DIVERSION PROGRAM IS ALL ABOUT AND WE SUPPORT THAT.

I WHOLEHEARTEDLY SUPPORT THAT.

BUT I THINK THAT WE SHOULDN'T BE JEOPARDIZING OUR OPPORTUNITIES BY MOVING HASTILY AT A TIME WHEN WE DON'T NEED TO.

SO I WOULD SUGGEST THAT WE JUST DELAY THIS UNTIL WE GET SOME MORE INFORMATION FROM THE PROPOSAL TO THE COG OR FROM THE MEETINGS THAT WE'VE BEEN HAVING WITH THE COUNTY.

THIS CAN COME BACK.

IT CAN COME BACK QUICKLY AND WE HAVE A LOT OF INFORMATION ALREADY AND THEN WE CAN ACT.
NOTHING IS GOING TO EXPIRE AND I THINK WE CAN THEN ACT.
COUNCIL MEMBER MONTGOMERY, DID YOU HAVE --
>> I HAVE NO PROBLEM I JUST WANT TO MAKE SURE THAT WE DON'T GET THE SACRAMENTO SHUFFLE HERE.
THAT WE'RE SITTING TALKING ABOUT THE SAME THING.
WE GET NO ACTION, WE'RE EXACTLY WHERE WE ARE TODAY, FRUSTRATED WITH MORE THINGS HAPPENING AND NOTHING IS HAPPENING.
SO YES, THERE'S A RISK IN DELAY BY THE GRANT AWARD, WE MIGHT LOSE OUT ON A COUPLE HUNDRED THOUSAND OR WHATEVER IT'S GOING TO BE, THE FINAL NUMBER, OR WE SIT ON OUR HANDS AND HOPE THAT WE GET APPROVED IN 90 DAYS OR LESS AND BRING US RIGHT BACK.
THAT'S THE DOWNFALL, THAT'S THE RISK FOR US OR ANYBODY ELSE.
IF YOU ASK SOMEBODY THAT'S BEEN EFFECTED BY THE HOMELESS, THEY'RE THERE THEY HAVE A DIFFERENT STORY TO TELL.
>> S. Napolitano: THOSE WERE 5150s, THOSE WERE MENTAL HEALTH ISSUES AS WELL.
IF THERE IS EVIDENCE, THEY GET PROSECUTED.
LET'S CHECK IN WITH AN INDEPENDENT THIRD-PARTY PROSECUTOR.
LET'S GET OUR HOMEWORK DONE AND THEN MAKE THE DECISION.
MAYBE HAWTHORNE IS A BETTER DEAL, HAVING OUR OWN PEOPLE THAT WE CAN SAY HEY, HERE'S SOMETHING THAT CAN WORK CLOSELY WITH OUR POLICE DEPARTMENT ON.
THAT'S NOT SITTING ON THEIR HANDS, THAT'S DOING OUR DUE DILIGENCE.
>> R. Montgomery: I AM NOT TALKING ABOUT SENDING ON OUR HANDS. I AM TALKING ABOUT SACRAMENTO SITTING ON THEIR HANDS.
>> S. Napolitano: SEND A LETTER.
>> Mayor Stern: COUNCILMEMBER FRANKLIN.
>> J. Franklin: YES, WHERE WOULD THE HOMELESS COURT PEE?
>> THAT'S SOMETHING THAT WE WILL EXPLORE IN TERMS OF LOCATIONS.
>> J. Franklin: THEY HAD SEVERAL MEETINGS.
ANY IDEA OF A SITE.
WHEN WE WENT TO THE HOMELESS COURT IN REDONDO BEACH, WE SAID IT'S SOMETIMES A CHALLENGE TO GET THE HOMELESS TO THE HOMELESS COURT THAT'S WHY I LIKE REDONDO BECAUSE IT'S CLOSE TO US.
IF THEY HAVE TO GO TO TORRANCE OR DOWNTOWN HEAVEN FOR BID, IT WILL BE HARDER TO GET THE HOMELESS CLIENTS THERE.
THAT'S ONE POINT.
>> Mayor Stern: COUNCILMEMBER FRANKLIN, CAN I REPLY TO THAT BEFORE WE MOVE ON TO THE NEXT POINT.
>> J. Franklin: SURE, THE.
>> Mayor Stern: THE REASON WHY WE JOINED WITH OUR NEIGHBORS, THE INTENTION WAS TO BRING THE HOMELESS TO AN ACCESSIBLE PLACE. THE MEMBERS OF THE COUNTY THAT WERE CONSIDERING THIS WITH US RECOGNIZED THAT AND THERE WERE IDEAS ABOUT, YOU KNOW, EVEN

ROTATING IT AMONG THE FOUR CITIES.
SOME OF THOSE COMMENTS CAME OUT AT THAT TIME.
SO I JUST WANT TO LET YOU KNOW THAT THE WHOLE INTENTION WAS
BECAUSE WE RECOGNIZED THAT THE GREATEST EFFECTIVENESS FOR
REDONDO BEACH AND WHY THEY TOOK IT OUT OF THE TORRANCE
COURTHOUSE BECAUSE OF THE ACCESSIBILITY OF IT BEING IN REDONDO
REALLY AIDED IN THE SUCCESS OF THAT.
THAT WAS RECOGNIZED WHEN WE MET THAT IT WOULD ALSO BE IN A
LOCATION THAT WAS ACCESSIBLE TO THE CITIES THAT WERE HAVING
THESE DISCUSSIONS.

>> J. Franklin: SURE, AND WE HAVE NO IDEA WHERE IT'S GOING TO
BE, SO --

>> Mayor Stern: ONE OF THOSE CITIES.

>> J. Franklin: READING THE STATEMENT OF WORK IN EXHIBIT A2 HERE
IT SAID ON AUGUST 17TH, 2015 IN RESPONSE TO THE GROWING CRISIS
OF HOMELESSNESS, THE LOS ANGELES COUNTY BOARD OF SUPERVISORS
LAUNCHED THE HOMELESS INITIATIVE.

THEY HAVE BEEN AT IT SINCE 2015.

THAT'S SIX YEARS.

OKAY.

AND THEY MENTIONED HERE, THEY IDENTIFIED A COMPREHENSIVE PLAN
CONSISTING OF 47 STRATEGIES.

I MEAN, YOU WOULD THINK THAT BY NOW FIRST OF ALL, WHAT'S WORKED?
THEY WOULD BE ABLE TO TELL US GUESS WHAT OF THE 50, 47
STRATEGIES, HERE'S WHAT WE ARE GOING TO DEPLOY FOR YOU AND WE
WOULDN'T HAVE TO BE WAITING SO LONG.

YOU KNOW, I AGREE WITH YOU, STEVE.

IT WOULD BE GREAT TO HAVE THAT NUMBER RIGHT HERE.

WE OVERESTIMATED REDONDO BEACH BY \$100,000.

I DON'T KNOW WHERE DOING IT OURSELVES WITH AN OUTSOURCE FIRM
WILL BE ANYTHING LESS THAN \$300,000.

IN THE MEANTIME, WE ARE WAITING AND WAITING AND OUR RESIDENTS
ARE IN JEOPARDY.

>> S. Napolitano: I DON'T UNDERSTAND, THOUGH.

WE ARE NOT HERE TO SOLVE HOMELESSNESS WITH HOMELESS COURT AND A
NEW PROSECUTOR.

SO WHEN YOU TALK ABOUT THE 47 INITIATIVES WHEN THE COUNTY
STARTED, WHICH THEY PROBABLY SHIFTED A DOZEN TIMES SINCE THEN,
WE ARE NOT GETTING PEOPLE OFF THE STREET.

>> J. Franklin: IT'S MY UNDERSTANDING WE ARE GETTING TWO FOR ONE
HERE.

>> S. Napolitano: WE ARE GOING TO TWO FOR TWO.

WE ARE PAYING FOR BOTH OF THEM, THEY ARE JUST ROLLED INTO ONE
PRICE.

>> J. Franklin: RIGHT.

WE ARE GETTING BOTH OF THOSE, BUT WE ARE NOT GOING TO GET IT FOR
THE COUNTY BY THE DISTRICT ATTORNEY'S OWN ADMISSION.

HE'S NOT GOING TO PROSECUTE MISDEMEANORS.
PLEASE TELL ME I AM WRONG.
>> S. Napolitano: YOU ARE WRONG.
WE ARE TALKING ABOUT REPEAT OFFENDERS.
THERE ARE CAVEATS TO THAT.
YOU ARE SAYING MISDEMEANORS.
NOT ALL MISDEMEANORS MEET WHAT YOUR DEFINITION IS, THOUGH,
COUNCILMEMBER.
YOU ARE MAKING A VAST GENERALIZATION.
IS HE GOING TO PROSECUTE ALL THE ONES THAT I WANT, NO.
THAT'S WHY WE ARE TALKING ABOUT A PROSECUTION SERVICE, BUT HAVE
WE COMPARED REDONDO'S SERVICES TO OTHERS?
NO, WE HAVEN'T.
>> J. Franklin: I CAN AGREE TO THAT IF WE CAN FIND THE
INFORMATION IN A WEEK.
THERE SHOULD BE A FAIRLY STRAIGHTFORWARD PROCESS TO THAT.
>> S. Napolitano: BY THE NEXT MEETING.
>> J. Franklin: BY THE NEXT MEETING.
>> Mayor Stern: I WILL CAUTION YOU, IT TOOK QUITE A WHILE TO GET
THIS PROPOSAL FROM REDONDO BEACH AS WELL.
MAYBE WE NEED TO FIND OUT IF IT'S SOMETHING THAT CAN BE
ASSESSABLE.
>> J. Franklin: BUT THAT'S NOT THEIR BUSINESS.
WE WILL BE TALKING TO BUSINESS IT'S THEIR BUSINESS TO OUTSOURCE
PROSECUTION SERVICES.
>> Mayor Stern: COUNCILMEMBER HADLEY, DID YOU HAVE ANOTHER
COMMENT?
>> S. Hadley: YES, I DID, WHICH WAS MY HAND WAS UP.
I THINK WE CAN TALK THIS THING TO DEATH.
I DON'T WANT TO DO THIS EITHER, BUT WE ARE MAKING NO PROGRESS ON
PROSECUTION OF MISDEMEANORS AND WE ARE CLOSING IN ON A YEAR OF
DIRECTIVE 20-07 AND WE ARE MAKING NO PROGRESS ON HOMELESS COURT
BECAUSE WE HAVE LITERALLY NOTHING.
SO FOR A 90-DAY WINDOW AND QUINN RIGHT, IT'S NOT SET IN STONE
WITH REDONDO BEACH, WE CAN HAVE AN IMPERFECT CONTRACT WITH
REDONDO BEACH WHILE WE GET ALL THE PERFECT STUFF LINED UP.
PERFECT IS ALWAYS BETTER THAN IMPERFECT, BUT THIS IS NOW AND
THIS IS A FRIENDLY CITY CLOSE BY.
I AGREE WITH JOE, CLOSE BY IS BETTER THAN ROTATING.
AGAIN, THE PERFECT SHOULDN'T BE THE ENEMY OF THE GOOD.
AND THEN SECONDLY, CITY MANAGER MOE, CAN WE GET CHIEF ABELL TO
WEIGH IN ON -- IF CHIEF ABELL SAYS HOMELESS COURT WOULD BE
SOMETHING THAT WOULD ENCOURAGE -- I THINK WE HAVE AT LEAST TWO
OFFICERS HANDLING HOMELESSNESS NOW.
I THINK THEIR SCHEDULES HAVE CHANGED.
NOW, THEY ARE NOT EVEN DRIVING TOGETHER NECESSARILY, SO WE HAVE
GOOD HOMELESSNESS COVERAGE WITH OUR PD, I WOULD LIKE TO HEAR

FROM CHIEF ABELL WHAT THEY WOULD LIKE TO HEAR.
WE HEARD FROM MAYOR STERN, THE POLICE ARE DOING FINE.
LET'S HEAR FROM CHIEF ABELL.
IF HE SAYS SIX MONTHS TO A YEAR, THAT'S FINE IF ALL WE ARE DOING
IS 5150 HOLDS, THAT'S GREAT.
BUT IF HE SAYS THIS IS A TOOL, HOMELESS COURT THAT HELPS OUR
OFFICERS BE MORE EFFECTIVE, I WOULD LIKE TO HEAR FROM HIM.
SECONDLY, I WOULD LIKE TO HEAR THE NOTION ABOUT CONTRACTING
QUICKLY WITH THE PROSECUTOR TO PROSECUTE STATE MISDEMEANORS.
LIKE JOE SAID, IT'S A TWO FOR ONE OR TWO FOR TWO WITH REDONDO
BEACH.
YOU GET BOTH.
IS IT PERFECT, NO?
IS IT EXPENSIVE?
NO.
BUT EVERYTHING CAN COME LATER THAT'S BETTER.
CITY MANAGER MOE, CAN WE GET CHIEF ABELL TO WEIGH IN ON THOSE
TWO THINGS.
WHAT DO HIS OFFICERS WANT?
>> DEREK KAN CERTAINLY WEIGH IN ON THIS, BUT WE ARE PUTTING HIM
ON THE SPOT FOR POLICY CALLS, WHICH IS UP TO THE COUNCIL TO
DISCUSS.
HE WANTS TOOLS AND WE WILL GO OUT AND FIND THE SOURCES TO TAKE
CARE OF IT, WHETHER IT'S HAWTHORNE OR OUR OWN SOURCES OR
WHATEVER.
IT'S REALLY A COUNCIL DISCUSSION, NOT ONE FOR THE POLICE CHIEF
AT THIS POINT.
>> S. Hadley: OKAY.
THEN I WANT SOONER, TWO FOR ONE, TWO FOR TWO SOONER.
IT ISN'T PERFECT IN THIS CASE.
COLLEAGUES, I WOULD SAY IF WE CONTRACTED WITH REDONDO BEACH FOR
HOMELESS COURT, I THINK THAT'S A BIG SIGNAL AS RICHARD IS SAYING
TO NOT GET THE SACRAMENTO SHUFFLE.
ACTIONS SPEAK LOUDER THAN WORDS.
SO IF WE SIT AROUND AND WAIT AND SAY WE WILL WAIT FOR YOU TO DO
THIS PERFECTLY.
WE WILL WAIT FOR YOU TO FIGURE THIS OUT, THAT DOESN'T
INCENTIVIZE FOR THEM TO MOVE.
IF THE CITY OF MANHATTAN BEACH CONTRACTS WITH THEM FOR A
HOMELESS COURT, IT LIGHTS A FIRE UNDER THE D.A.S AND THE
ADVISORS.
I SEE IT AS A POSITIVE TO SPURRING THEM ON TO BEST PRACTICES.
>> R. Montgomery: I WOULD LIKE TO MAKE A PROPOSAL, SORT OF A
HYBRID.
MY PROPOSAL IS THAT WE GO WITH THE REDONDO OPTION FOR NOW, AT
THE SAME TIME DIRECT OUR CITY ATTORNEY TO GO OUT THERE AND
VERIFY WHAT HAWTHORNE AND OUR OWN INTERNAL PROSECUTION SERVICES

WOULD COST US, APPROVE AMENDMENT NUMBER 2 FOR HOMELESS SERVICES.
THAT'S MY PROPOSAL.

>> S. Hadley: I WILL SECOND THAT.

>> Mayor Stern: SO CAN WE -- SO I JUST WANT TO VERIFY CITY
ATTORNEY BARROW, AMENDMENT NUMBER TWO IS NOT FOR THE REDONDO
BEACH CONTRACT.

>> S. Hadley: ASK GEORGE, IT'S HIS POWERPOINT.

>> Mayor Stern: YOU ARE COMBINING THOSE TWO, COUNCILMEMBER
MONTGOMERY.

>> R. Montgomery: YES, YOUR HONOR, THAT'S WHY I CALLED IT A
HYBRID.

>> S. Hadley: LETTER D ON PAGE 389 OF OUR PACKET, AMEND 2.

>> Mayor Stern: RIGHT, SO THAT'S THE EXTENSION OF OUR CURRENT
CONTRACT.

>> R. Montgomery: YES.

>> Mayor Stern: I WANTED TO MAKE SURE THAT'S WHAT THAT WAS ABOUT
AND NOT PROSECUTORIAL SERVICES.

WELL, CAN I MAKE A FRIENDLY AMENDMENT THEN, WE TAKE -- BEFORE
OUR NEXT -- WE TAKE TWO MORE MEETINGS BEFORE WE DO THAT TO GET
INFORMATION ON CONTRACTING FOR PROSECUTORIAL SERVICES, OTHER
OUTSIDE PROSECUTORIAL SERVICES AND THAT WE GET MORE FIRM, WE GET
A MORE FIRM UNDERSTANDING OF WHEN WE WOULD HEAR FROM THE COUNTY
ABOUT THE PROPOSAL FOR CREATING A HOMELESSNESS COURT, A REGIONAL
HOMELESS COURT THROUGH THE COUNTY.

>> R. Montgomery: I ASKED GEORGE --

>> Mayor Stern: TWO MEETINGS.

>> R. Montgomery: I ASKED GEORGE A QUESTION EARLIER, THE LAST
MEETING.

WE ARE THINKING 90 DAYS BEFORE WE HEAR BACK.

THAT'S 90 DAYS THAT WE ARE WAITING AND WAITING.

LET ME ASK THE SECOND QUESTION TO CITY ATTORNEY QUINN BARROW,
HEY, QUINN, CAN WE ACTUALLY HAVE -- LET ME REPHRASE THE
QUESTION.

IT WOULD TAKE US HOW MANY DAYS TO LOCK THIS DOWN WITH REDONDO
BEACH ASSUMING COUNCIL VOTES FOR IT TONIGHT.

HOW LONG WOULD IT TAKE FOR IT TO HAPPEN?

>> I AM TAKING A LOOK AT THEIR PROPOSAL AND STEP ONE IS WITHIN
30 DAYS OF THE DECISION BY BOTH RESPECTIVE CITY COUNCILS TO
PROVIDE THAT CITY PROSECUTOR SERVICES AND GET THE APPROVAL OF
THE D.A.

SO THEY ARE SAYING IT'S GOING TO TAKE AT LEAST 30 DAYS AS STEP
ONE IF BOTH CITIES ACT TONIGHT.

>> S. Napolitano: RIGHT THERE, THOUGH, IF WE CAN'T GET AN ANSWER
FROM THE D.A. ABOUT HOMELESS COURT, ARE WE GOING TO GET ONE
ABOUT OUR ABILITY TO SIGN UP WITH A SEPARATE PROSECUTOR WITHOUT
THE D.A., ARE WE GOING TO GET THAT TOMORROW?

>> IT'S A SIMPLER QUESTION.

>> S. Hadley: I WOULD RATHER ASK REDONDO THAN THE D.A.
I THINK WE WILL HEAR BACK FASTER.

>> R. Montgomery: MAYOR TO YOUR QUESTION, WE WILL HAVE 30 DAYS
BEFORE ANYTHING HAPPENS.
IF YOU WANT TO MAKE THE CONTACT TO REACH OUT TO HAWTHORNE OR THE
COG OR THE COUNTY, WE HAVE 30 DAYS BEFORE WE SIGN ANYTHING WITH
REDONDO ANYWAY.

>> S. Hadley: GOOD POINT, RICHARD.

>> Mayor Stern: VOTING TONIGHT, WE ARE NOT STOPPING ANYTHING, WE
ARE JUMPING THROUGH A HOOP.
WE HAVE 30 DAYS BEFORE REDONDO CAN READ WHAT THEIR CONTRACT WILL
BE AND HOPEFULLY, BY THAT TIME WE WILL HAVE HEARD WHAT HAWTHORNE
WOULD CHARGE, WHAT HANDLING SERVICES WILL DO AND MAYBE AT THAT
TIME WE WILL HAVE AN ANSWER.
WE FOUND PEOPLE AWAY FROM REDONDO.
WE WILL DO IT OURSELVES AND BREAK THE MODEL OR NO -- [
INDISCERNIBLE].
SO I WANT TO KEEP MY ORIGINAL MOTION THE WAY IT IS.
WE WILL KNOW IN 30 DAYS.

>> S. Napolitano: DO WE HAVE A VOTE?

>> Mayor Stern: DO WE HAVE A SECOND ON THE MOTION.

>> S. Hadley: I SECONDED.

>> Mayor Stern: A MOTION BY COUNCILMEMBER MONTGOMERY AND A
SECOND BY COUNCILMEMBER HADLEY.
CAN WE HAVE A ROLL CALL VOTE, PLEASE.

>> Clerk: COUNCILMEMBER FRANKLIN.

>> J. Franklin: YES.

>> Clerk: COUNCILMEMBER HADLEY.

>>> YES.

>> Clerk: COUNCILMEMBER MONTGOMERY.

>> R. Montgomery: YES.

>> Clerk: MAYOR PRO TEM NAPOLITANO.

>> S. Napolitano: NO.

>> Clerk: MAYOR STERN.

>> Mayor Stern: NO.

>> Clerk: MOTION PASSES 3 TO 2.

>> SO MAYBE BRUCE IS GOING TO ASK THE SAME QUESTION, JUST TO
CLARIFY THAT DECISION TONIGHT, ONE IS TO AUTHORIZE -- I AM
LOOKING AT THE STEP ONE.
SO IT'S AUTHORIZED STAFF AND NEGOTIATE A CONTRACT WITH REDONDO
BEACH FOR PROSECUTION SERVICES.
TWO IS TO EXPLORE SOME OPTIONS WITH HAWTHORNE AND PRIVATE FIRMS
DURING THE PERIOD OF NEGOTIATION.
AND THEN IF YOU GO BACK TO THE OTHER PAGE, IT'S YOU APPROVE THE
SECOND AMENDMENT, AND YOU HAVE APPROPRIATED FUNDS, I THINK IT
WAS ONLY \$14,519.

>> R. Montgomery: THAT IS CORRECT.

>> SO THAT'S YOUR MOTION.
>> R. Montgomery: YES, SIR.
>> IT WAS APPROVED OKAY.
>> JUST TO BE CLEAR, CITY ATTORNEY BARROW, WE ARE REQUESTING PERMISSION FROM THE D.A. AS PART OF THAT MOTION?
>> YES.
>> THANK YOU.
>> Mayor Stern: SO IT'S 8:17.
DOES ANYBODY WANT TO TAKE A BRIEF BREAK AND COME BACK FOR THE REMAINING ITEMS?
AND I SEE LOTS OF WAVING.
SO LET'S RECONVENE AT 8:30.
WE HAVE A 13-MINUTE BREAK.
HOW IS THAT?
>> THANK YOU, YOUR HONOR.
>> THANK YOU.
[IN RECESS.]
>> Mayor Stern: WELCOME BACK, EVERYONE AFTER OUR SHORT BREAK. AND WE ARE MOVING ON.
WE HAVE JUST CONSIDERED OUR GENERAL BUSINESS ITEM 13.
WE ARE NOW ON GENERAL BUSINESS ITEM 14 --
CONSIDERATION OF A FEE FOR THE
USE OF TEMPORARY STREET
ENCROACHMENT AREAS OF THE PUBLIC
RIGHT-OF-WAY.
COMMUNITY DEVELOPMENT DIRECTOR TAI, I BELIEVE THIS IS YOUR ITEM.
>> YES, GOOD EVENING MAYOR STERN AND MEMBERS OF THE CITY COUNCIL.
THIS ITEM WAS THE RESULT OF A CITY COUNCIL ACTION FROM AUGUST 24TH AT THE MEETING THEN.
TRAFFIC ENGINEERING ERIK IS STANDING BY TO PRESENT THE PRESENTATION.
THANK YOU VERY MUCH.
>> THANK YOU VERY MUCH, DIRECTOR TAI AND MAYOR STERN AND MEMBERS OF THE CITY COUNCIL.
LET ME BRING YOU UP-TO-DATE ON WHAT'S GOING ON IN OUTDOOR DINING AND GIVE YOU THE CURRENT STATUS.
AS OF JUNE 2021 THE COUNTY DID RELAX SOME OF THEIR INDOOR OPERATING RESTRICTIONS FOR RESTAURANTS AND ALLOWED FOR UP TO 100% OF INDOOR CAPACITY WITH MASKS EXCEPT WHEN YOU ARE EITHER FOOD OR DRINKING.
THAT WILL BE SLIGHTLY REVISED WITH THE NEW HEALTH ORDERS. THEY ARE STRONGLY ENCOURAGING RESTAURANTS TO PRIORITIZE DINING SEATING FOR THOSE THAT ARE FULLY VACCINATED, ALTHOUGH IT'S NOT AN ABSOLUTE REQUIREMENT AT THIS TIME.
ENCROACHMENT AREAS WERE EXTENDED BY THE CITY COUNCIL THROUGH JANUARY 3RD OF NEXT YEAR.

THAT'S TO ALLOW FOR THE HOLIDAY SEASON AS WELL BECAUSE OF THE CONTINUED CONCERNS FOR THE SPREAD OF THE VIRUS.

WE HOLD BUSINESS SOLUTION SUB-COMMITTEE MEETINGS EVERY TWO WEEKS AND THAT IS A FORUM FOR US TO WORK WITH THE STAKEHOLDERS AND THE RESIDENTS AND THE BUSINESSES TO GO OVER ANY CONCERNS THAT THEY HAVE, MODIFY PARKING RESTRICTIONS, AND TRY TO ADDRESS THINGS ON AN ONGOING BASIS.

RIGHT NOW WE HAVE 27 OUTDOOR DINING ENCROACHMENT AREAS THAT SERVES ABOUT 26 RESTAURANTS, BOTH IN THE DOWNTOWN AREA AND THE NORTH END BUSINESS DISTRICT.

71 PARKING SPACES ARE BEING OCCUPIED BY THOSE ENCROACHMENT AREAS.

IT'S A COMBINATION OF PARKING AREAS OR PARKING SPACES AND ENCROACHMENT AREAS THAT ARE NOT PART OF THE PARKING SPACES. THERE IS ABOUT 2755 SQUARE FEET OF NON-PARKING ENCROACHMENT AREA.

IF YOU WERE TO TAKE A LOOK AT THE ENTIRE FOOTPRINT OF THE OUTDOOR DINING AREAS, THAT'S ABOUT 15,374 SQUARE FEET OF PUBLIC RIGHT-OF-WAY AREA THAT'S BEING USED.

