

City Council Regular Meeting

Regular Meeting

Tuesday, June 6, 2017

6:00 PM

City Council Chambers



Mayor David J. Lesser

Mayor Pro Tem Amy Howorth

Councilmember Steve Napolitano

Councilmember Nancy Hersman

Councilmember Richard Montgomery

Executive Team

Mark Danaj, City Manager

Quinn Barrow, City Attorney

Robert Espinosa, Fire Chief

Teresia Zadroga-Haase, Human Resources Director

Eve R. Irvine, Police Chief

Stephanie Katsouleas, Public Works Director

Mark Leyman, Parks & Recreation Director

Nadine Nader, Assistant City Manager

Anne McIntosh, Community Development Director

Bruce Moe, Finance Director

Liza Tamura, City Clerk

Sanford Taylor, Information Technology Director

MISSION STATEMENT:

The City of Manhattan Beach is recognized for providing exemplary municipal services and contributing to the exceptional quality of life afforded to residents, businesses and visitors who enjoy living in and visiting California's safest beach community

MANHATTAN BEACH'S CITY COUNCIL WELCOMES YOU!

Your presence and participation contribute to good city government.

By your presence in the City Council Chambers, you are participating in the process of representative government. To encourage that participation, this agenda provides an early opportunity for public comments under "Public Comments," at which time speakers may comment on any matter within the subject matter jurisdiction of the City Council, including items on the agenda.

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.citymb.info, 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, May 31, 2017, 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.**A. PLEDGE TO THE FLAG**

Luke Fraunces, Pacific Elementary School

B. ROLL CALL**C. CEREMONIAL CALENDAR**

1. Presentation of Commendations Recognizing Michael Lynch as Police Officer of the Year and Matt Simkins as Firefighter of the Year. [17-0241](#)
PRESENT
2. Presentation of Commendations Recognizing Manhattan Beach Police Officers Teresa Manqueros and David Gibbons as Recipients of the 2017 Medal of Valor Life Saving Award. [17-0242](#)
PRESENT

Attachments: [Medal of Valor \(Manqueros\)](#)
[Medal of Valor \(Gibbons\)](#)

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3. Presentation of Certificates of Recognition from the Automobile Club of Southern California and the California Highway Patrol to Manhattan Beach Police Officers Michael Lynch and Ian Mikelson as Recipients of the 10851 Vehicle Theft Recovery Award.

[17-0243](#)

PRESENT

D. APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES

By motion of the City Council, this is the time 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.

E. 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.

F. CITY MANAGER REPORT

G. CITY ATTORNEY REPORT

H. PUBLIC COMMENTS (3 MINUTES PER PERSON FOR ONE ITEM, A MAXIMUM OF 6 MINUTES IF A SPEAKER WANTS TO COMMENT ON MORE THAN ONE ITEM)

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. Each speaker may speak for up to 3 minutes per matter, up to a total of 6 minutes if a speaker wants to comment on more than one matter. With respect to non-public hearing agenda items, speakers may provide their comments during "Public Comments" or at the time the agenda item is being considered. This is also the time for speakers to comment on items on the consent calendar that have not been previously removed by the City Council for individual consideration. For public hearings, speakers are encouraged to speak during the public hearing, if they want their comments to be included in the record for the public hearing.

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.

I. CONSENT CALENDAR (APPROVE)

Items on the "Consent Calendar" are routine and customary business items and will be enacted with one vote. Removal of items from the Consent Calendar for individual consideration will be at a City Councilmember's discretion. In such case, the item will be heard during general business.

4. City Council Minutes:[17-0226](#)

This Item Contains Minutes of the following City Council Meetings:

- a) City Council Regular Meeting Minutes of April 18, 2017
- b) City Council Adjourned Regular Meeting Minutes of May 2, 2017 -
Boards and Commissions Interviews and Appointments
- c) City Council Regular Meeting Minutes of May 2, 2017
- d) City Council Adjourned Regular Meeting Minutes of May 3, 2017 - City
Council Retreat and Closed Session
- e) City Council Adjourned Regular Meeting Minutes of May 4, 2017 -
Budget Study Session #1
- f) City Council Adjourned Regular Meeting (Closed Session) Minutes of
May 8, 2017
- g) City Council Adjourned Regular Meeting (Closed Session) Minutes of
May 16, 2017
- h) City Council Adjourned Regular Meeting (Closed Session) Minutes of
May 18, 2017
- i) City Council Special Meeting (Closed Session) Minutes of May 23,
2017
(City Clerk Tamura).

