

CITY OF MANHATTAN BEACH

1400 Highland Avenue Manhattan Beach, CA 90266
www.manhattanbeach.gov • (310) 802-5000

AGENDA

City Council Regular Meeting

Regular Meeting

Tuesday, September 3, 2024

6:00 PM

Joslyn Community Center and Zoom

1601 North Valley Drive

Manhattan Beach, CA 90266



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

Acting City Manager Talyn Mirzakhonian

City Attorney Quinn Barrow

City Clerk Liza Tamura

Interim Finance Director Onyx Jones

Human Resources Lisa Jenkins

Parks and Recreation Mark Leyman

Police Chief Rachel Johnson

Fire Chief Michael Lang

Acting Community Development Director Ryan Heise

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, [DATE] (the day of the meeting), via:

- 1) eComment at <http://www.manhattanbeach.gov/ecomment> or
- 2) Email to 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, 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, August 28, 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**

Presley and Cash Montgomery

C. ROLL CALL

D. CEREMONIAL CALENDAR

- 1. Presentation of a Proclamation Declaring September 2024, as National Service Dog Month.

[24-0304](#)

PRESENT

Attachments: [Proclamation](#)

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, September 3, 2024 (the day of the meeting), via:

- 1) eComment at <http://www.manhattanbeach.gov/ecomment> or
- 2) Email to 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. City Council Minutes: [24-0311](#)

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

a) City Council Adjourned Regular Meeting Minutes of August 20, 2024

b) City Council Regular Meeting Minutes of August 20, 2024

(City Clerk Tamura).

APPROVE

Attachments: [City Council Adjourned Regular Meeting Minutes of August 20, 2024](#)

[City Council Regular Meeting Minutes of August 20, 2024](#)

3. Consideration of Resolutions Awarding Professional Design Services [24-0235](#)

Agreements for the Annual Citywide Concrete Repairs Program 33rd Street, Cycle 3 Biennial Slurry Seal, and Cycle 3 Annual Street Resurfacing Projects; and Approving Four On-Call Professional Design Services Agreements for Pavement Improvement Projects for \$200,000 Each, for a Three-Year Term (Public Works Director Lee).

ADOPT RESOLUTION NOS. 24-0097, 24-0098, 24-0099, 24-0100, 24-0101, AND 24-0102

Attachments: [Resolution No. 24-0097](#)

[Agreement - HR Green Pacific, Inc.](#)

[Resolution No. 24-0098](#)

[Agreement - TAIT and Associates, Inc.](#)

[Resolution No. 24-0099](#)

[On-Call Agreement - HR Green Pacific, Inc.](#)

[Resolution No. 24-0100](#)

[On-Call Agreement - Kreuzer Consulting Group](#)

[Resolution No. 24-0101](#)

[On-Call Agreement - TAIT and Associates, Inc.](#)

[Resolution No. 24-0102](#)

[On-Call Agreement - NCE](#)

[Budget and Expenditures Summary Report](#)

[Location Map – Annual Citywide Concrete Repairs Program Year 1 Project](#)

[Location Map - Annual Street Resurfacing Program Year 1 Projects](#)

[Location Map - Biennial Slurry Seal Program Year 1 Project](#)

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.

4. Consideration of a Resolution Approving a Commercial Encroachment Permit for an Existing Commercial Tenant Space Located at 401 Manhattan Beach Boulevard, and Associated Determination of Exemption Pursuant to the California Environmental Quality Act (Continued from the August 20, 2024, City Council Meeting) (Acting Community Development Director Heise). [24-0324](#)
(Estimated Time: 15 Mins.)
ADOPT RESOLUTION NO. 24-0091

Attachments: [Resolution No. 24-0091](#)
[Planning Commission Resolution No. 05-05](#)
[PC 24-06 Great White 401 MBB-signed](#)
[City Council Meeting Staff Report - August 6, 2024](#)
[City Council Meeting Staff Report - August 20, 2024](#)
[Encroachment Permit Plans](#)
[Planning Commission Staff Report - July 24, 2024](#)
[PowerPoint Presentation](#)

5. Consideration of a Resolution in Support of Measure MMB on the November 5, 2024, General Municipal Election Ballot Establishing a Local One-Half Cent Transaction and Use Tax (Acting City Manager Mirzakhaniyan). [24-0321](#)
(Estimated Time: 15 Mins.)
CONSIDER ADOPTING RESOLUTION NO. 24-0104

Attachments: [Resolution No. 24-0104](#)

6. Consideration of an Update on the Lot 3 Parking Structure, Alternative Parking Solutions, and Business Impacts; and Adoption of a Resolution Directing and Delegating Authority to the City Manager Authority to Take Emergency Action to Secure, Demolish and Replace (Public Works Director Lee and Acting Community Development Director Heise). [24-0314](#)

(Estimated Time: 1 Hr.)

A) DISCUSS AND PROVIDE DIRECTION

B) DETERMINE THAT PROJECT IS EXEMPT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

C) ADOPT RESOLUTION NO. 24-0105

Attachments: [Resolution No. 24-0105](#)

[Location Map](#)

[Resolution No. 12-6422](#)

[PowerPoint Presentation](#)

7. Consideration of a Resolution in Support of Statewide Ballot Measure Proposition 36, Which Proposes to Allow Felony Charges and Increases Sentences for Certain Drug and Theft Crimes (Acting City Manager Mirzakhaniyan). [24-0277](#)

(Estimated Time: 15 Mins.)