THESE ARE NUMBERS TO LOOK AT WHEN WE ARE MOVING FORWARD WITH A POSSIBILITY OF A FEE FOR USE OF THE RIGHT-OF-WAY.

AS OF AUGUST 31ST OF THIS YEAR, WE HAVE WAIVED \$886,000 IN UNREALIZED REVENUE.

THAT'S ABOUT 15 MONTHS WORTH.

IT'S A COMBINATION OF ALL OF THE PARKING METER REIMBURSEMENT FEES, THE NON-PARKING AREA LEASE FEES AT \$3 A SQUARE FOOT AND PARKING CITATION REVENUE THAT WAS NOT REALIZED IN THOSE PARKING SPACES.

IT'S A HARD NUMBER TO COME BY BECAUSE SOME RESTAURANTS STARTED LATER, SOME STARTED EARLIER, SOME RESTAURANTS EXTENDED THEIR AREAS OVER THE COURSE OF THOSE 15 MONTHS AND WE TRIED TO GET AS CLOSE AS POSSIBLE TO WHAT THE ACTUAL NUMBERS WERE.

SO IF WE GO BY THE NUMBERS, WE ARE LOOKING AT OUR PARKING METERS THAT ARE OCCUPIED BY DINING, AS I MENTIONED THERE ARE 71 CURRENTLY, ON A MONTHLY BASIS THAT'S ABOUT \$56,161 PER MONTH IN PARKING METER FEES THAT WERE NOT REALIZED.

THAT'S AT 100% OCCUPANCY.

TEMPORARY RIGHT-OF-WAY FEES FOR NON-PARKING AREA, ON A MONTHLY BASIS WE WOULD BE RECEIVING \$8,265 A MONTH.

PARKING CITATIONS -- FOR A TOTAL OF \$7,526 PER MONTH.

AS RECALL LAST YEAR THE CITY COUNCIL INCREASED THE PARKING METER RATE TO \$2 ON THE STREET AND \$2 ON THE PARKING LOTS.

THAT IS RECOVERING A LOT, BUT NOT ALL OF THE PARKING METER RATE SHORTFALL FOR THOSE 71 PARKING SPACES, BUT WE CAN CONSIDER THAT BEING MORE OR LESS COVERED OR COMPENSATED BY THAT INCREASE.

THE UNREIMBURSED AMOUNT ARE THE RIGHT-OF-WAY FEES AND PARKING CITATIONS THAT WE ARE NOT RECOVERING.

THIS IS THE UNREIMBURSED AMOUNT OF \$15,791.
THE CITY COUNCIL ASKED FOR A REASONABLE, BUT NOMINAL FEE TO
CHARGE FOR OUTDOOR DINING.
AND IF WE WERE TO BASICALLY IN ESSENCE MAKE OURSELVES WHOLE OR
TRY TO MAKE IT TO A POINT WHERE WE ARE NOT SUBSIDIZING THE
OUTDOOR DINING AREAS, THIS IS THE AMONG THE THAT WE WOULD
PROBABLY BE LOOKING FOR.
IT EQUATES TO ABOUT \$1 PER SQUARE FOOT PER MONTH.
THAT'S PER SQUARE FEET OF THE ENTIRE FOOTPRINT OF ALL OF THE
DINING AREAS.
WHAT I MEAN BY THAT, IS THAT WE WOULD RECEIVE ABOUT \$15,374, \$1
PER SQUARE FOOT, THERE IS 15,374 SQUARE FEET OF DINING AREA OUT
THERE RIGHT NOW.
IT WOULD BE CLOSE TO OUR SHORTFALL.
WE WOULD BE MORE OR LESS MADE WHOLE AT THAT POINT.
THE FEE WOULD BE A PROPORTIONAL FEE.
SO BASICALLY THE LARGER THE AREA THAT'S BEING USED BY THE
OUTDOOR DINING, THE LARGER THE MONTHLY FEE WOULD BE FOR USE OF
THAT SPACE, BASICALLY PROPORTIONAL TO THE AMOUNT OF AREA AND
ALSO TO MENTION AGAIN, THAT THERE WOULDN'T BE A CHARGE FOR ANY
PARKING METER REIMBURSEMENT.
NOT ALL RESTAURANTS ARE USING PARKING SPACES, SO THE USE OF A
PARKING SPACE CHARGE IS NOT REALLY AN EQUITABLE TYPE OF CHARGE
FOR -- IF YOU WERE TO CHARGE IT ACROSS THE BOARD.
WHEN YOU TAKE THAT PROPORTIONAL CHARGE ACROSS THE RESTAURANTS
THAT ARE OUT THERE NOW, THE MONTHLY FEE WOULD RANGE FROM ABOUT
\$176 TO \$1132 PER BUSINESS.
THE LARGER BUSINESSES THAT HAVE THE LARGER SQUARE FOOTAGE OR
LARGER FOOTPRINTS ARE THOSE RESTAURANTS SUCH AS THE MB POST, THE
ARTHUR J'S, THE STRAND HOUSE, AND LOVE&SALT.
THOSE ARE THE FOUR BIG ONES.
AND SO THAT'S CERTAINLY IN THE STAFF'S VIEW, A FAIRLY REASONABLE
AND NOMINAL FEE.
THOSE FEES DEFINITELY CAN BE ABSORBED BY THOSE RESTAURANTS.
SO WITH THAT, I WOULD BE HAPPY TO ANSWER ANY QUESTIONS THAT YOU
MIGHT HAVE WITH REGARD TO A PROPOSED FEE.
>> Mayor Stern: COLLEAGUES, DO YOU HAVE ANY QUESTIONS FOR
TRAFFIC ENGINEERING ZANDER SLEET?
NO QUESTIONS?
>> J. Franklin: YEAH, MAYOR STERN.
>> Mayor Stern: I AM SORRY, COUNCILMEMBER FRANKLIN.
>> J. Franklin: THANK YOU TRASK ENGINEERING, I APPRECIATE THAT.
I APPRECIATE THE DETAIL.
THE SPREADSHEET KEEPS GROWING AND GOING IN DETAIL.
THANK YOU VERY MUCH FOR THAT.
MY QUESTION -- HAS THERE BEEN ANY CONSIDERATION IN THE PAST, THE
DOWNTOWN PROFESSIONAL RESTAURANT ASSOCIATION, SEVERAL

RESTAURANTS DOWNTOWN HAVE VOLUNTEERED THEY WOULD GIVE UP SPACES, I BELIEVE ON THE LATEST LETTER, THE EMAIL THAT WE RECEIVED, IT'S AT 18.

WE HEARD MAYBE AS 30 BEFORE.

YOU WOULD PROBABLY HAVE TO FIND OUT WHICH OF THOSE SPACES WHICH WOULD BE VOLUNTARILY CLOSING OR PULLING BACK THE DECKS OR REMOVING THE DECKS ON NOVEMBER 1ST TO SEE WHAT KIND OF IMPACT IT WOULD HAVE?

>> WE HAD A CONVERSATION WITH THE DVPA.

I HAVE READ THE LETTER.

IF YOU ARE TALKING ABOUT WHAT THE DVPA IS PROPOSING TO LIMIT IT TO THE FRONT OF THE RESTAURANT, YOU WOULD LIMIT 18 PARKING SPACES WITH THAT SCENARIO.

ALSO TO PIGGYBACK ON TO YOUR COMMENT, BY CHARGING A \$1 FEE PER SQUARE FOOT, SOME RESTAURANTS MAY DECIDE WE WILL VOLUNTEER ALREADY REDUCE THE SIZE OF THEIR DECK OR MAYBE THEY DON'T NEED THE DECK THAT BAD AND DECIDE TO CLOSE UP THE OUTDOOR PORTION.

>> J. Franklin: SO WE ARE PRETTY CLOSE TO A PUSH RIGHT NOW WITH THE 15 THOUSAND 700 SOMETHING.

\$15,374 AT A \$1 PER SQUARE FOOT.

THAT WOULD PUT US OVER WITH THE 18 PARKING SPACES.

>> AT THE SAME TIME IT WOULD BE LESS BECAUSE IT WOULD BE LESS SQUARE FOOTAGE.

>> J. Franklin: SO WE ARE GOING TO KEEP THE SAME 15,374 AS OUR GOAL.

THEREFORE WE WOULD BE CHARGING -- OH, I SEE WHAT YOU ARE TALKING ABOUT.

>> AS THE PARKING DECKS GET SMALLER WE WOULD BE CHARGER ON THE WHOLE --

>> J. Franklin: LESS REVENUE BUT THE PARKING METERS WOULD KICK IN IN TERMS OF REVENUE.

>> RIGHT.

>> J. Franklin: ALL RIGHT, GREAT.

THANK YOU.

>> Mayor Stern: ANYBODY ELSE HAVE ANY QUESTIONS?

I DO HAVE WERE IN QUESTION.

YOU HAD MENTIONED THAT THERE WAS ONE RESTAURANT THAT DID NOT HAVE -- WELL, THAT THERE WERE RESTAURANTS THAT DID NOT HAVE THE USE OF PARKING SPACES.

I KNOW THAT SHELLBACK DOES NOT USE PARKING SPACES.

ARE THERE ANY OTHERS THAT ARE ONLY USING PUBLIC RIGHT-OF-WAY OUTSIDE OF PUBLIC PARKING SPACES.

>> FISHING WITH DYNAMITE IS SHARING THE SPACE WITH THE MB POST, SO IF YOU CONSIDER THAT A COMBINED RESTAURANT, THEY ARE USING FIVE PARKING SPACES FOR THAT.

THERE IS A DISPROPORTIONATE SQUARE FOOTAGE OF LEASE AREA FOR SOME RESTAURANTS THAT HAVE A VERY LARGE LEASE AREA, BUT ONLY ONE

PARKING SPACE BEING USED.

>> Mayor Stern: RIGHT.

AND IS ALL OF THE SPACES, THE PUBLIC RIGHT-OF-WAY THAT'S BEING USED, THAT IT'S NOT A PARKING SPACE, ARE THOSE -- ARE THOSE SPACES CONTIGUOUS TO A PARKING SPACE.

ARE THOSE SPACES BEING USE BECAUSE OF THE A PARKING SPACE?

BY THAT I MEAN ALL OF THIS SQUARE FOOTAGE CALCULATIONS THAT WE SEE ON THE CHART THAT WE HAVE BEEN GIVEN THAT TALKS ABOUT THE LEASABLE AREA, EXCLUDING PARKING, ARE ALL OF THOSE AREAS CONTIGUOUS TO PARKING.

>> YES, WITH THE EXCEPTION OF SHELL BACK AS YOU MENTIONED, ALL OF THE EXTRA ENCROACHMENT AREA THAT'S NOT A PARKING SPACE IS CONTIGUOUS TO A PARKING SPACE USED BY THAT RESTAURANT.

>> Mayor Stern: SO HAVE WE EVER HAD A SITUATION WHERE WE HAD A BUSINESS THAT HAS WANTED TO USE ANY OF THAT AREA, ANY OF THAT CONTIGUOUS AREA WHEN THEY ARE NOT USING A PARKING SPACE?

WE DON'T HAVE THAT AS A BUDGETED AMOUNT OR AN AMOUNT THAT WE COUNTED IN THE PAST WHERE WE HAD A HISTORY OF SOMEBODY, YOU KNOW, PAYING FOR THAT PUBLIC RIGHT-OF-WAY?

IS THAT RIGHT?

>> I WILL ANSWER THAT BY SAYING THERE ISN'T A LEASABLE AREA THAT CAN BE SEPARATED FROM A PARKING SPACE AND MAKE IT WORKABLE.

>> Mayor Stern: GREAT.

THANK YOU.

>> MAYOR STERN, IF I MAY AND JUST TO CLARIFY, A LOT OF THOSE RIGHT-OF-WAY AREAS THAT, YOU KNOW, FUNCTION AS EXTENSIONS OF WHAT THE PARKING SPACE FOOTPRINT WOULD HAVE BEEN, THEY WERE CREATED OUT OF THE CITY GOING OUT AND NARROWING TRAVEL LANES AND THE ROADWAY AND THINGS LIKE THAT.

AND SO WHAT THAT EXTRA AREA, THAT EXTRA AREA CAME OUT OF BASICALLY NARROWING A TRAVEL LANE TO MAKE IT POSSIBLE.

YES, WHILE THAT NEVER WOULD HAVE BEEN A STAND-ALONE AREA, IT WAS AREA, YOU KNOW, THE CITY EXTENDED FUNDS AND RESOURCES IN ORDER TO MAKE THAT AVAILABLE, BECAUSE NORMALLY IT WOULDN'T HAVE BEEN AVAILABLE.

>> Mayor Stern: THANK YOU.

MAYOR PRO TEM NAPOLITANO.

>> S. Napolitano: THANK YOU.

THE QUESTION DID COME TO ME BECAUSE WE HAVE HEARD FROM SOME OPERATORS WHO DON'T WANT TO SHRINK THEIR FOOTPRINT OUTSIDE. AND SO, AND WHAT IS THEIR ABILITY WITH THAT?

WE HEARD FROM THE DOWNTOWN ASSOCIATIONS PRESENTING A KIND OF UNITED FRONT PROPOSAL TO SHRINK SOME OF THE DECKS, BUT WE HAVE GOT SOME FOLKS WHO DON'T WANT TO DO THAT.

AND WHAT'S THEIR RECOURSE?

CAN THEY SIMPLY SAY OBVIOUSLY, EACH OF THE ENCROACHMENT PERMITS ARE INDIVIDUAL TO THE BUSINESSES?

CAN THEY NOT PETITION OR MAINTAIN WHAT THEY HAVE AND SAY, THANKS, ASSOCIATION, BUT WE DON'T WANT TO AGREE WITH WHAT YOU ARE PUTTING FORWARD?

>> SO AT THIS POINT, THE CITY DOES NOT HAVE ANY LIMITATIONS OR RESTRICTIONS OR REDUCTIONS FOR THE EXISTING PROGRAM, SO THEY WOULD BE ALLOWED TO KEEP THEIR SPACE AS LONG AS THE CITY SAYS SO.

>> S. Napolitano: SO THE REDUCTIONS BEING PROPOSED ARE VOLUNTARY?

>> AT THIS POINT, YES.

>> S. Napolitano: OKAY.

>> AND IT'S PROPOSED BY THE DVPA.

>> S. Napolitano: I JUST WANTED TO CLARIFY THAT, THANKS.

>> Mayor Stern: THANK YOU.

DO WE HAVE ANY OTHER QUESTIONS?

OKAY, I AM NOT SEEING ANY OTHER RAISED HANDS.

SO I AM GOING TO OPEN THIS UP FOR PUBLIC COMMENT.

DO WE HAVE ANY PUBLIC COMMENTS AT THIS TIME, ANY REQUESTS FOR PUBLIC COMMENT?

>> Clerk: YES, WE FIRST HAVE JIM BURTON.

>> HONOR MAYOR, MEMBERS OF COUNCIL, THANK YOU VERY MUCH FOR ALLOWING ME TO SPEAK.

JIM BURTON, LONG-TERM RESIDENT.

I HAD LOTS TO SAY TONIGHT AND THEN I CAN LOOKING THIS ANALYSIS BY MR. ZANDVLIET AND NOTHING AGAINST ERIK THE ASSESSMENT TO DETERMINE THE TEMPORARY FEE FOR THE ENCROACHMENT AREAS, WHY IS IT ONLY INCLUDING OUR LOST REVENUE FOR PARKING?

THESE DINING DECKS ARE HAVING A HUGE FINANCIAL IMPACT ON THE CITY.

WE ARE BLEEDING MONEY TO MAKE THESE THINGS WORK.

WE RAISED THE PARKING RATES THROUGHOUT THE ENTIRE CITY, NOT JUST IN FRONT OF THESE RESTAURANTS AROUND DOWNTOWN, BUT PARKING METERS RATES HAVE GONE UP AND THEN TO SOMEHOW SAY THAT WE ONLY NEED TO CAPTURE WHAT WE ARE NOT CAPTURING FROM THE REST OF THE RESIDENTS AND BUSINESSES, NON-RESTAURANT, REGULAR RETAIL, I AM JUST BAFLED THAT YOU ARE ONLY LOOKING AT SOME PARKING REVENUE LOSS AND LIKE DIRECTOR TAI SAID, WE REPAINTED TRAFFIC LANES AND STREETS TO MAKE SOME OF THIS WORK.

WE HAVE CONGESTION IN DOESN'T LARGELY BECAUSE OF, YOU KNOW, YOU'VE NARROWED THE LANES.

I AM BAFLED HERE A LITTLE BIT ON HOW THIS ASSESSMENT OF FINANCIALS CAN ONLY LOOK AT PARKING WHEN WE ARE NOT LOOKING AT THE REST OF THE FINANCIAL IMPACT FOR STAFF.

I AGREE WITH THE DOWNTOWN BUSINESS PROFESSIONAL ASSOCIATION BOARD OF DIRECTORS.

THIS DOES NEED TO GET SCALED BACK.

I THINK I AGREED WITH MIKE EARLY ON.

I TRUST EVENTUALLY YOU WILL MAKE THE RIGHT DECISION, BUT YOU HAVE TO LOOK AT HOW MUCH MONEY WE ARE SPENDING TO MAKE THESE DINE DECKS WORK EXTRA EXPENSE OF OUR DRY CLEANERS, SHOE SHOPS, FLOWER SHOPS AND OPTOMETRISTS AND SUN GLASS SHOPS. THERE IS SO MUCH RETAIL THAT'S BEING ADVERSELY IMPACTED THAT FINANCIALLY WE CAN LOOK AT THIS AND FIGURE OUT SOMETHING DIFFERENT.

THIS FINANCIAL ASSESSMENT RIGHT HERE IS INCOMPLETE TO SAY THE LEAST.

THANK YOU FOR YOUR TIME.

>> Mayor Stern: THANK YOU, JIM, FOR YOUR COMMENTS.

NEXT PUBLIC COMMENT.

>> Clerk: NEXT IS DARIO.

>> HELLO.

>> Clerk: HI, WE CAN HEAR YOU.

>> HI COUNCILMEMBERS.

THIS IS DARIO.

THANK YOU FOR LETTING ME SPEAK TONIGHT.

AS YOU KNOW WE ARE SEVERELY IMPACTED BY THE COVID PANDEMIC. STILL 85% IF NOT MORE OF OUR CUSTOMER CLIENTELE, THEY DON'T WANT TO SIT INDOORS.

IT IS IMPERATIVE THAT WE CAN KEEP AS IS THE STATUS OF THE PATIO BECAUSE OUR CLIENTELE DON'T WANT TO SIT INDOORS.

I HAVE AN ELDERLY POPULATION THAT DOESN'T WANT TO SIT INDOORS. THEY WANT TO SIT OUTDOORS.

I HAVE FAMILY WITH KIDS THAT WANT TO SIT OUTDOORS.

YOU KNOW, THE PROBLEM YOU ARE HELPING US TO HAVING THIS PATIO DIDN'T REALLY GIVE ME THE POSSIBILITY -- [INDISCERNIBLE].

BUT WE ARE STILL BLEEDING.

YOU KNOW, THE SHRINKAGE OF THE PATIO TO JUST THE FRONT OF OUR BUSINESS IS NOT GOING TO -- IT'S NOT GOING TO SOLVE ANY SITUATION IN THE SHORT-TERM.

WE NEED TO KEEP THE PATIO AS IS.

WE NEED TO HAVE THE POSSIBILITY TO RECOUP BEFORE, YOU KNOW, ONE YEAR OF BLEEDING.

AT THE SAME TIME, IF WE SHRINK THE PATIO, I HOPE YOU GUYS UNDERSTAND, WE NEED TO LAYOFF AGAIN EMPLOYEES.

BECAUSE I HIRE IN THE LAST FOUR MONTHS AT LEAST 6 TO 8 PEOPLE SO THEY CAN PROVIDE FOR THEIR FAMILY.

THEY CAN PROVIDE FOR THEIR KIDS, WHATEVER.

BUT, YOU KNOW, IF WE SHRINK, I HAVE TO LAYOFF THESE PEOPLE, TOO AND LIKE ME, ANY OTHER BUSINESS.

I HAVE TO THINK WHY DO I HAVE TO SHRINK -- I MEAN OUR PATIO THAT YOU GUYS HAVE GIVEN THE POSSIBILITY TO KEEP?

WHY OTHER RESTAURANTS NOT?

[INDISCERNIBLE].

IT WILL BE THE SAME, YOU KNOW, SOME RESTAURATEUR.

WE AS A SMALL BUSINESS WILL BE IMPACTED AGAIN FINANCIALLY.
WE WILL BE IMPACTED AGAIN WITH THE POSSIBILITY TO COMPETE WITH
ANYBODY ELSE.

SO I MEAN, I UNDERSTAND THE PARKING, BUT PARKING BY ITSELF, I
DON'T THINK HAVING MORE PARKING, YOU KNOW, WILL CHANGE THE
SITUATION WITH RETAIL.

RETAIL IS A UNIQUE BUSINESS MODEL.
UNIQUE BUSINESS SITUATION.

PEOPLE BUY THE PRODUCT IF THE PRODUCT IS GOOD, THEY WILL BUY
ONLINE.

THEY CAN GET IT DELIVERED.

WE CAN CREATE CROSS MARKETING BETWEEN US AND THEM.

I MEAN, IT IS REALLY NOT SOLVING, IN MY OPINION, THE ISSUE.

SO WE NEED TO KEEP --

>> Mayor Stern: THANK YOU FOR YOUR COMMENTS.

NEXT PUBLIC COMMENT.

>> Clerk: NEXT WE HAVE ANDREW GOLDSTEIN.

>> DEAR MEMBERS OF THE CITY COUNCIL, THANK YOU VERY MUCH FOR
ALLOWING ME TO SPEAK.

MY NAME IS ANDREW GOLDSTEIN.

I AM A LOCAL LANDLORD AND SMALL BUSINESS OTHER THAN IN MANHATTAN
BEACH THE PAST 17 YEARS.

I WANT TO START THE CONVERSATION ANYONE I TALK TO MY FRIENDS AND
NEIGHBORS IN MANHATTAN BEACH, ON THE LIBERAL AND CONSERVATIVE
SPECTRUM BELIEVE THAT CHARGING FOR OUTDOOR SPACE IS NOT THE
RIGHT SOLUTION FOR THE CURRENT SITUATION WE FACE.

THE CITY WAS GIVEN RELIEF FOR SITUATIONS SUCH AS THIS.

WHY DON'T WE USE THE RELIEF FUNDS TO HELP THE PARKING SITUATION
AND RETAIL BUSINESSES AND THE LOVELY TRAFFIC PROBLEMS THAT ARE
RISING FOR THE OUTDOOR SPACE THAT WE ENJOY.

I HUMBLY ASK BEFORE WE ADD A TAX UNDER OUR SMALL BUSINESSES, WE
USE THE MONEY ALREADY GIVEN TO US TO FIND SOLUTIONS AND ALLOW
OUR RESTAURANTS AS MUCH TIME AS POSSIBLE TO RECOVER FROM THEIR
ECONOMIC PROBLEMS.

SIMILARLY I HOPE THE RESIDENTS OF MANHATTAN BEACH CAN SEE A
FUTURE FOR THE TOTAL \$4.8 MILLION THAT WAS PROVIDED BY THE STATE
OF CALIFORNIA SPECIFICALLY FOR COVID RELIEF.

THANK YOU VERY MUCH FOR YOUR TIME.

>> Mayor Stern: THANK YOU, ANDREW.

AND OUR NEXT PUBLIC COMMENT.

>> Clerk: NEXT IS MIKE SIMS.

>> GOOD EVENING, MAYOR, PLEASURE TO HEAR FROM YOU AND SEE YOU,
COUNCILMEMBERS AND OBVIOUSLY, OUR STAFF AND OUR CONSTITUENTS.

I, TOO ALSO TALK ON BEHALF AS A RESTAURATEUR IN MANHATTAN BEACH
AS WELL AS THE PRESIDENT OF DOWNTOWN BUSINESS ASSOCIATION.

AS A RESTAURATEUR, I WOULD LOVE TO HAVE TWICE AS MANY SQUARE
FOOTAGE OF DINING DECKS AND ALSO ONE ON THE BEACH RIGHT NEXT TO

THE OCEAN.

HOWEVER, I HAVE SAT IN COUNTLESS CONVERSATIONS AND MEETINGS WITH OUR RETAILERS, OUR SERVICE PROVIDERS, OUR RESIDENTS AND TO MY BEST ABILITY, WHICH IS STILL FLAWED, I GUARANTEE YOU, IS THAT THE SHRINKAGE BY NOVEMBER 1ST IS A GOOD BALANCE THAT OUR COMMUNITY IS LOOKING FOR.

IF YOU DO BY ANY CHANCE HAVE AN OPPORTUNITY TO HAVE DINING DECKS ON THE BEACH, PLEASE LET ME KNOW.

BUT IN THE MEANTIME, I WILL BE AFFECTED BY SHRINKING THE DECK TO THE ENVELOPE OF OUR RESTAURANT.

I AM FORTUNATELY THAT I HAVE TO SHRINK MB POST FISHING, BUT I DO HAVE TO PAY TWO TO THREE TIMES AS MUCH RENT AS ANYBODY ELSE.

YOU DO HAVE A TOUGH DECISION.

YOU WILL BE SUPPORTED EITHER WAY.

I IMPLORE YOU TO CONTINUE THE OUTDOOR DINING AND LET'S PUSH A GREAT SOLUTION FORWARD FOR THE COMMUNITY.

THANK YOU.

>> Mayor Stern: THANK YOU, MIKE, FOR YOUR COMMENTS.

AND OUR NEXT COMMENT.

>> Clerk: THERE IS NO FURTHER REQUEST FOR PUBLIC COMMENTS REGARDING THIS ITEM.

COUNTY, COMMENTS OR QUESTION AT THIS TIME.

COUNCILMEMBER HADLEY.

>> S. Hadley: THANK YOU, THIS IS A QUESTION FOR COUNCILMEMBER HURLY I FORGOT TO ASK IT EARLIER, FOR THE RESTAURANTS, MB POST DOES NOT HAVE TO SHRINK THEIR DECK, AND NANDO DOES. WHAT IS THEIR SEATING CAPACITY?

WHAT ARE THE RULES AND WHAT IS THE CITY ALLOWING FOR RESTAURANTS TO HAVE BECAUSE ERIK SAID?

