

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
REGULAR MEETING
AUGUST 5, 2008**

The Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 5th day of August 2008, at the hour of 6:39 p.m., in the City Council Chambers of City Hall, at 1400 Highland Avenue, in said City.

PLEDGE TO FLAG

Human Resources Director Cathy Hanson led the pledge of allegiance.

ROLL CALL

Present: Ward, Tell, Aldinger, Cohen and Mayor Montgomery.
Absent: None.
Clerk: Tamura.

CEREMONIAL CALENDAR

08/05/08-1. Presentation of a "Baby Passport" to Micah and Berenice Officer

The Council presented a "Baby Passport" to Micah and Berenice Officer in acknowledgment of the birth of their son, Thomas Christopher Officer.

08/05/08-2. Presentation of a Certificate Recognizing Dr. Allen Selner as a "Social Ambassador" in Recognition of his Community Service to the City

Mayor Montgomery, on behalf of the Council, presented Dr. Allen Selner with a certificate acknowledging him as a Social Ambassador for the City of Manhattan Beach in recognition of his community service.

08/05/08-3. Introduction of New Employees, Employee Promotions and Service Awards

The Council introduced new employees: Sona Kalapura, Environmental Programs Manager; Manhattan Beach Police Officers Michael Levin and Claudia Heydinger; Sharon Koike, Assistant Director of Finance; Jamie Banter, Account Representative; Keith Darling, Facilities Supervisor; and Raul Saenz, Utilities Manager.

The Council recognized the promotion of Manhattan Beach Police Officers Derrick Abell to Captain; Nan Rados to Lieutenant; and Officers Ryan Small and Christian Eichenlaub to Sergeant; Steve Charelian to Revenue Services Manager; and Michael Guerrero to Principal Civil Engineer.

The Council presented commemorative certificates and pins to Fire Captain John Grimaldi for 25 years of service; Fire Captain Lou Petroni for 20 years of service; and Police Officer Robert Cochran for 15 years of service.

CONSENT CALENDAR

The Consent Calendar (Item Nos. 4 through 19), consisting of items under *General Consent* and *Boards and Commissions*, was approved by motion of Councilmember Aldinger, seconded by Councilmember Tell and passed by unanimous roll call vote with the exception of Item No. 19 which was considered later in the meeting under “*General Business*”.

Ayes: Ward, Tell, Aldinger, Cohen and Mayor Montgomery.
Noes: None.
Absent: None.
Abstain: None.

GENERAL CONSENT

08/05/08-4. Approve Minutes of the Special Joint City Council/Parks and Recreation Commission Meeting of July 8, 2008

The Council approved the subject minutes.

08/05/08-5. Approve Minutes of the City Council Regular Meeting of July 15, 2008

The Council approved the subject minutes.

08/05/08-6. Consideration of Award of Contract to Vector Resources for Data and Voice Cabling Infrastructure for the Upper Level of City Hall (\$22,347.53)

The Council approved an award of RFP #746-09 to Vector Resources in the amount of \$22,347.53 for voice and data cabling on the upper level of City Hall and appropriated \$22,348 from the available unreserved Information Systems Fund balance.

08/05/08-7. Consideration of the Award of a Three-Year Automatic Door Maintenance Services Contract to Automatic Doors.com (Estimated Value \$24,600)

The Council approved an award of RFP #738-08 to Automatic Doors.com for a three-year contract to provide automatic door maintenance services at City facilities, with an estimated value of \$24,600.

08/05/08-8. Consideration of Financial Reports:
a) Ratification of Demands: July 24, 2008
b) Investment Portfolio for the Month Ending June 30, 2008
c) Preliminary Financial Reports for the Month Ending June 30, 2008

The Council approved with no exception Warrant Register Nos. 29B and 3B in the amount of \$5,401,017.83 in payment of ratification of demands and claims as prepared by the Director of Finance, together with the original demands and claims as prepared by said Warrant Register; received and filed the Investment Portfolio for the month ending June 30, 2008; and received and filed the Financial Reports for the month ending June 30, 2008.

