

CITY OF MANHATTAN BEACH

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

AGENDA

AMENDED

City Council Regular Meeting

Regular Meeting

Tuesday, February 1, 2022

6:00 PM

Zoom Meeting



ELECTED OFFICIALS

Mayor Hildy Stern

Mayor Pro Tem Steve Napolitano

Councilmember Richard Montgomery

Councilmember Joe Franklin

Councilmember Suzanne Hadley

City Treasurer Tim Lilligren

EXECUTIVE TEAM

City Manager Bruce Moe

City Attorney Quinn Barrow

City Clerk Liza Tamura

Community Development Director Carrie Tai

Finance Director Steve Charelian

Fire Chief Michael Lang

Human Resources Director Lisa Jenkins

Information Technology Director Terry Hackelman

Parks and Recreation Director Mark Leyman

Interim Police Chief Derrick Abell

Public Works Director Erick Lee

MISSION STATEMENT:

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

MANHATTAN BEACH'S CITY COUNCIL WELCOMES YOU!

By participating in City Council meetings, you are participating in the process of representative government. To encourage that participation, the City Council provides an early opportunity for public comments under "Public Comments," at which time speakers may comment on any matter within the subject matter jurisdiction of the City Council, including items on the agenda.

The City continues to offer an opportunity to participate in Council meetings via Zoom. In the interest of maintaining appropriate social distancing, the City Council encourages the public to participate by submitting comments in advance of the meeting, no later than **5:30 PM, February 1, 2022** (the day of the meeting), via:

- 1) eComment at <http://www.manhattanbeach.gov/ecomment>
- 2) email to cityclerk@manhattanbeach.gov or
- 3) telephone message recorded at **(310) 802-5030**.

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

In addition, you may participate by joining Zoom during the meeting. Instructions are provided on item G (Public Comments).

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

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

In compliance with the Americans With Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Office of the City Clerk at (310) 802-5056 (voice) or (310) 546-3501 (TDD). Notification 36 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to this meeting. The City also provides closed captioning of all its Regular City Council Meetings for the hearing impaired.

CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING

I, Liza Tamura, City Clerk of the City of Manhattan Beach, California, state under penalty of perjury that this amended notice/agenda was posted on Tuesday, February 1, 2022, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.

BELOW ARE THE AGENDA ITEMS TO BE CONSIDERED. THE RECOMMENDED COUNCIL ACTION IS LISTED IMMEDIATELY AFTER THE TITLE OF EACH ITEM IN BOLD CAPITAL LETTERS.

PLEASE NOTE THAT THE CITY COUNCIL MAY ACT ON ANY ITEM LISTED ON THE AGENDA.

A. CALL MEETING TO ORDER

B. PLEDGE TO THE FLAG

Katya Horasz, Manhattan Beach Middle School

C. ROLL CALL**D. CEREMONIAL CALENDAR**

1. Presentation of a Proclamation Declaring the Week of February 20, 2022 - February 26, 2022 as National Engineers Week. [22-0044](#)
PRESENT

Attachments: [Proclamation - National Engineers Week](#)
2. Presentation of a Proclamation Declaring the Month of February, 2022 as Black History Month. [22-0045](#)
PRESENT

Attachments: [Proclamation - Black History Month](#)
3. Presentation of a Certificate of Recognition in Honor of Mayor Stern's Kindness Initiative to Cedric "Beastie" Jones, Founder of BMoved, for His Support for Inner City Youth. [22-0046](#)
PRESENT

Attachments: [Kindness Initiative - Cedric \(Beastie\) Jones](#)

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

This is the time for the City Council to:

- (a) notify the public of any changes to the agenda;
- (b) remove items from the consent calendar for individual consideration; or
- (c) rearrange the order of the agenda.

MOTION TO APPROVE AGENDA AND WAIVE FULL READING

F. CITY COUNCIL AND COMMUNITY ORGANIZATION ANNOUNCEMENTS OF UPCOMING EVENTS (1 MINUTE PER PERSON)

City Councilmembers and community organization representatives may inform the public about upcoming events.

G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

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

The City Council encourages the public to participate by submitting comments in advance of the meeting, no later than **5:30 PM, February 1, 2022** (the day of the meeting), via:

- 1) eComment at <http://www.manhattanbeach.gov/ecomment>
- 2) email to cityclerk@manhattanbeach.gov or
- 3) telephone message recorded at **(310) 802-5030**.

