

City Council Regular Meeting

Regular Meeting

Tuesday, November 21, 2023

6:00 PM

City Council Chambers and Zoom

Teleconference by Councilmember Steve Napolitano

(Per Government Code Section 54953(b))

Chileno Bay, Auberge Resorts Collection

Carretera Transpeninsular Kilometro 15. (Room 2104)

Cabo San Lucas, Baja California Sur, 23410, Mexico



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

Finance Director Steve Charelian

Human Resources Lisa Jenkins

Parks and Recreation Mark Leyman

Police Chief Rachel Johnson

Fire Chief Michael Lang

Community Development Director Talyn Mirzakhanian

Public Works Director Erick Lee

Information Technology Director Miguel Guardado

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, November 21, 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, November 15, 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

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 12:00 PM, November 21, 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

- 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.

1. City Council Minutes: [23-0344](#)
This Item Contains Minutes of the Following City Council Meeting(s):
 - a) City Council Adjourned Regular Meeting Minutes of November 7, 2023
 - b) City Council Regular Meeting Minutes of November 7, 2023
(City Clerk Tamura).**APPROVE**

Attachments: [City Council Adjourned Regular Meeting of November 7, 2023](#)
[City Council Regular Meeting Minutes of November 7, 2023](#)
2. Financial Reports: [23-0472](#)
Schedule of Demands October 20, 2023, and October 27, 2023 (Finance Director Charelian).
ACCEPT REPORTS AND DEMANDS

Attachments: [Schedule of Demands for October 20, 2023 and October 27, 2023](#)
3. Consideration of Accepting the Resignation from Parking and Public Improvements Commissioner D'Amico, Declare Vacant the Parking and Public Improvements Commission Seat No. 4 (Business Community Seat), and Direct the City Clerk to Conduct Public Outreach for the Vacant Parking and Public Improvements Commission Seat No. 4 (Business Community Seat) (City Clerk Tamura). [23-0487](#)
A) ACCEPT RESIGNATION
B) DECLARE VACANCY
C) DIRECT THE CITY CLERK TO CONDUCT PUBLIC OUTREACH
4. Consideration of a Resolution Approving an Agreement with Beach Cities Health District Allocating Opioid Settlement Agreement Funds in the Amount of \$82,733 and Approving an Appropriation of \$105,653 in the General Fund (City Manager Moe). [23-0149](#)
A) ADOPT RESOLUTION NO. 23-0117
B) APPROVE APPROPRIATION

Attachments: [Resolution No. 23-0117](#)
[Agreement - Beach Cities Health District](#)
[Schedule of Opioid Settlement Funds](#)
5. Update Regarding Fire Department Staffing (Fire Chief Lang and Human Resources Director Jenkins). [23-0486](#)
RECEIVE REPORT

6. Consideration of a Resolution Awarding a Construction Agreement to Stephen Doreck Equipment Rentals, Inc. for the Cycle 2 Water Infrastructure Improvement and Street Resurfacing Project for \$2,942,898, Including Contingency; Approving the Plans and Specifications for the Project; and Adoption of a Determination of Exemption Pursuant to Section 15301(b) and (c) of the State California Environmental Quality Act (CEQA) Guidelines (Public Works Director Lee). [23-0417](#)

ADOPT RESOLUTION NO. 23-0153

Attachments: [Resolution No. 23-0153](#)
[Agreement – Stephen Doreck Equipment Rental, Inc.](#)
[Plans and Specifications \(Web Link\)](#)
[Budget and Expenditure Summary Report](#)
[Location Map](#)

7. Consideration of a Resolution Approving a Three-Year General Services Agreement with Merrimac Petroleum, Inc. dba Merrimac Energy Group for Bulk Fuel Purchases in an Amount Not-to-Exceed \$3,250,000 (Public Works Director Lee). [23-0353](#)

A) ADOPT RESOLUTION NO. 23-0133

B) APPROPRIATE FUNDS

Attachments: [Resolution No. 23-0133](#)
[Agreement – Merrimac Energy Group](#)
[Comparison of Proposals](#)
[RFP #1302-23 - Bulk Fuel](#)

8. Consideration of a Resolution Approving Amendment No. 5 for a Three-Year Extension of the Agreement with Granicus for Civic Engagement Services for a Not-to-Exceed Amount of \$566,707 (Information Technology Director Guardado and City Clerk Tamura). [23-0478](#)

ADOPT RESOLUTION NO. 23-0157

Attachments: [Resolution No.23-0157](#)
[Amendment No. 5 - Granicus](#)
[Agreement - Granicus \(2018\)](#)

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.

