

City Council Regular Meeting

Regular Meeting

Tuesday, December 6, 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

Police Chief Rachel Johnson

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. The City Council encourages the public to participate by submitting comments in advance of the meeting, no later than **5:30 PM, December 6, 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, November 30, 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

Leo Rogin, Robinson Elementary School

C. ROLL CALL

D. CEREMONIAL CALENDAR

1. Presentation of Certificates of Recognition to the 2022 Fire Department Annual, "Home Escape Plan" Contest Winners.
PRESENT

[22-0438](#)

Attachments: [Certificates-Home Escape Plan Contest Winners](#)

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, December 6, 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: [22-0487](#)
This Item Contains the City Council Regular Meeting Minutes of November 15, 2022 (City Clerk Tamura).
APPROVE

Attachments: [City Council Regular Meeting Minutes of November 15, 2022](#)

3. Financial Reports: [22-0483](#)
Schedule of Demands November 3, 2022, and November 10, 2022
(Finance Director Charelian).
ACCEPT REPORTS AND DEMANDS

Attachments: [Schedule of Demands November 3, 2022 and November 10, 2022](#)

4. 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). [22-0488](#)
ACCEPT STAFF RECOMMENDATION

5. Consideration of a Resolution Confirming Emergency Order Nos. 28 and 29 Issued by the Director of Emergency Services During the Local Emergency Proclaimed to Address COVID-19 (City Attorney Barrow). [22-0505](#)
ADOPT RESOLUTION NO. 22-0165

Attachments: [Resolution No. 22-0165](#)
[Emergency Order No. 28](#)
[Emergency Order No. 29](#)

6. Consideration to Approve a Purchase Order in the Amount of \$169,538.85 with South Coast Lighting & Design, Inc. for the Polliwog Park Lighted Pathway Project (Public Works Director Lee). [22-0428](#)
APPROVE

Attachments: [Proposed Site Lighting Replacement](#)

7. Consideration of a Resolution to Accept a Public Street, Utility, Sidewalk, and Driveway Easement from Manhattan Beach Unified School District at 110 S. Rowell Avenue at the Frontage of Pennekamp Elementary School (Public Works Director Lee). [22-0436](#)
- A) **ACCEPT**
B) **AUTHORIZE**
C) **ADOPT RESOLUTION NO. 22-0159**
- Attachments:** [Resolution No. 22-0159](#)
[Grant of Easement Agreement - Manhattan Beach Unified School District](#)
[Project Location Map](#)
8. Consideration of the Use of Budgeted CIP Funds in the Amount of \$250,000 for the Manhattan Beach Unified School District's Security Camera Project (Public Works Director Lee). [22-0451](#)
- APPROVE**
9. Consideration of a Resolution Approving the Highland Avenue Corridor Improvement Project and Authorizing the Public Works Director to Submit an Application to the Los Angeles County Metropolitan Transportation Authority for Measure M Grant Funding (Public Works Director Lee). [22-0453](#)
- ADOPT RESOLUTION NO. 22-0161**
- Attachments:** [Resolution No. 22-0161](#)
10. Consideration of Resolutions Awarding a Construction Agreement to Crosstown Electrical & Data, Inc. for the Marine Avenue at Cedar Avenue Traffic Signal and Intersection Improvements Project for \$389,953; Approving an Inspection Services Agreement with Quantum Quality Consulting, Inc. in the Amount of \$120,250 (Public Works Director Lee). [22-0454](#)
- ADOPT RESOLUTION NOS. 22-0162 AND 22-0163**
- Attachments:** [Resolution No. 22-0162](#)
[Agreement – Crosstown Electrical & Data, Inc.](#)
[Bid Proposal – Crosstown Electrical & Data, Inc.](#)
[Resolution No. 22-0163](#)
[Agreement - Quantum Quality Consulting, Inc.](#)
[Plans and Specifications \(Web-Link Provided\)](#)
[Budget and Expenditures Summary](#)

11. Consideration of a Resolution Approving Amendment No. 4 Extending by One-Year the Professional Services Agreement with Granicus for Civic Engagement Services for \$171,660 (Information Technology Director Hackelman and City Clerk Tamura). [22-0420](#)
ADOPT RESOLUTION NO. 22-0164

Attachments: [Resolution No. 22-0164](#)
[Amendment No. 4 - Granicus](#)

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.

12. Consideration of an Annual Military Equipment Usage Report, Pursuant to Assembly Bill 481 (Police Chief Johnson). [22-0459](#)
(Estimated Time: 20 Mins.)
APPROVE

Attachments: [Annual Military Equipment Usage Report](#)
[Military Equipment Inventory List](#)

13. 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). [22-0477](#)
(Estimated Time: 15 Mins.)
A) CONDUCT PUBLIC HEARING
B) ADOPT URGENCY ORDINANCE NO. 22-0012-U EXTENDING THE INTERIM ZONING ORDINANCE FOR ONE YEAR

Attachments: [Urgency Ordinance No. 22-0012-U](#)
[Urgency Ordinance No. 21-0009-U](#)
[PowerPoint Presentation](#)

K. GENERAL BUSINESS

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

14. Consideration of a Resolution Awarding a Construction Agreement to Applied Restoration, Inc. for the Pier Railing Replacement Project for \$1,962,257 Including Contingency, and Approving an Appropriation in the Amount of \$350,000 from the Pier Fund to the Pier Railing Replacement Project (Public Works Director Lee). [22-0346](#)

(Estimated Time: 15 Mins.)