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

NOON PUBLIC PARTICIPATION

If you wish to speak on any item on the agenda, please register in advance by clicking the following link: <https://citymb.seamlessdocs.com/f/publiccomment>, even when submitting this request you will need to use the "raise hand" feature via Zoom during the presentation of that Agenda Item in order to confirm with the City Clerk's Office that you wish to provide comments.

- 1) *Join Zoom Meeting via the internet:*

Direct URL: <https://citymb-info.zoom.us/j/93376200363>, Meeting ID: 933 7620 0363

During the meeting you will need to use the "raise hand" button through Zoom at the time the Agenda Item is being presented for City Council consideration.

- 2) *Join Zoom Meeting via Phone Conference (Voice Only):*

Phone Number: (669) 900-6833, Meeting ID: 933 7620 0363

*During the meeting you will need to enter *9 on the phone's dial pad to "raise your hand" at the time the Agenda Item is being presented for City Council consideration.*

Please note, the City is not responsible for the public's use of Zoom as it relates to the software, configuration, and setting on a personal device. The public is encouraged to visit the Zoom website for information on use of this software. The City's use of Zoom is consistent with the platform features and functions as described on the Zoom website.

Update/Presentations:

4. Introduction of New Los Angeles County Supervisor for the City of Manhattan Beach, Holly Mitchell.

H. COVID-19

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

6. Consideration of Including Contractors and Volunteers in a COVID-19 Vaccine Mandate and Directing the City Manager to Issue a Related Emergency Order (Continued from the December 21, 2021, City Council Meeting) (Human Resources Director Jenkins).

[22-0043](#)**DISCUSS AND PROVIDE DIRECTION**

Attachments: [PowerPoint Presentation](#)

I. CONSENT CALENDAR (APPROVE)

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

7. City Council Minutes:

[22-0047](#)

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

- a) City Council Adjourned Regular Meeting Minutes (Joint City Council/Parks and Recreation Commissioner, Cultural Arts Commission and Library Commission) of January 11, 2022
- b) City Council Regular Meeting Minutes of January 18, 2022
- c) City Council Adjourned Regular Meeting Minutes (Joint City Council/Planning Commission and Parking and Public Improvements Commission) of January 19, 2022
- d) City Council Adjourned Regular Meeting Minutes of January 21, 2022 (City Clerk Tamura).

APPROVE

Attachments: [City Council Adjourned Regular Meeting Minutes \(Joint City Council/Parks and Recreation Commissioner, Cultural Arts Commission and Library Commission\) of January 11, 2022](#)
[City Council Regular Meeting Minutes of January 18, 2022](#)
[City Council Adjourned Regular Meeting Minutes \(Joint City Council/Planning Commission and Parking and Public Improvements Commission\) of January 19, 2022](#)
[City Council Adjourned Regular Meeting Minutes of January 21, 2022](#)

8. Financial Reports: Schedule of Demands December 30, 2021, January 6, 2022, and January 13, 2022 (Finance Director Charelian).

[22-0041](#)**ACCEPT REPORTS AND DEMANDS**

Attachments: [Schedule of Demands for December 30, 2021, January 6 and 13, 2022](#)

9. City Council Reconsideration of the Circumstances of the Declared COVID-19 Emergency to Facilitate Remote Attendance at Public Meetings by Councilmembers and Other City Legislators Pursuant to AB 361's Special Teleconferencing Requirements (City Attorney Barrow). [22-0088](#)
ACCEPT STAFF RECOMMENDATION
10. Consideration of a Resolution Approving a Memorandum of Understanding Between the City of Manhattan Beach and the Manhattan Beach Mid-Management Employees Association (MBMEA) (Human Resources Director Jenkins). [22-0084](#)
ADOPT RESOLUTION NO. 22-0016
Attachments: [Resolution No. 22-0016](#)
[Memorandum of Understanding - MBMEA \(Final Version\)](#)
[Memorandum of Understanding - MBMEA \(Strikethrough Version\)](#)
11. Consideration of a Resolution Approving a Memorandum of Understanding Between the City of Manhattan Beach and the Manhattan Beach Police Officers Association (Human Resources Director Jenkins). [22-0083](#)
ADOPT RESOLUTION NO. 22-0017
Attachments: [Resolution No. 22-0017](#)
[Memorandum of Understanding - MBPOA \(Final Version\)](#)
[Memorandum of Understanding - MBPOA \(Strikethrough Version\)](#)
12. Consideration of a Purchase of One Budgeted Replacement Fire Engine from South Coast Fire Equipment in the Amount of \$855,404.52 (Fire Chief Lang). [22-0080](#)
A) WAIVE FORMAL BIDDING
B) AUTHORIZE PURCHASE
Attachments: [South Coast Fire Equipment Quote](#)
[Arrow XT Engine Specification](#)
13. **Consideration of Updating the Special Events Policy, Removing the Exclusion of Bruce's Beach and 8th Street and Larsson Street Parkettes as Possible Locations (Parks and Recreation Director Leyman). REMOVED FROM THE AGENDA** [22-0078](#)
APPROVE
Attachments: [Existing Special Event Policy, Application and Matrix](#)
[Revised Special Events Policy](#)