08/05/08-9. Consideration of Ratification of Motor Fuel Purchase from Southern Counties Oil in the Amount of \$32,654.86

The Council approved the purchase of fuel from Southern Counties Oil in the amount of \$32,654.86

08/05/08-10. Consideration of the Award of a Three-Year Industrial Door and Electronic Gate Maintenance Contract to Precision Door Service (Estimated Value \$85,980)

The Council approved an award of RFP #742-08 to Precision Door Service for a three-year industrial door and electronic gate maintenance contract at City facilities, with an estimated value of \$85,980.

08/05/08-11. Consideration of the Budgeted Purchase of One Hybrid Vehicle for the Fire Department from Wondries Fleet Group in the Amount of \$29,720.55

The Council approved an award of RFB #747-09 to Wondries Fleet Group in the amount of \$29,720.55 for the purchase of one hybrid vehicle.

08/05/08-12. Status Update on the Reinvestment of the Debt Service Reserve Fund for the Metlox Parking Structure Bonds, and Current Status of the Investment Contracts for the Police & Fire, and Water/Wastewater Debt Service Reserve Funds

The Council received and filed the subject report.

08/05/08-13. Consideration of the Award of a Three-Year Crossing Guard Services Contract to All Cities Management Services (ACMS) (Estimated Total Annual Value of \$301,800)

The Council waived formal bidding per Municipal Code Section 2.36.140 (waivers) and approved a three-year Crossing Guard Services contract with All Cities Management Services (ACMS) with an estimated annual value of \$301,800.

08/05/08-14. Consideration of Recommendation from the Cultural Arts Commission to Conduct Three Children's Theater Productions in the Joslyn Community Center Using \$53,600 from Public Art Trust Funds

The Council approved the Cultural Arts Commission's recommendation to conduct three Children's Theater Productions in the Joslyn Community Center using \$53,600 from Public Art Trust Funds.

08/05/08-15. Consideration of the Purchase of Self-Contained Breathing Apparatus (SCBA) from L.N. Curtis & Sons for an Amount Not-to-Exceed \$69,783

The Council waived formal bidding per Municipal Code Section 2.36.150 (cooperative purchasing); approved an award of a purchase order to L.N. Curtis & Sons for an amount not-to-exceed \$69,783; and appropriated \$50,661 from the unreserved General Fund balance which will be reimbursed at a later date by grant funding from the State Office of Homeland Security.

08/05/08-16. Disbursement of Progress Payment No. 2 in the Net Amount of \$185,076.90 to Robert G. Castongia, Inc. for 2006-2007 Water Main Project

The Council approved the issuance of the subject progress payment.

08/05/08-17. Award a Contract (\$1,020,534) for the Manhattan Beach Park Improvement Project (Including Polliwog Park Playground Equipment) to C.S. Legacy Construction, Inc.; Approve Amendment to Design Contract with David Volz Designs in the Net Amount of \$13,160

The Council approved an award of contract for the Manhattan Beach Park Improvement Project (including Polliwog Park Playground Equipment) to C.S. Legacy Construction, Inc. in the net amount of \$1,020,534; approved an amendment to the design contract with David Volz Designs in the net amount of \$13,160; and approved authorizing the Director of Public Works to approve additional work in an amount not-to-exceed \$20,000, if required.

BOARDS AND COMMISSIONS

Parking & Public Improvements Commission

08/05/08-18. Consideration of Action Minutes, Parking and Public Improvements Commission Meeting of July 10, 2008

The Council received and filed the subject action minutes.

Planning Commission

08/05/08-19. Consideration of Planning Commission Approval of a Use Permit to Allow an Office Building at 818 Manhattan Beach Boulevard

ITEM NO. 19 WAS PULLED FROM THE "CONSENT CALENDAR". PLEASE SEE PAGE 7.