>> S. Napolitano: THAT'S WHY I ASKED THE QUESTION EARLIER, THOUGH, THAT GOES WHY I ASKED THAT QUESTION, NO ONE IS BEING FORCED TO RIGHT?

THEY HAVE THE CHOICE.

IT'S VOLUNTARILY.

>> RIGHT.

I ALSO MUST SAY THE PROPOSAL FROM DVPA AT THIS POINT IS NOT PART OF THE FEE DISCUSSION.

>> COUNCILMEMBER -- ERIK.

>> S. Hadley: YEAH, I DON'T THINK I FINISHED ASKING MY QUESTION.

>> SO MAYOR AND MEMBERS OF THE COUNCIL, IF I COULD CLARIFY SOMETHING, CURRENTLY THERE IS NO REQUIREMENT ON THE TABLE FOR ANYBODY TO SHRINK THE DECK.

IN FACT, THAT'S NOT ON THE TABLE TONIGHT AS AN AGENDA ITEM.

THIS AGENDA ITEM PERTAINS TO THE CITY COUNCIL'S REQUEST FROM AUGUST 24TH TO LOOK AT A REASONABLE, BUT NOMINAL FEE AND THE BASIS ON WHICH STAFF HAS DONE THAT IS THE EXISTING CONDITION OF THE DECKS TODAY, BASICALLY.

SO THAT WAS WHAT ERIK USED AS THE BASIS TO PREPARE THE SPREADSHEET AS AN EXAMPLE TO SHOW HOW THE FEE COULD BE APPLIED AND HOW IT WOULD BE DISTRIBUTED BASED ON TODAY'S CONFIGURATION. IF IN THE FUTURE, YOU KNOW, IF THE COUNCIL PUTS A FUTURE AGENDA ITEM ON TO REQUIRE REDUCTION OR IF THERE ARE VOLUNTARY REDUCTIONS, THEN WE WOULD, COMMUNITY DEVELOPMENT STAFF WOULD RE-ADJUST THE DISTRIBUTION ACCORDINGLY.

YOU KNOW, I THINK FOR TONIGHT'S DISCUSSION WHAT WOULD BE HELPFUL FOR STAFF, YOU KNOW, ERIK HAS PROPOSED, YOU KNOW, THE \$1 PER SQUARE FOOT RATE AS A REASONABLE BUT NOMINAL FEE BASED ON THE APPROXIMATE AMOUNT THE CITY WOULD TAKE IN GIVEN TODAY'S SQUARE FOOTAGE, WHICH IS COINCIDENTALLY SIMILAR TO REIMBURSEMENT. THAT FORMULA COULD BE SUBJECT TO CHANGE WHEN AND IF THE DECKS CHANGE SIDES.

I WANT TO CLARIFY THE DECISION TONIGHT IS ONLY ON THE FEES. WE ARE HAPPY TO TALK ABOUT THE SIZE, BUT I HOPE THAT WOULD SET US ON A MORE FOCUSED DISCUSSION.

SO I HOPE THAT ANSWERS SOME QUESTIONS AND HELPS.

>> S. Hadley: THANK YOU.

THAT DOESN'T ANSWER MY QUESTION, BUT I THINK IT HELPS WITH OTHER ISSUES.

WHAT ARE WE DOING FOR OCCUPANCY?

I DIDN'T REALIZE THERE IS ZERO OCCUPANCY WITH THE COUNTY.

WHEN DID THAT HAPPEN?

>> ALL OF OUR ENCROACHMENT PERMITS AND ALL OF OUR ENCROACHMENT LIMIT THEIR OCCUPANCY OF THE INDOOR AND OUTDOOR COMBINED SPACE TO 100% OF THEIR PREVIOUS OCCUPANCY.

AND SO THEY CAN HAVE A COMBINATION OF INDOOR AND OUTDOOR SPACE AS LONG AS THEY DON'T GO OVER 100% OF THEIR SEATING.

>> S. Hadley: OKAY.

OR THEY COULD SEAT EVERYBODY OUTSIDE.

>> IF THEY SO CHOOSE.

>> S. Hadley: IS THERE NO SPACING REQUIREMENT BETWEEN TABLES OUTSIDE OR INSIDE?

>> NO.

>> S. Hadley: THANK YOU.

>> NO MASKING, RIGHT.

>> S. Hadley: NO MASKING INDOORS?

>> MASKING IS REQUIRED INDOORS IN ALL BUSINESSES, EXCEPT WHEN YOU ARE EATING.

>> S. Hadley: OKAY.

THANK YOU.

>> Mayor Stern: ANY OTHER QUESTIONS?

COMMUNITY DIRECTOR TAI, I DO HAVE ANOTHER QUESTION OR THIS COULD BE ANSWERED BY ERIK, I IMAGINE.

ON PAGE 465 OF THE STAFF REPORT, THERE IS LISTED -- A LIST OF MANY OTHER COSTS THAT SUPPORTED THE PROGRAM, IT INCLUDES EXTRA

SERVICES FOR TRASH AND MAINTENANCE -- CODE ENFORCEMENT, TRAFFIC CONTROL, LAW ENFORCEMENT AND SIGN INSTALLATION AND CREATION OF CUSTOM SIGNS AND STAFF RESOURCES DIVERTED FROM OTHER WORK INITIATIVES.

IS ANY OF THAT AMOUNT INCLUDED IN THE \$15,000 PER MONTH THAT HAS BEEN IDENTIFIED AS PURPOSES OF THIS CALCULATION.

>> NO, IT IS NOT.

THE \$15,000 ESTIMATE IS ONLY PARKING CITATION REVENUE AND LEASE AREA REVENUE.

>> Mayor Stern: SO THE \$3 PER SQUARE FOOT THAT IS USED TO CALCULATE THE COST OF THIS PUBLIC SPACE THAT IS NOT A PARKING SPACE IS -- THAT \$3 DOESN'T INCORPORATE ANY OF THESE ADDITIONAL COSTS?

>> THE \$3 THAT YOU MENTIONED IS ONE OF THE COSTS THAT THE \$15,000 WOULD RECOVER.

>> Mayor Stern: OKAY.

>> IF YOU WERE TO RAISE THE PER SQUARE FOOT COST FOR INSTANCE, TO \$2 OR \$3 OF A SQUARE FOOT OF THE OCCUPIED DINING AREA, THAT WOULD START RECOVERING SOME OF THOSE NON-RECOVERED COSTS SUCH AS STAFF TIME, TIME NEEDED, RESOURCES NEEDED TO RELOCATE, YOU KNOW, PARKING -- OR SORRY TRAFFIC STRIPE BEING MOVED OR SOMETHING LIKE THAT.

>> Mayor Stern: DO WE HAVE ANY BALLPARK ON THAT WHOLE BUCKET OF EXTRA COSTS IS, ANY RANGE OR ESTIMATE?

>> NO, I AM SORRY I DON'T.

THOSE WERE ABSORBED IN THE OPERATING COSTS OF OUR PREVIOUS BUDGET.

>> Mayor Stern: OKAY.

THANK YOU.

SO DOES ANYBODY WANT TO START -- COUNCILMEMBER FRANKLIN, YES.

>> J. Franklin: JUST A QUESTION.

I DON'T THINK WE WILL HAVE THE ANSWER TO IT, BUT ANY IDEA HOW MUCH THE RESTAURANT BUSINESS DROPS OFF DUE TO COLDER WEATHER? BECAUSE WE ARE HEADING RIGHTED -- RIGHT INTO THE FALL AND EVEN WILL TOUCH INTO THE WINTER AT THE END OF THE YEAR, AND SO I KNOW THEY ARE USING HEATERS AND THE LIKE, BUT GENERALLY HOW MUCH DOES THE BUSINESS DROP-OFF?

>> I AM AFRAID WE DON'T HAVE THAT KIND OF NUMBER.

IT WOULD BE SOMETHING THE RESTAURANTS COULD ESTIMATE.

BUT ON GOOD BALMY NIGHTS, YOU HAVE A LARGE CROWD FOR DINING.

ON A WINTERY COLD OR BLUSTERY NIGHT, YOU WOULDN'T.

RIGHT?

>> J. Franklin: YEAH.

>> IT'S VERY WEATHER DEPENDENT.

>> J. Franklin: OKAY.

BUT THAT IS A CONSIDERATION TO THEIR REVENUE, I THINK.

>> Mayor Stern: OKAY.

ANY OTHER QUESTIONS?

ANYBODY WANT TO START THE DISCUSSION.

COUNCILMEMBER HADLEY.

>> S. Hadley: UM, YEAH, I GUESS I AM JUST CONFUSED ABOUT THE CHARGING.

SO DIRECTOR TAI, YOU ARE SAYING THAT THE INFORMATION FROM THE DVPA IS NOT PART OF TONIGHT'S DISCUSSION, SO THAT MEANS -- I MEAN, STEVE, ARE YOU NOT IN FAVOR OF WHAT DVPA WANTS?

IF YOU MAKE IT VOLUNTARY, THEN NO ONE IS GOING TO CUT THEM BACK.

>> S. Napolitano: NO, I WAS CURIOUS IS WHY I ASKED THE QUESTION BECAUSE I HAVE HEARD, YOU KNOW, THAT AT A CERTAIN POINT EVERYONE IS IN AGREEMENT WITH THIS.

AND THEN I GET EMAILS SAYING OH, NO, NO, NO, I DON'T AGREE AT ALL AND ONE FROM A RESTAURANT OWNER.

AND I JUST WANT TO KNOW WELL, OKAY, WHAT'S THE ENFORCEMENT?

IF IT'S NOT ON THE AGENDA TONIGHT, IT'S NOT ON THE AGENDA TONIGHT.

BUT, YOU KNOW, THE QUESTION IS WHETHER, YOU KNOW, WE WOULD ACCEPT THAT AS A FORMAL CHANGE.

I THINK THAT'S A FUTURE AGENDA ITEM.

>> S. Hadley: YES, I GUESS I AM WONDERING WHY IT WASN'T PART OF THIS.

WHERE DID THAT BREAK DOWN, CARRIE?

I DON'T ATTEND THOSE, YOU KNOW, BUSINESS SOLUTIONS OR WHATEVER THE AD HOC.

I HAVE NEVER ATTENDED ONE, SO IT'S A BLACK BOX TO ME.

BUT I GUESS, AGAIN, THAT NOTION OF SUBSIDIARY OF THE DVPA IS, YOU KNOW, A DEMOCRATICALLY ELECTED GROUP AND THEY ARE ACTUALLY IN AGREEMENT WITH THE RESIDENTS AND WE HEARD FROM RESIDENTS LIKE JIM BURTON SPEAKING UP TODAY ABOUT CUTTING THE DECKS BACK AND THEN I HAVE SEEN DATA THE MAJORITY OF THE DVPA ARE ALL IN IT WHETHER THEY WANT TO BE INTO IT OR NOT BECAUSE THEY ARE ALL TAXED.

THEY HAVE NOT A VOLUNTARY GROUP.

MONEY IS TAKEN OUT.

THEY VOTED ON THE AGENDA AND THE DATE IS NOVEMBER 1.

WHY ARE WE HERE, I GUESS I AM CONFUSED?

>> SURE, COUNCILMEMBER HADLEY.

I CAN STEP US BACK.

DURING THE AUGUST 24TH CHAMBER MEETING STAFF PRESENTED AN EXTENSION OF THE OUTDOOR DINING DECKS.

THE REASON THAT NEEDED TO BE PRESENTED AUGUST 24TH THAT WAS THE LAST COUNCIL MEETING BEFORE THE EXPIRATION DATE OF SEPTEMBER 7TH.

THE DVPA SUBMITTED A COMMENT LETTER AT THAT MEETING ASKING FOR A DIFFERENT PROPOSAL, WHICH WAS THIS REDUCTION OF DINING DECKS STARTING NOVEMBER 1.

THAT COMMENT LETTER WAS SUBMITTED, BUT AFTER COUNCIL'S DISCUSSION, THE COUNCIL VOTED TO EXTEND THE DINING DECKS THROUGH TO JANUARY 3RD.

AS PART OF THAT DISCUSSION, THE COUNCIL ALSO REQUESTED THAT STAFF BRING BACK A REASONABLE, BUT NOMINAL FEE.

SO THAT REPRESENTS WHAT THIS ITEM IS.

AND SO IN TERMS OF ALLOWING FOR DECKS TO EXPAND INTO THE ROADWAY OR NOW, YOU KNOW, TALKING ABOUT REDUCTION, THAT'S ALWAYS BEEN A CITY COUNCIL LEVEL DISCUSSION.

DURING THE SUB-COMMITTEE MEETINGS, WE CERTAINLY TALK ABOUT LOGISTICS AND WE WORK THROUGH DETAILS, BUT WHEN IT COMES TO THE CONCEPT, THE CITY COUNCIL DISCUSSES THAT.

SO THE COUNCIL HAD THE OPPORTUNITY TO DISCUSS THAT ON AUGUST 24TH AS A RESULT OF THAT COMMENT LETTER WHEN THAT ITEM OR THAT DISCUSSION WAS ON THE AGENDA TO EXTEND OR NOT.

IT COULD HAVE BEEN A PARTIAL EXTENSION.

IT COULD HAVE BEEN A NON-EXTENSION AT ALL.

AGAIN, THIS ITEM SPECIFICALLY RESPONDS TO A COUNCIL REQUEST ABOUT THE FEES.

SO IF WE WANT -- IF THE COUNCIL DESIRES FOR THIS TO COME BACK IN THE FUTURE, WE CAN CERTAINLY DO THAT AS WELL.

BUT THAT'S WHY THIS IS ABOUT FEES AND NOT ABOUT THE SIZE OF THE DIFFERENT DECKS.

>> S. Hadley: GOTCHA.

THANK YOU.

>> SURE.

>> S. Hadley: WELL, THEN I WILL JUST SAY, AGAIN, I WANT TO POINT OUT TO MY COLLEAGUES THAT NO ONE IS CHARGING IN L.A. COUNTY FOR USE OF THE PUBLIC RIGHT-OF-WAY.

WE WOULD BE THE FIRST CITY TO DO SO.

SO I DON'T LIKE IT.

I AM HAPPY WITH THE \$1 PER SQUARE FOOT RECOMMENDATION BY STAFF. THAT'S CERTAINLY WHERE I WOULD DRAW THE LINE.

I DON'T THINK THE -- YOU KNOW, ANYWAY.

I AM HAPPY FOR THE -- I DO THINK THE \$1 PER SQUARE FOOT IS NOMINAL AND REASONABLE, BUT GIVEN THAT WE WOULD BE THE FIRST CITY, I AM JUST GOING TO GET THAT OUT THERE WITH MY COLLEAGUES, WE WOULD BE THE FIRST CITY IN L.A. COUNTY, AS I UNDERSTAND IT TO CHARGE FOR PUBLIC USE OF RIGHT-OF-WAY WHEN THERE IS, YOU KNOW, A STATE OF EMERGENCY ON THE BOOKS, SO LET'S TREAD LIGHTLY HERE.

THAT'S MY LAST COMMENT HERE.

THANK YOU.

>> Mayor Stern: THANK YOU.

CAN WE GET CONFIRMATION OF THAT COMMUNITY DIRECTOR TAI.

DO YOU KNOW IF THAT'S CHANGED SINCE THE LAST TIME WE LOOKING AT THIS?

>> THANK YOU, MAYOR STERN.

YEAH, SO THE DATA THAT WAS PROVIDED BACK DURING THE SUMMER WAS NOT GENERATED BY CITY STAFF.
WE HAVEN'T HAD A CHANCE TO VERIFY WHETHER THAT IS OR ISN'T TRUE.
I KNOW WE DID DO A STUDY.
I THINK HERMOSA DOES CHARGE SOMETHING.
I AM NOT SURE IN WHAT REALM.
ALSO I KNOW THE CITY OF PASADENA CHARGES.
IF WE ARE LOOKING AT SPECIFICALLY AT L.A. COUNTY.
BECAUSE I HAVE COLLEAGUES IN SAN CLEMENTE, THEY DIDN'T CHARGE WHOLE TIME, BUT THEY DID START AS WELL.
THIS IS A CONVERSATION I THINK AS THE COVID PANDEMIC HAS PERSISTED, PEOPLE ARE STARTING TO BECOME MORE MINDFUL OF COSTS.
I DON'T KNOW WHETHER OTHER CITIES WILL FOLLOW SUIT.
AGAIN, YOU KNOW, THE EVALUATION OF THE FEE TO CHARGE HASN'T NECESSARILY BEEN BASED ON WHAT OTHER PEOPLE CHARGE.
IT'S SOLELY FOCUSED ON THE CITY AND THE CITY'S FINANCES AND THE ISSUE OF NOW THAT INDOOR CAPACITY RESTRICTIONS HAVE ALL BEEN LIFTED, YOU KNOW, THE ORIGINAL PURPOSE OF HAVING OUTDOOR SPACE TO MAKE UP FOR THAT INDOOR SPACE, THAT PREMISE HAS CHANGED, AND SO THE DISCUSSION HAS EVOLVED INTO, YOU KNOW, SHOULD THE CITY START TO RECOUP SOME OF THOSE COSTS WHICH IS WHERE IT PUTS US WHERE WE ARE TODAY, NOT WITH REGARD TO WHAT OTHER PEOPLE ARE DOING.

>> Mayor Stern: THANK YOU.
DOES ANYBODY ELSE HAVE ANY COMMENTS?
COUNCILMEMBER FRANKLIN.

>> J. Franklin: YES, THANK YOU, MAYOR STERN.
SO EVEN THOUGH THEY ARE RESTRICTED TO THEIR ORIGINAL 100 OCCUPANCY, WHATEVER THAT NUMBER OF CHAIRS, NUMBER OF SEATS OR GUESTS ALLOW, IF THEY ARE SPREADING THEM OUT ON THE DECK, THE DECK DOES REPRESENT NOW AN ADDITIONAL COST THAT THEY DIDN'T HAVE BEFORE WHEN EVERYBODY WAS SEATED INSIDE.
SO I AM KIND OF SENSITIVE TO THE FACT THAT NOW, YOU KNOW, THEY WILL BE EXPERIENCING ADDITIONAL COSTS.
AND I LOOK AT -- SO FROMWHAT I UNDERSTAND, THE TOTAL COST TO THE CITY IS \$15,374 A MONTH.
I JUST DID A QUICK CALCULATION, I THINK IT'S A LITTLE OVER THREE MONTHS NOW UNTIL THEY ARE COMING DOWN, JANUARY 3RD.
SO I THINK THAT'S SOMETHING THAT THE CITY CAN BEAR, YOU KNOW, GIVEN THE GENEROSITY OF -- I BELIEVE THEY ARE FEDERAL FUNDS, RIGHT?
WASN'T THE ARPA WAS FEDERAL FUNDS.
AND THEN WE ARE STILL GOING TO BE -- I BELIEVE WE ARE STILL GOING TO GET SOME FEMA FUNDS AS A REIMBURSEMENT.
I AM JUST THINKING WITH THE CORRESPONDING DECREASE IN THE AMOUNT OF PEOPLE THAT MIGHT BE USING A DECK, THAT THE FAIR THING TO DO WOULD BE TO, YOU KNOW, JUST NOT CHARGE ANYTHING UNTIL, YOU

KNOW -- WELL, UNTIL THE DECKS COME DOWN.
SO THAT'S THE WAY I FEEL ABOUT IT.
A LOT OF UNKNOWNNS, TOO.
SO --

>> Mayor Stern: THANK YOU.

>> J. Franklin: THANK YOU MAYOR PRO TEM NAPOLITANO.

>> Mayor Stern: OR COUNCILMEMBER MONTGOMERY, DO YOU EVER ANY
COMMENTS TO MAKE?

>> R. Montgomery: SURE.

I MEAN, I APPRECIATE WHAT'S BEEN SAID.

I APPRECIATE THAT WE WANT TO DO ALL WE CAN TO HELP OUR
BUSINESSES.

I THINK WE HAVE PROVEN THAT AND SHOWN THAT OVER THE PAST YEAR,
PLUS MANY MONTHS, BUT THERE IS ALSO A TERM OF REASONABLENESS AND
EXPECTATIONS, I THINK, FROM THE PUBLIC AND I THINK THAT, YOU
KNOW, WHILE I APPRECIATE OUR CITY ATTORNEY'S OPINION, I THINK
THE STATE OF EMERGENCY, AGAIN, WHEN YOU ARE 18 MONTHS IN, IS IT
STILL AN EMERGENCY?

I THINK WE ARE OPEN TO CHALLENGE OUR GIFT OF PUBLIC FUNDS.
THESE ARE PUBLIC PROPERTY AND IT'S BEING USED FOR PRIVATE GAIN,
AND I THINK WE NEED TO CHARGE SOME NOMINAL FEE FOR THAT.

THAT'S WHY I SAID THAT LAST TIME.

THAT'S WHY I AM STILL IN FAVOR OF IT THIS TIME.

I THINK THAT WE CAN PUT THOSE DOLLARS TO REINVESTMENT OR TO
COVER THE EXPENSES FOR THE THINGS WE WERE ALREADY SPENDING MONEY
FOR IN THE DOWNTOWN.

>> Mayor Stern: THANK YOU.

COUNCILMEMBER MONTGOMERY.

>> R. Montgomery: THANK YOU, YOUR HONOR.

I ECHO STEVE'S COMMENTS THERE.

WE HEARD COMMENTS FROM THE RESTAURANT SIDE.

I APPRECIATE ERIK'S SPREADSHEETS.

IT ALMOST HAS A BREAK EVEN TO US.

NO ONE EVER DOUBTED THE SUPPORT TO OUR RETAIL STORES AND
RESTAURANTS FROM DAY ONE.

YOU SHOULD MIKE -- [INDISCERNIBLE] ALSO HELP THEM SURVIVE.

I THINK WE ARE TO THE POINT RIGHT NOW, THE CITIES THAT DO NOT
CHARGE WILL SOON FIND THEMSELVES IN THE SAME SPOT IN JANUARY.

I AGREE THE NOMINAL CHARGE OF DOLLAR IS FAIR.

NO ONE IS FORCING YOU TO USE IT.

TAKE ADVANTAGE OF IT WHILE YOU CAN.

IF YOU WANT A PROPOSAL, MY PROPOSAL IS THAT WE CONSIDER THE
DOLLAR FEE TO THE TEMPORARY ENCROACHMENT TO THE PUBLIC
RIGHT-OF-WAY.

>> S. Napolitano: \$1 PER SQUARE FOOT.

>> R. Montgomery: YES.

>> S. Napolitano: SECOND.

>> Mayor Stern: THAT WAS A MOTION BY COUNCILMEMBER MONTGOMERY AND SECONDED MY MAYOR PRO TEM NAPOLITANO.

CAN WE HAVE A ROLL CALL, PLEASE.

>> S. Hadley: I HEARD RICHARD SAY CONSIDER THE FEE OF \$1 PER SQUARE FOOT.

YOU MEAN CHARGE A FEE OF \$1 PER SQUARE FOOT.

>> R. Montgomery: WHAT I ORIGINALLY SAID STANDS.

>> S. Hadley: CHARGING IT, GOT YOU.

>> Clerk: COUNCILMEMBER HADLEY.

>> S. Hadley: YES.

>> Clerk: COUNCILMEMBER FRANKLIN.

>> J. Franklin: YES.

>> Clerk: MAYOR STERN.

>> Mayor Stern: YES.

>> Clerk: COUNCILMEMBER MONTGOMERY.

>> R. Montgomery: YES.

>> Clerk: MAYOR PRO TEM NAPOLITANO.

>> S. Napolitano: YES.

>> Clerk: MOTION PASSES 5-0.

>> Mayor Stern: THANK YOU.

SO WE ARE MOVING ON FROM ITEM 14 AND WE ARE NOW TO CONSIDER ITEM 17.

WE MOVED FROM THE END OF THE MEETING -- ITEM 17 IS A REQUEST TO CONSIDER A COVID-19 VACCINATION POLICY FOR ALL CITY EMPLOYEES. RESOURCE DIRECTOR JENKINS.

>> GOOD EVENING, MAYOR STERN AND MEMBERS OF THE CITY COUNCIL. AS MENTIONED THIS REQUEST CAME AT THE LAST COUNCIL MEETING ON SEPTEMBER 29TH BY MAYOR PRO TEM NAPOLITANO AND COUNCILMEMBER MONTGOMERY TO DISCUSS A MANDATORY COVID-19 VACCINATION POLICY FOR CITY EMPLOYEES.

WE HAVE 87% OF OUR EMPLOYEES WHO HAVE SUBMITTED THEIR SELF ATTESTATION FORM INDICATING THEY ARE FULLY VACCINATED.

THE CITY'S CURRENT POLICY IS FOR CITY EMPLOYEES TO EITHER HAVE THE VACCINE OR IF UNVACCINATED TO BE SUBJECT TO WEEKLY TESTING. AND THAT PROGRAM HAS BEEN IN EFFECT FOR APPROXIMATELY SIX WEEKS AT THIS POINT.

THE COUNCIL TONIGHT CAN CONSIDER EITHER MAINTAINING THAT CURRENT POLICY, DIRECTING STAFF TO IMPLEMENT A MANDATORY VACCINATION POLICY, WHICH WOULD REMOVE THE OPTION FOR WEEKLY TESTING FOR UNVACCINATED EMPLOYEES, UNLESS THEY SUBMITTED A RELIGIOUS EXEMPTION OR A MEDICAL EXEMPTION, AT COME -- WHICH POINT THOSE REQUESTS WOULD BE CONSIDERED.

THOSE ARE THE TWO OCCUPATIONS OUTLINED IN THE STAFF REPORT.

CERTAINLY COUNCIL CAN CONSIDER OTHER OPTIONS NOT DIRECTLY LISTED.

I WILL BE HAPPY TO RESPOND TO ANY COUNCIL QUESTIONS OR TURN IT OVER TO COUNCIL FOR THEIR DISCUSSION.

THANK YOU.

>> Mayor Stern: THANK YOU RESOURCE DIRECTOR JENKINS.
DOES ANYONE HAVE QUESTIONS.
COUNCILMEMBER MONTGOMERY DOES.