REMOVED FROM THE AGENDA

14. Consideration of a Purchase of One Budgeted Combination Vacuum Truck, GapVax, from Plumber's Depot, Inc. in the Amount of \$506,323.79 (Public Works Director Lee). [22-0053](#)

A) WAIVE FORMAL BIDDING

B) AUTHORIZE

Attachments: [Plumber's Depot Quote](#)

15. Consideration of a Resolution Approving Amendment No. 2 to the Professional Services Agreement with Moffatt & Nichol for Additional Design Services for the Pier Railing Replacement Project at a Cost Not-to-Exceed \$32,004; and Consideration of the Preferred Aluminum Coating and Seafoam Green Color Specifications for the Project (Public Works Director Lee). [22-0029](#)

ADOPT RESOLUTION NO. 22-0012

Attachments: [Resolution No. 22-0012](#)
[Amendment No. 2 - Moffatt & Nichol](#)
[Agreement and Amendment No. 1 - Moffatt & Nichol](#)
[Rendering of Approved Railing Replacement Alternative](#)
[Photos of Aluminum Railing Samples](#)

J. ITEMS REMOVED FROM THE CONSENT CALENDAR

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

K. PUBLIC HEARINGS

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

16. Consideration of the 6th Cycle Housing Element Update (HEU) and Associated Initial Study/Negative Declaration (Community Development Director Tai). [22-0069](#)

ADOPT RESOLUTION NOS. 22-0014 AND 22-0015

Attachments: [Resolution No. 22-0014 \(Exhibit A: Negative Declaration for the 6th Cycle Housing Element\)](#)
[Resolution No. 22-0015 \(Exhibit A: 6th Cycle Housing Element\)](#)
[Final 6th Cycle Housing Element \(Redline: Responses to HCD Comments\)](#)
[Final Negative Declaration](#)
[Letter from HCD - December 14, 2021](#)
[PowerPoint Presentation](#)

17. Public Hearing to Consider Extending Interim Ordinance No. 21-0009-U Implementing Objective Development Standards for Senate Bill (SB) 9 Development (Community Development Director Tai). [22-0071](#)
- A) CONDUCT PUBLIC HEARING**
- B) ADOPT URGENCY ORDINANCE NO. 22-0003-U EXTENDING THE INTERIM ZONING ORDINANCE FOR 10 MONTHS AND 15 DAYS**

Attachments: [Urgency Ordinance 23-0003-U](#)
[Urgency Ordinance No. 21-0009-U \(December 21, 2021\)](#)
[PowerPoint Presentation](#)

L. GENERAL BUSINESS

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

18. Review of the Community Development Department Work Plan and Priority for the Long-Term Outdoor Dining and Business Use Work Plan Item (Continued from the January 18, 2022 City Council Meeting) (Community Development Director Tai). [22-0073](#)
- DISCUSS AND PROVIDE DIRECTION**

Attachments: [Fiscal Year 2021-2022 Community Development Work Plan Items](#)
[PowerPoint Presentation](#)

19. Consideration of Fees Paid for Long-Term Commercial Usage of City Property (Continued from the January 18, 2022 City Council Meeting) (Finance Director Charelian). [22-0074](#)
- DISCUSS AND PROVIDE DIRECTION**

20. Consideration of a Resolution Approving an Exception to the 180-Day Waiting Period to Hire Retired Police Lieutenant Ryan Small as a CalPERS Retired Annuitant Pursuant to Government Code Sections 7522.56 and 21224 and Approval of an Employment Agreement with Ryan Small (Human Resources Director Jenkins). [22-0086](#)
- ADOPT RESOLUTION NO. 22-0018**

Attachments: [Resolution No. 22-0018](#)
[Employment Agreement - Ryan Small](#)