COMMUNITY ANNOUNCEMENTS

08/05/08-27. Los Angeles County Librarian Don Gould Re Library Events

Los Angeles County Librarian Don Gould announced the library is seeing an increase in usage, and the new system to create statistics is up and running; Thursday, August 7th the Coffee and Classics program will be showing Hello Dolly at 10 a.m.; August 9th dogs will be allowed in the library for a reading from 2-3:30 p.m.; August 12th - Bingo Bash; and August 13th the teen Summer Reading Program will be hosting an event with ice cream, a raffle, prizes, and guitar hero.

08/05/08-28. Diane Levit Re MBUSD Bond

Diane Levit, No Address Provided, stated that the Manhattan Beach Unified School District (MBUSD) voted to place a \$69 million Prop 39 bond on the ballot for the November 4, 2008 elections. If approved by residents the funds would cover needed improvements at Mira Costa High School and pay off an existing old debt, freeing up funds in the general budget. She announced that there will be a kick off campaign on September 2, 2008 from 6-9 p.m. at Mira Costa High School.

08/05/08-29. Jim Ryan Re BMW's Hydrogen Vehicle

Jim Ryan of BMW thanked the Mayor, Council and Fire Chief for inviting him to show off his full-size hydrogen BMW. He presented Council with "Exhaust" bottled water.

08/05/08-30. City Manager Dolan Re the Environmental Task Force

City Manager Geoff Dolan announced that the City is accepting applications for the 18-person Environmental Task Force through August 27th, and appointments will be made in September.

08/05/08-31. Mayor Montgomery Re the State Taking City Funds

Mayor Montgomery encouraged the public to call State Officials and oppose the California Assembly and Senate proposal that would take funds from local entities. He further indicated that from 1990 - 2004, the State took \$28 million from the City of Manhattan Beach and that this policy would affect police, fire, sewers, and other important city responsibilities.

08/05/08-32. Mayor Montgomery Re National Night Out

Mayor Montgomery announced that tonight was National Night Out at the Manhattan Beach Target from 4-8 p.m. The program was created to encourage residents to meet their neighbors and reinforce a sense of community.

PUBLIC HEARING

08/05/08-20. Consideration of a Determination that the City is in Compliance With the Program Requirements of the 2008 Congestion Management Program (CMP) for Los Angeles County, as Prepared by the Metropolitan Transportation Authority (MTA)

Assistant Planner Angelica Ochoa summarized the Congestion Management Program (CMP) communicating that the main goal of the CMP is to mitigate traffic impacts associated with new development. She explained that the Metropolitan Transit Authority (MTA) is the agency responsible for the CMP and that the City must meet the CMP requirements in order to continue to be eligible to receive Section 215 Gas Tax Funds. She conveyed that the three areas required to be reported are: the total number of units and square footage of new commercial development after subtracting demolitions; development activity for the reporting period; and highway monitoring data of the Rosecrans Avenue/Sepulveda Boulevard intersection. She pointed out that although the requirement to create "credits" has not yet been reinstated, the MTA still requires that each city monitor and report new development activity annually. Assistant Planner Ochoa concluded that there has been a 30% decrease in development in the last year and that the City maintained compliance with CMP standards from June 1, 2007 – May 31, 2008.

Mayor Montgomery opened the Public Hearing at 7:24 p.m.

Hearing no requests to speak, Mayor Montgomery closed the Public Hearing at 7:25 p.m.

MOTION: Councilmember Aldinger moved to adopt Resolution No. 6153 demonstrating the City's compliance with the program requirements of the 2008 Congestion Management Program (CMP). The motion was seconded by Councilmember Tell and passed by the following unanimous roll call vote.

Ayes: Ward, Tell, Aldinger, Cohen and Mayor Montgomery.
Noes: None.
Absent: None.
Abstain: None.