APPROVE

Attachments:

[City Council Regular Meeting Minutes of April 18, 2017](#)

[City Council Adjourned Regular Meeting Minutes of May 2, 2017 - Boards and C](#)

[City Council Regular Meeting Minutes of May 2, 2017](#)

[City Council Adjourned Regular Meeting Minutes of May 3, 2017 - City Council f](#)

[City Council Adjourned Regular Meeting Minutes of May 4, 2017 - Budget Study](#)

[City Council Adjourned Regular Meeting \(Closed Session\) Minutes of May 8, 20](#)

[City Council Adjourned Regular Meeting \(Closed Session\) Minutes of May 16, 2](#)

[City Council Adjourned Regular Meeting \(Closed Session\) Minutes of May 18, 2](#)

[City Council Special Meeting \(Closed Session\) Minutes of May 23, 2017](#)

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5. Financial Report: [17-0180](#)
a) Schedule of Demands: April 27, 2017
b) Investment Portfolio for the Month Ending April 30, 2017
c) Month End Report for April 30, 2017
(Finance Director Moe).
ACCEPT REPORT AND DEMANDS

Attachments: [Schedules of Demands for April 27, 2017](#)
[Investment Portfolio for the Month Ending April 30, 2017](#)
[Month End Report for April 30, 2017](#)
6. Re-Appointment of Joe Ahn to the South Bay Workforce Investment Board (City Clerk Tamura). [17-0240](#)
APPROVE

Attachments: [South Bay Workforce Investment Board Nomination Ratification Letter](#)
[Chamber of Commerce Nomination Letter](#)
[Letter to South Bay Workforce Investment Board Affirming Re-Appointment](#)
7. Resolution Approving Two Side Letter Agreements with the Manhattan Beach Firefighters' Association 1) Agreement Related to Temporary Specialty Assignments; and 2) Agreement Related to a Specialty Assignment for Development of the Ambulance Operator Program (Human Resources Director Zadroga-Haase). [RES 17-0076](#)
ADOPT RESOLUTION NO. 17-0076

Attachments: [Resolution No. 17-0076](#)
[Side Letter Regarding Specialty Assignments](#)
[Side Letter Regarding Specific Ambulance Operator Program Special Assignme](#)
8. Resolution Approving an Agreement with the Independent Cities Risk Management Authority for Amortized Payment of Pooled General Liability Program Assessments (Human Resources Director Zadroga-Haase). [RES 17-0066](#)
ADOPT RESOLUTION NO. 17-0066

Attachments: [Amortized Assessment Payment Agreement with ICRMA](#)
[Resolution No. 17-0066](#)

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9. Resolution Approving Addendum No. 1 to the December 2012 Agreement with Kronos Incorporated to Provide Telestaff Workforce Management Software Update, User and Administrator Training, and Project Management Services in the Amount of \$8,571.25 and \$14,971.44 of Annual Maintenance and Service Fees for Three Years (\$23,542.69 Total for Contract Addendum) (Fire Chief Espinosa). [RES 17-0085](#)
ADOPT RESOLUTION NO. 17-0085
Attachments: [2012 Kronos Sales, Software License and Services Agreement](#)
[2017 Kronos Addendum Workforce Management Service](#)
[Resolution No. 17-0085](#)
[Kronos Order Forms](#)
[Kronos Annual Maintenance Estimates](#)
10. Resolution to Authorize Enrollment in CalWARN, Authorize the City Manager to Sign the 2007 Omnibus Mutual Assistance Agreement, and Appoint the Public Works Director or Assigned Designee as the Representative Emergency Contact (Public Works Director Katsouleas). [RES 17-0081](#)
ADOPT RESOLUTION NO. 17-0081 AUTHORIZING ENROLLMENT AND APPOINT PUBLIC WORKS DIRECTOR AS EMERGENCY CONTACT
Attachments: [Cal-WARN Articles of Agreement 2007](#)
[Cal-WARN 2007 Signature Page](#)
[Resolution No. 17-0081](#)
11. Resolution Awarding Professional Services Agreement to Psomas for \$104,450 for Engineering Design Services for: 1) Street Improvements within Liberty Village, and 2) Along Marine Avenue, Between Aviation Boulevard and Sepulveda Boulevard (Public Works Director Katsouleas). [RES 17-0183](#)
ADOPT RESOLUTION NO. 17-0183
Attachments: [Resolution No. 17-0183](#)
[Professional Services Agreement with Psomas'](#)

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12. Resolution Awarding Construction Contract to Palp Inc. dba Excel Paving Company for: 1) the Manhattan Beach Boulevard Pavement Resurfacing Project and Other Right-of-Way Modifications Between Sepulveda Boulevard and Aviation Boulevard, and 2) the Resurfacing of Redondo Avenue, 10th Street, 11th Street and Oak Avenue Project, for \$1,156,427.35 (Public Works Director Katsouleas).

