

**CITY OF MANHATTAN BEACH  
MINUTES OF THE CITY COUNCIL  
REGULAR MEETING  
AUGUST 4, 2009**

The Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 4<sup>th</sup> day of August, 2009, at the hour of 6:33 p.m., in the City Council Chambers of City Hall, at 1400 Highland Avenue, in said City.

**PLEDGE TO FLAG**

Assistant to the City Manager Lindy Coe-Juell led the pledge of allegiance.

**ROLL CALL**

Present:       Montgomery, Powell and Mayor Cohen.  
Absent:        Tell and Ward.  
Clerk:         Tamura.

**CEREMONIAL CALENDAR**

None.

**CONSENT CALENDAR**

The Consent Calendar (Item Nos. 1 through 12), consisting of items under *General Consent* and *Boards and Commissions*, was approved by motion of Councilmember Montgomery, seconded by Councilmember Powell and passed by the following roll call vote.

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

**GENERAL CONSENT**

08/04/09-1.   Approve Minutes of the City Council Adjourned Regular and Regular Meeting of July 21, 2009

The Council approved the subject minutes.

08/04/09-2.   Adoption of an Ordinance to Extend the Hours of Operation for Businesses for Certain Holidays

The Council adopted Ordinance No. 2126.

08/04/09-3.   Consideration of a Resolution Temporarily Amending Personnel Rule XI Attendance and Leaves, Section 7 Military Leave

The Council adopted Resolution No. 6206.

08/04/09-4. Consideration of a Resolution Authorizing the Grant Funded Purchase of Self-Contained Breathing Apparatus (SCBA) from Allstar Fire Equipment in the Amount of \$106,951 and Law Enforcement Robot in the Amount of \$10,579

The Council adopted Resolution No. 6205; approved authorizing the City Manager to execute the necessary documents to accept the 2008 State Homeland Security Grant award; waived formal bidding per Municipal Code Section 2.36.160 (Cooperative Purchasing); approved authorizing the purchase of Self-Contained Breathing Apparatus (SCBA) from Allstar Fire Equipment in the amount of \$106,951; approved authorizing staff to administratively purchase law enforcement robot in the amount of \$10,579; and appropriated \$117,530 from the General Fund which will be reimbursed at a later date by grant funds from the Department of Homeland Security (DHS).

08/04/09-5. Consideration of Financial Reports

a) Ratification of Demands: July 23, 2009

b) Investment Portfolio for the Month Ending June 30, 2009

c) Preliminary Financial Reports for the Month Ending June 30, 2009

The Council approved with no exception Warrant Register Nos. 29B & 3B in the amount of \$6,628,902.67 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, 2009; and received and filed the Financial Reports for the month ending June 30, 2009.

08/04/09-6. Disbursement of Final Payment in the Net Amount of \$244,058.17 to American Asphalt South, Inc.; Formally Accept the 2009 Slurry Seal Project as Complete; and Authorize Filing of the Appropriate Notice of Completion.

The Council approved the issuance of the subject final payment; formally accepted the 2009 Slurry Seal Project as Complete; and authorized the filing of the appropriate Notice of Completion.

08/04/09-7. Approval of an Amendment to the Refuse Franchise Agreement with Waste Management Allowing a Six-Month Contract Extension

The Council approved an amendment to the Refuse Franchise Agreement with Waste Management allowing a six-month contract extension.

**BOARDS AND COMMISSIONS**

**Cultural Arts Commission**

08/04/09-8. Consideration of Draft Minutes, Cultural Arts Commission Meeting of July 14, 2009

The Council received and filed the subject draft minutes.

**Parking & Public Improvements Commission**

08/04/09-9. Consideration of Action Minutes, Parking and Public Improvements Commission Meeting of July 23, 2009

The Council received and filed the subject action minutes.

08/04/09-10. Consideration of a Follow-Up School Area Study for Meadows Elementary School

The Council approved the Parking and Public Improvements Commission's recommendation to continue the initial traffic safety measures and implement additional measures for the area surrounding Meadows Elementary School as identified in the staff report.

08/04/09-11. Uphold the Parking and Public Improvements Commission Recommendation to Approve a Request to Install a New Power Pole on 27<sup>th</sup> Street Between 2700 Oak Avenue and 2701 Sepulveda Boulevard

The Council approved the Parking and Public Improvements Commission's recommendation to approve the applicant's request to install a new power pole on 27<sup>th</sup> Street between 2700 Oak Avenue and 2701 Sepulveda Boulevard.

**Planning Commission**

08/04/09-12. Consideration of Action Minutes, Planning Commission Meeting of July 22, 2009

The Council received and filed the subject action minutes.