RESOLUTION NO. 6153

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089

GENERAL BUSINESS

08/05/08-21. Discussion of the Tournament Format Proposed by the Association of Beach Volleyball Players, Inc. (AVP) for the Manhattan Beach Open Volleyball Tournament (MBO) to be Held September 19-21, 2008

Mark Leyman, Recreation Services Manager for the City of Manhattan Beach Parks and Recreation Department, presented to Council the proposed tournament format for the upcoming Manhattan Beach Open to be held September 19 – 21, 2008. He also explained the tournament format in the past years and he stated that they would return to the old format in 2009.

There was a brief discussion among City Council and Recreation Services Manager Leyman.

Dave Williams, Director of Tour Operations for the Association of Beach Volleyball Players, Inc. (AVP) was asked to address the City Council's questions and concerns regarding the new proposed format. There was a lengthy discussion held among City Council and **Mr. Williams** that involved maintaining the tradition of the Manhattan Beach Open, which allows anyone to compete and the AVP's need to retain and increase sponsorship support. **Mr. Williams** stated that the change in format was the result of the schedule change due to the Olympics; that they planned to return to the standard format in 2009; and that the changes were designed to increase sponsorship as well as save the AVP between twenty - fifty thousand dollars.

Council expressed their concerns that the suggested format would eliminate or decrease the ability for an amateur athlete to contend, that there would be fewer games played and that they wanted the tradition and history of the Manhattan Beach Open to be left uncompromised.

The following individuals spoke on this item:

- **Kevin Cleary, No Address Provided**
- **Sarah Stratton, No Address Provided**
- **Eric (No Last Name Given), No Address Provided**
- **Barry (No Last Name Given), No Address Provided**
- **Brent (No Last Name Given), No Address Provided**
- **J.A. Parker Saikley, No Address Provided**
- **Denny Smith, El Porto**
- **Canyon Ceman, No Address Provided**

- **Brian Cremour, No Address Provided**
- **Jim Oreko, Manhattan Avenue**
- **Gene Mick, No Address Provided**

Mayor Pro Tem Cohen voiced her opinion that the change in format does change the unique aspect of the Manhattan Beach Open that separates it from other tournament. She is opposed to the change in format and stated that she wanted the tradition of the MBO to stay in tact, that she wanted to protect the amateur athlete's ability to play and make money and that she supports the 32 game qualifiers.

Councilmember Aldinger stressed the fact that the Manhattan Beach Open is unique and emphasized that he does not support the changes in format proposed by the AVP. He voiced his opinion that the tournament format should continue to protect the traveling pros as well as the amateurs.

Councilmember Tell suggested that the AVP consider a 24 team qualifier with eight cedes and stated that he believes this would be better suited to the traditions of the Manhattan Beach Open.

Councilmember Ward shared his desire to see the City and the AVP to reach some sort of compromise. He said that Manhattan Beach wants to retain the tradition of the tournament as a legacy to the home town players and the City and that the AVP would like to generate more revenue.

In response to Mayor Montgomery's request to explain the qualifier, **AVP Director of Operations Williams** explained that retaining 32 teams would require a double elimination qualifier, which the players and fans prefer; however, the configuration of the 32 teams would be flexible.

After a lengthy discussion regarding how the 32 team qualifier would be formatted; how many players would be ceded, City Manager Dolan asked Council for a consensus on the MBO, eight ceded players and 24 qualifiers.

Mayor Montgomery felt that the 32 team qualifier offered a balanced option to both the City and the AVP.

The majority of Council concurred to a 32 game qualifier for the 2008 Manhattan Beach Open, allowing the players and AVP to determine the specific break down between ceded and non-ceded players. Councilmember Aldinger stressed that he didn't agree and voiced his dissent.

RECESS AND RECONVENE

At 8:57 p.m. the Council recessed and reconvened at 9:15 p.m. with all Councilmembers present.

THE FOLLOWING ITEM WAS TAKEN OUT OF ORDER

Planning Commission

08/05/08-19. Consideration of Planning Commission Approval of a Use Permit to Allow an Office Building at 818 Manhattan Beach Boulevard

Mayor Montgomery stated that this item is being considered out of order so that the resident

would not have to wait until the end of the meeting.

