

City Council Regular Meeting

Regular Meeting

Tuesday, October 17, 2023

6:00 PM

City Council Chambers and Zoom

**Teleconference by Councilmember Steve Napolitano
(Per Government Code Section 54953(b))**

Pensão Amor Madam's Lodge

R. Nova do Carvalho 38, 1200-161, Room 201, Lisboa, Portugal



ELECTED OFFICIALS

Mayor Richard Montgomery

Mayor Pro Tem Joe Franklin

Councilmember Amy Howorth

Councilmember David Lesser

Councilmember Steve Napolitano

City Treasurer Tim Lilligren

EXECUTIVE TEAM

City Manager Bruce Moe

City Attorney Quinn Barrow

City Clerk Liza Tamura

Community Development Director Talyn Mirzakhania

Finance Director Steve Charelian

Fire Chief Michael Lang

Human Resources Director Lisa Jenkins

Information Technology Director Miguel Guardado

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!

Meetings are broadcast live through Manhattan Beach Local Community Cable, Channel 8 (Spectrum), Channel 35 (Frontier),

live streaming via the City's website, and

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

The City continues to offer an opportunity to participate in City Council meetings via Zoom and in-person. City Council encourages the public to participate by submitting comments in advance of the meeting, no later than 12:00 PM, October 17, 2023 (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.

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.

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, October 11, 2023, 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 Certificate of Recognition to Jean Steinmetz for Being Awarded the 2023 "Aging Unbound" Certificate from the County of Los Angeles in Collaboration with the Older American Recognition Month in May.

[23-0442](#)

PRESENT

Attachments: [Certificate - County of Los Angeles](#)

2. Presentation of Certificates of Recognition to the Hometown Fair Board for their Time and Commitment to the Success of the 51st Annual Hometown Fair.

[23-0460](#)

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.

3. *Moment of Silence in Memory of Manhattan Beach Police Officer Chad Swanson.*

4. *Moment of Silence in Memory of Those Lost in the Attack in Israel.*

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 12:00 PM, October 17, 2023 (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.

ZOOM 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 at to activate the "raise hand" button 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.

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.

5. City Council Minutes: [23-0331](#)
This Item Contains Minutes of the Following City Council Meeting(s):
a) City Council Adjourned Regular Meeting Minutes of October 3, 2023
b) City Council Regular Meeting Minutes of October 3, 2023
(City Clerk Tamura).
APPROVE

Attachments: [City Council Adjourned Regular Meeting Minutes of October 3, 2023](#)
[City Council Regular Meeting Minutes of October 3, 2023](#)
6. Financial Reports: [23-0394](#)
Schedule of Demands September 22, 2023, and September 29, 2023
(Finance Director Charelian).
ACCEPT REPORTS AND DEMANDS

Attachments: [Schedule of Demands for September 22, 2023 and September 29, 2023](#)
7. Adoption of Annual Investment Policy for Fiscal Year 2023-2024 and
Delegation of Responsibility for Investing Funds to the City Treasurer
(Finance Director Charelian). [23-0416](#)
ADOPT

Attachments: [Investment Policy for Fiscal Year 2023-2024](#)
8. Consideration of a Resolution Approving Amendments to the
Compensation Plan for Full-Time Unrepresented Employees (Human
Resources Director Jenkins). [23-0456](#)
ADOPT RESOLUTION NO. 23-0135

Attachments: [Resolution No. 23-0135](#)
[Compensation Plan - Full-time Unrepresented Employees](#)
9. Consideration of a Purchase of One Budgeted Case Loader Model 721G
from Sonsray Machinery in the Amount of \$318,232.26 (Finance Director
Charelian). [23-0422](#)
**A) WAIVE FORMAL BIDDING DUE TO COOPERATIVE
PURCHASING
B) AUTHORIZE PURCHASE**

Attachments: [Sonsray Machinery Company Quote](#)

10. Consideration of a Purchase of One Budgeted Closed Circuit Television (CCTV) Truck from Haaker Equipment Company in the Amount of \$317,269.19 (Finance Director Charelian). [23-0391](#)
A) WAIVE FORMAL BIDDING DUE TO COOPERATIVE PURCHASING
B) AUTHORIZE PURCHASE
Attachments: [Haaker Equipment Company Quote](#)
11. Consideration of a Resolution Approving a Portal-to-Portal Compensation for the City of Manhattan Beach to Continue Portal-to-Portal Reimbursements from the California Office of Emergency Management (Fire Chief Lang). [23-0433](#)
ADOPT RESOLUTION NO. 23-0132
Attachments: [Resolution No. 23-0132](#)
12. Consideration of a Resolution Approving Amendment No. 2 for a Three-Year Term Extension of the Agreement with Race Telecommunications for Internet Services Through South Bay Cities Council of Governments' South Bay Fiber Network with a Not-to-Exceed Amount of \$241,555 (Information Technology Director Guardado). [23-0143](#)
ADOPT RESOLUTION NO. 23-0065
Attachments: [Resolution No. 23-0065](#)
[Amendment No. 2 - Race Telecommunications](#)
[Agreement - Race Telecommunications](#)

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.