**COMMUNITY ANNOUNCEMENTS**

08/04/09-18. Deirdre Murray Re Road Runner Shuttle

**Deirdre Murray, No Address Provided**, announced that the Manhattan Beach Lodging Association has contracted with Road Runner Shuttle to provide shuttle services around town for the hotel community and residents. She invited the community to begin riding the shuttle on August 8, 2009.

08/04/09-19. Charles Sandlin Re Road Runner Shuttle

**CEO of Road Runner Shuttle, Charles Sandlin** announced that the new shuttle service will run between a number of the local hotels and the Los Angeles International Airport; that a daily pass will be \$5.00 and a weekly pass \$20.00; and thanked Council for the opportunity to provide this service to the Manhattan Beach community.

08/04/09-20. Tom Cajka Re Civic Couch Fundraiser

**Tom Cajka, No Address Provided**, announced a fundraiser for the Civic Couch at 12<sup>th</sup> and Highland on Saturday, August 15, 2009. He explained that the proceeds from the benefit will be used to make improvements to the Manhattan Heights Community Center and encouraged those interested in more information to send an e-mail to [brad@civiccouch.com](mailto:brad@civiccouch.com).

08/04/09-21. Don Gould Re Library Events

**Los Angeles County Librarian Don Gould** shared information about upcoming events at the Manhattan Beach Library.

08/04/09-22. Councilmember Wayne Powell Re Concerts in the Park

Councilmember Powell reminded the audience that the August 16, 2009 *Concerts in the Park* will be a special event. He explained that there will be a Beatles tribute band; a Leadership Manhattan Beach Alumni Picnic; a Manhattan Beach Young Professionals meeting; and that he will be the Master of Ceremonies.

08/04/09-23. Councilmember Richard Montgomery Re Movies on the Beach

Councilmember Montgomery invited everyone to come to the City's *Movies on the Beach* event. He noted that the first movie, on August 8, 2009 at 7:00 p.m., will be Indiana Jones and that the second one, on August 29, 2009 at 7:00 p.m., will be The Wizard of Oz.

08/04/09-24. Councilmember Richard Montgomery Re Six-Man Event

Councilmember Montgomery thanked the Parks and Recreation Staff for running a very successful Six-Man volleyball event. He mentioned that he is looking forward to next year's event and thanked the City's Park Ranger, Police Department and Fire Department for all their hard work.

08/04/09-26. Councilmember Wayne Powell Re Lifeguard Pier to Pier Swim

After *Audience Participation*, Councilmember Powell added special thanks to the Public Works Department for their help during the Six-Man event and also thanked the Lifeguards and Coast Guards for their work on the Pier-to-Pier Swim event.

**AUDIENCE PARTICIPATION**

08/04/09-25. Patrick McBride Re Trolley and Transportation Survey

**Patrick McBride, 5<sup>th</sup> Street and Peck Avenue**, asserted that he was correct when he stated a figure of "between \$10 - \$20" as the rate for success, when speaking about the trolley. He also stated that he believes that information from the Senior Survey regarding transportation was skewed and that he would like to see a profile on the actual usage of Dial-a-Ride.

**PUBLIC HEARINGS**

08/04/09-13. Consideration of a Determination that the City is in Compliance with the Program Requirements of the 2009 Congestion Management Program (CMP) for Los Angeles County as Prepared by the Metropolitan Transportation Authority (MTA)

City Manager Geoff Dolan introduced the subject item and Assistant Planner Angelica Ochoa provided the staff presentation.

Mayor Cohen opened the Public Hearing at 6:56 p.m.

Hearing no requests to speak, Mayor Cohen closed the Public Hearing at 6:57 p.m.

**MOTION:** Councilmember Powell moved to adopt Resolution No. 6204 demonstrating the City's compliance with the program requirements of the 2009 Congestion Management Program (CMP). The motion was seconded by Councilmember Montgomery and passed by the following roll call vote:

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

## **GENERAL BUSINESS**

08/04/09-14. Discussion of Issues Associated With Sand Dune Park and Consider Alternatives Including Referring the Concept of Installing Parking Meters and Creating a Neighborhood Parking Permit Program to the Parking and Public Improvements Commission for Review and Recommendation

City Manager Geoff Dolan introduced the subject item and provided background on the issue. Parks and Recreation Director Richard Gill and Park Ranger Brent Malatesta provided the staff presentation.