ADOPT RESOLUTION NO. 22-0158

Attachments: [Resolution No. 22-0158](#)
[Agreement - Applied Restoration Inc.](#)
[Bid Proposal](#)
[Plans and Specifications \(Web-Link Provided\)](#)
[Budget and Expenditures Summary](#)
[City Response to Bid Protest](#)
[PowerPoint Presentation](#)

15. Review of the City's Procedures Related to Modification of Street Configurations (Community Development Director Tai). [22-0399](#)

(Estimated Time: 30 Mins.)

DISCUSS AND PROVIDE DIRECTION

16. Consideration of Reimbursement for City Fees Paid for American Martyrs Mustang Main Event (Community Development Director Tai). [22-0478](#)

(Estimated Time: 10 Mins.)

DISCUSS AND PROVIDE DIRECTION

Attachments: [Invoice - Entertainment Permit](#)
[Invoice – Sound Amplification Permit](#)
[Invoice – Electrical Permit](#)
[Invoice – Tent Permit](#)
[Invoice – Fire Permit \(For Tent\)](#)

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.

17. Agenda Forecast (City Clerk Tamura). [22-0489](#)
INFORMATION ITEM ONLY

18. Commission Minutes: [22-0486](#)

This Item Contains Minutes of the following City Commission Meetings:

- a) Parks and Recreation Commission Minutes of August 22, 2022 (Parks and Recreation Director Leyman)
- b) Library Commission Meeting Minutes of September 12, 2022 (Parks and Recreation Director Leyman)
- c) Cultural Arts Commission Meeting Minutes of September 19, 2022 (Parks and Recreation Director)
- d) Library Commission Meeting Minutes of October 11, 2022 (Parks and Recreation Director Leyman).

INFORMATION ITEM ONLY

Attachments: [Parks and Recreation Commission Meeting Minutes of August 22, 2022](#)
[Library Commission Meeting Minutes of September 12, 2022](#)
[Cultural Arts Commission Meeting Minutes of September 19, 2022](#)
[Library Commission Meeting Minutes of October 11, 2022](#)

Q. CLOSED SESSION**R. ADJOURNMENT**

S. FUTURE MEETINGS

CITY COUNCIL MEETINGS

December 13, 2022 - Tuesday -- 6:00 PM - City Council Adjourned Regular Meeting (Election Results and Reorganization)

December 20, 2022 - Tuesday -- 6:00 PM - City Council Meeting

January 3, 2023 - Tuesday -- 6:00 PM - City Council Meeting (Cancelled)

January 9, 2023 - Monday -- 6:00 PM - City Council and Parks and Recreation Commission, Cultural Arts Commission, and Library Commission Work Plan Meeting

January 17, 2023 - Tuesday -- 6:00 PM - City Council Meeting

January 18, 2023 - Wednesday -- 6:00 PM - City Council and Planning Commission and Parking and Public Improvements Commission Work Plan Meeting

February 7, 2023 - Tuesday -- 6:00 PM - City Council Meeting

February 21, 2023 - Tuesday -- 6:00 PM - City Council Meeting

March 7, 2023 - Tuesday -- 6:00 PM - City Council Meeting

March 21, 2023 - Tuesday -- 6:00 PM - City Council Meeting (Reorganization)

April 4, 2023 - Tuesday -- 6:00 PM - City Council Meeting

April 18, 2023 - Tuesday -- 6:00 PM - City Council Meeting

April 25, 2023 - Tuesday -- TBD - Boards and Commissions Interviews

May 2, 2023 - Tuesday -- 6:00 PM - City Council Meeting

May 16, 2023 - Tuesday -- 6:00 PM - City Council Meeting

June 6, 2023 - Tuesday -- 6:00 PM - City Council Meeting

June 20, 2023 - Tuesday -- 6:00 PM - City Council Meeting

July 4, 2023 - Tuesday -- 6:00 PM - City Council Meeting (Holiday)

July 18, 2023 - Tuesday -- 6:00 PM - City Council Meeting

August 1, 2023 - Tuesday -- 6:00 PM - City Council Meeting

August 15, 2023 - Tuesday -- 6:00 PM - City Council Meeting

September 5, 2023 - Tuesday -- 6:00 PM - City Council Meeting

September 19, 2023 - Tuesday -- 6:00 PM - City Council Meeting

October 3, 2023 - Tuesday -- 6:00 PM - City Council Meeting

October 17, 2023 - Tuesday -- 6:00 PM - City Council Meeting

November 7, 2023 - Tuesday -- 6:00 PM - City Council Meeting

November 21, 2023 - Tuesday -- 6:00 PM - City Council Meeting

December 5, 2023 - Tuesday -- 6:00 PM - City Council Meeting

December 19, 2023 - Tuesday -- 6:00 PM - City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

December 14, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting

December 19, 2022 - Monday - 4:00 PM - Cultural Arts Commission Meeting

December 22, 2021 - Thursday - 6:00 PM - Parking and Public Improvements Commission Meeting (Rescheduled to December 1, 2022)

December 26, 2022 - Monday - 4:00 PM - Parks and Recreation Commission Meeting

December 28, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting

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

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

September 4, 2023 - Monday - Labor Day

October 9, 2023 – Monday – Columbus Day

November 10, 2023 – Friday – Veterans Day (Observance of November 11, 2023)

November 23-24, 2023 - Thursday & Friday - Thanksgiving Holiday