9. Conduct Public Hearing and Consider Adoption of a Resolution Amending the City's Local Coastal Program (LCP) in Compliance With Modifications Recommended by the California Coastal Commission for the New Coastal Hazards Chapter of the LCP (Community Development Director Mirzakhanian).

[23-0378](#)

(Estimated Time: 15 Mins.)

A) CONDUCT PUBLIC HEARING**B) ADOPT RESOLUTION NO. 23-0154**

Attachments: [Resolution No. 23-0154](#)

[CCC Staff Report](#)

[Resolution No. 22-0062](#)

[Resolution No. 22-0063](#)

[LCP Section VI Coastal Hazards Chapter](#)

[PowerPoint Presentation](#)

K. GENERAL BUSINESS

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

10. Consideration of Adopting Resolution No. 23-0158 to Modify the Storm Drain Measure Ballot Question on Resolution No. 23-0149 (Finance Director Charelian).

[23-0518](#)

(Estimated Time: 20 Mins.)

ADOPT RESOLUTION NO. 23-0158

Attachments: [Resolution No. 23-0158](#)

[Procedures for the Conduct of a Mail Ballot Election](#)

11. Consideration of a Resolution Adopting a Coyote Management and Response Plan; and Consideration of a Determination of Exemption Pursuant to Sections 15061(b)(3) and 15308 of the California Environmental Quality Act (CEQA) Guidelines (City Manager Moe). [23-0427](#)
(Estimated Time: 45 Mins.)
A) ADOPT RESOLUTION NO. 23-0151
B) DISCUSS AND PROVIDRE DIRECTION
- Attachments:** [Resolution No. 23-0151](#)
[Coyote Observation Data](#)
[Coyote Observation Map](#)
[Coyote Management and Response Plan](#)
[Coyote Management and Response Plan CEQA Exemption Memorandum](#)
[PowerPoint Presentation](#)
12. Consideration of the Cultural Arts Commission Recommendations for Mural Artwork at the Manhattan Beach Art Center and Police/Fire Locations and Costs, Selection of Final Artwork Design at Manhattan Heights Complex and Disbursement of up to \$105,000 from the Public Art Trust Fund (Parks and Recreation Director Leyman). [23-0489](#)
(Estimated Time: 30 Mins.)
A) APPROVE ARTISTS, LOCATIONS, AND COST
B) DISBURSE FUNDS
- Attachments:** [Artist Agreement](#)
[PowerPoint Presentation](#)
13. Quarterly Update on the City's Homelessness Initiatives Including: Consideration of a Resolution Approving Amendment No. 2 to the Agreement with Harbor Interfaith Services Extending the Term an Additional Year and Increasing Maximum Compensation by \$80,200 for Budgeted Housing Navigation and Case Management Services (City Manager Moe). [23-0372](#)
(Estimated Time: 30 Mins.)
A) RECEIVE REPORT
B) ADOPT RESOLUTION NO. 23-0155
- Attachments:** [Resolution No. 23-0155](#)
[Amendment No. 2 - Harbor Interfaith Services](#)
[Manhattan Beach Outreach Program Outcomes](#)
[Beach Cities Outreach Program Outcomes](#)
[SBCCOG Letter Regarding United Way Draft Measure](#)
[City of Redondo Beach 2023 Homeless Census Comparison Report](#)
[PowerPoint Presentation](#)

14. Consideration of Introducing an Ordinance and Adopting a Resolution of Intention to Amend the Contract Between the Board of Administration California Public Employees Retirement System (CalPERS) and the City of Manhattan Beach to Provide Provisions of Retirement Law Section 20516 - Employee Cost Sharing (Human Resources Director Jenkins).