>> R. Montgomery: NOT A QUESTION, YOUR HONOR.
AS ONE OF THE MOVERS OF THIS, I WANT TO SPEAK OUT FIRST BEFORE
WE TAKE QUESTIONS THAT IS TWO THINGS I HEARD ABOUT TONIGHT.
PEOPLE SOMEHOW CONFUSED US WITH THE SCHOOL BOARD REGARDING
VACCINATION.

THAT'S WHAT WE ARE DOING HERE.

WE ARE NOT THE SCHOOL BOARD, FOLKS.

SEPARATELY, OUR CITY EMPLOYEES ARE UNDER OUR PURVIEW AND THEY
DEAL WITH THE PUBLIC.

THAT'S FLAT OUT WHAT WE DID IN THE CITY, CUSTOMER SERVICE.

I WANT TO ADDRESS TWO THINGS, AND THEN GO ON AND LET MAYOR PRO
TEM NAPOLITANO SPEAK.

I CIRCLED IT TWICE, GOVERNMENT ATTORNEYS REQUIRE VACCINATIONS DO
NOT EXPOSE CITIES TO LIABILITY.

THOSE OF YOU THAT BROUGHT THAT UP EARLIER, THAT ANSWERS THAT
QUESTION.

WHY ARE WE SO CONCERNED?

ONE PERSON TALKED ABOUT MONEY.

TRY THIS ON \$30,000 A MONTH FOR TESTING OUR EMPLOYEES.

THOSE OF YOU THAT SAID IT'S A WASTE OF MONEY, WE ALREADY FOUND
ONE EMPLOYEE WHO HAD NO IDEA THAT THEY WERE HAVING SYMPTOMS AT
ALL.

THEY HAD NO IDEA THAT THEY HAD CONTRACTED IT.

SO RIGHT NOW ALONE IS MAKING A DIFFERENCE.

DO I WANT TO SPEND \$30,000 A MONTH FOREVER?

NO.

I THINK IT'S WRONG.

ANY EMPLOYEES THAT ARE OUT IN THE PUBLIC FACE HAVE SERIOUS
THINGS TO THINK ABOUT.

THOSE ARE THE THINGS GOING THROUGH MY HEAD NOW AND I WILL REFER
TO STEVE TO FOLLOW ME.

>> S. Napolitano: THANK YOU, COUNCILMEMBER MONTGOMERY.

I AGREE TO WHAT HE SAID.

I DO HAVE CONCERN FOR THE COST AND CONCERN FOR THE INTERFACE
WITH THE PUBLIC AND, YOU KNOW, THERE ARE ALL SORTS OF CONDITIONS
OF EMPLOYMENT THAT FOLKS HAVE TO MEET AND THIS WOULD BE ONE OF
THEM, AND ESPECIALLY GIVEN -- MAYBE THERE ARE ALTERNATIVE
ASSIGNMENTS THAT THEY CAN DO.

MAYBE THERE IS NOT.

MAYBE THEY CAN CLAIM THE EXEMPTION, CLAIM THE EXEMPTION AND JUST
NOT BE VACCINATED FOR THE SAKE OF NOT BEING VACCINATED.

I AM INTERESTED ON HEARING WHAT THE REST OF MY COLLEAGUES SAY ON
THIS.

I WILL WAIT AND MAKE A DECISION AFTER THAT.

>> Mayor Stern: IF WE HAVE ANY QUESTIONS AT THIS TIME?

>> J. Franklin: OKAY, YEAH.

>> Mayor Stern: COUNCILMEMBER FRANKLIN, DID YOU HAVE A QUESTION?

>> J. Franklin: I JUST WANT TO REVIEW THE NUMBERS.

WE DID GET AN EMAIL FROM RISK MANAGER MORALES THAT DID BREAK DOWN THE NUMBER OF ACTIVE EMPLOYEES FULLY VACCINATED AND THEN BROUGHT THAT DOWN TO A PERCENTAGE AS WELL.

SO I JUST WANTED TO SEE IF -- SO THE PERCENTAGE OF ACTIVE EMPLOYEES FULLY VACCINATED SELF ATTESTATION IS 84%.

YOU KNOW, THE BIG QUESTION IS DO WE -- YOU KNOW, DO WE COUNT PEOPLE WHO HAVE COVID AND DO THEY HAVE NATURAL IMMUNIZATION? TO IGNORE THAT, YOU ARE IGNORING SCIENCE.

OKAY, IT'S BEEN STUDIED AND WRITTEN ABOUT AND THOSE PEOPLE DO HAVE, YOU KNOW, ANTIBODIES SO THAT NUMBER 84%, IS PROBABLY A LITTLE BIT HIGHER.

SO I GUESS MY QUESTION IS HOW MANY EMPLOYEES ARE WE REALLY TALKING ABOUT IN TERMS OF, YOU KNOW, THAT NEED A VACCINATION AND ARE THEY FOLLOWING THE PROTOCOLS?

RIGHT?

DON'T WE HAVE PRETTY STRINGENT PROTOCOLS IN TERMS OF BEING PUBLIC FACING?

>> S. Napolitano: I AGREE WITH YOU, COUNCILMEMBER FRANKLIN, THAT IS THE ISSUE THAT WE HAVE SUCH A SMALL NUMBER WHO ARE UNVACCINATED WHO ARE COSTING THE CITY A LOT OF MONEY.

>> J. Franklin: BUT TESTING.

>> S. Napolitano: YEAH.

>> J. Franklin: YEAH, THE TESTING.

>> Mayor Stern: OKAY.

>> J. Franklin: I WAS ASKING A QUESTION IF ANYBODY KNOWS IT.

>> Mayor Stern: I AM SORRY.

CAN YOU REPEAT THE QUESTION?

>> J. Franklin: THE QUESTION IS WHAT WOULD BE THE ACTUAL NUMBER OF EMPLOYEES AND ALSO THE PERCENTAGE OF EMPLOYEES, IF WE, YOU KNOW -- YOU KNOW, THAT ARE UNVACCINATED, AND THEN DO WE EVEN CONSIDER THOSE EMPLOYEES WHO HAVE HAD COVID AND, YOU KNOW, I -- I AM NOT A SCIENCE DENIER, BUT I WANT TO KNOW WHEN I TALK ABOUT THE SCIENCE OF BUILDING IMMUNITY IF YOU HAVE ALREADY HAD COVID, SO WHAT PERCENTAGE WOULD THAT BE TO ADD ON TO WHATEVER NUMBER WAS IN THAT EMAIL?

AND THEN TAKE INTO CONSIDERATION THE -- YOU KNOW, TAKE INTO CONSIDERATION THE PROTOCOLS THAT ARE FOLLOWED AND YES, IT IS COSTING US MONEY, BUT IT MIGHT COST US MORE MONEY IF WE LOSE GOOD EMPLOYEES AS A RESULT OF THIS.

IT'S A PRETTY PERSONAL THING THAT WE ARE ASKING THEM TO DO.

>> Mayor Stern: OKAY.

YOU WILL HAVE TO EXCUSE ME, MAYBE CAN YOU STATE YOUR QUESTION

MORE DIRECTLY, SO WE WILL KNOW WE WILL BE AVAILABLE TO ANSWER.

>> J. Franklin: HOW MANY EMPLOYEES DO NOT HAVE VACCINATIONS?
AND THEN IF WE KNOW THE NUMBER, HOW MANY EMPLOYEES THAT DON'T
HAVE VACCINATIONS THAT HAVE HAD COVID?

DO WE KNOW THAT NUMBER?

>> Mayor Stern: TWO QUESTIONS.

HUMAN RESOURCES DIRECTOR JENKINS, DO YOU KNOW THOSE NUMBERS?

>> AS COUNCILMEMBER FRANKLIN STATED, THERE WAS A FOLLOW UP
REQUEST FOR INFORMATION THAT ONE OF THE COUNCILMEMBERS SENT THAT
WE RESPONDED TO THE FULL COUNCIL ON.

AND THAT DID INCLUDE INFORMATION REGARDING THE NUMBER AND
PERCENTAGE OF EMPLOYEES WHO WE HAVE DOCUMENTED AS HAVING A PRIOR
COVID INFECTION.

THAT PERCENTAGE IS 11% REPRESENTING 42 EMPLOYEES.

THE PERCENTAGE AS I MENTIONED OF EMPLOYEES FULLY VACCINATED, AND
HAVING SUBMITTED THEIR SELF ATTESTATION FORM IS 84%,
REPRESENTING 63 EMPLOYEES.

AND THIS IS OUR ACTIVE WORKFORCE.

IT DOESN'T COUNT EMPLOYEES WHO ARE OUT ON LONG-TERM LEAVE OR NOT
WORKING DUE TO BEING SEASONAL EMPLOYEES OR ONLY WORKING CERTAIN
TIMES OF YEAR.

THAT NUMBER THAT I MENTIONED OF EMPLOYEES WITH PRIOR COVID, I
DON'T HAVE THE NUMBER OFFHAND WHO ARE VACCINATED.

MEANING, NOT ALL EMPLOYEES WHO HAVE HAD PRIOR COVID ARE ALSO NOT
VACCINATED, BUT THAT GIVERS YOU A SENSE OF THE PERCENTAGE OF OUR
EMPLOYEE POPULATION THAT MEETS EACH OF THOSE TWO CATEGORIES.

ONE OTHER PIECE OF INFORMATION IN RELATION TO COST THAT I DID
FAIL TO MENTION AT THE BEGINNING IS THAT WE HAVE BEEN OFFERING
THE TESTING NOT ONLY ON A MANDATORY BASIS TO UNVACCINATED
EMPLOYEES, BUT WE HAVE ALSO BEEN OFFERING IT ON A VOLUNTARY
BASIS TO OUR VACCINATED EMPLOYEES.

AND WE DO HAVE VACCINATED EMPLOYEES WHO ARE TAKING THE
OPPORTUNITY THROUGH THIS SCREENING TESTING TO PARTICIPATE
EITHER, YOU KNOW, WEEKLY OR AFTER A TIME WHEN MAYBE THEY HAVE
TRAVELED OR THINK THAT THEY COULD HAVE HAD SOME EXPOSURE OUTSIDE
OF THE WORKPLACE.

SO AS AN EXAMPLE, IN THE LAST COMPLETED WEEK OF TESTING, WE HAD
52 EMPLOYEES WHO COMPLETED THE TEST AS A MANDATORY REQUIREMENT,
AND 35 AS VOLUNTARY PARTICIPATION.

SO IN ADDITION TO MANDATING THE VACCINE, ONE OF THE DECISION
POINTS THAT COUNCIL MAY CONSIDER IS CONTINUING THE OPPORTUNITY
TO TEST FOR FULLY VACCINATED EMPLOYEES AS WELL.

>> Mayor Stern: THANK YOU.

IF THAT ANSWERS YOUR QUESTIONS, COUNCILMEMBER FRANKLIN, I WILL
ASK IF ANYBODY ELSE HAS ANY MORE QUESTIONS OR WE WILL OPEN THIS
TO PUBLIC COMMENT BEFORE WE DISCUSS THIS ITEM.

>> J. Franklin: SO JUST ONE FOLLOW UP TO HUMAN RESOURCES

DIRECTOR JENKINS IS, SO ARE UNVACCINATED EMPLOYEES GIVEN THE OPTION TO TEST WEEKLY?

OR WHAT'S THE CITY POLICY ON THAT?

>> CURRENTLY UNVACCINATED EMPLOYEES ARE REQUIRED TO TEST WEEKLY. VACCINATED EMPLOYEES HAVE THE OPTION TO TEST WHEN THE TESTING IS AVAILABLE, SO SOME CHOOSE TO TEST WEEKLY.

SOME HAVE TESTED AT THEIR DISCRETION.

>> J. Franklin: OKAY.

AND ALL EMPLOYEES ARE REQUIRED TO WEAR A MASK WHEN THEY ARE FACING THE PUBLIC.

>> ALL EMPLOYEES ARE REQUIRED TO FOLLOW THE SAFETY PROTOCOLS IN PLACE.

NOW, CURRENTLY IN L.A. COUNTY, THE REQUIREMENTS FOR FACIAL COVERINGS TO BE WORN INDOORS AT ALL TIMES.

I AM NOT CERTAIN OFFHAND IN EACH OF THE DEPARTMENTS AND AREAS WHAT THE REQUIREMENT IS JUST BEING OUTSIDE, BUT CERTAINLY WHEN, YOU KNOW, HAVING DIRECT CONTACT WITH MEMBERS OF THE PUBLIC, FOR EXAMPLE, THE FIRE DEPARTMENT TRANSPORTING PATIENTS OR POLICE, YOU KNOW, MEMBER -- A POLICE EMPLOYEE HAVING A DIRECT CONTACT WITH A MEMBER OF THE PUBLIC, YOU KNOW, WOULD BE DIFFERENT, BUT IN GENERAL, ACROSS THE BOARD REQUIREMENT IS FACE COVERS TO BE WORN INDOORS.

>> J. Franklin: GREAT.

THANK YOU, MAYOR PRO TEM NAPOLITANO.

>> S. Napolitano: HAVE WE RECEIVED COMPLAINTS ABOUT EMPLOYEES NOT FOLLOWING PROTOCOLS?

ARE THERE INTERNALLY WITH EMPLOYEES OR EXTERNALLY WITH THE PUBLIC?

I KNOW WE HAVE BEEN SENT PICTURES OF DIFFERENT STAFF NOT FOLLOWING PROTOCOLS.

>> COUNCIL MEMBER HADLEY?

>> YES. THANK YOU, DIRECTOR JENKINS.

I'D LIKE TO REFER FOR THE PUBLIC'S EDIFICATION TO YOUR E-MAIL YESTERDAY ABOUT THE COVID SCREENING TESTING INFORMATION TO COUNCIL. IS IT TRUE THAT SEVEN HOURS OF TESTING IS PROVIDED A WEEK IN VARIOUS LOCATIONS?

IT LOOKS LIKE IT'S -- ONE, TWO, THREE, FOUR, FIVE DAYS FOR SEVEN HOURS. DOES THAT SOUND RIGHT?

POLICE DEPARTMENT, CITY YARD TRAINING ROOMS, CITY COUNCIL CHAMBERS, AND THEN THE POLICE AND FIRE CONFERENCE ROOM ON THURSDAYS AND SATURDAYS.

>> THAT SOUNDS RIGHT TO ME.

>> OKAY, SO THE REASON I BRING THAT UP AND AGAIN I THINK IT'S GREAT WE'RE MAKING THIS CONVENIENT FOR OUR EMPLOYEES AND IT IS A REQUIREMENT AND I DON'T CRITICIZE ANYTHING WE HAVE DONE, BUT HAVE YOU CONSIDERED THIS MATH THAT \$100,000, WHICH I THINK

RELATES TO 14 WEEKS, IS THAT RIGHT?

THAT THE \$100,000 CONTRACT FOR THE TESTING PRESUMABLY SO WAS 14 WEEKS LONG.

SO, ASSUMING THAT -- SO \$100,000 DIVIDED BY 14 WEEKS IS \$7,000 A WEEK WHICH MEANS FOR SEVEN HOURS A WEEK WE'RE SPENDING \$1,020 PER HOUR OF TESTING FOR A HANDFUL OF EMPLOYEES.

AND ONE OF MY COLLEAGUES ATTENDED ONE OF THE TESTING SESSIONS AND THREE EMPLOYEES CAME IN FOR THAT HOUR.

SO, THAT'S A LOT OF MONEY.

STEVE, DID YOU REALIZE WE'RE SPENDING THAT MUCH MONEY FOR SEVEN HOURS A WEEK?

AND DID ANYBODY CONSIDER SAYING, HEY, WE WANT TO GET OUR UNVACCINATED EMPLOYEES TESTED BUT WHY DON'T WE GIVE THEM \$100 AND GO TO WALGREENS AND GET THEIR OWN TEST ONCE A WEEK? IT COSTS \$40.00 AT WALGREENS AND THEY POCKET THE 60 AND THE CITY IS WAY AHEAD BECAUSE WE'RE SPENDING \$1,000 AN HOUR FOR THIS TESTING. HAS ANY TRADEOFF IN TESTING MECHANISMS OR JUST GO RIGHT FOR THE GOLD STANDARD? WHICH IS GREAT TO START WITH MAYBE, BUT HAVE WE CONSIDERED LIKE WE WERE TALKING ABOUT SHOPPING AROUND WITH CITY PROSECUTION SERVICES, HOW DID WE GET A \$100,000 CONTRACT FOR 14 WEEKS AND ARE THERE CHEAPER ALTERNATIVES THAT WE CONSIDER?

>> THANK YOU FOR THE QUESTION, COUNCIL MEMBER HADLEY. WE WERE GIVEN THE DIRECTION TO IMPLEMENT THE TESTING PROGRAM FOR UNVACCINATED EMPLOYEES WITH THE UNDERSTANDING THAT WE ARE REQUIRED TO NEGOTIATE THE IMPACTS OF THAT DECISION WITH OUR EMPLOYEE LABOR ASSOCIATIONS.

AT THAT TIME THERE WAS A SENSE OF URGENCY SURROUNDING OFFERING THE TESTING AND MAKING IT MANDATORY FOR UNVACCINATED EMPLOYEES, AND THIS WAS MID-AUGUST.

SO WHAT WE DID AT THE TIME WAS WE REACHED OUT TO SOME VENDORS WE WERE WORKING WITH ALREADY AND SOME PERSPECTIVE VENDORS WE HAD NOT WORKED WITH.

THE RANGE OF QUOTES THAT WE RECEIVED ON THE TESTING WAS APPROXIMATELY \$100 TO \$150 PER TEST, AND SOME OF THE COMPANIES ALSO CHARGE AN ONSITE TESTING FEE.

THE COMPANY THAT WE'RE CURRENTLY USING FOR THE TESTING IS NOT CHARGING AN ONSITE TESTING FEE, SO ALTHOUGH THERE ARE THE RANGE OF DATES AND TIMES OFFERED, THAT WAS PRIMARILY AS A RESULT OF OUR IMPACTS BARGAINING WITH THE POLICE OFFICER'S ASSOCIATION IN AN ATTEMPT TO ADDRESS AS MANY DIFFERENT SCHEDULES AS POSSIBLE. THERE'S NOT A DIRECT COST ASSOCIATED WITH AN INCREASED NUMBER OF TESTING SESSIONS BECAUSE WE ONLY PAY ON A PER TEST BASIS.

SO I DON'T KNOW THAT THAT NECESSARILY IMPACTS IN ANY WAY THE NUMBER OF EMPLOYEES AND THE NUMBER OF TESTS AND THE DIRECT COST OF THE TEST.

THIS AGREEMENT WITH DROPFUSION, WHO'S THE CURRENT PROVIDER THAT WE'RE USING, WENT TO COUNCIL TO RATIFY LAST MEETING ON SEPTEMBER 9TH AND GIVEN THE AVERAGE TESTING THAT'S HAPPENED TO DATE, IT WOULD EXTEND APPROXIMATELY THROUGH MID-NOVEMBER. DEPENDING ON COUNCIL DIRECTION, WE WILL LOOK AT OTHER TESTING OPTIONS BETWEEN NOW AND THE EXHAUSTION OF THE FUNDS IN THAT CONTRACT.

IF WE DO MANDATE TESTING, WE ARE REQUIRED TO PAY FOR THAT TESTING AND TO PAY FOR THE EMPLOYEE'S TIME WHILE THEY'RE COMPLETING THE TESTING.

IF WE DO RECEIVE DIRECTION FROM THE COUNCIL TO IMPLEMENT A MANDATORY VACCINATION POLICY, OF COURSE THAT WILL TAKE SOME NUMBER OF WEEKS TO DO THAT. BOTH TO RESEARCH AND DEVELOP THE POLICY AS WELL AS TO PROVIDE EMPLOYEES THE TIME TO BECOME FULLY VACCINATED AND TO HAVE IMPACTS BARGAINING WITH OUR LABOR ASSOCIATIONS.

AND WE WILL STILL NEED A TESTING RESOURCE AVAILABLE BECAUSE THERE WILL BE EXCEPTIONS THAT EMPLOYEES REQUEST AND TYPICALLY FOR AGENCIES WHO HAVE IMPLEMENTED THE MANDATORY VACCINE POLICY, ONE OF THE ACCOMMODATIONS THAT IS GENERALLY AGREED TO FOR MOST EMPLOYEES IS WEARING OF PPE ALONG WITH WEEKLY TESTING, SO WE WILL NEED TO PROVIDE THE TESTING TO SOME EXTENT.

AND AGAIN IT'S THE COUNCIL DECISION ON IF THAT IS ONLY FOR EMPLOYEES WHO HAVE A RELIGIOUS OR MEDICAL EXCEPTION, IF IT'S FOR ALL UNVACCINATED EMPLOYEES, AND/OR IF WE'RE ALSO PROVIDING THE TESTING FOR FULLY VACCINATED EMPLOYEES ON a voluntary basis as another screening mechanism.

>> GOT YOU, YEAH.

YEAH, AGAIN, I GOT TO BELIEVE WITH OUR SHOPPING AROUND ANALOGY WE WERE TALKING ABOUT BEFORE FOR CITY OF PROSECUTION, WE CAN SURELY DO BETTER THAN \$1,000 AN HOUR FOR ONSITE TESTING.

THEN THE SECOND E-MAIL FROM OUR RISK MANAGER THAT WAS SUPER HELPFUL AND ANOTHER CHART THAT CAME I BELIEVE YESTERDAY ALSO, IT MENTIONS, AND I'M SURE THAT YOU SAW THIS LISA BUT JUST MAKING SURE, IT SAYS THE CHART BELOW REFLECTS THE NEW COVID CASES IN THE PAST THREE MONTHS.

IN ADDITION OF THE EMPLOYEES VACCINATED, THE TYPE OF VACCINE THE EMPLOYEE HAS IS INDICATED.

OKAY, SO ARE YOU AWARE THAT FROM JULY 20TH TO 9/1, AND THERE HAVE BEEN NO COVID CASES SINCE 9/1 IS MY UNDERSTANDING, AND PRIOR TO JULY 20TH, THERE WERE NO COVID CASES UNTIL FEBRUARY? SO WE DID HAVE A FEW POSITIVE CASES.

WE HAD EIGHT EMPLOYEE COVID CASES FROM JULY UNTIL TODAY.

SO, THAT'S PRETTY SMALL FOR THE PUBLIC AND MY QUESTION TO YOU IS DO YOU REALIZE THAT HALF OF THOSE COVID CASES, POSITIVE COVID

CASES, AMONG EMPLOYEES, VACCINATED EMPLOYEES, FOUR OF THE EIGHT WERE UNVACCINATED, FOUR WERE VACCINATED AND THEY'RE NOT MANDATED TO BE TESTED SO THAT'S JUST HAPPENSTANCE, THAT'S JUST GOOD FOR THEM OR IT'S LUCK OR THEY WERE GOING SOMEWHERE, OR THEY WANTED AN EXTRA LAYER OF PROTECTION.

SO, WE'VE HAD FOUR COVID CASES AMONG OUR EMPLOYEES SINCE FEBRUARY.

POSITIVE COVID CASES AMONG UNVACCINATED EMPLOYEES.

FOUR.

SO AGAIN, DO YOU STAND BY THAT DATA AND THAT CHART?

LIKE, THAT'S AMAZING TO ME.

WE'VE HAD EIGHT POSITIVE CASES, FOUR WERE FROM VACCINATED EMPLOYEES AND NOBODY'S SAYING, YOU GOT TO TEST WEEKLY, YOU'RE JUST AS DANGEROUS AS AN UNVACCINATED EMPLOYEE.

AND DOES THAT SOUND RIGHT TO YOU THAT OF EIGHT CASES, FOUR OF THEM WERE UNVACCINATED?

>> I CAN VERIFY THAT THE INFORMATION THAT WAS SENT TO COUNCIL IS THE ACCURATE INFORMATION REGARDING OUR RECENT CASES.

>> BECAUSE IF THAT'S THE CASE, THIS IS JUST LOCKING THE BARN DOOR AFTER THE HORSE IS STOLEN. I MEAN, THE CASES ARE OVER. WE DON'T HAVE CASES OF CURRENT UNVACCINATED EMPLOYEES. IN FACT, WE HAVE JUST AS MANY COVID CASES AMONG VACCINATED EMPLOYEES SO WHY WOULD THE TIME TO MANDATE VACCINES, AND I'M NOT SPEAKING TO YOU DIRECTOR JENKINS ANYMORE, THE TIME TO TALK ABOUT VACCINES WAS A LONG TIME AGO.

AND OBVIOUSLY, OUR VACCINATED EMPLOYEES ARE JUST AS SUSCEPTIBLE TO CATCHING COVID AS OUR UNVACCINATED.

SO I SHARE THAT WITH MY COLLEAGUES, I SHARE THAT WITH THE PUBLIC.

WE DON'T NEED TO SPEND \$1,000 AN HOUR TESTING AND IF WE DO, WE'RE CATCHING AS MANY VACCINATED EMPLOYEES WITH COVID AS UNVACCINATED.

THE IRONY IS KIND OF RICH.

>> JUST TO MAKE SURE THAT IT'S CLEAR TO COUNCIL AND TO THE PUBLIC, THE INFORMATION THAT WAS REQUESTED WAS OUR EMPLOYEE COVID CASES IN THE PAST THREE MONTHS.

THIS DOES NOT REFLECT EMPLOYEES WHO WERE IDENTIFIED AS COVID POSITIVE THROUGH OUR SCREENING TESTING.

MOST OF THESE CASES, THE EMPLOYEES HAD EITHER A KNOWN CLOSE CONTACT HOUSEHOLD MEMBER WHO WAS EITHER SYMPTOMATIC OR TESTED POSITIVE, THE EMPLOYEE THEMSELVES WAS SYMPTOMATIC, OR HAD AN EXPOSURE OUTSIDE OF THE WORKPLACE.

SO THE NUMBER OF EIGHT EMPLOYEES REPRESENTS OUR TOTAL NUMBER OF EMPLOYEE CASES OF COVID FROM JULY 20TH THROUGH TODAY.

AND AS COUNCIL MEMBER HADLEY STATED, PRIOR TO THAT, OUR PREVIOUS

MOST RECENT CASE WAS IN FEBRUARY OF 2021.

>> YEAH. SO AGAIN, WE'VE HAD NO COVID CASES IN 20 DAYS, ZERO, AND WE HAD EIGHT BETWEEN JULY AND NOW, HALF WERE VACCINATED. SO, HALF WERE VACCINATED. OUR VACCINATED ARE EQUALLY AT RISK OF CATCHING COVID.