[RES 17-0053](#)

ADOPT RESOLUTION NO. 17-0053

Attachments: [Resolution No. 17-0053](#)
[Budget and Expenditures Summary](#)
[Vicinity Map](#)
[Contractor's Bid Proposal](#)
[Excel Agreement](#)
[Plans and Specifications \(Web-Link Provided\)](#)

13. Resolution Awarding Construction Contract to EBS General Engineering, Inc. for the 3rd Street Improvement Project Between Johnson Street and West End (Cul-de-Sac) for \$172,720.00 (Public Works Director Katsouleas).

[RES 17-0056](#)

ADOPT RESOLUTION NO. 17-0056

Attachments: [Resolution No. 17-0056](#)
[Budget and Expenditures](#)
[Vicinity Map](#)
[Contractor's Bid Proposal](#)
[EBS Agreement](#)
[Plans and Specifications \(Web-Link Provided\)](#)

J. PUBLIC HEARINGS

14. Application for a Use Permit for the Expansion of an Existing Retail Use That Would Exceed 1,600 Square Feet of Buildable Floor Area Located at 1115, 1117, 1121 Manhattan Avenue (Skechers USA, Inc) (Community Development Director McIntosh).

[RES 17-0065](#)

CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION NO. 17-0065 APPROVING THE PROJECT WITH CONDITIONS

Attachments: [City Council Draft Resolution No. 17-0065](#)

[Proposed Plans](#)

[Project Overview/Zoning Summary Chart](#)

[IZO Ordinance No. 16-0013-U](#)

[Power Point Presentation](#)

[Appellant's Materials](#)

[Planning Commission Resolution No. PC 17-02](#)

[Planning Commission Meeting Minutes of March 29, 2017](#)

[Planning Commission Report, Attachments and Related Material - March 29, 20](#)

K. GENERAL BUSINESS

15. Status Update on Existing Underground Utility Assessment Districts in the City (Public Works Director Katsouleas).

[17-0171](#)

RECEIVE REPORT AND PROVIDE DIRECTION

Attachments: [August 1, 2006 Staff Report](#)

[August 1, 2006 Minutes](#)

[Utility Undergrounding Fact Booklet, 2007](#)

[Location Map](#)

[November 21, 2006 Staff Report](#)

[November 21, 2006 Minutes](#)

16. Report on the 2017 International Surf Festival's Charlie Saikley Six-Man Beach Volleyball Tournament and Options to Hold the 2017 Tournaments on Thursday, August 3 and Friday, August 4 or Friday, August 4 and Saturday, August 5, 2017 (Parks and Recreation Director Leyman).

[17-0251](#)

DISCUSS AND PROVIDE DIRECTION

Attachments: [2017 6-Man Financial Analysis 2008-2017](#)

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17. Resolution Awarding an Agreement to Magellan Advisors, LLC for Fiber Master Plan Professional Services in the Amount of \$149,875 (Information Technology Director Taylor and Public Works Director Katsouleas). [RES 17-0052](#)

ADOPT RESOLUTION NO. 17-0052

Attachments: [RFP#1099-17 Comparison for Fiber Master Plan Professional Services](#)
[Resolution No. 17-0052](#)
[PowerPoint Presentation](#)
[Professional Services Agreement with Magellan Advisors, LLC](#)

18. Consideration of Draft Resolutions to (1) Adopt Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program and (2) Approve a Master Use Permit for a Market with Off-Site Alcohol Sales and On-Site Alcohol Consumption and Tastings and a Bank at 707 North Sepulveda Boulevard; the Provision of Off-Site Parking at 801 North Sepulveda Boulevard; Reduced Parking; Sign Program (Paragon Commercial Group- Gelson's Market) (Community Development Director McIntosh). [17-0218](#)

ADOPT RESOLUTION NOS. 17-0067 AND 17-0068

Attachments: [Resolution No. 17-0067](#)
[Resolution No. 17-0068](#)

19. Proposed Revisions to: City Council Meeting Management Rules; Sunshine Policy; and Municipal Code Revisions Provisions to the Zoning Code Regarding Appeal and Council Review (City Attorney Barrow and City Clerk Tamura). [17-0262](#)

ADOPT RESOLUTION NO. 17-0077, APPROVE REVISIONS AND INTRODUCE ORDINANCE NO. 17-0008

Attachments: [Resolution No. 17-0077](#)
[Legislative Digest Resolution No. 17-0077](#)
[Ordinance No. 17-0008](#)
[Legislative Digest Ordinance 17-0008](#)
[Revised Sunshine Policy](#)

L. CITY COUNCIL REPORTS, OTHER COUNCIL BUSINESS, AND COMMITTEE AND TRAVEL REPORTS

M. FUTURE DISCUSSION ITEMS

20. Agenda Forecast (City Clerk Tamura). [17-0224](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [May 31, 2017 Agenda Forecast](#)

N. INFORMATIONAL ITEMS

This section is for items that do not require City Council action.