Councilmember Ward stated that he pulled this item because of his concern for compact designated parking spaces noting that it was his understanding that the City was moving away from compact spaces and moving toward standard size parking spaces. He further noted that his concern for the standard size parking spaces was for future businesses in the event this business ends up vacating in the future.

Community Development Director Richard Thompson stated that the code allows for 30% of the parking to be designated as compact car spaces and, for this project, it equates to 6 spaces to be compact. He further stated that on a number of projects in the past where there has been a discretionary review (i.e. review of a use permit) staff will evaluate projects and may limit the number of compact spaces; however, for this project, it's for general office use only and therefore staff supported the designated 6 compact spaces.

Council held further discussion with Community Development Director Thompson regarding the location of the compact spaces and the enforcement of identifying the compact spaces as "employee only "parking space, which is a condition of the use permit.

After lengthy discussion with Council regarding this project, Community Development Director Thompson recommended that, if it's more than answering specific questions to clarify, then this matter be set for public hearing. He further indicated that in summary, the traffic, the size of the alley and the capacity of the alley to accommodate the proposed project were concerns expressed by the residents and the Planning Commission.

MOTION: Councilmember Aldinger moved to receive and file the subject report approving the Use Permit to allow an office building at 818 Manhattan Beach Boulevard. The motion was seconded by Mayor Pro Tem Cohen and passed by the following unanimous roll call vote.

Ayes: Ward, Tell, Aldinger, Cohen and Mayor Montgomery.
Noes: None.
Abstain: None.
Absent: None.

08/05/08-22. Consideration of a School Area Traffic Study Regarding Follow-Up Evaluation for Robinson Elementary School

City Traffic Engineer Eric Zandvliet presented a School Area Traffic Study for Robinson Elementary School. He explained that following the review and evaluation of the initial measures by the Parking and Public Improvements Commission (PPIC), it is recommended that the City retain all of the traffic measures with the revision/addition of the following:

- move the loading zone on Francisco further East to make it accessible to all students
- add a loading zone in the front of the school
- have a more visible police presence at the school during drop off and pick up times
- work with police to create a group of trained volunteers to enforce traffic measures

Traffic Engineer Zandvliet stated that the school is very supportive of the initial traffic items as well as the additions recommended.

There were no public comments.

There was a discussion among Council and Traffic Engineer Zandvliet regarding the need for a police presence at the school or an alternate method of enforcing the traffic measures.

Councilmember Tell voiced his opinion that the staff at Robinson Elementary School was happy with a random police presence. He said that he would be happy to meet with the school and suggested that Council meet with each of their assigned schools respectively and discuss suggestions to solve traffic issues.

MOTION: Councilmember Aldinger moved to approve the traffic measures recommended for Robinson Elementary School. The motion was seconded by Councilmember Tell and passed by the following unanimous roll call vote.

Ayes: Ward, Tell, Aldinger, Cohen and Mayor Montgomery.
Noes: None.
Abstain: None.
Absent: None.

08/05/08-23. Consideration of a School Area Traffic Study Regarding Initial Recommendations for Meadows Elementary School

Traffic Engineer Eric Zandvliet presented City Council with results from his initial traffic study for Meadows Elementary School. Traffic Engineer Zandvliet along with the Parking and Public Improvement Commission (PPIC) recommends the following measures be instituted for a period of six months. He further stated that he will return to Council at the end of the six month period with an evaluation of the study.