>> OKAY. THANK YOU, COUNCIL MEMBER HADLEY.

IF THERE ARE NO MORE QUESTIONS, WE DO WANT TO OPEN THIS UP TO PUBLIC COMMENT BEFORE WE CONTINUE WITH THE DISCUSSION.

SO IF I DON'T SEE ANY MORE QUESTIONS, I'M GOING TO ASK IF WE HAVE ANYONE WOULD LIKE TO MAKE A PUBLIC COMMENT.

>> THERE'S NO REQUESTS FOR PUBLIC COMMENTS REGARDING THIS ITEM.

>> THANK YOU.

OKAY, NOW I WILL OPEN THIS TO A CONTINUED CONVERSATION.

DOES ANYBODY ELSE HAVE A COMMENT OR DISCUSSION ABOUT THIS ITEM?

>> YEAH, YOUR HONOR.

COULD I ASK CITY MANAGER MOE IF MY PARTICULAR CONCERN -- FIRST OF ALL, I THINK THIS IS UNNECESSARY.

CLEARLY THE VACCINATED ARE JUST AS MUCH IN DANGER OF CATCHING COVID AS OUR UNVACCINATED EMPLOYEES. I THINK THAT DOES GO TO -- I THINK IT MIGHT HAVE BEEN RICHARD'S POINT THAT THERE ARE PROTOCOLS THAT OUR STAFF IS FOLLOWING WHICH IS FANTASTIC, AND THE PROTOCOLS ARE WORKING WITH ZERO COVID CASES IN THE MONTH OF SEPTEMBER AMONG OUR STAFF.

I WOULD LIKE TO POINT OUT TO MY COLLEAGUES ALSO THAT LONG BEACH UNIFIED SCHOOL DISTRICT, TODAY OR YESTERDAY, DROPPED THE TESTING COMPLETELY FOR ITS SCHOOL CHILDREN. COMPLETELY.

THEIR POSITIVITY RATES OF COVID ARE SO LOW, IT'S ONE PERCENT OR BELOW, AND THEY SAID IT'S NOT WORTH IT. WE'RE GOING TO SAVE THE MONEY; WE'RE NOT GOING TO TEST OUR SCHOOL CHILDREN.

IT'S OVER. I MEAN, DELTA VARIANT I THINK IS LARGELY BEHIND US. NOW, WILL THERE BE ANYTHING MORE COMING FORWARD? ABSOLUTELY, THERE MIGHT BE.

BUT WE DON'T EVEN KNOW IF THIS CURRENT VACCINE WILL BE EFFECTIVE TOWARDS SOMETHING COMING FORWARD, SO AGAIN THIS IS LOCKING THE BARN DOOR AFTER THE HORSE IS STOLEN.

AND IT WAS AN EXPENSIVE HORSE, AND IT WAS A BUMMER AND WE LOST PEOPLE AND IT WAS A REAL BUMMER BUT LOCKING THE BARN DOOR NOW DOESN'T BRING THAT HORSE BACK.

CITY MANAGER MOE, I'M PARTICULARLY CONCERNED ABOUT RECRUITMENT IN OUR POLICE FORCE BECAUSE I HAVE HEARD THAT A NUMBER OF - ALL THE DEPARTMENTS ARE HIRING, I HAVE HEARD.

I DID HAVE A CONVERSATION WITH CHIEF ABELL AND WE'RE DOWN SEVEN OFFICERS.

OUR POLICE FORCE WAS HARD HIT WITH COVID, GOD BLESS THEM.

THEY WERE ALWAYS ON THE JOB. OUR POLICE AND FIRE, OUR PARKS AND

REC, AND OUR PUBLIC WORKS WERE ALWAYS OUT THERE DURING THE PANDEMIC FOR 18 MONTHS.

WE'RE DOWN SEVEN OFFICERS AND WE'RE RECRUITING.

AND ACCORDING TO THE STATS WE'VE GOTTEN FROM HR, THE VACCINATION RATE AMONG OUR PD, CIVILIAN SWORN I DON'T KNOW, IS A LITTLE BIT LOWER THAN SOME OTHER DEPARTMENTS.

BUT IF YOU ADD IN PRIOR COVID INFECTIONS, IT'S ABOUT 80 SOMETHING PERCENT WHICH TRACKS WITH THE WHOLE CITY.

SO, I AM CONCERNED ABOUT LOSING OFFICERS GOING TO DEPARTMENTS WITHOUT MANDATES.

I HAVE HEARD IN THE COMMUNITY THAT THERE ARE OFFICERS SHOPPING AROUND FOR DEPARTMENTS WITHOUT MANDATES AND I WOULD NOT WANT TO HARM OUR RECRUITMENT AT THIS TIME.

SO, COULD I ASK IF CHIEF ABELL IS ON THE LINE?

COULD I ASK HIM HOW THE RECRUITMENT'S GOING? DOES THIS COME UP IN THE INTERVIEWS?

AND IF HE FEELS LIKE HIS OFFICERS ARE FOLLOWING THE PROTOCOLS. AGAIN, WE'VE HAD NO POSITIVE CASES IN 21 DAYS.

I THINK OUR OFFICERS ARE FOLLOWING PROTOCOL, BUT I'D FEEL BETTER HEARING IT FROM HIM.

>> SURE, I BELIEVE THE CHIEF IS ON THE LINE HERE WITH US. SO CHIEF, WOULD YOU LIKE TO WEIGH IN?

AS FAR AS THE RECRUITMENT PROGRESS GOES, OF COURSE LISA CAN ANSWER THAT AS WELL.

AND WE DID SEE THE STATUS REPORT PROVIDED ON THE CONSENT CALENDAR ABOUT HOW THE RECRUITMENTS WERE GOING, SO I THINK WE'RE LOOKING GOOD IN THAT AREA BUT I'LL LET DERRICK AND LISA EXPAND ON THAT.

>> YEAH, RECRUITMENT SPECIFICALLY IF THESE QUESTIONS COME UP ABOUT MANDATORY COVID VACCINES.

>> GOOD EVENING, COUNCIL MEMBER HADLEY AND MEMBERS OF COUNCIL AND THANK YOU FOR ASKING ME TO PARTICIPATE.

I WILL JUST SAY THIS, YOU ASKED SPECIFICALLY ABOUT PROTOCOLS AND WHETHER OR NOT -- AND I'LL SPEAK TO THAT FIRST, AND WHETHER MY DEPARTMENT, I GUESS I SHOULD SAY AS A WHOLE, WHETHER IT BE SWORN OR CIVILIAN ARE FOLLOWING THE PROTOCOLS.

AND I WILL SAY TO DATE, THEY ARE.

OBVIOUSLY EARLY ON WITH ALL THE CHANGES THAT WERE TAKEN PLACE THROUGHOUT THE SUMMER, THERE WERE A NUMBER OF INFECTIONS THAT WE EXPERIENCED AND I THINK EVEN THROUGHOUT THAT TIME, TRYING TO ADHERE TO THE PROTOCOLS AND GET PEOPLE TO UNDERSTAND THE SIGNIFICANCE OF IT WAS A CHALLENGE. BUT TO DATE, PEOPLE ARE NOW IN LINE WITH DOING WHAT THEY NEED TO DO. UNDERSTANDING THE POSSIBILITY OF THIS DISCUSSION ABOUT MANDATES IS REAL TO THEM. AND THEY DO UNDERSTAND THE PROTOCOLS AND THEY HAVE BEEN

FOLLOWING THEM.

SOME HAVE ASKED THE QUESTION TOO, WHAT THE PROTOCOLS ARE. AND SO, IN THE FIELD, WITH EVERYONE ELSE BEING IN THE PUBLIC, OUTDOORS, OFFICERS ARE NOT REQUIRED NECESSARILY TO WEAR THE FACIAL COVERINGS. HOWEVER, IN THE PRESENCE OF SOMEONE AND ESPECIALLY IF THEY COME INTO CONTACT WITH SOMEONE WHERE THEY HAVE BEEN ARRESTED AND THEY ARE IN THE SAME VEHICLE, THEY ARE REQUIRED TO WEAR THAT N95 MASK. AND THAT IS A PART OF THE PPE REQUIREMENT.

WHETHER THEY BE IN THE CAR OR IN THE FACILITY WHERE THEY ARE TAKING SOMEONE TO BE BOOKED, SO TO SPEAK.

SO IN THOSE CASES THEY DO UNDERSTAND, AND EVEN BEING IN THE PRESENCE LONGER THAN 15 MINUTES WITH SOMEONE, THEY UNDERSTAND THE MAGNITUDE OF THAT SHOULD THEY NOT FOLLOW THOSE PROTOCOLS. BECAUSE THAT THEN PUTS US IN A POSITION WHERE IF IN FACT, WE HAD TO GO TO WHAT WE DID IN THE SUMMER, AND THAT IS A TACTICAL SCHEDULE WHERE THEY ARE PLACED ON TEAMS AND BEING ISOLATED, THEY DON'T WANT TO DO THAT AGAIN.

THAT WAS VERY DIFFICULT, THE ISOLATION FROM OTHER OFFICERS AND OTHER PEOPLE IN THE ORGANIZATION.

SO THEY'RE WORKING EXTREMELY HARD TO ENSURE THAT THEY'RE FOLLOWING THE PROTOCOLS AND DOING WHAT THEY'RE SUPPOSED TO.

IN TERMS OF THE RECRUITMENT ASPECT OF IT, THE PEOPLE WHO HAVE BEEN RECRUITED THUS FAR HAVE NOT NECESSARILY MENTIONED THAT, BUT I HAVE TALKED TO MY PEERS AT OTHER AGENCIES WHERE IT HAS IMPACTED THEM IN TERMS OF MANDATING AND OFFICERS LEAVING THOSE LOCATIONS.

NOW, WOULD THAT HAPPEN WITH US? I DON'T KNOW.

THERE MAY BE A POSSIBILITY BUT THE FACT THAT IT HAS BEEN DISCUSSED BY OTHER AGENCIES, I AM VERY AWARE OF THAT.

AND OUR RECRUITMENT AT THIS POINT IN TIME, WE'RE DOING VERY WELL AND I'M VERY PLEASED WITH THE NUMBER OF PEOPLE THAT WE'RE RECEIVING, THE QUALIFIED CANDIDATES THAT WE'RE RECEIVING AT THIS TIME.

SO THINGS ARE GOING WELL WITH THAT RESPECT AND I HOPE THAT ANSWERS YOUR QUESTIONS.

>> YEAH CHIEF, LET ME JUST ASK YOU POINT BLANK. WOULD A MANDATORY VACCINE REQUIREMENT ON CITY STAFF HELP MORALE OR HURT MORALE? WOULD IT HELP RECRUITMENT OR HURT RECRUITMENT WITH THE POLICE DEPARTMENT? GIVEN THAT WE'RE DOWN SEVEN OFFICERS.

>> I BELIEVE IT WOULD HAVE AN IMPACT ON US.

I THINK ABOUT MORALE RIGHT NOW AND HOW DELICATE IT'S BEEN OVER THE LAST 18 MONTHS, AND THIS IS JUST ONE MORE ADDED ITEM.

-- [INAUDIBLE]

WE'RE DOING WELL RIGHT NOW.

YES, IT PROBABLY WOULD.
-- OUT THERE.
THE WORD REVERBERATES NOT ONLY THROUGHOUT THE SOUTH BAY BUT
BEYOND LA COUNTY IN TERMS OF WHAT AGENCIES ARE DOING.
SO THEY'RE LISTENING INTENTLY RIGHT NOW, NOT JUST IN OUR
DEPARTMENT BUT OTHER LOCATIONS AS WELL.
>> THANK YOU, CHIEF. AND I'LL LET THE CHIEF GO.
LOOK, I KNOW MY COLLEAGUES CARE, I'M JUST GOING TO WRAP UP HERE.
I KNOW STEVE AND RICHARD THAT YOU CARE AND I KNOW THAT YOU WANT
TO KEEP PEOPLE SAFE.
I DON'T KNOW YOUR HEART; I'M GUESSING AT YOUR HEART.
YOU LOVE THE EMPLOYEES AND WANT TO KEEP THEM SAFE.
I DID SHARE WITH THE CHIEF IN MY PHONE CALL, WE'RE CHRISTIANS
AND I SAID THIS BIBLE VERSE THAT POPPED UP IN MY HEAD WHEN WE'RE
LYING IN BED THE OTHER NIGHT AND IT'S, PARENTS, DON'T EXASPERATE
YOUR CHILDREN.
AND WE HAVE AN OBLIGATION NOT TO EXASPERATE OUR CITY STAFF AND I
DO THINK THAT THIS GOES A LITTLE TOO FAR.
I THINK THAT THIS IS NOT NECESSARY.
I THINK THE WORST IS OVER.
I THINK THIS WILL HURT MORALE IN A KEY DEPARTMENT, AND THEN I
ALSO THINK IN PUBLIC WORKS AND PARKS AND REC AS WELL.
AND I JUST DON'T THINK WE NEED TO GO THERE.
I DON'T WANT TO GO THERE.
I THINK FREEDOM IS IMPORTANT.
I THINK THIS IS A SOLUTION IN SEARCH OF A PROBLEM AND THAT SHIP
HAS SAILED.
IT'S NOT NECESSARY NOW.
WE HAVE NO CASES, LONG BEACH UNIFIED HAS STOPPED TESTING,
HALF OF OUR RECENT CASES HAVE BEEN WITH VACCINATED.
SO JUST ALL OF THESE DATA POINTS.
SO I'M JUST BEGGING, MAYBE WE'LL NEED TO GO THERE.
MAYBE WE WAIT 60, 90 DAYS.
MAYBE WE REEVALUATE.
I NEED TO BE BETTER ABOUT THAT.
IT'S NOT ALL OR NOTHING.
I KNOW YOU CARE BUT THIS IS A SLEDGEHAMMER OF A POLICY. I REALLY
AM BEGGING YOU TO THINK MORE ABOUT A SCALPEL .
AND FOR GOD'S SAKE LET'S FIND A CHEAPER TESTING ALTERNATIVE AND
SHOP AROUND.
SO, THAT'S ALL I HAVE TO SAY. THROWING MYSELF AT YOUR MERCY, I
DON'T THINK WE NEED --
>> THANK YOU, COUNCIL MEMBER HADLEY AND MAYOR PRO TEM NAPOLITANO
>> OH MY GOODNESS.
YEAH, OKAY.

I DON'T THINK ANYONE HAS IMPOSED A POLICY.
I THINK YOU ASSUME AND PRESUME WAY TOO MUCH, COUNCIL MEMBER HADLEY.

WE PUT THIS ON FOR DISCUSSION, IT WASN'T IN A CONCLUSION.
WE'RE LOOKING AT WHAT OTHERS ARE DOING, WE'RE LOOKING AT WHAT WE'RE DOING, AND WE CAN POKE SOME PEOPLE TO GET VACCINATED THAT HAVEN'T JUST BECAUSE THEY DON'T WANT TO, IS WORTH A DISCUSSION.
I DON'T THINK IT'S WORTH ALL THE CLICHES WE'RE THROWING OUT THERE, I DON'T THINK IT'S WORTH THE LENGTH OF TALKING ABOUT EXASPERATING.

I'M TIRED. WE'RE PUTTING IT ON FOR DISCUSSION.

AND I WANT TO SEE THE NUMBERS AND MY CONCERN WAS THAT WE'RE SPENDING A LOT OF MONEY ON A FEW PEOPLE WHO DON'T WANT TO GET IT.

AND IF THEY DON'T WANT TO GET IT, THEN CLAIM AN EXEMPTION.
IT'S NOT THAT HARD.

MAKE IT LEGIT. MAKE A LEGIT CLAIM OF EXEMPTION.

DON'T JUST, AH I DON'T WANT TO. THAT'S NOT GOOD ENOUGH TO ME.
YOU GOT TO -- WE TALKED ABOUT CHOICES AND STUFF LIKE THAT.
WE CAN'T MAKE ALL OUR OWN CHOICES.

IT'S NOT A MATTER OF FREEDOM WHEN YOU WORK FOR THE PUBLIC.
YOU HAVE TO FOLLOW PROTOCOLS, YOU HAVE TO -- YOU THINK THEY WANT TO HAVE TO FOLLOW THE PROTOCOLS? YOU THINK THEY WANT TO WEAR A MASKS ALL THE TIME? I DON'T WANT TO WEAR A MASK ALL THE TIME.
BUT WE DO THAT. WE DO THAT BECAUSE IT'S A CONDITION AND WE FOLLOW THE RULES AND WHAT WE'RE SUPPOSED TO DO TO KEEP PEOPLE SAFE.

AND IT'S NOT JUST ABOUT THE EMPLOYEES GETTING COVID.

IT'S ABOUT GIVING IT TO ANYBODY ELSE TOO, ESPECIALLY WHEN YOU'RE DEALING WITH THE PUBLIC.

SO, WHEN YOU TALK ABOUT EXASPERATING, WE'RE LOOKING AT WHAT WE CAN DO HERE TO DO OUR BEST FOR THE PUBLIC, FOR EMPLOYEES, THEY'RE NOT CHILDREN, THEY'RE ADULTS.

THEY CAN HANDLE THINGS JUST FINE.

AND AS FAR AS I'M CONCERNED, I THINK WE SET A DATE THAT YOU EITHER HAVE TO GET VACCINATED OR YOU HAVE TO CLAIM AN EXEMPTION.
IF YOU CLAIM AN EXEMPTION, THEN WE HAVE TO DO TESTING AND THAT TESTING SHOULD BE CHEAPER THAN WHAT IT IS NOW.

BUT I HOPE IT IS UNDERSTOOD THAT A HANDFUL OF EMPLOYEES ARE COSTING THE CITY A LOT OF MONEY THAT IS UNNECESSARY.

THANK YOU.

>> THANK YOU, AND COUNCIL MEMBER MONTGOMERY.

>> THANK YOU, YOUR HONOR.

I WON'T BELABOR THE POINT TO YOUR DISCUSSION WITH WHAT WE'RE LOOKING FOR. THOSE WHO RUN ON COUNTS IN 2008 OR 2012, WE'VE

ALWAYS BEEN SHORT OF OFFICERS.

SOME WAY OR ANOTHER SOME OF THE POLICE STAFF, SOMEBODY GETS INJURED, SOMEBODY RETIRES.

NOTHING NEW.

NO ONE'S FORCING ANYBODY TO WORK HERE, LAST TIME I CHECKED.

NO ONE'S MAKING YOU WORK HERE.

IT'S A PRIVILEGE TO WORK HERE.

A GREAT EMPLOYEE BUT IT'S A PRIVILEGE TO BE HERE. WE'RE LUCKY WE HAVE GREAT EMPLOYEES.

BUT I'M WITH STEVE ON THIS ONE.

I THINK THAT YOU HAVE A DATE CERTAIN IN THE FUTURE.

UNLESS ONE OF YOU CAN TELL ME RIGHT NOW, NO ONE OF OUR EMPLOYEES WILL NOT GET ANY COVID SICKNESS FROM NOW UNTIL COVID IS PRETTY MUCH AN AFTERTHOUGHT. NO ONE CAN DO THAT.

YOU CAN'T TELL ME THAT TODAY, TOMORROW, NEXT YEAR, YOU HAVE NO IDEA.

I'M NOT A DOCTOR EITHER, BUT I DO HAVE AN OBLIGATION TO OUR PUBLIC AND FELLOW EMPLOYEES TO MAKE THEIR WORKPLACE AS SAFE AS POSSIBLE, PERIOD.

AND THE IDEA THEY'RE GOING TO RUN DOWN TO CVS, I LOVE THAT PART TO SAVE MORE MONEY BUT WHO'S GOING TO FORCE THEM TO DO THAT?

ARE YOU GOING TO MONITOR EVERY EMPLOYEE AND MAKE SURE THEY GO TO CVS AND GET CHECKED EVERY FRIDAY?

NO.

YOU WANT ONE OF OUR PEOPLE TO VERIFY AND BE THERE AND DO IT THE RIGHT WAY, BECAUSE WE CAN SET IT UP THAT WAY FOR A PURPOSE. WE CONTROL IT, WE KNOW THEY ARE GOING TO COME IN, THEY'RE GOING TO LOOK AT IT. MAYBE SOME MORE EMPLOYEES REALIZED, LOOK, GO ON AND GET IT DONE, IT'S EASY, IT'S NO BIG DEAL. AND THOSE THAT STEVE TALKED ABOUT THAT WANT TO MAKE AN EXEMPTION, GET AN EXEMPTION. AND AGAIN, NO ONE IS FORCING YOU TO WORK HERE.

NO ONE.

WE HAVE AN OBLIGATION TO EVERYBODY IN OUR CITY AND ALL OF OUR EMPLOYEES THAT WORK IN ONE AREA.

SO, I'M WITH STEVE ON THAT ONE, DATE CERTAIN IN THE FUTURE. GO FROM THERE.

>> THANK YOU.

AND SO, I'LL WRAP UP THE COMMENTS PORTION OF THIS.

AND I WANTED TO SAY THAT I -- THIS CONCEPT OF BEING EXASPERATED IS TRUE FOR ALL OF US AND THAT IS BECAUSE WE'RE IN THIS ENDLESS CYCLE OF COVID AND WE ARE STILL TWENTY MONTHS, STILL ADDRESSING THIS.

AND I WILL -- A QUOTE FROM OUR COUNTY HEALTH OFFICER, FERRER, SHE WARNED THAT IF WE DON'T RAMP UP VACCINATION PACE, WE COULD BE IN AN ENDLESS CYCLE OF SURGES AND VARIANTS. WE NEED TO GET

AHEAD OF THIS.

THAT'S WHAT IS ABSOLUTELY EXHAUSTING, IS THAT WE COULD BE LOOKING AT YET ANOTHER CYCLE OF THIS.

SO WHEN WE'RE REALLY MAKING THIS DECISION LET'S BE JUST EXHAUSTED AT WHERE WE ARE AND LET'S TRY TO GET AHEAD OF THIS. THE CDC HAS GUIDELINES AND THEY RECOGNIZE, AND THEY SAY IT OVER AND OVER AGAIN, THERE'S BETTER PROTECTION BY BEING FULLY VACCINATED AND THAT IS BETTER PROTECTION COMPARED TO PEOPLE THAT HAVE HAD COVID IN THE PAST WHO ARE NOT VACCINATED.

I WANTED TO CLARIFY THAT FOR COUNCIL MEMBER FRANKLIN. THERE'S NOT AN EXEMPTION FOR VACCINATIONS IF YOU'VE HAD COVID.

IT IS STILL RECOMMENDED BECAUSE UNVACCINATED PEOPLE, WHETHER THEY'VE HAD COVID OR NOT, ARE STILL TWO TIMES AS LIKELY THAN FULLY VACCINATED TO GET COVID AGAIN.

SO WE'RE ALL SAYING WE PRIORITIZE SAFETY IN OUR CITY ABOVE ALL ELSE, I'VE HEARD EVERY ONE OF US SAY THIS.

AND IF WE WANT TO CREATE A SAFE ENVIRONMENT FOR OUR EMPLOYEES AND FOR OUR RESIDENTS, WE WANT TO CREATE THE GREATEST SAFETY ENVIRONMENT, THAN THE SIMPLE ACT OF GETTING VACCINATED WILL ASSURE THAT AND IT WILL CERTAINLY MOVE US ON THAT PATH OF MORE SAFETY AND HOPEFULLY WE CAN BE AVOIDING ANY OF THESE CONTINUED SURGES THAT'S WE'RE SEEING.

OF COURSE WE WOULD HAVE EXEMPTIONS IF WE WERE REQUIRING VACCINATION AND I WELCOME IT. WE'VE NEVER ASKED ANY OF THE 16 PERCENT OF EMPLOYEES, AS I UNDERSTAND IT, WHO HAVE NOT BEEN VACCINATED IF THEY HAVE A MEDICAL CONDITION OR IF THERE'S A RELIGIOUS BASIS FOR NOT BEING VACCINATED AND THAT'S VERY POSSIBLE.

BUT HOPEFULLY EVERYBODY ELSE WILL JUST SEE THAT, SAFETY FIRST. SO I FULLY SUPPORT BEING DONE WITH THIS.

LET'S MOVE FORWARD.

WE'VE SEEN -- I UNDERSTAND YOUR COMMENT ABOUT LONG BEACH BUT IN LA COUNTY, LA COUNTY SCHOOL DISTRICT IS REQUIRING VACCINATIONS FOR THEIR STUDENTS WHO ARE ELIGIBLE FOR THE VACCINATION. OUR MILITARY HAS REQUIRED VACCINATIONS FOR EVERYBODY IN THE MILITARY.

THAT GOES FOR THREE OF US WHO HAVE CHILDREN IN THE MILITARY WHO WERE NOT GIVEN A CHOICE.

IT IS A REQUIREMENT AND THE LIST OF THAT CAN GO ON AND ON.

I THINK THAT WE DO OURSELVES A FAVOR IF WE GET IN FRONT OF THIS, IF WE REQUIRE THE VACCINATIONS AND IF WE RECOGNIZE THE VALUE TO KEEPING EVERYBODY SAFE THAT WE ALL HOLD SO DEAR.

I THINK THAT IS THE END OF OUR COMMENTS.

IF WE HAVE A MOTION, IF YOU WOULD LIKE TO MAKE A MOTION ON THIS.

>> COUNCIL MEMBER FRANKLIN? NOT TRYING TO FORCE ANYONE TO SPEAK

BUT I HAVEN'T HEARD FROM HIM. WANT TO MAKE SURE HE HAS AN OPPORTUNITY.

>> OH SURE, YES, YES. THANK YOU.

SO, WE'VE GONE BACK AND FORTH NATIONALLY.

I MEAN WHAT? TWO WEEKS AGO? THREE WEEKS AGO? YOU NEEDED TO HAVE A BOOSTER, RIGHT? AM I WRONG? WE NEEDED TO HAVE A BOOSTER.

AND NOW THE FDA SAYS NO, WE DON'T NEED A BOOSTER.

SO THE SCIENCE IS GOING BACK AND FORTH.

RESPECTFULLY, I'VE GOT FIVE MEDICAL CITATIONS ABOUT NATURAL IMMUNITIES THAT ARE STRONGER THAN THE VACCINE.