O. ADJOURNMENT**P. FUTURE MEETINGS****CITY COUNCIL MEETINGS**

*June 20, 2017 - Tuesday -- 6:00 PM - City Council Meeting
June 21, 2017 - Wednesday -- 6:00 PM - Planning, Parking and Parking Improvements and Historic Preservation
Commission Joint Meetings (Tentative Hold)
July 5, 2017 - Wednesday -- 6:00 PM - City Council Meeting
July 18, 2017 - Tuesday -- 6:00 PM - City Council Meeting
August 1, 2017 - Tuesday -- 6:00 PM - City Council Meeting
August 15, 2017 - Tuesday -- 6:00 PM - City Council Meeting
September 5, 2017 - Tuesday -- 6:00 PM - City Council Meeting
September 19, 2017 - Tuesday -- 6:00 PM - City Council Meeting
October 3, 2017 - Tuesday -- 6:00 PM - City Council Meeting
October 17, 2017 - Tuesday -- 6:00 PM - City Council Meeting
November 7, 2017 - Tuesday -- 6:00 PM - City Council Meeting
November 21, 2017 - Tuesday -- 6:00 PM - City Council Meeting
December 5, 2017 - Tuesday -- 6:00 PM - City Council Meeting
December 19, 2017 - Tuesday -- 6:00 PM - City Council Meeting*

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

*June 12, 2017 - Monday - 6:30 PM - Library Commission Meeting
June 13, 2017 - Tuesday - 6:00 PM - Cultural Arts Commission Meeting
June 14, 2017 - Wednesday - 6:30 PM - Planning Commission Meeting
June 22, 2017 - Thursday - 6:30 PM - Parking and Public Improvements Commission
June 26, 2017 - Monday - 6:30 PM - Parks and Recreation Commission Meeting
June 28, 2017 - Wednesday - 6:30 PM - Planning Commission Meeting
July 10, 2017 - Monday - 6:30 PM - Library Commission Meeting
July 11, 2017 - Tuesday - 6:00 PM - Cultural Arts Commission Meeting
July 12, 2017 - Wednesday - 6:30 PM - Planning Commission Meeting
July 24, 2017 - Monday - 6:30 PM - Parks and Recreation Commission Meeting
July 26, 2017 - Wednesday - 6:30 PM - Planning Commission Meeting
July 27, 2017 - Thursday - 6:30 PM - Parking and Public Improvements Commission
August 7, 2017 - Monday - 6:30 PM - Library Commission Meeting
August 8, 2017 - Tuesday - 6:00 PM - Cultural Arts Commission Meeting
August 9, 2017 - Wednesday - 6:30 PM - Planning Commission Meeting
August 23, 2017 - Wednesday - 6:30 PM - Planning Commission Meeting
August 24, 2017 - Thursday - 6:30 PM - Parking and Public Improvements Commission
August 28, 2017 - Monday - 6:30 PM - Parks and Recreation Commission Meeting*

Q. CITY OFFICES CLOSED**CITY HOLIDAYS:**

*July 4, 2017 - Tuesday - Independence Day
September 4, 2017 - Monday - Labor Day
October 9, 2017 – Monday – Columbus Day
November 11, 2017 – Saturday – Veterans Day (Non-Business Day)
November 23-24, 2017 - Thursday & Friday - Thanksgiving Holiday
December 25, 2017 - Monday - Christmas Day Observed
January 1, 2018 – Monday – New Years Day Observed
January 15, 2018 – Monday – Martin Luther King Day
February 19, 2018 - Monday - Presidents Day
May 28, 2018 – Monday – Memorial Day*

CITY OFFICES CLOSED ON FOLLOWING ALTERNATIVE FRIDAYS:

*June 9, 2017 - Friday
June 23, 2017 - Friday
July 7, 2017 - Friday
July 21, 2017 - Friday
Aug. 4, 2017 - Friday
Aug. 18, 2017 - Friday
Sept. 1, 2017 - Friday
Sept. 15, 2017 - Friday
Sept. 29, 2017 - Friday
Oct. 13, 2017 - Friday
Oct. 27, 2017 - Friday
Nov. 10, 2017 - Friday
Nov. 24, 2017 - Friday
Dec. 8, 2017 - Friday
Dec. 22, 2017 - Friday*