[23-0492](#)

(Estimated Time: 5 Mins.)

A) INTRODUCE ORDINANCE NO. 23-0012

B) ADOPT RESOLUTION NO. 23-0156

Attachments: [Ordinance No. 23-0012](#)

[Resolution No. 23-0156](#)

[Certification of Government Body's Action \(CON-12\)](#)

[Certification of Compliance with Government Code Section 20516 \(CON-500\)](#)

[Sample of Employee Cost Sharing Ballot](#)

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.

15. City Council AB 1234 Reports. [23-0500](#)
RECEIVE AND FILE
16. Consideration of a Request by Councilmember Howorth and Councilmember Napolitano to Discuss the LA vs. Hate Community Mural Art Project Program (City Manager Moe). [23-0519](#)
DISCUSS AND PROVIDE DIRECTION
17. Consideration of a Request by Councilmember Napolitano and Councilmember Howorth to Discuss Objective Development Standards for Housing (City Manager Moe). [23-0520](#)
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.

18. Agenda Forecast (City Clerk Tamura). [23-0345](#)
INFORMATION ITEM ONLY

Q. CLOSED SESSION**R. ADJOURNMENT**

S. FUTURE MEETINGS

CITY COUNCIL MEETINGS

December 5, 2023 - Tuesday -- 6:00 PM - City Council Meeting
December 19, 2023 - Tuesday -- 6:00 PM - City Council Meeting
January 2, 2024 - Tuesday -- 6:00 PM - City Council Meeting (Canceled)
January 9, 2024 - Tuesday -- 6:00 PM - City Council Adjourned Regular Meeting (Reorganization)
January 16, 2024 - Tuesday -- 6:00 PM - City Council Meeting
February 6, 2024 - Tuesday -- 6:00 PM - City Council Meeting
February 20, 2024 - Tuesday -- 6:00 PM - City Council Meeting
March 5, 2024 - Tuesday -- 6:00 PM - City Council Meeting
March 19, 2024 - Tuesday -- 6:00 PM - City Council Meeting
April 2, 2024 - Tuesday -- 6:00 PM - City Council Meeting
April 16, 2024 - Tuesday -- 6:00 PM - City Council Meeting
April 24 - Tuesday - TBD - Boards and Commissions Interviews
May 7, 2024 - Tuesday -- 6:00 PM - City Council Meeting
May 14, 2024 - Tuesday -- 6:00 PM - Budget and Capital Improvements Program Study Session
May 21, 2024 - Tuesday -- 6:00 PM - City Council Meeting
May 28, 2024 - Tuesday -- 6:00 PM - Budget and Capital Improvements Program Study Session
June 4, 2024 - Tuesday -- 6:00 PM - City Council Meeting
June 18, 2024 - Tuesday -- 6:00 PM - City Council Meeting
July 2, 2024 - Tuesday -- 6:00 PM - City Council Meeting
July 16, 2024 - Tuesday -- 6:00 PM - City Council Meeting
August 6, 2024 - Tuesday -- 6:00 PM - City Council Meeting
August 20, 2024 - Tuesday -- 6:00 PM - City Council Meeting
September 3, 2024 - Tuesday -- 6:00 PM - City Council Meeting
September 17, 2024 - Tuesday -- 6:00 PM - City Council Meeting
October 1, 2024 - Tuesday -- 6:00 PM - City Council Meeting
October 15, 2024 - Tuesday -- 6:00 PM - City Council Meeting
November 5, 2024 - Tuesday -- 6:00 PM - City Council Meeting
November 19, 2024 - Tuesday -- 6:00 PM - City Council Meeting
December 3, 2024 - Tuesday -- 6:00 PM - City Council Meeting
December 17, 2024 - Tuesday -- 6:00 PM - City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

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 27, 2023 - Wednesday - 3:00 PM - Planning Commission Meeting
December 28, 2023 - Monday - 4:00 PM - Parks and Recreation Commission Meeting

T. CITY OFFICES CLOSED

CITY HOLIDAYS:

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

November 11, 2024 – Monday – Veterans Day