

## City Council Regular Meeting

### Regular Meeting

**Tuesday, July 2, 2024**

**6:00 PM**

**City Council Chambers and Zoom**



#### **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 Mirzakhanian

**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, July 2, 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 notice/agenda was posted on Wednesday, June 26, 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**

*Hawk Dill*

**C. ROLL CALL**

**D. CEREMONIAL CALENDAR**

1. Presentation of a Commendation to Finance Director, Steve Charelian, on the Occasion of His Retirement After Thirty-Five Years of Services to the City of Manhattan Beach.

[24-0205](#)

**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 12:00 PM, July 2, 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 web*

## 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. This Item Contains the City Council Regular Meeting Minutes of June 18, 2024 (City Clerk Tamura). [24-0210](#)

**APPROVE**

Attachments: [City Council Regular Meeting Minutes of June 18, 2024](#)

3. Declaration of Proclamations for the Following: [24-0211](#)  
a) July 26, 2024, as the 25th Annual National System Administrators Appreciation Day  
b) July 2024, as Parks and Recreation Month

**PROCLAIM**

4. Consideration of the Second Reading and Adoption of an Ordinance Amending and Restating Chapter 14.46 (On-Street Parking of Oversized Vehicles and Trailers) of the Manhattan Beach Municipal Code Regulating and Requiring a Parking Permit for the Parking of Oversized Vehicles and Trailers; and the Adoption of Associated Resolutions Establishing Fees and Fines (City Manager Bruce Moe). [24-0218](#)

**A) ADOPT ORDINANCE NO. 24-0006**

**B) ADOPT RESOLUTION NOS. 24-0035 AND 24-0036**

Attachments: [Ordinance No. 24-0006](#)

[Resolution No. 24-0035](#)

[Resolution No. 24-0036](#)

5. Consideration of a Five-Year Agreement with Axon Enterprises, Inc. for Body Worn Cameras, Digital Evidence Management, and Fusus Software and Hardware Integration in an Amount Not-to-Exceed \$955,537 (Police Chief Johnson). [24-0254](#)

**A) WAIVE FORMAL BIDDING**

**B) ADOPT RESOLUTION NO. 24-0078**

Attachments: [Resolution No. 24-0078](#)

[Agreement - Axon Enterprises, Inc.](#)

6. Consideration of a Resolution Nunc Pro Tunc Correcting Clerical Errors Related to a Construction Agreement with EBS General Engineering, Inc. for the Community Development Block Grant (CDBG) Cycle 3 Americans with Disabilities Act (ADA) Curb Ramp Project for \$193,633, Including Contingency (Public Works Director Lee). [24-0252](#)

**ADOPT RESOLUTION NUNC PRO TUNC NO. 24-0079**

Attachments: [Resolution Nunc Pro Tunc No. 24-0079](#)  
[Agreement - EBS General Engineering, Inc.](#)  
[Budget and Expenditures Summary](#)  
[Staff Report - May 7, 2024](#)  
[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.*

7. Consideration of a Resolution Approving an Agreement with the Chamber of Commerce in the Amount of \$67,300 for North Manhattan Beach Business Improvement District Management and Executive Coordination Services Until a Non-Profit Corporation is Established (City Manager Moe). [24-0249](#)  
(Estimated Time: 15 Mins.)

**A) ADOPT RESOLUTION NO. 24-0080**

**B) APPROPRIATE FUNDS**

Attachments: [Resolution No. 24-0080](#)  
[Agreement - Manhattan Beach Chamber of Commerce](#)

8. Consideration of a Resolution Approving the Proposed Fiscal Year 2024-2025 Chamber of Commerce Work Plan Agreement in the Amount of \$29,585 (City Manager Moe). [24-0246](#)  
(Estimated Time: 15 Mins.)

**ADOPT RESOLUTION NO. 24-0081**

Attachments: [Resolution No. 24-0081](#)  
[Agreement - Manhattan Beach Chamber of Commerce](#)  
[Fiscal Year 2023-2024 Work Plan Report Provided by Chamber](#)

**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.*

9. Agenda Forecast (City Clerk Tamura). [24-0206](#)  
**INFORMATION ITEM ONLY**

10. Commission Minutes: [24-0241](#)  
This Item Contains Minutes of the following City Commission Meetings:  
a) Cultural Arts Commission Meeting Minutes of May 20, 2024 (Parks and Recreation Director Leyman)  
b) Parks and Recreation Commission Meeting Minutes of May 29, 2024 (Parks and Recreation Director Leyman).  
**INFORMATION ITEM ONLY**

Attachments: [Cultural Arts Commission Meeting Minutes of May 20, 2024](#)  
[Parks and Recreation Commission Meeting Minutes of May 29, 2024](#)

11. Recent Planning Commission Quasi-Judicial Decision: [24-0267](#)  
Consideration of a Use Permit Amendment to Allow Off-Sale of Distilled Spirits in Addition to the Existing Allowance for Off-Sale Beer and Wine in Conjunction with the Operation of an Existing Service Station and Convenience Store Located at 3633 North Sepulveda Boulevard; and Associated Environmental Determination Finding the Project Exempt from the California Environmental Quality Act (Community Development Director Mirzakhonian).  
**INFORMATION ITEM ONLY**

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

**CITY COUNCIL MEETINGS**

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 (City Council Reorganization and General Municipal Election Results)

**BOARDS, COMMISSIONS AND COMMITTEE MEETINGS**

July 8, 2024 - Monday - 4:00 PM - Library Commission Meeting  
July 10, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
July 15, 2024 - Monday - 4:00 PM - Cultural Arts Commission Meeting  
July 22, 2024 - Monday - 4:00 PM - Parks and Recreation Commission Meeting  
July 24, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
July 25, 2024 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting  
August 12, 2024 - Monday - 4:00 PM - Library Commission Meeting  
August 14, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
August 19, 2024 - Monday - 4:00 PM - Cultural Arts Commission Meeting  
August 22, 2024 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting  
August 26, 2024 - Monday - 4:00 PM - Parks and Recreation Commission Meeting  
August 28, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
September 9, 2024 - Monday - 4:00 PM - Library Commission Meeting  
September 11, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
September 16, 2024 - Monday - 4:00 PM - Cultural Arts Commission Meeting  
September 23, 2024 - Monday - 4:00 PM - Parks and Recreation Commission Meeting  
September 25, 2024 - Wednesday - 3:00 PM - Planning Commission Meeting  
September 26, 2024 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting

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

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  
May 26, 2025 - Monday - Memorial Day