The following recommendations were presented to Council:

1. Replace missing traffic signs and street name signs.
2. Concentrate traffic and parking enforcement around the school campus on a regular basis.
3. Paint school crosswalks and markings on an annual basis.
4. Paint a white loading zone on the east side of the existing turnout along Meadows Avenue in front of the school during the AM drop-off period.
5. Install a new student loading zone on the east side of Meadows Avenue north of the main school entrance and modify parking restrictions on the west side of Meadows Avenue directly opposite the loading zone.
6. Pursue a capital project to construct an intersection bulb-out on the southeast corner of Meadows Avenue and 17th Street.
7. Paint new school crosswalks at the stopped intersection of Meadows Avenue and 17th Street on the east and west legs.
8. Paint new school crosswalks at the intersection of Meadows Avenue and 12th Street on the west leg.
9. Encourage the school to provide a formal program to enlist volunteer and/or staff supervision to assist student loading/unloading at main loading zones.
10. Encourage the school to implement a formal student car-pool and walking incentive program for both parents and students.
11. Prepare Suggested Routes to School map for distribution to parents.
12. Encourage the school to distribute traffic safety handouts regularly throughout the school year.

Traffic Engineer Zandvliet explained that there were some requests of an urgent nature that were addressed in the fall of 2007 and expressed the need for more loading zones to accommodate the 500 students at the school. He also suggested that there be a more formal walking program established at the school; better signage; a police presence; and noted the limited parking for parents around the school.

A brief discussion took place between Council and Traffic Engineer Zandvliet regarding the traffic measures presented.

There were no public comments.

Mayor Montgomery suggested that instead of giving handouts to students/parents, as suggested in items #11 and #12 above, that they send an electronic version. He thought this would be in keeping with the City's "green" initiatives.

Councilmember Aldinger expressed his desire to see a district-wide effort to encourage children to walk to school.

Councilmember Aldinger expressed his desire to see a district wide effort to encourage children to walk to school, create a walking bus. He also asked what the cost would be for the City to build a permanent bulb-out on Meadows, Item #6.

Traffic Engineer Zandvliet stated that the approximate cost for a permanent bulb-out would be \$10,000.

MOTION: Councilmember Aldinger moved to approve the traffic measures recommended for Meadows Elementary School. The motion was seconded by Councilmember Tell and passed by the following unanimous roll call vote.

Ayes: Tell, Aldinger, Ward, Cohen and Mayor Montgomery.
Noes: None.
Abstain: None.
Absent: None.

08/05/08-24. Award of Professional Services Contract for AKM Consulting Engineers in the Net Amount of (\$1,277,340) for the Utility Master Plan Study

Public Works Director Jim Arndt gave a brief presentation to Council regarding the need for the City to have a Master Plan of the sewer and water infrastructure. He explained that the last time the City had a study of this magnitude was in 1994 (almost 15 years ago) and that the City does not have a copy of it. He stated that a Utility Master Plan Study will provide the City with an electronic map of the its sewer and water infrastructure and allow the Public Works Department to have access to the current status at all times. He does realize that the cost of the study is substantial but compared to the value of the City's water and sewer infrastructure at \$300 million, the 3% cost (to provide current information on the system and provide the Public Works Department with a tool to utilize and keep track of the system) is minimal. He explained that the study will video 50 miles of line, and if anything is detected that would warrant further investigation, consulting engineers would continue to video the remaining 30 miles. Public Works Director Arndt stated that the City replaces a few blocks of sewer and water line each year as part of routine maintenance and that it is provided for in the annual budget. He further explained that the study will provide staff with documentation that will allow them to create a timeline for repairs based on priority needs, with the goal of preventing any type of major sewer spill. He voiced his opinion that he would prefer that the City spend money on this extensive study, which would allow for sustainability and preventative measures, rather than

spend major dollars to correct damage from a sewer spill. He also stated that there are currently no visible signs/problems. In closing, Public Works Director Arndt noted that the timing of the study is perfect and would give the engineers the time needed to evaluate the study and be ready to request an allocation of funds to begin repairs in Fiscal Year 2009-2010.

A discussion followed between the Council and Public Works Director Arndt regarding the scope of the sewer and water line study.

The following individual spoke on this item:

Paul Gross, No Address Provided

Councilmember Aldinger stated his opposition to the City spending this large sum of money and questioned how the arbitrary amount of fifty miles was determined.

Public Works Director Jim Arndt stated that it could be done for less but this is the most reliable source and would provide the City with the best available information.

