

## City Council Regular Meeting

**Amended**

**Regular Meeting**

**Tuesday, March 5, 2024**

**6:00 PM**

**City Council Chambers**



### **ELECTED OFFICIALS**

**Mayor** Joe Franklin

**Mayor Pro Tem** Amy Howorth

**Councilmember** David Lesser

**Councilmember** Steve Napolitano

**Councilmember** Richard Montgomery

**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 Mirzakhonian

**Public Works Director** Erick Lee

**Information Technology Director** Miguel Guardado

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### **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, March 5, 2024 (the day of the meeting), via:*

- 1) eComment at <http://www.manhattanbeach.gov/ecomment> or*
- 2) Email to [cityclerk@manhattanbeach.gov](mailto:cityclerk@manhattanbeach.gov)*

*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](http://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 amended notice/agenda was posted on Friday, March 1, 2024, 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**

*Claire Koerber, Mira Costa High School*

**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, March 5, 2024 (the day of the meeting), via:*

- 1) eComment at <http://www.manhattanbeach.gov/ecomment> or
- 2) Email to [cityclerk@manhattanbeach.gov](mailto:cityclerk@manhattanbeach.gov)

*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.*

**UPDATES:**

1. Police Department Strategic Plan Update: Community Safety Form for Special Needs Residents (Police Chief Johnson). [24-0106](#)  
(Estimated Time: 5 Mins.)

**RECEIVE AND FILE**

Attachments: [PowerPoint Presentation](#)

## 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: [24-0101](#)

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

- a) City Council Adjourned Regular Meeting (Work Plan Meeting) Minutes of February 13, 2024
- b) City Council Adjourned Regular Meeting Minutes (Cancelled) of February 20, 2024
- c) City Council Regular Meeting Minutes of February 20, 2024 (City Clerk Tamura).

**APPROVE**

Attachments: [City Council Adjourned Regular Meeting \(Work Plan Meeting\) Minutes of February 13, 2024](#)  
[City Council Adjourned Regular Meeting Minutes \(Cancelled\) of February 20, 2024](#)  
[City Council Regular Meeting Minutes of February 20, 2024](#)

3. Financial Reports: [24-0094](#)

Schedule of Demands for January 26, 2024, and February 2, 2024 (Finance Director Charelian).

**ACCEPT REPORTS AND DEMANDS**

Attachments: [Schedule of Demands for January 26, 2024 and February 2, 2024](#)

4. Consideration of General Guidelines Concerning City Advisory Committees (City Manager Moe). [24-0008](#)

**RECEIVE AND FILE**

Attachments: [Policy - General Guidelines Concerning Certain Committees](#)

5. Consideration of a Second Reading and Adoption of an Ordinance [24-0075](#)

Renewing the City's Military Equipment Policy (Police Chief Johnson).

**ADOPT ORDINANCE NO. 24-0001**

Attachments: [Ordinance No. 24-0001 \(with Exhibit A\)](#)  
[Military Equipment Inventory List](#)

6. Consideration of a Resolution Awarding a Construction Agreement to Oppenheimer National for the Polliwog Park Fitness Station Replacement Project for \$196,901 Including Contingency; and Determining that the Project Qualifies for a Categorical Exemption Pursuant to Section 15301 of the State CEQA Guidelines (Public Works Director Lee). [24-0019](#)

**A) ADOPT RESOLUTION NO. 24-0022**

**B) MAKE DETERMINATION OF EXEMPTION PURSUANT TO CEQA**

Attachments: [Resolution No. 24-0022](#)  
[Agreement - Oppenheimer National](#)  
[Bid Proposal](#)  
[Plans and Specifications \(Web-Link Provided\)](#)  
[Budget and Expenditures Summary](#)  
[Location Map](#)

7. Consideration of a Resolution Approving the Professional Services Agreement with Pacifica Services, Inc. in the Amount of \$229,320 for Construction Management and Inspection Services for the Cycle 2 Water Infrastructure Improvement and Street Resurfacing Project (Public Works Director Lee). [24-0078](#)

**ADOPT RESOLUTION NO. 24-0023**

Attachments: [Resolution No. 24-0023](#)  
[Agreement – Pacifica Services, Inc.](#)  
[Budget and Expenditures Summary Report](#)  
[Location Map](#)

8. Consideration of a Resolution Authorizing a Memorandum of Understanding for the Santa Monica Bay Stormwater Total Maximum Daily Load Trash Treatment Project Between the City of Manhattan Beach and the Los Angeles County Flood Control District for a Proposition 1 Round 2 Integrated Regional Water Management Implementation Grant (Public Works Director Lee). [24-0112](#)

**ADOPT RESOLUTION NO. 24-0024**

Attachments: [Resolution No. 24-0024](#)  
[Memorandum of Understanding - LACFCD](#)  
[Grant Agreement - Department of Water Resources and LACFCD](#)

**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 Resolution Sponsoring and Supporting Assembly Bill 2309 which Authorizes the City Attorney of any General Law City or Chartered City to Prosecute State Misdemeanors (City Manager Moe). [24-0122](#)  
 (Estimated Time: 15 Mins.)

**CONSIDER RESOLUTION NO. 24-0025**

Attachments: [Resolution No. 24-0025](#)  
[Assembly Bill 2309](#)

10. Quarterly Update on the City's Homelessness Initiatives Including: [24-0090](#)
- a) Consideration of a Resolution Approving Amendment No. 5 with Harbor Interfaith Services for Measure H Grant Funded Homeless Case Management and Housing Navigation Services which modifies the Fee Schedule and Increases the Not-to-Exceed Amount by \$27,832;
  - b) Consideration of a Resolution Approving Amendment No. 2 to the Memorandum of Understanding with the South Bay Cities Council of Governments for Measure H Grant Funding to Provide Homelessness Case Management Services to the Cities of Manhattan Beach, Hermosa Beach, El Segundo and Redondo Beach and modifies the Fee Schedule and Increases the Not-to-Exceed Amount by \$27,832 (City Manager Moe).

