

City Council Regular Meeting

Regular Meeting

Tuesday, August 2, 2022

6:00 PM

City Council Chambers and Zoom



ELECTED OFFICIALS

Mayor Steve Napolitano

Mayor Pro Tem Richard Montgomery

Councilmember Joe Franklin

Councilmember Suzanne Hadley

Councilmember Hildy Stern

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, August 2, 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 notice/agenda was posted on Wednesday, July 27, 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

C. ROLL CALL

D. CEREMONIAL CALENDAR

1. Presentation of Commendations Recognizing Retiring Police Department City Employees: Police Chief Derrick Abell (30 Years), Police Lieutenant Ryan Small (31 Years), and Police Sergeant Tim Zins (29 Years) for their Years of Dedicated Service to the City of Manhattan Beach.

[22-0303](#)

PRESENT

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, August 2, 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 PERSON PUBLIC PARTICIPATION

Please complete the "Request to Address the City Council" card by filling out your name, city of residence, the item(s) you would like to offer public comment, and returning it to the City Clerk.

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.

H. 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.

2. City Council Minutes: [22-0281](#)
This Item Contains Minutes of the Following City Council Meeting(s):
 - a) City Council Special Meeting Minutes of July 14, 2022
 - b) City Council Regular Meeting Minutes of July 19, 2022
(City Clerk Tamura).**APPROVE**

Attachments: [City Council Special Meeting Minutes of July 14, 2022](#)
[City Council Regular Meeting Minutes of July 19, 2022](#)

3. Financial Reports: [22-0309](#)
Schedule of Demands July 7, 2022, and July 14, 2022
(Finance Director Charelian).
ACCEPT REPORTS AND DEMANDS

Attachments: [Schedule of Demands for July 7, 2022 and July 14, 2022](#)

4. Declaration Proclaiming the American Cancer Society's Beach Cities Relay for Life on August 27, 2022. [22-0317](#)
PROCLAIM

Attachments: [Proclamation - Relay for Life](#)

5. 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). [22-0332](#)
ACCEPT STAFF RECOMMENDATION

6. Consideration of a Resolution Awarding a Three-Year Crossing Guard Services Contract to All City Management Services in an Amount Not-to-Exceed \$1,495,000 (Interim Police Chief Abell). [22-0289](#)
ADOPT RESOLUTION NO. 22-0112

Attachments: [Resolution No. 22-0112](#)
[Agreement - All-City Management Services, Inc.](#)
[RFP #1276-22 Bid Comparison for Crossing Guard Services](#)

7. Consideration of a Resolution Approving a Five-Year Agreement with Axon Enterprise, Inc. for Replacement of Patrol In-Car Video Camera Systems and Digital Evidence Management in an Amount Not-to-Exceed \$160,000 (Interim Police Chief Abell). [22-0311](#)
- A) WAIVE FORMAL BIDDING**
- B) ADOPT RESOLUTION NO. 22-0113**

Attachments: [Resolution No. 22-0113](#)
[Agreement - Axon Enterprises, Inc.](#)

8. Consideration of a Resolution Approving Amendment No. 2 to the Professional Services Agreement to S2 Engineering, Inc. for \$379,940 for Construction Management and Inspection Services for the Sepulveda Bridge Widening Project (Public Works Director Lee). [22-0302](#)
- ADOPT RESOLUTION NO. 22-0114**

Attachments: [Resolution No. 22-0114](#)
[Amendment No. 2 - S2 Engineering, Inc.](#)
[Agreement and Amendment No. 1 - S2 Engineering, Inc.](#)
[Budget and Expenditures Summary](#)
[Location Map](#)

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

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

J. PUBLIC HEARINGS

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

K. GENERAL BUSINESS

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

9. Consideration of the Proposed Los Angeles County Department of Health Order Regarding Indoor Masking (City Manager Moe). [22-0337](#)
(Estimated Time: 1 Hr.)
- DISCUSS AND PROVIDE DIRECTION**

Attachments: [Los Angeles County Department of Public Health's Post Surge Response Plan, June 21, 2022](#)
[Los Angeles County Department of Public Health Order of the Health Officer, April 12, 2022](#)
[South Bay Cities Council of Governments Draft Letter](#)

10. Status Report Regarding Bruce's Beach (City Attorney Barrow). [22-0331](#)
(Estimated Time: 30 Min.)
RECEIVE REPORT
Attachments: [Board of Supervisors Motion and Agreements](#)
[Maps](#)
11. Consideration of Revising Regulations on Political Activity and the Use of City Facilities for Campaign Activity (City Attorney Barrow). [22-0320](#)
(Estimated Time: 30 Min.)
DISCUSS AND PROVIDE DIRECTION
12. Discuss Building Code Regulations Pertaining to Building Permit Exemptions for Fences Over Six Feet High (Community Development Director Tai). [22-0092](#)
(Estimated Time: 30 Min.)
DISCUSS AND PROVIDE DIRECTION
Attachments: [Current Fence Height Permit Exemptions](#)
13. Discussion on Reducing Water Usage at Medians (Public Works Director Lee). [22-0316](#)
(Estimated Time: 30 Min.)
DISCUSS AND PROVIDE DIRECTION
Attachments: [Medians Along Manhattan Beach Boulevard](#)
14. Discussion of Parking Restrictions Related to Street Sweeping on Rowell Avenue and Meadows Avenue (Public Works Director Lee). [22-0308](#)
(Estimated Time: 30 Min.)
DISCUSS AND PROVIDE DIRECTION
Attachments: [Street Sweeping Petition Program Map](#)
15. Consideration of Fee Adjustment for Long-Term Commercial Usage of Public Right-of-Way on City Property (Finance Director Charelian). [22-0162](#)
(Estimated Time: 30 Min.)
ADOPT RESOLUTION NO. 22-0106
Attachments: [Resolution No. 22-0106](#)
[Survey on Long-Term Commercial Use of Public Right-of-Way Fee](#)
[PowerPoint Presentation](#)

L. 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.

M. FUTURE AGENDA ITEMS

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

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

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

16. Agenda Forecast (City Clerk Tamura).
INFORMATION ITEM ONLY

[22-0297](#)

Q. CLOSED SESSION**R. ADJOURNMENT****S. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

*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

August 8, 2022 - Monday - 5:00 PM - Library Commission Meeting
August 10, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
August 15, 2022 - Monday - 5:00 PM - Cultural Arts Commission Meeting
August 22, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting
August 24, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
August 25, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting
September 12, 2022 - Monday - 5:00 PM - Library Commission Meeting
September 14, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
September 19, 2022 - Monday - 5:00 PM - Cultural Arts Commission Meeting
September 22, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting
September 26, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting
September 28, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
October 10, 2022 - Monday - 5:00 PM - Library Commission Meeting
October 12, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
October 17, 2022 - Monday - 5:00 PM - Cultural Arts Commission Meeting
October 24, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting
October 26, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
October 27, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting

T. CITY OFFICES CLOSED**CITY HOLIDAYS:**

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
February 20, 2023 - Monday - Presidents Day
May 29, 2023 – Monday – Memorial Day
July 4, 2023 - Tuesday - Independence Day