Councilmember Ward expressed his opinion that this was a proactive act on the City and a wise move to take. He stated that he was in full support of the contract and felt it was a positive tool allowing the City to strategically plan for repairs and replacement of line.

Councilmember Tell asserted his support stating that the infrastructure was built in 1954 and it is time for the City to examine the infrastructure as a means to prepare for and prevent a crisis. He also clarified his understanding that, if the lines look good, they don't have to video the entire fifty miles and, if things are looking more deteriorated than anticipated, they can video the entire eighty miles. He stated that he would defer to staff and the experts in the field.

Public Works Director Arndt confirmed Councilmember Tells statement.

Mayor Montgomery voiced his support of the recommendation by staff to contract for a Master Study Plan of the City's infrastructure. He stated that there has been an increase in building, both commercial and residential since the last study was done in 1994 and thinks that it is important that the City know the impact that increased building has had on the infrastructure.

MOTION: Mayor Pro Tem Cohen moved to approve the award of Professional Services Contract for AKM Consulting Engineers in the net amount of \$1,277,340.00 for the Utility Master Plan Study. The motion was seconded by Councilmember Ward and passed by the following roll call vote.

Ayes: Tell, Ward, Cohen and Mayor Montgomery.
Noes: Aldinger.
Abstain: None.
Absent: None.

08/05/08-25. Transient Issues Under the Sepulveda Bridge at Veterans Parkway

Police Sergeant Nan Rados presented the patrolling and safety issues the police department has encountered in reference to transients under the Sepulveda Bridge at Veterans Parkway. She confirmed that the police have encountered transients occupying the area under the bridge during both daylight and night hours and that while they will continue to patrol the area, unless measures are taken to decrease accessibility to the area, the transients will just return.

Public Works Director Jim Arndt suggested that lights be installed along the bridge to improve safety for pedestrians. He referenced the fact that the property falls under Cal Trans jurisdiction and that he would communicate with them to see if they could construct some type of physical barrier to prevent transients from staying in the alcoves under the bridge. He added that he would also request their permission to hang light fixtures off the bridge.

Councilmember Ward supported the installation of lights for the safety of pedestrians who use the green belt walkway and commented he believes that it will relieve the anxiety pedestrians feel when walking there at night. He also stated that he would like to see staff communicate with Goodwill regarding the relocation of the drop-off box.

Councilmember Aldinger said that he would support the installation of lights and feels that light acts as a deterrent to potential crimes.

Mayor Pro Tem Cohen felt that it was important to increase safety and reduce anxiety for the folks who walk on the pathway. She said that out of respect for victims of anxiety, she would support illuminating the area up and under the bridge.

City Manager Dolan and Public Works Director Arndt stipulated that contact would be made with Cal Trans to see what their options would be.

Public Works Director Arndt stated that the cost to install lights would be approximately \$24,000 and would put three lights on the end of the bridge on each side, and is available in the Contingency Fund.

MOTION: Councilmember Ward moved to approve the installation of three lights on each side of the Sepulveda Bridge at Veterans Parkway. The motion was seconded by Councilmember Tell and passed by the following unanimous roll call vote.

Ayes: Tell, Ward, Aldinger, Cohen and Mayor Montgomery.
Noes: None.
Abstain: None.
Absent: None.

Because the time had exceeded the 10:30 p.m. cut off for introduction of a new item and due to Resolution No. 6132 stating that “the City Council shall adjourn each regular meeting thereof by 10:30 p.m., unless four-fifths (4/5) of the Council Members present vote to waive or extend the required adjournment time” the following motion was made.

MOTION: Councilmember Tell moved to waive the required adjournment time and hear Agenda Item No. 26 (*Consideration of Request for Proposal for Consulting Services to Identify Potential Cost Recovery Opportunities Through Development Impact Fees*) as scheduled. The motion was seconded by Councilmember Ward and passed by the following roll call vote.

Ayes: Ward, Tell, Cohen and Mayor Montgomery.
Noes: Aldinger.
Absent: None.
Abstain: None.