13. Conduct Public Hearing to Consider Introduction of an Ordinance Amending Zoning Code Text in Title 10, Part V, Chapter 10.86 (Historic Preservation) of the Manhattan Beach Municipal Code Consistent with the City's Intended Historic Preservation Goals (Community Development Director Mirzakhonian). [23-0413](#)
(Estimated Time: 30 Mins.)
A) CONDUCT PUBLIC HEARING
B) INTRODUCE ORDINANCE NO. 23-0010

Attachments: [Ordinance No. 23-0010](#)
[Chapter 10.86 Historic Preservation \(Redline Version\)](#)
[Summary of Amendments](#)
[Planning Commission Staff Report - September 27, 2023 \(Web-Link Provided\)](#)
[PowerPoint Presentation](#)

K. GENERAL BUSINESS

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

14. Consideration of a Resolution Approving a Five-Year General Services Agreement with SCA of CA, LLC for Street Sweeping Services at a Cost Not-to-Exceed \$4,013,066 (Public Works Director Lee). [23-0338](#)
(Estimated Time: 20 Mins.)
ADOPT RESOLUTION NO. 23-0134

Attachments: [Resolution No. 23-0134](#)
[Agreement - SCA of CA, LLC](#)
[RFP #1314-24 – Street Sweeping and Pressure Washing](#)
[Department of Industrial Relations \(DIR\) Ruling - October 4, 2021](#)
[DIR Prevailing Wage Data](#)
[PowerPoint Presentation](#)

15. Consideration of Options for Replacing Turf on the City Medians Along Manhattan Beach Boulevard (Public Works Director Lee). [23-0029](#)
(Estimated Time: 30 Mins.)
DISCUSS AND PROVIDE DIRECTION

Attachments: [Preliminary Quote for All Medians](#)
[PowerPoint Presentation](#)

16. Consideration of Potential Uses of Los Angeles County Library Set Aside Funds (Parks and Recreation Director Leyman). [23-0438](#)

(Estimated Time: 45 Min.)

DISCUSS AND PROVIDE DIRECTION

Attachments: [Fiscal Year 2021-2022 Designation Balance](#)
[Amended and Restated MOU - County of Los Angeles](#)
[PowerPoint Presentation](#)

17. Consideration of Joining a Coalition of Cities Seeking an Injunction for Enjoining the Recently Adopted Zero-Bail Schedule (City Manager Moe). [23-0457](#)

(Estimated Time: 20 Min.)

DISCUSS AND PROVIDE DIRECTION

Attachments: [Complaint for Declaratory and Injunctive Relief Filed by Coalition of Cities](#)
[Los Angeles County Police Chiefs' Association Press Release](#)
[Los Angeles County Superior Court of California Press Release](#)
[City of Whittier Press Release Seeking Injunction](#)

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.

18. City Council AB 1234 Reports. [23-0443](#)
RECEIVE AND FILE

19. Consider Request by Mayor Pro Tem Franklin and Mayor Montgomery to Discuss Updating the City's Ordinance Regarding the Overnight Parking of Oversized Vehicles (City Manager Moe). [23-0455](#)
DISCUSS AND PROVIDE DIRECTION

20. Consider Request by Councilmember Howorth and Councilmember Lesser to Revisit the Street Sign Color within the Wayfinding and Signage Program (City Manager Moe). [23-0454](#)
DISCUSS AND PROVIDE DIRECTION

21. Consider Request by Councilmember Howorth and Councilmember Napolitano to Revisit Consideration of the Shark Mural Proposal by Eric Snyder at Fire Station No. 1 (City Manager Moe). [23-0453](#)
DISCUSS AND PROVIDE DIRECTION

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.

22. Agenda Forecast (City Clerk Tamura). [23-0332](#)
INFORMATION ITEM ONLY

23. Recent Planning Commission Quasi-Judicial Decisions Regarding 229
13th Street (Community Development Director Mirzakanian). [23-0461](#)
INFORMATION ITEM ONLY

24. Commission Minutes: [23-0436](#)
This Item Contains Minutes of the following City Commission Meetings:
a) Planning Commission Meeting Minutes of June 14, 2023 (Community
Development Director Mirzakanian)
b) Library Commission Meeting Minutes of August 14, 2023 (Parks and
Recreation Director Leyman)
INFORMATION ITEM ONLY

Attachments: [Planning Commission Meeting Minutes of June 14, 2023](#)
[Library Commission Meeting Minutes of August 14, 2023](#)

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

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

October 23, 2023 - Monday - 4:00 PM - Parks and Recreation Commission Meeting
October 25, 2023 - Wednesday - 3:00 PM - Planning Commission Meeting
October 26, 2023 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting
November 8, 2023 - Wednesday - 3:00 PM - Planning Commission Meeting
November 13, 2023 - Monday - 4:00 PM - Library Commission Meeting
November 20, 2023 - Monday - 4:00 PM - Cultural Arts Commission Meeting
November 22, 2023 - Wednesday - 3:00 PM - Planning Commission Meeting
November 24, 2023 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting (Rescheduled to December 7, 2023)
November 27, 2023 - Monday - 4:00 PM - Parks and Recreation Commission Meeting
December 7, 2023 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting (Rescheduled from November 24, 2023)
December 11, 2023 - Monday - 4:00 PM - Library Commission Meeting
December 13, 2023 - Wednesday - 3:00 PM - Planning Commission Meeting
December 21, 2023 - Monday - 4:00 PM - Cultural Arts Commission Meeting
December 25, 2023 - Monday - 4:00 PM - Parks and Recreation Commission Meeting (Canceled)
December 27, 2023 - Wednesday - 3:00 PM - Planning Commission Meeting

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

November 10, 2023 – Friday – Veterans Day (Observance of November 11, 2023)
November 23-24, 2023 - Thursday & Friday - Thanksgiving Holiday
December 25, 2023 - Monday - Christmas Day Observed
January 1, 2024 – Monday – New Years Day Observed
January 15, 2024 – Monday – Martin Luther King Day
February 19, 2024 - Monday - Presidents Day
May 27, 2024 – Monday – Memorial Day
July 4, 2024 - Thursday - Independence Day
September 2, 2024 - Monday - Labor Day
October 14, 2024 – Monday – Columbus Day