NOW WHY OUR GOVERNMENT REFUSES TO TAKE A LOOK AT STUDIES FROM SOURCES THAT THEY'VE TAKEN STUDIES FROM SOURCES BEFORE. I DON'T UNDERSTAND.

IT MAKES SENSE.

EVERYTHING WE KNOW ABOUT FLUS AND EVERYTHING LIKE THAT, WE BUILT UP IMMUNITY ONCE YOU'VE HAD IT.

SO I'M WILLING TO WAIT, I THINK THE NUMBERS ARE LOOKING GOOD.

I THINK WE JUST SEE HOW THEY GO, SEE HOW THEY TREND, AND THEN MAKE A DECISION WHEN IT'S WARRANTED LATER.

BUT I LOOK AT SCIENCE FROM ALL OVER THE PLACE.

JOHNS HOPKINS, PLACES LIKE THAT, IMMUNOLOGISTS, YOU CAN'T PICK AND CHOOSE YOUR SCIENCE. YOU'VE GOT TO KIND OF LOOK AND READ DIFFERENT SOURCES. OKAY?

WE ALL READ A LOT; WE ALL SEE A LOT OF DIFFERENT STUDIES.

IF YOU FOLLOWED OUR FEDERAL GOVERNMENT, YOU'D BE IN LINE AT CVS OR WHEREVER YOU GET YOUR BOOSTER TO GET A BOOSTER.

AND NOW WE DON'T HAVE TO.

SO IT'S NOT A PERFECT SCIENCE.

SO I THINK WE'RE DOING A GREAT JOB WITH OUR PROTOCOLS, LET'S KEEP IT UP AND LET'S KEEP THAT INFECTION RATE DOWN.

THANK YOU.

>> THANK YOU, COUNCIL MEMBER FRANKLIN.

DO WE HAVE A MOTION ON THIS ITEM?

>> YOUR HONOR, I WOULD MOVE THAT ALSO THE EMPLOYEES SHOW PROOF OF VACCINATION BY DECEMBER FIRST OR CLAIM AN EXEMPTION AND ON AN EXEMPTION CLAIM THAT THEY BE TESTED HOPEFULLY WITH A CHEAPER METHOD.

AS COUNCIL MEMBER HADLEY POINTED OUT, I DON'T KNOW WHAT THAT IS BUT STAFF'S GOING TO LOOK AT THAT AND GO FROM THERE.

>> THANK YOU, YOUR HONOR.

>> THANK YOU. SO WE HAVE A MOTION BY MAYOR PRO TEM NAPOLITANO, SECONDED BY COUNCIL MEMBER MONTGOMERY AND CAN WE HAVE A ROLL CALL PLEASE?

>> COUNCIL MEMBER HADLEY?

>> NO.

>> COUNCIL MEMBER FRANKLIN?

>> YES.

>> MAYOR STERN?

>> YES.

>> COUNCIL MEMBER MONTGOMERY?

>> YES.

>> MAYOR PRO TEM NAPOLITANO?

>> LOOKS LIKE I DON'T HAVE TO VOTE, THE SCREEN SAYS I ALREADY DID. I'LL SAY YES.

>> MOTION PASSES, FOUR - ONE.

>> THANK YOU.

IT'S 10:04.

OKAY SO, WE ARE MOVING ON AND WE ARE JUMPING BACK IN THE AGENDA TO ITEM NUMBER 15, CONSIDERATION OF LICENSING THE CITY OF MANHATTAN BEACH LOGO.

AND THAT IS TO PARKS AND RECS DIRECTOR RAMON.

>> YES, THANK YOU GOOD EVENING, HONORABLE MAYOR STERN, MEMBERS OF THE CITY COUNCIL.

I WILL TURN IT OVER TO JESSICA VINCENT, THE NOW COMMUNICATION AND ENGAGEMENT MANAGER WHO WILL BE PRESENTING THIS ITEM.

>> ALL RIGHT. THANK YOU, MARK. GOOD EVENING HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL.

THANK YOU FOR CONSIDERING LICENSING THE MANHATTAN BEACH LOGO. BEFORE WE BEGIN DISCUSSING THE CONDITIONS OF THE AGREEMENT, I THINK IT IS IMPORTANT WE JUST TAKE A QUICK MOMENT TO REVIEW THE BACKGROUND OF THE CITY'S BRAND.

IN 2018, THE CITY COUNCIL SUBCOMMITTEE WAS FORMED TO DEVELOP THE CITY'S BRAND WHICH INCLUDED DESIGNING THE CITY LOGO.

IN MARCH 2019, THE CITY COUNCIL APPROVED THE LOGO AND ACCOMPANIED BRAND GUIDELINES.

THE CITY'S BRAND IS COMMUNICATED THROUGH THE LOGO, CITY MARKETING, AND PROMOTIONAL PRODUCTS ON PUBLIC SPACES AS WE'VE SEEN DOWN IN MANHATTAN BEACH BOULEVARD AND OTHER PUBLIC PROPERTIES THAT ARE DEEMED CRITICAL TO THE PROMOTION OF THE CITY'S BRAND.

FOLLOWING IMPLEMENTATION OF THE CITY'S BRAND AND USED GUIDELINES AND AS PART OF THE 2019 WORK PLAN, CITY COUNCIL DIRECTED STAFF TO DEVELOP A CITY STORE.

THE MANHATTAN BEACH CITY STORE, BRANDED MANHATTAN BEACH, OPENED IN SEPTEMBER OF 2019 IN AN EFFORT TO ENHANCE CIVIC RIGHT AND PROMOTE THE CITY LOGO.

ALL MERCHANDISE IS DESIGNED IN HOUSE, AS IS THE MANAGEMENT OVERSIGHT AT THE CITY STORE.

THE CITY HAS RECEIVED THE REGISTERED TRADEMARK FROM THE USPTO, THEREFORE THE CITY IS NOW THE OWNER OF ALL RIGHTS, TITLE, AND

INTEREST OF THE DESIGN MARK AND HAS FULL DISCRETION OVER THE USE OF THE LOGO DESIGN AND MAY LICENSE THE MARK FOR USE.

AS PART OF THE 2021 WORK PLAN, CITY COUNCIL DIRECTED STAFF TO ESTABLISH A LICENSED AGREEMENT TO PERMIT LOCAL BUSINESSES USE OF THE LOGO AND PROMOTE BRAND ENHANCING AND REVENUE GENERATING OPPORTUNITIES TO THE CITY.

STAFF MET WITH LEGAL COUNSEL AND HAS DEVELOPED THE STANDARD TEMPLATE THAT IS PRESENTED BEFORE YOU.

THE LICENSE AGREEMENT PROVIDES AN OPPORTUNITY FOR APPROVED BUSINESSES TO DESIGN AND SELL MERCHANDISE THAT INCLUDE THE CITY LOGO AS A PRIMARY GRAPHIC. IT ALSO PROVIDES A FRAMEWORK FOR LOCAL BUSINESSES TO PURCHASE THE CITIES MERCHANDISE, MARK UP THE COST, AND SELL ITEMS IN THOSE RESPECTIVE BUSINESSES.

THERE ARE A NUMBER OF COMPLEXITIES AND DECISION POINTS WITHIN EACH OF THE LICENSED AGREEMENTS THAT ARE TO BE NEGOTIATED BETWEEN THE CITY AND BUSINESSES INCLUDING THE ROYALTIES, TERMS, AND ALSO THE LOGO DESIGN.

THE NEGOTIATIONS MAY BE BASED ON THE SIZE OF THE BUSINESS, OR THE REQUEST FOR USE OF THE LOGO.

STAFF IS RECOMMENDED TO HAVE SOME FLEXIBILITY WITHIN THE ROYALTIES' NEGOTIATIONS AT THIS TIME.

STAFF DID MEET WITH THE DBPA EXECUTIVE DIRECTOR WHO STATED SHE FELT THAT THE TERMS WERE FAIR AND EXPRESSED IT MAY BE CHALLENGING FOR BUSINESSES TO OCCUR AN UPFRONT FEE AS THEY DO NOT KNOW HOW MUCH MERCHANDISE SALES WILL GO.

SO IN CONCLUSION, STAFF RECOMMENDS THAT THE CITY COUNCIL APPROVE THE LICENSE AGREEMENT TEMPLATE AND DIRECT STAFF THROUGH THE CITY MANAGER TO NEGOTIATE THE TERMS AND CONDITIONS FOR LOCAL BUSINESSES TO USE THE CITY LOGO.

IF APPROVED, STAFF WILL EVALUATE THE PROGRAM OVER THE NEXT YEAR, THEN PROVIDE AN UPDATE TO CITY COUNCIL FOR A REVIEW.

STAFF WILL SEEK FURTHER DIRECTION FROM CITY COUNCIL IF THE REQUEST IS MADE FROM A CORPORATE BUSINESS.

NOW THAT DOES CONCLUDE MY DISCUSSION ON THIS ITEM. IF THERE'S ANY QUESTIONS, I'M HAPPY TO ANSWER THEM.

>> THANK YOU. DO WE HAVE ANY QUESTIONS?

I SEE NO QUESTIONS.

I DO HAVE A QUESTION THAT MAYBE IS APPROPRIATE FOR CITY ATTORNEY BARROW. IS THERE ANYWHERE IN THIS CONTRACT THAT WOULD PROTECT THE CITY WITH RESPECT TO HOW MUCH A BUSINESS WHO HAS THE LICENSE WOULD CHARGE FOR THEIR PRODUCTS. SO THAT THEY WOULDN'T BE UNDERCUTTING ANYBODY ELSE'S, ESPECIALLY THE CITY'S, OWN BRANDED ITEMS OR MAYBE EVEN CHEAPENING THE LOGO.

>> YEAH, IT'S DEFINITELY PART OF THE NEGOTIATIONS. I'LL LOOK AT THE TEMPLATE, IF I COULD FIND IT AGAIN.

>> I DIDN'T SEE ANYTHING IN THERE BUT MAYBE I MIGHT'VE BEEN MISTAKEN.

THEN I GUESS --

>> YEAH, FROM MY UNDERSTANDING, JESSICA CAN CONFIRM, THAT AS PART OF THE NEGOTIATIONS WE STILL HAVE THE CONTROL.

>> YES. THAT IS CORRECT. AS PART OF THE NEGOTIATIONS, WE CAN REQUEST ALL THAT INFORMATION FROM THE BUSINESSES AHEAD OF TIME.

>> IT'S 5/4. SECTION 5/4 KIND OF TALKS ABOUT IT.

>> IT TALKS ABOUT THE -- OKAY.

>> YEAH, BECAUSE WE CAN EXAMINE. THE CITY AS AN OPTION TO EXAMINE, I BELIEVE.

>> THE PRODUCTS. I JUST DIDN'T SEE A MENTION ABOUT THE PRICE THAT THEY WOULD BE CHARGING BUT, OKAY. AS LONG AS THAT'S SOMETHING THAT WOULD BE CONSIDERED. DOES ANYBODY ELSE HAVE ANY QUESTIONS ABOUT THE LICENSING OF OUR LOGO?

OKAY, I DON'T SEE ANY QUESTIONS. I WILL OPEN IT UP FOR PUBLIC COMMENT. DO WE HAVE ANYBODY THAT RAISED THEIR HAND FOR PUBLIC COMMENT?

>> THERE'S NO REQUESTS FOR PUBLIC COMMENTS REGARDING THIS ITEM.

>> THANK YOU. SO, OKAY, I'LL OPEN THIS UP TO DISCUSSION. ANYBODY LIKE TO DISCUSS THIS? COUNCIL MEMBER MONTGOMERY.

>> THANK YOU, YOUR HONOR.

THOSE OF YOU DON'T REMEMBER, IT SEEMS LIKE ANCIENT HISTORY NOW BUT WAS IT 2008 FIRST? 2009? WHEN WE HAD TO BUILD A TRADEMARK, A LEGAL BATTLE TO TRADEMARK OUR NAME AND BE OPEN. THAT'S WHAT CITIES ARE DOING, BEVERLY HILLS WAS ONE OF THEM, SHARE THE SAME .

BUT WE PROTECT OUR BRAND, WE PROTECT OUR LOGO. THIS IS RIGHT DOWN THAT LINE. WE WEREN'T BEING GREEDY, PROTECTING IT WAS ALL WE'RE DOING. WON'T ASK ANYTHING OUTRAGEOUS HERE, IN FACT IT'S VERY MINIMAL. IT'S LESS THAN WHAT BEVERLY HILLS CHARGES NOT TO , BUT THEY SENT A BETTER TEMPLATE THAN WE DID. IT'S VERY FAIR AND I HAD ONE EMAIL ABOUT IT.

ONE. THIS WHOLE TIME ONE PERSON ASKED ABOUT IT.

READ THE EMAIL FROM JESSICA, ONE STORE HAD INQUIRED. SO I THINK IT'S VERY NOMINAL TO THEM IF ANYONE WANTS TO DO IT. NO ONE'S FORCED TO USE IT BUT IF ONE PERSON WANTS TO DO IT, IT'S A MINIMAL CHARGE TO DO IT. GOOD FOR US, GOOD FOR THEM, I THINK IT'S A GOOD START.

THANK YOU.

>> THANK YOU. MAYOR PRO TEM NAPOLITANO?

>> MOVE APPROVAL.

>> OKAY WE HAVE --

>> I -- YEAH. FRIENDLY AMENDMENT. FIRST OF ALL I HAVEN'T WEIGHED IN BUT I THINK LETTER NUMBER SIX ON ADVERTISING IS LITERALLY

UNWORKABLE TO REQUIRE 21 DAYS. I MEAN, RICHARD, NO ONE'S AGAINST AN AGREEMENT THAT'S NOT THE POINT, BUT THE DEVIL IS IN THE DETAILS. I WOULD LIKE IT TO BE AS CHEAP AND AS QUICK AND AS FAIR AND AS EASY -- I'D RATHER AIR ON OPENING IT WAY UP AND THEN WE PULL IT BACK LATER, BUT I THINK SO FEW OF OUR RETAILERS WILL AVAIL THEMSELVES OF IT AND THEY WILL BE THE SMALLER SHOPS. AND NUMBER SIX ALONE IS UNWORKABLE TO HAVE TO GET APPROVAL AND WRITING --

>> THAT'S FOR US THOUGH.

>> NO, NO. 21 DAYS FROM THE DATE OF RECEIPT BEFORE THE ADVERTISING'S EVEN RUN. I MEAN THAT'S --

>> LICENSERS SHOW HAVE 21 DAYS TO APPROVE IT OR NOT.

>> YEAH, I KNOW.

>> AND YOU'RE SAYING YOU WANT A SHORTER TURNAROUND PERIOD?

>> YEAH, YOU CAN -- NO I DON'T WANT ANY TURNAROUND AT ALL I WANT THEM TO BE ABLE TO -- I WANT US TO TRUST EVERYBODY AND THEIR ADVERTISEMENTS UNTIL THEY -- I WOULD LIKE IF THEY ABUSED THE ADVERTISEMENTS THEN WE YANK THE LICENSE, BUT NOT REQUIRE 21 DAYS BEFORE PLACING A FACEBOOK AD OR BEFORE PUTTING SOMETHING IN THE BEACH REPORTER. THAT IS THE SPEED OF A SNAIL IN THIS SORT OF RETAIL AND ONLINE WORLD. THAT'S JUST NOT WORKABLE.

>> I'M FINE WITH SHORTENING IT BUT I STILL THINK THEY NEED APPROVAL. TRUST AND VERIFIED.

>> I AGREE.

>> I DON'T THINK THEY -- WHO'S GOING TO ABUSE IT AND THEN IF THEY DO ABUSE IT, WE JUST SAY OKAY YOU'RE DONE. I DON'T THINK THE CITY WANTS TO BE IN THE JOB OF APPROVING ADS IN THE BEACH REPORTER. I JUST DON'T THINK THAT'S WORTH CITY STAFF TIME. I THINK THIS IS SMALL POTATOES AND I WOULD RATHER GIVE THEM AN OPPORTUNITY TO RUN WITH IT AND TRY IT. WE'RE NOT GOING TO HAVE ANY PROBLEM WITH THAT SO I DON'T THINK IT'S WORTH STAFF TIME TO BE GOING OVER BEACH REPORTER ADS OR FACEBOOK ADS.

>> MAYBE WE CAN ASK CITY ATTORNEY BARROW WHO IS -- WHAT HAS BEEN THE EXPERIENCE IN BEVERLY HILLS OR ANY OTHER --

>> YES, AND NOT JUST IN BEVERLY HILLS BUT IN EVERY CITY. THE CITY DEFINITELY NEEDS TO HAVE CONTROL OVER ALL ADVERTISING BECAUSE IT'S BEEN ABUSED BY OTHER -- WELL, ESPECIALLY IN BEVERLY HILLS WITH RESPECT TO OUR OTHER CLIENTS AS WELL. AND SO, THESE DAYS DON'T NEED AROUND 21 DAYS. WE CAN MAKE IT SHORTER.

>> YEAH, AND WE'D BE COMFORTABLE WITH REDUCING IT TO PROBABLY CLOSER TO LIKE 10 DAYS, I THINK. AND THAT PROBABLY WOULD NOT BE INCLUDED FOR SOCIAL MEDIA BECAUSE WE UNDERSTAND THE TURNAROUND TIME FOR SOCIAL MEDIA IS A LOT QUICKER THAN IT IS FOR LICENSED SORT OF ADVERTISING ON THE BEACH REPORTER.

>> OH, OKAY.

>> I THINK THESE THINGS ARE NEGOTIABLE. THIS IS JUST THE STARTING POINT THEY'RE ASKING US TO APPROVE.

>> RIGHT. AND JESSICA'S RIGHT, THAT GIVES US, WELL RIGHT NOW 21 DAYS, AS SHE SUGGESTED IT WOULD GIVE US 10 DAYS. THAT DOESN'T PRECLUDE US FROM APPROVING IT WITHIN TWO HOURS. THAT'S THE MAXIMUM PERIOD OF TIME.

>> OKAY SO FOR EXCLUDING SOCIAL MEDIA, SO WHEN YOU SAY MOVE TO APPROVE, IS THAT THE NOTION THAT WE WANT A LICENSING AGREEMENT? THEN OF COURSE I'M OKAY. I THOUGHT WE'RE APPROVING THIS LICENSING AGREEMENT WITH EVERYTHING THAT'S IN IT EXCEPT FOR THE YELLOW HIGHLIGHTS. SO WHICH IS IT? IS IT JUST IN CONCEPT OR ARE WE APPROVING THIS?

>> IT SAYS RIGHT HERE IN THE RECOMMENDATIONS, STAFF RECOMMENDS TO SEEK COUNCIL APPROVED LICENSE AGREEMENT TEMPLATE AND DIRECT STAFF TO SEE MANAGER TO NEGOTIATE TERMS AND CONDITIONS WITH LICENSEES TO USE THE CITY OF MANHATTAN BEACH LOGO. SO TO ME, IF THERE'S ANYTHING IN HERE THAT'S , IT'S NEGOTIABLE.

>> THAT'S CORRECT.

>> WITH THAT RECOMMENDATION FROM QUINN AND FROM JESSICA, I WOULD BE HAPPY WITH -- WHAT DID YOU SAY JESSICA? WHAT WAS YOUR RECOMMENDATION?

>> I THINK MY RECOMMENDATION AT THIS TIME WOULD BE 10 BUSINESS, OR 10 DAYS.

>> I WOULD BE MUCH HAPPIER WITH THAT, THAT'D BE GREAT. THANK YOU.

>> I'LL MAKE THE SECOND, YOUR HONOR.

>> THANK YOU, COUNCIL MEMBER MONTGOMERY FOR THE SECOND. CAN I JUST ASK, DOES THIS MOTION, AND I BELIEVE THERE WAS DISCUSSION IN THE STAFF REPORT ABOUT LIMITING THESE FIRST ROUND OF LICENSES TO LOCAL BUSINESSES AND IS THAT INCLUDED IN THIS MOTION? OR DOES THAT NEED TO BE DELIMITED AT THIS TIME?

>> THAT'S FINE. WE'VE HAD ONE PERSON/BUSINESS INTERESTED SO FAR SO I DON'T KNOW IF WE WANT TO BEGIN ALL THE TALK OF SPEED AND EXPEDITING TONIGHT. WE GIVE THEM LOCAL 90 DAYS THEN WE OPEN IT UP, THAT'S FINE.

>> OKAY, ALL RIGHT SO WE HAVE A MOTION BY MAYOR PRO TEM NAPOLITANO AND A SECOND BY COUNCIL MEMBER MONTGOMERY. CAN I HAVE A ROLL CALL?

>> MAYOR STERN?

MAYOR STERN?

>> I'M SORRY, I DIDN'T HEAR YOU LISA. YES.

>> COUNCIL MEMBER FRANKLIN?

>> YES.

>> COUNCIL MEMBER MONTGOMERY?

>> YES.

>> MAYOR PRO TEM NAPOLITANO?

>> YES.

>> COUNCIL MEMBER HADLEY?

>> YES.

>> MOTION PASSES, 5 - 0.

>> OKAY, THANK YOU. THANK YOU, COMMUNITY AND CIVIL ENGINEER
MANAGER VINCENT FOR JOINING US.

WE ARE NOW MOVING ON TO ITEM NUMBER 16, DISCUSSION OF THE SIXTH
CYCLE HOUSING ELEMENT UPDATE. THIS IS PRESENTED BY COMMUNITY
DEVELOPMENT DIRECTOR TAI.

>> GOOD EVENING MAYOR AND MEMBERS OF THE CITY COUNCIL. AS WE
INTRODUCED A FEW WEEKS AGO THIS CITY IS IN THE MIDST OF ITS
HOUSING ELEMENT UPDATE AND THAT'S THAT STATE MANDATED PROCESS
THAT WE MENTIONED TO YOU. SO FOR TONIGHT, I'D LIKE TO TURN IT
OVER TO OUR PLANNING MANAGER TALYN MIRZAKHANIAN TO GIVE YOU A
PRESENTATION ON THE HOUSING ELEMENT AND WHAT IT'S ALL ABOUT.
SO TALYN, WHENEVER YOU'RE READY.

THANK YOU.

>> GOOD EVENING HONORABLE MAYOR AND COUNCIL MEMBERS AND MEMBERS
THE PUBLIC. I'M TALYN MIRZAKHANIAN HERE, PLANNING MEMBER FOR THE
PLANNING DIVISION PRESENTING YOU WITH AN UPDATE ON OUR PROGRESS
ON THE SIXTH CYCLE HOUSING ELEMENT UPDATE OFFER.

THE GOAL HERE TODAY IS FOR STAFF TO FIRST PROVIDE BACKGROUND
INFORMATION REGARDING THE HOUSING ELEMENT DOCUMENT, THE OVERALL
PROCESS, AND THE PROGRESS TO DATE FOLLOWED BY A DISCUSSION AND
AN OPPORTUNITY TO POST QUESTIONS.

WE MAY HAVE SOME MEMBERS OF THE PUBLIC PRESENT TONIGHT WHO
ATTENDED OUR PREVIOUS WORKSHOPS, AND FOR THOSE FOLKS WE
APPRECIATE YOUR PATIENCE AS WE REVIEW SOME OF THE GENERAL
CONCEPTS FOR THOSE WHO ARE NOT IN ATTENDANCE PREVIOUSLY.
SO WHAT IS A HOUSING ELEMENT?

SINCE 1969, CALIFORNIA HAS REQUIRED THAT ALL GOVERNMENTS
ADEQUATELY PLAN TO MEET THE HOUSING NEEDS OF EVERYONE IN THE
COMMUNITY. ACCORDINGLY, THE HOUSING ELEMENT IS ONE OF THE
MANDATORY ELEMENTS OF THE CITY'S GENERAL PLAN AND ALL
JURISDICTIONS ARE REQUIRED BY STATE LAW TO UPDATE THEIR HOUSING
ELEMENT EVERY EIGHT YEARS.

PROUDLY, THE HOUSING ELEMENT ESTABLISHES A SET OF GOALS,
POLICIES, AND ACTIONS THAT ADDRESS THE HOUSING NEEDS OF ALL
CURRENT AND ANTICIPATED RESIDENTS AT ALL INCOME LEVELS OVER THE
UPCOMING HOUSING PERIOD WITH THE SIXTH CYCLE COVERING UP PERIOD
BETWEEN 2021 AND 2029.

CITY'S THAT FAIL TO UPDATE THEIR HOUSING ELEMENT EVERY EIGHT
YEARS RUN THE RISK OF LITIGATION AND LOSING THE AUTHORITY TO
ISSUE RESIDENTIAL AND NONRESIDENTIAL BUILDING PERMITS. WE COULD

LOSE OPPORTUNITIES FOR GRANT FUNDING AND NONCOMPLIANT CITIES ARE PUT ON A FOUR-YEAR UPDATE CYCLE UNTIL THEY BECOME COMPLIANT. MANHATTAN BEACH INTENDS TO REMAIN COMPLIANT TO AVOID THOSE COSTLY AND UNDESIRE CONSEQUENCES.

BEFORE WE GO FURTHER, WHEN WE TALK ABOUT INCOME LEVELS THIS IS BASED ON THE MEDIAN INCOME FOR A PARTICULAR AREA.

THE LOS ANGELES COUNTY AREA MEDIAN INCOME IS 80,000 FOR A FOUR PERSON HOUSEHOLD. HOUSING ELEMENT UPDATES USE COUNTY AMI AND NOT LOCAL AMI. THIS TABLE SHOWS INCOME LEVELS, PERCENT AMI RANGE, AND INCOME LIMITS ASSOCIATED WITH EACH LEVEL.

THE HOUSING ELEMENT PLANS FOR A CERTAIN NUMBER OF HOUSING UNITS AT EACH OF THESE INCOME LEVELS. WE'LL GO INTO THIS IN A LITTLE BIT MORE DETAIL LATER IN THE PRESENTATION.

AS YOU'LL SEE THERE ARE TWO INCOME LIMIT COLUMNS SHOWN. THE INCOME LIMIT COLUMN IS THE TRUE INCOME LIMIT COLUMN BASED ON THE AMI RANGE. THE HCD ADJUSTED INCOME LIMIT, SHOWN IN THE RIGHTMOST COLUMN, IS THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT'S ADJUSTED INCOME LIMIT WHICH TAKES INTO ACCOUNT HIGH HOUSING COST RELATIVE TO INCOME, AS IS THE CASE FOR LOS ANGELES COUNTY.