08/05/08-26. Consideration of Request for Proposal for Consulting Services to Identify Potential Cost Recovery Opportunities Through Development Impact Fees

Director of Finance Bruce Moe presented the proposal to Council to consider retaining consulting services to assist the City in identifying possible cost recovery opportunities through development impact fees. He explained that there are firms that specialize in this area and that they are well versed on the guidelines presented under AB1600.

Finance Director Moe further mentioned that there can be some creativity used to identify possible development impact fees; that the option was discussed in the Finance Sub-committee meeting; that the committee agreed that this would be a worthwhile venture to confirm that the City had done everything they could to recoup fees from developers; and also assure residents that everything had been done.

Council engaged in a discussion regarding the AB1600 guidelines, the potential for identifying additional cost recovery opportunities through developer fees.

Mayor Pro Tem Cohen voiced her support for the RFP to hire consulting services to determine other potential User Fees and said that she believes it will provide some solid information as to what the City can anticipate recovering in the next ten to fifteen years.

Councilmember Tell stated that it is a critical move for the City and that he is in favor of spending \$40,000 to hire a consulting firm, who has a proven track record, and hopes that they find a way for the City to recover development impact fees.

Councilmember Ward expressed his concern that it may be difficult to find new ways to increase developer fees; however, he would support spending \$40,000 to minimize the impact of new development on residents.

Mayor Montgomery asked Finance Director Moe if they could evaluate the increase in new and redeveloped properties and if the consultants could project the number of anticipated units both commercial and residential in the future.

Finance Director Moe confirmed that the consultants can and would do that and voiced his support of identifying ways for residential and commercial developer fees to be reviewed with some creative means to be increased.

Responding to Mayor Pro Tem Cohen's question about utilization of fees for school related improvements, Finance Director Moe stated that the schools already receive a percentage of developer fees.

City Attorney Robert Wadden confirmed that there is a state cap on the fees allocated to schools and the City has reached the cap.

Mayor Montgomery shared his support for the RFP.

MOTION: Mayor Pro Tem Cohen moved to approve the issuance of a Request for Proposal (RFP) for consulting services to identify potential cost recovery opportunities through Development Impact Fees. The motion was seconded by Councilmember Ward and passed by the following roll call vote.

Ayes: Ward, Tell, Cohen and Mayor Montgomery.
Noes: Aldinger.
Absent: None.
Abstain: None.

ITEMS REMOVED FROM THE CONSENT CALENDAR

Planning Commission

08/05/08-19. Consideration of Planning Commission Approval of a Use Permit to Allow an Office Building at 818 Manhattan Beach Boulevard

SEE PAGE 7.

AUDIENCE PARTICIPATION

None.

CITY MANAGER REPORT(S)

None.

OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS

08/05/08-33. Councilmember Aldinger Re Joint Meeting

Councilmember Aldinger expressed his desire to get back on schedule with Joint Commission Meetings.

City Manager Dolan interjected that the only Joint Meeting remaining for this year is with the Planning Commission and he hopes to schedule that in the month of September. He also shared with Council that there is another meeting to be scheduled in September with the MBUSD and asked that they calendar all Tuesdays in that month. City Manager Dolan plans to meet with the Mayor to determine dates for Joint Meetings next year.

08/05/08-34. Councilmember Aldinger Re Labor Day and Next City Council Meeting

Councilmember Aldinger reminded residents that the next Council meeting will take place on September 2, 2008 and also wished everyone a good Labor Day

ADJOURNMENT (continued to next page)

ADJOURNMENT

At 11:05 p.m., the meeting was duly adjourned, in memory of former Councilmember and Mayor Bill Switzer, to the 5:30 p.m. Adjourned Regular Meeting to be followed by the 6:30 p.m. Regular City Council Meeting on Tuesday, September 2, 2008, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

Patricia Schilling
Recording Secretary

Richard Montgomery
Mayor

ATTEST:

Liza Tamura
City Clerk