CONSIDER ADOPTING RESOLUTION NO. 24-0103

Attachments: [Resolution No. 24-0103](#)

[Proposition 36 - Analysis Prepared by the CA Legislative Analyst's Office](#)

[Proposition 36 - Full Text of Proposed Law](#)

8. Quarterly Update on the City's Homelessness Initiatives (Acting City Manager Mirzakhaniyan). [24-0320](#)

(Estimated Time: 30 Mins.)

1) RECEIVE REPORT

2) DISCUSS AND PROVIDE DIRECTION

Attachments: [2024 Manhattan Beach Homeless Count Data](#)

[Manhattan Beach Outreach Program Outcomes](#)

[PowerPoint Presentation](#)

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.

9. City Council AB 1234 Reports. [24-0329](#)
RECEIVE AND FILE

10. Consideration of a Request by Councilmember Lesser and Mayor Pro Tem Howorth to Discuss the City's Support of Manhattan Beach Neighborhood Watch Programs (Acting City Manager Mirzakhonian). [24-0330](#)
DISCUSS AND PROVIDE DIRECTION

11. Consideration of a Request by Councilmember Napolitano and Mayor Pro Tem Howorth to Discuss a Moratorium on the Trash Enclosure Permit Requirements (Acting City Manager Mirzakhonian). [24-0331](#)
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.

12. Agenda Forecast (City Clerk Tamura). [24-0310](#)
INFORMATION ITEM ONLY

13. Commission Minutes:[24-0317](#)

This Item Contains Minutes of the following City Commission Meetings:

- a) Cultural Arts Commission Meeting Minutes of January 15, 2024
(Parks and Recreation Director Leyman)
- b) Library Commission Meeting Minutes of October 9, 2023
(Parks and Recreation Director Leyman)
- c) Library Commission Meeting Minutes of December 11, 2023
(Parks and Recreation Director Leyman)
- d) Parks and Recreation Commission Meeting Minutes of November 27, 2023
(Parks and Recreation Director Leyman)
- e) Parks and Recreation Commission Meeting Minutes of December 20, 2023
(Parks and Recreation Director Leyman)
- f) Parks and Recreation Commission Meeting Minutes of December 25, 2023
(Parks and Recreation Director Leyman)
- g) Parks and Recreation Commission Meeting Minutes of January 22, 2024
(Parks and Recreation Director Leyman)
- h) Parks and Recreation Commission Meeting Minutes of February 26, 2024
(Parks and Recreation Director Leyman)
- i) Parks and Recreation Commission Meeting Minutes of April 22, 2024
(Parks and Recreation Director Leyman)
- j) Parking and Public Improvements Commission Meeting Minutes of January 25, 2024 (Acting Community Development Director Heise)
- k) Parking and Public Improvements Commission Meeting Minutes of February 22, 2024
(Acting Community Development Director Heise)
- l) Parking and Public Improvements Commission Meeting Minutes of May 23, 2024 (Acting Community Development Director Heise)
- m) Parking and Public Improvements Commission Meeting Minutes of June 27, 2024 (Acting Community Development Director Heise)
- n) Parking and Public Improvements Commission Meeting Minutes of July 25, 2024 (Acting Community Development Director Heise).

INFORMATION ITEM ONLY

Attachments: [Cultural Arts Commission Meeting Minutes of January 15, 2024](#)
[Library Commission Meeting Minutes of October 9, 2023](#)
[Library Commission Meeting Minutes of December 11, 2023](#)
[Parks and Recreation Commission Meeting Minutes of November 27, 2023](#)
[Parks and Recreation Commission Meeting Minutes of December 20, 2023](#)
[Parks and Recreation Commission Meeting Minutes of December 25, 2023](#)
[Parks and Recreation Commission Meeting Minutes of January 22, 2024](#)
[Parks and Recreation Commission Meeting Minutes of February 26 2024](#)
[Parks and Recreation Commission Meeting Minutes of April 22, 2024](#)
[Parking and Public Improvements Commission Meeting Minutes of January 25, 2024](#)
[Parking and Public Improvements Commission Meeting Minutes of February 22, 2024](#)
[Parking and Public Improvements Commission Meeting Minutes of May 23, 2024](#)
[Parking and Public Improvements Commission Meeting Minutes of June 27, 2024](#)
[Parking and Public Improvements Commission Meeting Minutes of July 25, 2024](#)

14. Recent Planning Commission Quasi-Judicial Decisions: [24-0325](#)
- a) Consideration of a Use Permit for the Demolition of an Existing 4,470 Square-Foot Auto Repair Shop and the Construction of a New 7,400 Square-Foot Three-Story Medical Building with On-Site Partially Subterranean Parking at 222 N. Sepulveda Boulevard.
 - b) Consideration of a Master Use Permit Amendment to Allow for the Sale and Service of Distilled Spirits in Addition to the Existing Beer and Wine Sales and Service in Conjunction with Food Service at an Existing Eating and Drinking Establishment Located at 1127 Manhattan Avenue (Acting Community Development Director Heise).

INFORMATION ITEM ONLY

Q. CLOSED SESSION

R. ADJOURNMENT

S. FUTURE MEETINGS**CITY COUNCIL MEETINGS**

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 (General Municipal Election Results)

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

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:**

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
July 4, 2025 - Friday - Independence Day