**The following individual spoke:**

- **Lou LeRoy, 500 Block of 27<sup>th</sup> Street**
- **Patrick McBride, 5<sup>th</sup> Street & Peck Avenue**
- **Bart Mills, 500 Block of 29<sup>th</sup> Street**
- **Debbie Phillips, 500 Block of 33<sup>rd</sup> Street**
- **Esther Besbris, 2<sup>nd</sup> Street**
- **Don Trucker, Chestnut Avenue**
- **Brad Porter, 500 Block of 35<sup>th</sup> Street**
- **Marcus Mac, 500 Block of 34<sup>th</sup> Street**
- **George Salmas, 500 Block of 33<sup>rd</sup> Street**
- **Cheryl Vargo, 500 Block of 33<sup>rd</sup> Street**
- **Gary Osterhout, 500 Block of 31<sup>st</sup> Street**
- **Nancy Dirado, 500 Block of 31<sup>st</sup> Street**
- **Dave Wachtfogel, No Address Provided**
- **Jane Tournat, 500 Block of 31<sup>st</sup> Street**
- **Kim Riley, 500 Block of 33<sup>rd</sup> Street**
- **Kristi Barnes, 500 Block of 31<sup>st</sup> Street**
- **Wil Arvizo, 400 Block of 21<sup>st</sup> Street**
- **Wendy Watanabe, 500 Block of 33<sup>rd</sup> Street**

**MOTION:** Mayor Cohen moved to refer this matter to the Parking and Public Improvements Commission (PPIC) for study; directed the PPIC to actively seek neighborhood and community input on the following issues: Where should/could meters be installed, What are the recommended hours of the meters and hours of enforcement, What type of meters should be installed, What is the recommended hourly charge, What are the estimated costs to implement as well as the projected revenue, Where could/should a neighborhood parking program be implemented, How would it be implemented (i.e. an opt in program), What would the parking hours or restrictions be, How would guests be accommodated, and What are the expected impacts to park users and residents; directed the PPIC to report their findings to the City Council; and recommended that the PPIC not be limited to the above issues and consider any other aspects to a metering and permit parking program that should arise. Mayor Cohen also recommended that the PPIC study required signage, traffic impacts and potential impacts to other residents. The motion was seconded by Councilmember Montgomery and passed by the following roll call vote:

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

08/04/09-15. Consideration of a Request for Proposal for Parking Meter Solutions Which Include Alternative Payment Options Such as Credit, Debit and Smart Cards and Pay-by-Cell Capabilities, and Status Report on Cash Key Recharge Station

City Manager Geoff Dolan introduced the subject item and Finance Director Bruce Moe provided the staff presentation.

Revenue Manager Steve Charelian and Downtown Business and Professional Association Executive Director Maryann Varney responded to questions.

There was no public comment on this item.

**MOTION:** Councilmember Montgomery moved to accept a status report on the implementation of the Cash Key Recharge Station and approve the issuance of the Request for Proposal (RFP) for Parking Metering Solutions. The motion was seconded by Mayor Cohen and passed by the following roll call vote:

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

08/04/09-16. Review of Pending Traffic Engineering Studies

City Manager Geoff Dolan introduced the subject item and Traffic Engineer Erik Zandvliet provided the staff presentation.

**The following individual spoke:**

• **Patrick McBride, 5<sup>th</sup> Street & Peck Avenue**

Mayor Cohen directed staff to focus on the following four traffic engineering studies: 1) The Downtown Parking Management Plan; 2) The Downtown Parking Sign Plan; 3) The Sepulveda Boulevard Corridor Parking Study; and 4) The Sand Dune Park Metered Parking Study and requested that staff report back to Council after the completion of each study.

Hearing no objection, it was so ordered.

08/04/09-17. Consideration of Voting Delegate and Alternate Delegate(s) for the League of California Cities' Annual Conference

City Manager Geoff Dolan introduced the subject item and provided the staff presentation.

There was no public comment on this item.

**MOTION:** Mayor Cohen moved to appoint herself as the Delegate with Mayor Pro Tem Ward as the first alternate and Councilmember Montgomery as the second Alternate. The motion was seconded by Councilmember Montgomery and passed by the following roll call vote:

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

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

None.

**CITY MANAGER REPORT(S)**

08/04/09-27. City Manager Geoff Dolan Re Installation of Bollards at The Strand

City Manager Dolan informed Council of a recent incident where a vehicle was driven down the Strand walkway. He suggested that the installation of several bollards at the end of Manhattan Beach Boulevard and near the Hermosa Beach entrance to the Strand would help to prevent further incidents of the same nature. Council concurred.

08/04/09-28. City Manager Geoff Dolan Re Trash Issues Near Jamba Juice and Big Belly Solar Trash Can

City Manager Dolan explained that throughout the summer there have been trash issues near Jamba Juice in the downtown area. He expressed an interest in installing a Big Belly Solar trash can, along with a recycling component, at this location to help mitigate the issue.

**OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS**

None.

**ADJOURNMENT**

Mayor Cohen reminded the public that the next Regular City Council Meeting scheduled for Tuesday, September 18, 2009, has been cancelled.

At 10:24 p.m., the meeting was duly adjourned 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 1, 2009, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

\_\_\_\_\_  
Liza Tamura  
Recording Secretary

ATTEST:

\_\_\_\_\_  
Portia Cohen  
Mayor

\_\_\_\_\_  
Liza Tamura  
City Clerk