SO WE KNOW THAT THE HOUSING ELEMENT IS A PLAN BUT WHAT DOES THAT REALLY MEAN? THERE ARE SEVERAL COMPONENTS OF THE HOUSING ELEMENT. THE PURPOSE OF THESE COMPONENTS IS TO ASSESS WHAT THE HOUSING NEEDS ARE, WHAT THE BARRIERS ARE TO MEETING THOSE NEEDS, WHEN WE CAN ADDRESS THOSE BARRIERS, AND WHERE ARE SOME OPPORTUNITIES FOR THOSE NEEDS TO BE MET INCLUDING IDENTIFYING SITES WHERE DEVELOPMENT IS ALLOWED.

THE HOUSING ELEMENT IS A PLAN THAT LAYS OUT THE GOALS AND ACTIONS TO BE IMPLEMENTED FOR THE NEXT EIGHT YEARS. IT SHOULD BE NOTED THAT NEITHER THE CITY, COUNTY, nor PRIVATE LANDOWNERS ARE REQUIRED TO BUILD THE NUMBER OF UNITS PLANNED FOR IN THE HOUSING ELEMENT. AND WHAT'S THE DATA SHOWING NOW?

THE POPULATION OF OLDER ADULTS HAS INCREASED SINCE 2010 AND CURRENTLY ACCOUNTS FOR 16.9 PERCENT OF THE POPULATION. FOR COMPARISON, THE SAME AGE COHORT MAKES UP ABOUT 13 PERCENT OF THE ENTIRE REGION POPULATION. THE GROWING OLDER ADULT POPULATION PRESENTS A GREATER NEED FOR HOUSING WITH INCREASED ACCESSIBILITY.

29.7 PERCENT OF ALL HOUSEHOLDS ARE SPENDING MORE THAN 30 PERCENT OF THEIR INCOME ON HOUSING, ALSO REFERRED TO AS BEING COST HOUSING BURDENED.

THIS RESULTS IN HOUSEHOLDS HAVING LESS MONEY FOR THINGS LIKE EDUCATION, HEALTHCARE, CHILDCARE, AND OTHER NEEDS. IN 2019 THE MEDIAN HOME SALES PRICE IN CITY WAS 2.35 MILLION, WHICH OF COURSE WE KNOW HAS GONE UP SINCE THEN.

IN 77 PERCENT OF THE CITY'S HOUSING ARE SINGLE FAMILY HOMES INDICATING THERE ISN'T A WIDE VARIETY OF HOUSING TYPES COMPARED TO A NUMBER THAT'S 60 PERCENT FOR THE ENTIRE REGION.

THIS SLIDE SHOWS HISTORICAL AND CURRENT DATA FOR THE ENTIRE SOUTHERN CALIFORNIA OF ASSOCIATIONS REGION WHICH INCLUDES THE COUNTIES OF LOS ANGELES, RIVERSIDE, IMPERIAL, VENTURA, ORANGE, AND SAN BERNARDINO.

AS YOU CAN SEE, POPULATION GROWTH HAS OUTPACED HOUSING PRODUCTION IN SOUTHERN CALIFORNIA SINCE 1990.

THEREFORE, THE STATE OF CALIFORNIA HAS DECLARED A HOUSING CRISIS IDENTIFYING A SHORTAGE OF MORE THAN 3.4 MILLION HOUSING UNITS.

HOUSING PLANS ARE BEING UPDATED ACROSS THE STATE AS REQUIRED BY STATE LAW.

EACH CITY IS REQUIRED BY STATE LAW TO PLAN, AND AGAIN NOT BUILD FOR, BECAUSE WE DON'T BUILD HOUSING, BUT TO PLAN FOR WHAT IS CONSIDERED THEIR FAIR SHARE OF THE STATE HOUSING NEED.

SO LET'S LOOK INTO THIS HOUSING NEED THAT WE KEEP REFERRING TO AND LET ME REITERATE THAT WE ONLY PLAN FOR THE HOUSING AND THE STATE DOES NOT MANDATE THAT WE BUILD THE HOUSING.

THE CITY DOES NOT BUILD HOUSING HOWEVER THE CITY IS RESPONSIBLE FOR CREATING OPPORTUNITIES FOR DEVELOPMENT WHICH MEANS THAT THE CITY NEEDS TO CREATE A PATH BY WHICH PRIVATE PROPERTY OWNERS HAVE THE ABILITY TO DEVELOP IN ACCORDANCE WITH THE CITY'S REGULATION TO MEET THE HOUSING NEED.

AND YOU'VE SEEN THIS NUMBER BEFORE BUT I'LL REPEAT THAT MANHATTAN BEACH IS REQUIRED BY STATE LAW TO PLAN FOR 774 HOUSING UNITS, WHICH MAY SOUND LIKE A BIG NUMBER BUT FROM PERSPECTIVE THE ENTIRETY OF LA COUNTY'S PLANNING FOR MORE THAN 812,000 UNITS. SO 774 IS A RELATIVELY SMALL FRACTION.

ANOTHER THING TO NOTE IS THAT WHEN WE TALK ABOUT HOUSING UNITS, WE MEAN ALL TYPES OF HOUSING UNITS. AND THAT INCLUDES SINGLE FAMILY HOMES, APARTMENTS, DUPLEXES, ACCESSORY TO ALL UNITS OR FLATS AND SO FORTH.

WHILE PLANNING FOR THE CITY'S HOUSING NEED IS ONE COMPONENT TO ADDRESS THE HOUSING CRISIS, MEETING THE HOUSING NEED THROUGH HOUSING PRODUCTION CAN BE MORE CHALLENGING.

THIS TABLE SHOWS THE NUMBER OF NEW HOUSING UNITS THE CITY OF MANHATTAN BEACH HAD TO APPLY FOR IN THE PAST FOURTH AND FIFTH CYCLE HOUSING ELEMENT UPDATES, THE SIXTH CYCLE HOUSING ELEMENT UPDATE, AND THE NUMBER OF RESIDENTIAL PERMITS ISSUED SINCE 2014. DURING THE FIFTH CYCLE, AN AVERAGE OF 52 UNITS WERE PERMITTED FOR DEVELOPMENT PER YEAR. HOWEVER, NONE OF THOSE PERMITTED UNITS DURING CYCLE WERE AFFORDABLE FOR LOWER OR MODERATE-INCOME HOUSEHOLDS.

TO MEET THE SIXTH CYCLE ARENA, AN AVERAGE OF 96 UNITS WOULD NEED

TO BE PERMITTED EACH YEAR IN AN EIGHT YEAR PLANNING PERIOD JUST TO PUT THAT IN PERSPECTIVE.

THE HOUSING ELEMENT CONSISTS OF FIVE MAIN COMPONENTS. THE FIRST COMPONENT IS THE HOUSING NEEDS ASSESSMENT WHICH PROVIDES A PROFILE OF DEMOGRAPHIC AND HOUSING RELATED DATA. AND AT THIS POINT, STAFF AND THE CONSULTANTS HAVE PERFORMED THIS TASK THE SECOND COMPONENT IS ANALYSIS OF FAIR HOUSING. A FAIR HOUSING ANALYSIS IS PAIRED IN ACCORDANCE WITH REQUIREMENTS OF ASSEMBLY BILL 686, ALSO KNOWN AS AFFIRMATIVELY FURTHERING FAIR HOUSING.

THE STATE REQUIRES LOCAL JURISDICTIONS TO ANALYZE AND IDENTIFY PATTERNS AND TRENDS OF FAIR HOUSING COMPONENTS. FOR EXAMPLE FAIR HOUSING ENFORCEMENT AND OUTREACH, INTEGRATION AND SEGREGATION, RACIALLY OR ETHNICALLY CONCENTRATED AREAS OF POVERTY, DISPARITIES AND ACCESS TO OPPORTUNITY, DISPROPORTIONATE HOUSING NEEDS INCLUDING DISPLACEMENT RISK.

IN ORDER TO IDENTIFY CONCRETE ACTIONS IN THE FORM OF PROGRAMS TO AFFIRMATIVELY FURTHER FAIR HOUSING. AGAIN, THIS IS A NEW REQUIREMENT AND SO THIS IS GOING TO BE A NEW COMPONENT OF OUR HOUSING ELEMENT.

THE THIRD COMPONENT IS ANALYSIS OF THE CITY'S REGULATIONS AND GOVERNMENTAL AND NON-GOVERNMENTAL CONSTRAINTS TO DEVELOPMENT. THE GOAL IS TO IDENTIFY PROGRAMMATIC, PHYSICAL, AND FINANCIAL HOUSING RESOURCES AVAILABLE IN THE CITY AS WELL AS GOVERNMENTAL AND NON-GOVERNMENTAL CONSTRAINTS TO HOUSING PRODUCTION. GOVERNMENTAL CONSTRAINTS COULD INCLUDE COMPLEX AND LIKELY DISCRETIONARY PROCESSES FOR RESIDENTIAL PROJECTS OR CUMBERSOME DEVELOPMENT REGULATIONS.

NON-GOVERNMENTAL CONSTRAINTS INCLUDE FOR EXAMPLE, THE COST OF LAND IN THE FREE MARKET. AND SO ALL OF THAT IS ANALYZED AND THEN PUT TOGETHER IN THE FORM OF THE CONSTRAINTS AND BARRIERS ASSESSMENT.

THE FOURTH COMPONENT IS AN ADEQUATE SITES ANALYSIS WHICH IS CONDUCTED TO EVIDENCE THE RELATIONSHIP BETWEEN THE CITY'S ARENA ALLOCATION AND THE CITY'S DWELLING UNIT CAPACITY. AND AVAILABILITY OF POTENTIAL HOUSING SITES BASED ON ZONING, INFRASTRUCTURE, AND GENERAL PLAN POLICIES AND REQUIREMENTS AND LIMITATIONS.

BASED ON THE FINDINGS OF THE ADEQUATE SITES ANALYSIS, AN INVENTORY OF WHY IT'S SUITABLE FOR HOUSING PRODUCTION IS PREPARED.

THE INVENTORY INCLUDES VACANT SITES AND UNDERUTILIZED SITES WITH POTENTIAL FOR REDEVELOPMENT. WE'LL FOCUS SPECIFICALLY MORE ON THIS AREA WITHIN THE NEXT SEVERAL SLIDES.

THE FIFTH COMPONENT OF THE HOUSING ELEMENT IS GOALS, POLICIES,

AND PROGRAMS.

DEVELOPING THE STRATEGY OF ACTIONS, THE GOAL OF WHICH IS TO FACILITATE THE PRODUCTION OF HOUSING IN THE CITY. AS A REMINDER, THE HOUSING ELEMENT IS REQUIRED BY STATE LAW. WHEN WE LOOK AT BARRIERS TO MEETING THE HOUSING NEED, WE NEED TO CONSIDER THREE KEY CATEGORIES. GOVERNMENTAL CONSTRAINTS, SOME OF WHICH THE CITY CAN CONTROL, MARKED CONSTRAINTS THAT THE CITY CANNOT CONTROL, AND ENVIRONMENTAL AND INFRASTRUCTURAL CONSTRAINTS SOME OF WHICH THE CITY CAN INFLUENCE BUT NOT NECESSARILY CONTROL.

WHEN WE LOOK AT THESE, WE RECOGNIZE THAT ALL THOUGH THE CITY CANNOT CONTROL ALL OF THESE BARRIERS, THEY CAN BEGIN TO OFFSET SOME OF THE MARKET COSTS ASSOCIATED WITH DEVELOPMENT THROUGH THEIR REGULATIONS AND PROCESSES.

THE CITY HAS MADE PROGRESS SINCE THE FIFTH CYCLE HOUSING ELEMENT TO REDUCE SOME OF THESE DEVELOPMENT BARRIERS BY STREAMLINING CERTAIN PERMITS.

FURTHER, THE CITY CAN IDENTIFY AREAS WHERE ENVIRONMENTAL HAZARDS ARE MOST LIKELY TO OCCUR AND DETERMINE WHICH AREAS MAY NOT BE IDEAL FOR FUTURE GROWTH. OR THEY CAN DETERMINE WHERE TO INVEST IN AN INFRASTRUCTURE. SO IN UNDERSTANDING SOME OF THE CITY'S REGULATIONS RELATED TO DEVELOPMENT, THE CITY HAS THE AUTHORITY TO CONTROL WHAT TYPES OF DEVELOPMENT CAN GO WHERE AND IN WHAT MANNER.

SO THE CITY CAN SAY, IN THIS AREA OVER HERE YOU CAN BUILD RETAIL, OVER HERE YOU CAN BUILD APARTMENTS, OVER HERE YOU CAN BUILD SINGLE FAMILY HOMES, AND SO FORTH.

THE SPECIFICS OF WHICH ARE DETAILED IN THE CITY'S REGULATIONS AS WE KNOW.

>> I'M SORRY, CAN I JUST EXCUSE YOU FOR JUST A MINUTE? WE ARE ALMOST TO THE 10:30 POINT WHEN WE NEED A MOTION TO EXTEND THE MEETING BEYOND 11:00 O'CLOCK. WE'LL GET RIGHT BACK TO THIS PRESENTATION IF WE CAN JUST GET A MOTION REAL QUICK.

>> SO MOVED. COUNCIL MEMBER MONTGOMERY MOVE AND MAYOR PRO TEM NAPOLITANO SECOND. AND CAN WE HAVE A QUICK ROLL CALL?

>> COUNCIL MEMBER MONTGOMERY?

>> YES.

>> COUNCIL MEMBER HADLEY?

>> YES.

>> COUNCIL MEMBER FRANKLIN?

>> YES.

>> MAYOR PRO TEM NAPOLITANO?

>> YES

>> MAYOR STERN?

>> YES, AND I --

>> MOTION APPROVED

>> I'M SORRY.

>> THANK YOU. THAT'S OKAY, THANK YOU.

>> ALL RIGHT, I APOLOGIZE. PLEASE CONTINUE.

>> NO PROBLEM.

>> IN ADDITION TO IDENTIFYING ADEQUATE CAPACITY TO MEET THE SIXTH CYCLE ARENA, WE KNOW THE HOUSING ELEMENT SETS OUT A STRATEGY OF ACTIONS TO HELP FACILITATE THE PRODUCTION OF THE HOUSING NEED, ALSO KNOWN AS THE GOALS AND POLICIES COMPONENT. SINCE OUR LAST UPDATE TO CITY COUNCIL, WE HAVE MADE SOME PROGRESS ON THE GOALS AND POLICIES WHICH AS A REMINDER IS ONE OF THE FIVE REQUIRED COMPONENTS OF THE HOUSING ELEMENT. WE HAVE PROGRESSED ON OUR REVIEW OF THE CITIES ACHIEVEMENT OF GOALS OUTLINED IN THE FIFTH CYCLE ELEMENT, SO AS TO DETERMINE WHICH OF THESE NEED TO BE CARRIED FORWARD, MODIFIED, OR MARKED AS COMPLETE.

ON THIS SLIDE, ALL FOUR GOALS FROM THE CURRENT HOUSING ELEMENT WILL BE CARRIED FORWARD ALTHOUGH WITH SOME MODIFICATIONS TO CERTAIN POLICIES TO EITHER ACCOMMODATE UPDATED STATE LAWS OR ACCOUNT FOR ACHIEVEMENTS FROM THE FIFTH CYCLE. THESE GOALS INCLUDE PRESERVING EXISTING NEIGHBORHOODS, PROVIDING A VARIETY OF HOUSING OPPORTUNITIES FOR ALL SEGMENTS OF THE COMMUNITY, PROVIDING A HEALTHY AND SAFE LIVING ENVIRONMENT FOR THE RESIDENTS, AND ENCOURAGING THE CONSERVATION OF ENERGY IN HOUSING.

IN THE SECOND STEP OF THE GOALS AND POLICIES COMPONENT OF THE HOUSING ELEMENT, WE HAVE IDENTIFIED THE NEED TO DEVELOP NEW POLICIES TO ACCOMMODATE NEW OR UPDATED STATE MANDATES. ON THIS SLIDE WE REFERENCED STATE LEGISLATION DRIVING THESE POLICY REQUIREMENTS

FOR EXAMPLE, SB 35 REQUIRES CITIES AMEND INTERNAL PROCEDURES AND ZONING CODE TO INCLUDE SB 35 STREAMLINING INCREMENT PROCESSES AND PROCEDURES. AB101 REQUIRES CITIES TO AMEND THEIR ZONING CODE TO ALLOW LOW BARRIER NAVIGATION CENTERS, AND AB671 REQUIRES CITIES TO ADOPT IN COORDINATES THAT CAN SENT INCENTIVIZES AFFORDABLE ADU.

ACCORDINGLY, THE SIXTH CYCLE HOUSING ELEMENT WILL INCORPORATE NEW POLICIES TO ACCOMMODATE ALL OF THE NEW AND UPDATED STATE MANDATES.

ALL POLICIES ARE TO EXPLAIN THE PROCESS, SO WE ARE REQUIRED TO BUILDING A POLICY INTO OUR HOUSING ELEMENT AND THESE ARE THINGS THAT THE STATE IS ABSOLUTELY GOING TO BE LOOKING FOR BECAUSE THEY ARE STATE MANDATES. AND SO THEY WANT TO SEE THAT WE'RE INCLUDING A POLICY TO MAKE THESE CHANGES. AND THEN FOR EACH ONE OF THESE WITHIN THE FIRST THREE YEARS OF ADOPTING THE NEW HOUSING ELEMENT, WE'RE GOING TO HAVE TO COME BACK TO COUNCIL

WITH A DETAILED POLICY TO THEN ADOPT AND INCLUDE IN OUR ZONING CODE.

SO THIS JUST SETS OUT THE PROGRAM, THAT'S WHAT GETS BUILT INTO THE HOUSING ELEMENT, AND THEN WE HAVE A COUPLE OF YEARS TO BRING ALL OF THAT TO FRUITION.

I'D LIKE TO SLOW DOWN HERE JUST A LITTLE BIT AS WE SWITCH GEARS TO THE SITES ANALYSIS COMPONENT OF THE HOUSING ELEMENT. THE PUBLIC AND THE COUNCIL'S INPUT ON THIS MATTER IS CRITICAL. I'LL START BY NOTING THAT THE STATE'S REQUIREMENTS FOR IDENTIFYING SITES TO ACCOMMODATE OUR ARENA LIKE MANY OF THE OTHER HOUSING ELEMENT POLICIES, HAVE BECOME MORE STRINGENT IN THE SIXTH CYCLE. CONSEQUENTLY, MANY OF THE SITES IDENTIFIED IN THE CITY'S FIFTH CYCLE HOUSING ELEMENT NO LONGER MEET THE CRITERIA MANDATED FOR THE SIXTH CYCLE. WITH THAT IN MIND, WE CAN TAKE A LOOK AT THE PARAMETERS FOR OUR EVALUATION OF AVAILABLE SITES. I'LL POINT OUT THAT OUR ANALYSIS FOCUSES ON THE AVAILABLE CAPACITY FOR OUR LOWER INCOME UNIT REQUIREMENTS AS THE CITY DOES HAVE ADEQUATE CAPACITY FOR THE MODERATE TO ABOVE MODERATE CATEGORY. AS FOR PARAMETERS IN THE SIXTH CYCLE THEY CITY CAN INCLUDE ONLY THOSE SITES WITH AN IMPROVEMENT TO LAND RATIO LESS THAN OR EQUAL TO ONE, DEMONSTRATING THAT THE SITE IS UNDERUTILIZED AND RIGHT FOR DEVELOPMENT.

SIMILARLY, THE BUILDINGS ON THE SITE HAVE TO BE CONSTRUCTED PRIOR TO THE 1970/1990 ERA AS SITES WITH NEWER STRUCTURES ARE LESS LIKELY TO BE REDEVELOPED DURING THE PLANNING PERIOD. AND SO THEREFORE HCD DOESN'T SEE THAT AS REALISTIC.

THE SITES ARE ALSO REQUIRED TO BE A HALF AN ACRE IN SIZE, WHICH AS YOU CAN IMAGINE IS A CHALLENGE IN THIS CITY. FURTHERMORE, WE HAVE TO DEMONSTRATE A REALISTIC CAPACITY OF 20 DWELLING UNITS PER ACRE BASED OFF OF EXISTING DENSITY REQUIREMENTS AND DENSITY TRENDS SUBSTANTIATED BY EVIDENCE. ALSO WE CAN ONLY ACCOUNT FOR NET NEW UNITS WHICH MEANS WE HAVE TO DEDUCT THE NUMBER OF EXISTING UNITS IF THERE ARE ANY FROM OUR CAPACITY IDENTIFICATION.

AS I MENTIONED, THE REQUIREMENTS TODAY ARE VERY DIFFERENT THAN THEY WERE FROM THE FIFTH CYCLE. FOR THE SAKE OF COMPARISON, I'LL NOTE THAT MOST OF THE FIFTH CYCLE SITES OUR ONLY A QUARTER OF AN ACRE, THEY'RE NOT CONTIGUOUS, AND THEY ACCOUNTED FOR TOTAL UNIT CAPACITY INSTEAD OF NET NEW UNIT CAPACITY, WHICH PUTS US AT A SIGNIFICANT DISADVANTAGE OF THE CYCLE.

BASED OFF OF THESE REQUIREMENTS THUS FAR, WE'VE BEEN ABLE TO IDENTIFY THE SITES SHOWN ON THIS SLIDE FOR A TOTAL OF EXISTING CAPACITY OF 53 LOWER INCOME UNITS ON 2.77 TOTAL ACRES. AGAIN, WE'RE JUST FOCUSING ON THE LOWER INCOME CAPACITY BECAUSE WE BELIEVE WE HAVE SUFFICIENT CAPACITY FOR THE MODERATE TO ABOVE

MODERATE CATEGORIES.

HERE'S A CLOSER LOOK AT OUR LOWER INCOME CAPACITY ANALYSIS TO DATE. BEAR IN MIND THAT THIS IS A WORK IN PROGRESS. WITH A LOWER INCOME ALLOCATION OF 487 UNITS, WE ARE ALREADY ACCOUNTING FOR UNITS THAT ARE CURRENTLY IN THE PIPELINE, WE ARE ACCOUNTING FOR THE EXISTING SITE CAPACITY OF 53 OUTLINED ON THE PREVIOUS SLIDE, AND WE ARE ACCOUNTING FOR 50 NEW ACCESSORY DWELLING UNITS OR ADU DURING THE PLANNING PERIOD BASED ON FORMULA'S DEVELOPED BY EACH CITY AND SCAG.

WHICH BRINGS US TO APPROXIMATELY 375 UNACCOUNTED, LOWER INCOME UNITS TO PLAN FOR.

PUTTING THIS IN TERMS OF ACREAGE, WE NEED TO IDENTIFY 18.75 ADDITIONAL ACRES ON WHICH WE COULD ACCOMMODATE LOWER INCOME UNIT CAPACITY. AT THIS POINT STAFF ALONG WITH THE CONSULTANT TEAM, HAS GONE THROUGH ALL THE SITES IN THE CITY TO IDENTIFY OPPORTUNITY SITES THAT ARE UNDERUTILIZED AND MEET ALL OF THE OTHER STATE'S STRINGENT CRITERIA FOR ADDITIONAL LOWER INCOME CAPACITY. AND THUS FAR, WE'VE BEEN ABLE TO IDENTIFY ABOUT 59 ACRES OF UNDERUTILIZED QUALIFYING SITES IN THE CITY'S CG ZONING DISTRICT, MAINLY ALONG BUT SOME SITES ALSO ON AVIATION AND MANHATTAN BEACH BOULEVARD. AND ABOUT 21 ACRES OF UNDERUTILIZED SITES IN THE PD ZONING DISTRICT ALONG PARKVIEW JUST SOUTH OF ROSECRANS, ALL OF WHICH CAN BE CONSIDERED FOR ADDITIONAL LOWER INCOME CAPACITY.

TO REITERATE, TAKING INTO ACCOUNT ALL OF THE PARAMETERS I DESCRIBED IN THE PREVIOUS SLIDES, UP TO THIS POINT OPPORTUNITY SITES FOR ACCOMMODATING THE LOWER INCOME ARENA ALLOCATION ARE FOUND ALONG THE AND ON AVIATION AND MANHATTAN BEACH BOULEVARD IN THE GENERAL COMMERCIAL ZONE, AS WELL AS A LONG PARKVIEW IN THE PD ZONE. WHILE WE HAVE IDENTIFIED OVER 80 TOTAL ACRES OF ELIGIBLE UNDERUTILIZED SITES WITHIN THESE TWO ZONING DISTRICTS, WE WILL ULTIMATELY NEED TO SPECIFY ONLY 19 ACRES OF SITES FOR LOWER INCOME CAPACITY

IN ORDER TO ACCOMMODATE THE ALLOCATION AND DEMONSTRATE POTENTIAL CAPACITY FOR THE UNITS WITHIN ANY OF THESE AREAS, THE CITY WOULD HAVE TO EVENTUALLY DEVELOP A PROGRAM SIMILAR TO AN OVERLAY ZONE THAT SPECIFIES THE ALLOWED RESIDENTIAL DENSITY, MAXED USED PARAMETERS, AND STREAMLINE PROCESSES ONLY FOR THE SITES THAT ARE ULTIMATELY SELECTED.

AGAIN, IT WOULD APPLY ONLY TO THE SITES THAT ARE ULTIMATELY SELECTED.

WE WOULD HAVE THREE YEARS FROM THE START OF THE PLANNING PERIOD TO SELECT THE EXACT SITES THAT THIS PROGRAM WOULD APPLY TO AND FINALIZE THE REZONING AND CODE OF ELEMENTS.