21. Consideration of Beginning City Council Meetings at an Earlier Time to Hear Ceremonial Presentations (City Manager Moe). [22-0022](#)
- DISCUSS AND PROVIDE DIRECTION**

M. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

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

22. City Council AB 1234 Reports.

23. Consider Request by Mayor Pro Tem Napolitano and Councilmember Montgomery to Discuss Commercial Areas and Properties in the City that may be Eligible for Residential Development (City Manager Moe). [22-0079](#)
DISCUSS AND PROVIDE DIRECTION

24. Consider Request by Councilmember Franklin and Councilmember Montgomery to Discuss Continuing the Placement of Plaques at Bruce's Beach (City Manager Moe). [22-0076](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [Motion from Supervisor Hahn - December 7, 2021](#)

N. FUTURE AGENDA ITEMS

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

O. CITY MANAGER REPORT**P. CITY ATTORNEY REPORT****Q. INFORMATIONAL ITEMS**

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

25. Agenda Forecast (City Clerk Tamura). [22-0048](#)
INFORMATION ITEM ONLY

26. Commission Minutes: [22-0082](#)
This Item Contains the Planning Commission Action Meeting Minutes of December 8, 2021 (Community Development Director Tai).
INFORMATION ITEM ONLY

Attachments: [Planning Commission Action Meeting Minutes of December 8, 2021](#)

R. CLOSED SESSION**S. ADJOURNMENT**

T. FUTURE MEETINGS**CITY COUNCIL MEETINGS**

February 15, 2022 - Tuesday -- 6:00 PM - City Council Meeting
March 1, 2022 - Tuesday -- 6:00 PM - City Council Meeting
March 8, 2022 - Tuesday -- 6:00 PM - Work Plan Meeting
March 15, 2022 - Tuesday -- 6:00 PM - City Council Meeting
April 5, 2022 - Tuesday -- 6:00 PM - City Council Meeting
April 19, 2022 - Tuesday -- 6:00 PM - City Council Meeting
April 26, 2022 - Tuesday -- TBD - Boards and Commissions Interviews
May 3, 2022 - Tuesday -- 6:00 PM - City Council Meeting
May 10, 2022 - Tuesday -- 6:00 PM - Budget Study Session
May 17, 2022 - Tuesday -- 6:00 PM - City Council Meeting
May 24, 2022 - Tuesday -- 6:00 PM - Budget Study Session
June 7, 2022 - Tuesday -- 6:00 PM - City Council Meeting (Reorganization)
June 21, 2022 - Tuesday -- 6:00 PM - City Council Meeting
July 5, 2022 - Tuesday -- 6:00 PM - City Council Meeting
July 19, 2022 - Tuesday -- 6:00 PM - City Council Meeting
August 2, 2022 - Tuesday -- 6:00 PM - City Council Meeting
August 16, 2022 - Tuesday -- 6:00 PM - City Council Meeting
September 6, 2022 - Tuesday -- 6:00 PM - City Council Meeting
September 20, 2022 - Tuesday -- 6:00 PM - City Council Meeting
October 4, 2022 - Tuesday -- 6:00 PM - City Council Meeting
October 18, 2022 - Tuesday -- 6:00 PM - City Council Meeting
November 1, 2022 - Tuesday -- 6:00 PM - City Council Meeting
November 15, 2022 - Tuesday -- 6:00 PM - City Council Meeting
December 6, 2022 - Tuesday -- 6:00 PM - City Council Meeting
December 20, 2022 - Tuesday -- 6:00 PM - City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

February 9, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
February 14, 2022 - Monday - 5:00 PM - Library Commission Meeting
February 21, 2022 - Monday - 5:00 PM - Cultural Arts Commission Meeting
February 23, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
February 24, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting
February 28, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting

U. CITY OFFICES CLOSED**CITY HOLIDAYS:**

February 21, 2022 - Monday - Presidents Day

May 30, 2022 – Monday – Memorial Day

July 4, 2022 - Monday - Independence Day

September 5, 2022 - Monday - Labor Day

October 10, 2022 – Monday – Columbus Day

November 11, 2022 – Friday – Veterans Day

November 24-25, 2022 - Thursday & Friday - Thanksgiving Holiday

December 26, 2022 - Monday - Christmas Day Observed (Sunday, December 25, 2022)

January 2, 2023 – Monday – New Years Day Observed (Sunday, January 1, 2023)

January 16, 2023 – Monday – Martin Luther King Day