(Estimated Time: 30 Mins.)

**A) RECEIVE REPORT****B) ADOPT RESOLUTION NOS. 24-0020 AND 24-0021****C) APPROPRIATE FUNDS**

Attachments: [Resolution No. 24-0020](#)  
[Amendment No. 5 - Harbor Interfaith Services](#)  
[Agreement and Amendment Nos. 1-4 - Harbor Interfaith Services](#)  
[Resolution No. 24-0021](#)  
[Amendment No. 2 - SBCCOG and Cities of El Segundo, Redondo Beach, and Hermosa Beach](#)  
[MOU and Amendment No. 1- SBCCOG and Cities of El Segundo, Redondo Beach, and Hermosa Beach](#)  
[Manhattan Beach Outreach Program Outcomes](#)  
[CARE Court Presentation by County Department of Mental Health](#)  
[Regional Mental Health Response Presentation by SBCCOG](#)  
[City of Redondo Beach 2023 Homeless Census Comparison Report by CityNet](#)  
[PowerPoint Presentation](#)

11. Consideration of a Resolution Adopting the 2024 Legislative Platform (City Manager Moe). [24-0049](#)  
(Estimated Time: 25 Mins.)  
**ADOPT RESOLUTION NO. 24-0019**

Attachments: [Resolution No. 24-0019](#)  
[Proposed 2024 Legislative Platform](#)  
[Sample Legislative Platforms – City of El Segundo, City of Beverly Hills, City of Santa Clarita.pdf](#)

## 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.*

12. Agenda Forecast (City Clerk Tamura). [24-0102](#)  
**INFORMATION ITEM ONLY**
13. Recent Planning Commission Quasi-Judicial Decisions: [24-0105](#)  
Consideration of a Use Permit Amendment to Allow a New Outdoor Seating Area, Alteration of an Existing Drive-Thru Lane Into a Two-Vehicle Lane Drive-Thru (Y-Lane), and Modification of the Parking Lot Configuration at an Existing Commercial Building Located at 815 N. Sepulveda Boulevard; and Making an Environmental Determination for the Project in Accordance with the California Environmental Quality Act (Community Development Director Mirzakhaniyan).  
**INFORMATION ITEM ONLY**



**14. Commission Minutes:**[24-0107](#)

This Item Contains Minutes of the following City Commission Meetings:

- a) Cultural Arts Commission Meeting Minutes of December 18, 2023 (Parks and Recreation Director Leyman)
- b) Cultural Arts Commission Meeting Minutes of January 17, 2024 (Parks and Recreation Director Leyman)
- c) Finance Subcommittee Meeting Minutes of February 6, 2024 (Finance Director Charelian).

**INFORMATION ITEM ONLY**

**Attachments:** [Cultural Arts Commission Meeting Minutes of December 18, 2023](#)  
[Cultural Arts Commission Meeting Minutes of January 17, 2024](#)  
[Finance Subcommittee Action Meeting Minutes of February 6, 2024](#)

**Q. CLOSED SESSION****R. ADJOURNMENT**

*Adjourning in memory of Former Public Works Director Neil Miller, Former Revenue Services Manager Sherry Morelan, and Resident and Business Owner Cedric Jones.*

**S. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

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, 2024 - 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 (Reorganization)  
November 5, 2024 - Tuesday -- 6:00 PM - City Council Meeting (Rescheduled Due to General Municipal Elections)  
November 6, 2024 - Wednesday -- 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**

March 11, 2024 - Monday - 4:00 PM - Library Commission Meeting  
March 13, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
March 18, 2024 - Monday - 4:00 PM - Cultural Arts Commission Meeting  
March 25, 2024 - Monday - 4:00 PM - Parks and Recreation Commission Meeting  
March 27, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
April 8, 2024 - Monday - 4:00 PM - Library Commission Meeting  
April 10, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
April 15, 2024 - Monday - 4:00 PM - Cultural Arts Commission Meeting  
April 22, 2024 - Monday - 4:00 PM - Parks and Recreation Commission Meeting  
April 24, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
April 25, 2024 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting  
May 8, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
May 13, 2024 - Monday - 4:00 PM - Library Commission Meeting  
May 20, 2024 - Monday - 4:00 PM - Cultural Arts Commission Meeting  
May 22, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
May 23, 2024 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting  
May 27, 2024 - Monday - 4:00 PM - Parks and Recreation Commission Meeting (Rescheduled to May 29, 2024)  
May 29, 2024 - Wednesday - 4:00 PM - Parks and Recreation Commission Meeting (Reschedule from May 27, 2024)  
June 10, 2024 - Monday - 4:00 PM - Library Commission Meeting  
June 12, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
June 17, 2024 - Monday - 4:00 PM - Cultural Arts Commission Meeting  
June 24, 2024 - Monday - 4:00 PM - Parks and Recreation Commission Meeting  
June 26, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
June 27, 2024 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting

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

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  
November 28-29, 2024 - Thursday & Friday - Thanksgiving Holiday  
December 25, 2024 - Wednesday - Christmas Day Observed  
January 1, 2025 – Wednesday – New Years Day Observed  
January 20, 2025 – Monday – Martin Luther King Day  
February 17, 2025 - Monday - Presidents Day