WHAT WE ARE REQUIRED TO DO FOR THE HOUSING ELEMENT UPDATE IS

GENERALLY POINT OUT WHICH AREAS AND ZONES WE ARE TARGETING AND DEMONSTRATE THAT WE HAVE UNDERUTILIZED CAPACITY IN THOSE AREAS THAT MEETS THE STATE'S CRITERIA, AND COMMIT TO SPECIFYING THE SITES IN ENACTING THE ASSOCIATED PROGRAM WITHIN THE UPCOMING THREE YEARS

I'D LIKE TO USE THE SITES IN THE AERIAL IMAGE ON THE RIGHT JUST AS AN EXAMPLE TO DEMONSTRATE THE COMPLEXITIES IN THE EXERCISE OF IDENTIFYING SITES THAT MEET THE CYCLE'S REQUIREMENTS. AGAIN, THE SITES HAVE TO BE CONTINUOUS, UNDERUTILIZED, AND ADDING UP TO A MINIMUM OF HALF AN ACRE WITH ALL BUILDINGS ON SITE HAVING TO BE BUILT BEFORE 1990. THE STATE'S REQUIREMENT IS ACTUALLY 1970 BUT WE'RE PUSHING THE BOUNDARIES A LITTLE BIT HERE BECAUSE WE ARE A BUILT-OUT CITY AND WE'RE INCLUDING SITES BUILT PRIOR TO 1990. IN MANY AREAS LIKE THE ONE ON THIS IMAGE, ONE OF THE MANY REQUIRED CRITERIA DISQUALIFIES A GROUPING OF SITES. HERE ONE OF THE BUILDINGS, THIS ONE MARKED IN RED, WAS BUILT IN 1992 WHICH AUTOMATICALLY DISQUALIFIES THE ENTIRE GROUPING. NOT TO MENTION THAT THESE SITES DON'T MEET THE IMPROVEMENT TO LAND RATIO AND SO THEREFORE THE ENTIRE GROUPING IS DISQUALIFIED.

AND THIS JUST SHOWS THAT THE EXERCISE IN ITSELF HAS BEEN VERY, VERY CHALLENGING TO FIND SITES WITHIN OUR VERY BUILT-OUT CITY THAT MEET ALL OF THE CRITERIA THAT THE STATE HAS IMPOSED ON THE SIXTH CYCLE HOUSING ELEMENT

AGAIN, TO ACCOMPLISH MEETING THE LOWER INCOME ARENA REQUIREMENTS, WE HAVE TO FIRST IDENTIFY THE MINIMUM OF 19 ACRES OF SITES FOR ADDITIONAL CAPACITY AND THEN DEVELOP A PROGRAM THAT OUTLINES MINIMUM DENSITIES, AFFORDABILITY REQUIREMENTS, AND REQUIREMENTS SPECIFICALLY PERTAINING TO A MIX OF THESE PROJECTS.

THE PROGRAM WOULD THEN APPLY TO EACH SITE IDENTIFIED AS NEW CAPACITY POTENTIALLY VIA AN OVERLAY DISTRICT. SUCH THAT IF AN AFFORDABLE HOUSING PROJECT WERE TO COME FORWARD ON ONE OF THOSE SITES WE IDENTIFIED, THE REQUIREMENTS OUTLINED IN THE PROGRAM WOULD APPLY TO THAT PROJECT. SO IN OTHER WORDS, IF THERE WAS A SITE AND THIS OVERLAYS IN POST ON THAT CERTAIN SITE AND SIX YEARS FROM NOW AN AFFORDABLE HOUSING PROJECT IS PROPOSED, AT THAT POINT THOSE REQUIREMENTS FROM THAT OVERLAY GET IMPOSED ON THAT PROJECT

AGAIN THE CITY HAS THREE YEARS AND 120 DAYS FROM THE BEGINNING OF THE PLANNING PERIOD TO IDENTIFY THE SPECIFIC SITES AND ADOPT THE PROGRAM. ON SEPTEMBER 15TH WE HOSTED A STUDY SESSION WITH THE PLANNING COMMISSION. THE POST PRESENTATION OPEN FORUM DISCUSSION FOCUSED MAINLY ON THE SITES INVENTORY AND POTENTIAL OPPORTUNITIES FOR ADDITIONAL CAPACITY. THE COMMENTS WE RECEIVED

DURING THAT COMMISSION STUDY SESSION INCLUDED EXPLORE OPPORTUNITIES FOR ADDITIONAL CAPACITY FOR THE LOWER INCOME UNITS ALONG AVIATION BLVD., MANHATTAN BEACH BOULEVARD, AND ROSECRANS AVENUE. THERE WAS GENERAL CONCERN EXPRESSED REGARDING UTILIZING UNDERUTILIZING SITES IN THE CG ZONE FOR A MAJORITY OF THE CAPACITY NECESSARY, AND OTHER COMMENTS INCLUDED EXPLORING ALLOWING DUPLEXES AND TRIPLEXES IN CERTAIN SINGLE-FAMILY NEIGHBORHOODS OR EVEN ALLOWING MORE ADU THEN ALLOWED BY STATE LAW.

I WILL QUICKLY REVIEW OUR TIMELINE FOR THIS EFFORT ONCE AGAIN. WE'RE CURRENTLY WORKING ON PREPARING THE DRAFT HOUSING ELEMENT AS I MENTIONED WITH COMPLETED NUMBER OF COMPONENTS IN DRAFT FORM. WE HOSTED A STAKEHOLDERS MEETING ON AUGUST 31ST FOLLOWED BY A PLANNING COMMISSION STUDY SESSION ON SEPTEMBER 15TH. WE HAVE A PLACEHOLDER FOR ANOTHER STUDY SESSION IN OCTOBER, THEN THE PUBLIC WILL HAVE AN OPPORTUNITY TO REVIEW THE DRAFT HOUSING ELEMENT FROM OCTOBER 11TH THROUGH NOVEMBER 25TH.

WE'LL FINALIZE A DRAFT OF THE HOUSING ELEMENT IN DECEMBER AND THEN PRESENT IT TO THE PLANNING COMMISSION AND CITY COUNCIL IN EARLY 2022 FOR ADOPTION.

That concludes my presentation we are now available for questions and hope to receive your input.

>> WOW, THANK YOU FOR THE VERY THOROUGH PRESENTATION. DO WE HAVE ANY QUESTIONS? COUNCIL MEMBER FRANKLIN.

>> YES, YOUR HONOR. WASN'T THERE A SUNSHINE LAW? OR A SUNSHINE DATE FOR THE ADU LAW? I THOUGHT I REMEMBER WHEN THE ADU ZONING CAME OUT THAT IT WAS ONLY GOOD FOR LIKE ABOUT FIVE YEARS. HAS THAT BEEN EXTENDED? OR DOES THAT LOOK FAMILIAR -- DOES THAT SOUND FAMILIAR AT ALL?

>> I'LL CONFIRM. I KNOW THAT SOME OF THE OTHER STATE LEGISLATIONS SUCH AS SB 330 DID HAVE A SUNSET DATE OF 2025, WHICH MAY HAVE BEEN EXTENDED RECENTLY ACTUALLY, BUT I DON'T BELIEVE THAT APPLIED TO THE ADU REGULATIONS BUT I CAN CONFIRM.

>> OKAY, THANK YOU.

>> A LIKE FOR LIKE REQUIREMENT WAS --

>> OH YEAH, THAT WAS IT.

>> [OVERLAP]

>> LIKE FOR LIKE. AND WHICH AD NUMBER IS THAT? THE LIKE FOR LIKE.

>> THAT'S PART OF SB 330 AS WELL.

>> SB 330. OKAY.

>> COUNCIL MEMBER HADLEY

>> YES, THANK YOU TALYN, THAT WAS A GREAT PRESENTATION. CAN YOU EXPLAIN THE 1970 TO 1990 REQUIREMENT AGAIN? AND WHY DOES THAT

SOUND SO ARBITRARY? AND I GUESS I DIDN'T UNDERSTAND IT WHEN YOU WERE SAYING IT SO I'M NOT SAYING YOU EXPLAINED IT WRONG, I JUST DIDN'T GET IT THEN YOU MOVED ON SO GIVE ME ANOTHER CHANCE.

>> OF COURSE, COUNCIL MEMBER HADLEY.

WE'VE HAD WEEKS AND MONTHS TO DIGEST ALL OF THESE NEW REGULATIONS AND I TRIED TO SUMMARIZE IT FOR YOU TO THE BEST OF MY ABILITIES, BUT I EXPECT A LOT OF QUESTIONS THIS EVENING AND THAT WAS A GOOD ONE. SO THE STATE IS BASICALLY EXPECTING US TO PUT FORWARD SITES THAT ONLY REALISTICALLY ARE BOUND TO BE REDEVELOPED WITHIN THIS PLANNING PERIOD, WHICH IS 2021 TO 2029. SO IF YOU HAVE A SITE THAT QUALIFIES IN TERMS OF THE SIZE OF THE SITE, EVEN THE LAND TO IMPROVEMENT RATIO, IF THAT STRUCTURE WAS BUILT POST 1990, LET'S SAY IT WAS BUILT IN 2010, IT'S LESS LIKELY THAT THAT SITE IS GOING TO BE SUBJECT TO REDEVELOPMENT BECAUSE THE STRUCTURE IS NEW.

>> GOT YOU. THANK YOU SO THEY'RE HANDICAPPING THE -- BUT WHY 1970? WHY NOT EARLIER THAN 1970?

>> IT CAN BE EARLIER THAN 1970. SO THEY'RE SAYING IT HAS TO PRE-DATE 1970. AND SO WE'RE PUSHING THE BOUNDARIES BECAUSE WE ARE A BUILT-OUT CITY AND WE HAVE NOTICED THAT THERE'S BEEN A LITTLE BIT MORE FLEXIBILITY APPLIED TO BUILT-OUT CITIES AND THEY'RE ALLOWING US TO USE 1990 AS THAT CUT OFF MARK. AND SO WE ARE PUSHING THE BOUNDARIES A LITTLE BIT BY INCLUDING SITES THAT WERE BUILT PRE-1990, HOWEVER THEIR OFFICIAL CUT OFF IS 1970

>> THANK YOU SO MUCH, VERY HELPFUL. THANK YOU

>> ANY OTHER QUESTIONS?

>> MAYOR PRO TEM NAPOLITANO

>> HOW DO WE SECEDE FROM THE STATE?

>> [LAUGHS]

>> FOR EVERYONE --

>> I'LL SECOND THAT.

>> FOR EVERYONE WHO HAS HEARTBURN OVER VACCINES IN BEACH OR ANYTHING ELSE. SACRAMENTO IS THE BIGGEST THREAT TO THE CITY OF MANHATTAN BEACH AND THE QUALITY OF LIFE NOT JUST HERE BUT ANYWHERE. IT'S NOT TO SAY THAT WE DON'T NEED MORE AFFORDABLE HOUSING OR AFFORDABLE HOUSING IN GENERAL, BUT THE IDEA THAT IT'S JUST A ONE SIZE FITS ALL FROM SACRAMENTO AND THAT GIVEN THE COST OF LAND AND EVERYTHING ELSE AROUND HERE, THAT WE'RE GOING TO SOLVE HOUSING IN MANHATTAN BEACH BY ADDING 700 SOMETHING UNITS. IT'S JUST CRAZY TO ME AS FAR AS DUPLEXES AND SINGLE-FAMILY AREAS AND STUFF LIKE THAT. FORGET IT, NOT GOING TO DO IT. NOT ME. SO AS FAR AS PLANNING GOES, KEEP WORKING ON IT BECAUSE NONE OF THAT IS ANYTHING THAT I'M GOING TO APPROVE.

>> I CAN SEE A CHAIN TO THE BULLDOZER.

>> [LAUGHS]

>> [OVERLAP]

>> NEXT TO YOU

>> REPORT - COULDN'T HAVE EVEN SOLD THE STATE 1000 UNITS IF THEY CAN RAISE IT UP 77 MORE TO 1000 THAT'S PLANNED FOR, WE'LL NEVER SEE 774 UNITS. BUT I'M DOWN WITH THE PLAN BUT WHO'S DOWN TO PLAN FOR IT? NOT BUILD IT BUT FOLLOW THE LAW. AS STEVE SAID MANDATES PUT THAT ON US, THAT WILL NEVER STOP. A GOOD REPORT I ENJOYED TO READ, IT'S NICE TO SEE IT. FOLLOW THE RULES.

>> THANK YOU. SO I DO HAVE A QUESTION AND I JUST DON'T UNDERSTAND -- I'M GOING TO REFER TO THE STAFF REPORT AT PAGE 484, THE LITTLE LIST OF THE FOUR DIFFERENT LEVELS OF INCOME, AND THEY DO IDENTIFY THE LEVELS OF INCOME BETWEEN 48,000 AND UPWARDS OF 96,000. BUT I'M WONDERING HOW THAT INCOME LEVEL TRANSLATES INTO A COST OF THE HOUSING UNIT. THEY'RE SAYING THAT THE UNITS THAT WE NEED 322 UNITS THAT WOULD SATISFY THE VERY LOW-INCOME LEVEL OF \$40,000, BUT HOW DOES THAT THEN TRANSLATE TO THE COST --? ISN'T IT THE COST OF THE UNIT THAT'S RELEVANT TO WHETHER WE'RE INCLUDING THE COST OF UNIT IN THE PLANNING, IN OUR HOUSING ELEMENT? HOW DO YOU --?

>> THAT'S A VERY GOOD QUESTION MAYOR STERN. AND SO WHILE THIS CHART DOES IDENTIFY WHAT WOULD QUALIFY AS VERY LOW INCOME, AND AGAIN THESE ARE ESTABLISHED BY HCD, THIS DOESN'T NECESSARILY DIRECTLY TRANSLATE INTO OUR ARENA ALLOCATION AND US PLOTTING FOR IT IN TERMS OF CAPACITY WITH THE MISSING FACTOR IS YES IT'S A LITTLE DIFFICULT TO EXPLAIN BUT I'M GOING TO DO WITH MY BEST HERE, IS THAT THE HCD USES DENSITY TO TRANSLATE INTO A TYPE OF UNIT THAT COULD POTENTIALLY BECOME AVAILABLE TO A VERY LOW INCOME OR A LOW INCOME HOUSEHOLD. SO THE HIGHER THE DENSITY, THE MORE LIKELY IT IS THAT YOU COULD PRODUCE UNITS THAT WOULD BECOME AVAILABLE TO VERY LOW INCOME OR LOW INCOME. AND SO THAT MISSING, THAT X FACTOR THERE, IS ACTUALLY THE DENSITY. AND SO THAT'S WHY THEY REQUIRE AND THAT'S WHAT I WAS MENTIONING THE 20 DWELLING UNITS PER ACRE REALISTIC CAPACITY, THAT'S THEIR TRIGGER .IF YOU HAVE A SIZE THAT COULD ACCOMMODATE 20 DWELLING UNITS REALISTICALLY PER ACRE, THAN THEY WILL LET YOU COUNT THAT AS YOUR VERY LOW INCOME AND LOW-INCOME ALLOCATION.

>> YEAH, SO IT'S THE RANDOMNESS OF THE NUMBER, RIGHT? ESPECIALLY IN OUR COMMUNITY. OKAY, THANK YOU FOR THAT EXPLANATION IT WAS VERY HELPFUL. DOES ANYBODY ELSE HAVE A QUESTION?

OKAY, SO -- COMMENT. SO I WILL ASK IF THERE'S ANYBODY WANTING TO MAKE PUBLIC COMMENT AT THIS TIME.

>> THERE IS NO REQUEST FOR PUBLIC COMMENTS REGARDING THIS ITEM.

>> THANK YOU. SO THE RECOMMENDATION IS FOR US TO PROVIDE INPUT, DOES ANYBODY HAVE INPUT OTHER THAN THE COMMENTS THAT WERE PREVIOUSLY MADE?

NOT SEEING ANYBODY RAISING THEIR HANDS FOR PUBLIC INPUT, SO ARE WE JUST RECEIVING THIS REPORT? IS THAT THE COST AT THIS POINT?
>> SO AS I MENTIONED IN THE TIMELINE, WE'RE WRAPPING UP OUR FINDINGS IN OUR ASSESSMENT AND ALL OF THAT IS GOING TO BE COMBINED INTO THE DRAFT VERSION WHICH IS REQUIRED TO BE SUBMITTED TO A HCD BY OCTOBER 1ST. AND SO THAT WILL BECOME PUBLIC OCTOBER 11TH FOR A PERIOD OF PUBLIC REVIEW AND DURING THAT TIME OF PUBLIC REVIEW, WHAT WE WILL BE ENGAGING IN IS A BACK-AND-FORTH WITH THE HCD STAFF MEMBER WHO IS ASSIGNED TO THE REVIEW OF OUR PARTICULAR HOUSING ELEMENT WHERE THEY WILL EVALUATE OUR FIRST DRAFT AND POST QUESTIONS IF NECESSARY, POTENTIALLY ASK US TO CHANGE THINGS, SO THAT WE ARE SURE THAT WE CAN MEET ALL OF THEIR CRITERIA AND EVENTUALLY OBTAIN CERTIFICATION FROM THEM.

DURING THAT TIME THE COUNCIL WILL HAVE MORE TIME TO LOOK THROUGH THE ENTIRE DOCUMENT AND THEN WE WILL BE BACK. ONCE WE HAVE GOTTEN TO APPOINT WITH HCD WHERE THEY ARE COMFORTABLE CERTIFYING OUR DOCUMENT AND WE DEMONSTRATED THAT WE MEET ALL THE CRITERIA OF THE STATE, WE WILL COME BACK FOR A FORMAL ADOPTION THE PLANNING COMMISSION OF THE COUNCIL AT THAT POINT.

>> SO AT THIS POINT I THINK WE ARE DONE. THIS IS SO COMPLICATED, AND IT LOOKS LIKE THERE'S JUST A TON OF WORK WITH EACH ONE OF THESE CYCLES TO SATISFY THE REQUIREMENTS. I REALLY APPRECIATE YOUR EXPLANATION AND YOUR REPORT AND WE WILL WAIT TILL THIS COMES BACK AT A LATER DAY.

>> THANK YOU, COUNCIL.

>> THANK YOU. SO WE HAVE NOW -- 16 SO WE HAVE COMPLETED THE GENERAL BUSINESS SECTION AGENDA WE ARE NOW ONTO ITEM M, CITY COUNCIL REQUEST AND REPORTS INCLUDING AB1234 REPORTS. DOES ANYBODY --

>> I HAVE ONE.

>> COUNCIL MEMBER MONTGOMERY.

>> THANK YOU, YOUR HONOR. I HAVE ONE.

CITY CONFERENCE THIS PAST WEEKEND ALL THE BEACH CITIES HAPPENED TO BE THERE. AND ACTUALLY, THE THING THAT WAS ACTUALLY PRETTY GOOD ABOUT IT, WE HAD MOST OF THE LA COUNTY LEADERSHIP, SOME FROM THE STATE, AND THE BEST THING THAT I GOT OUT OF THIS WAS THEY TALKED ABOUT THE WEST WATER RESTRICTION. TALKING ABOUT THE WATER. YOU DON'T SEE AN INCREASE IN RAIN OR SNOW. THEY ONLY CUT BACK ON WATER SUPPLIES BUT ALSO RAISE THE RATE. MOST YOU KNOW THEY'RE GOING TO PASS THE COST STRAIGHT THROUGH TO US. THEY'RE NOT ONLY TALKING ABOUT CUT BACK THE WATER THAT THEY ALLOW US TO HAVE, BUT ALSO RAISE THE RATE. AMAZING. THE SECOND CONCESSION THAT I JOINED WAS FROM HOME AND MANAGEMENT CHALLENGES AND OPPORTUNITIES OF PUBLIC AGENCIES. IT'S AMAZING

HOW MANY CITIES ACROSS CALIFORNIA, NOT JUST US, THAT ARE HAVING TO WORK FROM HOME. NOW SOME OF THEM, MANY OF THEM, TURNS OUT THE AVERAGE IS 28% OF CALIFORNIA'S CITIES THAT ARE NOT COMING BACK TO WORK AT CITY HALL. THE CITY SURVEY LOST AN AVERAGE 28 PERCENT OF THEIR EMPLOYEES NOT COMING BACK TO WORK ACROSS ALL DEPARTMENTS.

AMAZING STATISTIC, I THOUGHT IT WAS FASCINATING TO HEAR THAT. BUT I HAVE THE DOCUMENTS, I'LL GIVE THEM TO LISA SO SHE CAN HAVE THEM FOR US IF YOU GUYS WANT TO READ IT. BUT THAT'S MY REPORT.

>> THANK YOU, ANYBODY ELSE HAVE A REPORT?

OKAY, SEE NO ONE, MOVE ONTO ITEM N, FUTURE AGENDA ITEMS.

DOES ANYONE HAVE A REQUEST FOR A FUTURE AGENDA ITEM?

>> YOUR HONOR?

>> YES, COUNCIL MEMBER HADLEY.

YEAH, I WOULD LIKE TO PUT ON OUR FUTURE AGENDA THAT THE DBPA PROPOSAL TO CUT THE DINING DECKS BACK TO STORE FRONT. NOW THAT I UNDERSTAND TONIGHT WAS JUST ABOUT THE FEES AND THE PUBLIC RIGHT-OF-WAY, NEXT I THINK DBPA DESERVES A FULL HEARING AND AS A RECOMMENDATION THE BOARD IS RECOMMENDING IT, BUT IT'S COUNCIL'S DECISION. SO I'M LOOKING FOR A SECOND.

>> I WILL SECOND THAT. I WILL ALSO SUGGEST SAID THAT IT NEEDS TO COME BACK QUICKLY BECAUSE NOVEMBER 1ST IS UPON US VERY QUICKLY.

>> THANK YOU

>> I'LL BE THE SECOND AMENDMENT AND IS THIS AN ITEM THAT WOULD REQUIRE THE SECOND DAYS OF THE THREE THE NEXT TIME THIS COMES FORWARD?

>> THIS COULD BE A TWO-STEP PROCESS BECAUSE IT'S BEEN DISCUSSED PARTICULAR ISSUES WITH THE RESPECT MANY TIMES WE CAN COME BACK FOR A FULL REPORT THE SECOND -- THE NEXT MEETING WHENEVER IT'S AVAILABLE. SOMETIME BEFORE NOVEMBER 1ST, RIGHT?

>> -- CARRIE

>> [LAUGHS]

>> THANK YOU EVERYBODY AND I CAN'T SEE EVERYBODY ON MY SCREEN. YEAH, WE'LL ENDEAVOR TO BRING THIS BACK AS SOON AS POSSIBLE AND I'LL TRY FOR THE NEXT MEETING.

>> YEAH, I THINK THAT WOULD BE GREAT BECAUSE I THINK DBPA WANTS THEM DOWN BY THE FIRST SO THERE IS SOME QUEUING TIME. IF WE CAN'T DO IT BY THE NEXT MEETING THEN SOMEBODY NEEDS TO TELL DBPA THAT NOVEMBER 1ST ISN'T EVEN POSSIBLE

>> YEAH AND THANK YOU FOR THAT. RECOGNIZING THAT THERE ARE DEFINITELY CONSTRUCTION AND PERMITTING LOGISTICS THAT OUR STAFF WILL HAVE TO TAKE ON, GETTING THE DECISION AS EARLY AS POSSIBLE FOR EVERYBODY. SO WE'LL DEFINITELY ENDEAVOR TO DO THAT AND I'LL

LEARN MORE NEXT WEEK, THIS WEEK AND NEXT WEEK. SO, THANK YOU.
>> THANK YOU. DOES ANYBODY ELSE HAVE A FUTURE AGENDA ITEM?
WELL I DO HAVE ONE AND I WANT TO SAY THAT I'M PROPOSING THIS IN FULL RESPECT OF MY COLLEAGUES WHO HAVE COMMENTED ABOUT THE PEACE POLL AND THE PROCESS, THE PROTOCOLS THAT WERE NOT FOLLOWED. I KNOW THAT SOME OF MY COLLEAGUES REALLY WOULD'VE LIKED FOR ME TO BRING THIS BEFORE EACH OF YOU AND FOR IT TO HAVE GONE THROUGH THE CULTURAL ARTS COMMISSION BEFORE WE INSTALL THAT. SO WHAT I WILL ASK BECAUSE THIS IS TO BE MOVED ON OCTOBER 9TH, IS THAT I WOULD LIKE TO MAKE A PROPOSAL SO THAT WE POSTPONE REMOVING THE PEACE POLL UNTIL WE HAVE A CHANCE TO PRESENT THIS TO THE CULTURAL ARTS COMMISSION AND GIVE THEM THE CHANCE THAT MANY OF YOU HAD COMMENTED WOULD HAVE PREFERRED THAT PROCESS. AND LET THEM COME BACK WITH A RECOMMENDATIONS AND AN ASSESSMENT OF THIS BEING PLACED IN PUBLIC RIGHT-OF-WAY GIVEN INFORMAL INFORMATION THAT THIS COULD COME BACK CULTURAL ARTS COMMISSION'S CONSIDERATION THIS WINTER AND MAYBE EVEN AS EARLY AS MID-NOVEMBER. SO I'M NOT ASKING FOR A LONG EXTENSION BUT JUST LONG ENOUGH TO FOLLOW THE PROTOCOLS THAT WERE REQUESTED. SO IF I CAN GET A SECOND FOR THAT. SEEING COUNCIL MEMBER MONTGOMERY'S HAND RAISED IS THAT -- ?
>> YOU SAID YOU COULD FIND OUT OR CASUALLY REACH OUT TO CULTURAL ARTS TO FIND OUT APPROXIMATION OF WHEN CULTURAL ARTS COMMISSION WOULD HEAR THIS?
>> CORRECT AND THAT WOULD BE MID-NOVEMBER.
>> I'M FINE WITH THAT.
>> THANK YOU.
>> SO AT THIS POINT WE'LL COME BACK TO THE NEXT AGENDA. THERE'S THREE OF US TO POSTPONE THE REMOVAL. SO THAT'S VERY, VERY IN FACT,
>> AND WE CAN COME BACK FOR OUR REGULAR AGENDA ITEM?
>> AT THE NEXT COUNCIL MEETING, YES.
>> ALL RIGHT, THANK YOU. AND ANYBODY ELSE? I SAW LOTS OF HEAD SHAKES BEFORE I DID THAT, I JUST WANT TO MAKE SURE. OKAY, SO WE ARE NOW MOVING ON TO CITY MANAGER REPORT.
>> NOTHING FURTHER THIS EVENING, THANK YOU.
>> THANK YOU, ITEM P --
>> HAVE A GREAT VACATION, BRUCE.
>> THANK YOU.
>> AND THEN ITEM P CITY ATTORNEY REPORT.
CITY ATTORNEY BARROW, DID YOU HAVE A REPORT?
>> THERE'S NOTHING TONIGHT, CAN YOU HEAR ME?
>> NOW I CAN HEAR YOU, THANK YOU.
>> OKAY.
>> ITEM Q IS INFORMATION ON --

