

**CITY OF MANHATTAN BEACH  
MINUTES OF THE CITY COUNCIL  
REGULAR MEETING  
MARCH 2, 2010**

The Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 2<sup>nd</sup> day of March, 2010, at the hour of 6:36 p.m., in the City Council Chambers of City Hall, at 1400 Highland Avenue, in said City. A full video of this City Council meeting can be accessed online at [www.cityymb.info](http://www.cityymb.info).

**PLEDGE TO FLAG**

Brian Chen, a senior at Mira Costa High School, led the pledge of allegiance.

**THE FOLLOWING ITEM WAS TAKEN OUT OF ORDER**

**CEREMONIAL CALENDAR**

03/02/10-1. Presentation of the "Person of the Month" Award to Rotary Manhattan Beach President Jan Rhees

Mayor Ward introduced **Jan Rhees, President of Manhattan Beach Rotary**, and presented her with a commendation naming her the "Person of the Month" for her distinguished service to the community.

03/02/10-2. Presentation of a Proclamation Declaring March 1 through March 7, 2010 as Peace Corps Week

Mayor Ward, on behalf of the Council, presented a proclamation to **Johann D'Agostino** and declared March 1 through March 7, 2010 as "Peace Corps Week."

03/02/10-3. Presentation of a Commendation Recognizing the Mira Costa Football Team on Their CIF Southern Section Football Championship

Mayor Ward, on behalf of the Council, presented a commendation to **Mira Costa High School's Vice President/Director of Athletics Paula Spence, Coach Don Morrow, Assistant Coach Ray Lee** and 10 football captains and seniors recognizing the Mira Costa Football Team on their CIF Southern Section Football Championship.

**ROLL CALL**

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

**CONSENT CALENDAR**

The Consent Calendar (Item Nos. 4 through 10), consisting of items under *General Consent* and *Boards and Commissions*, was approved by motion of Councilmember Powell, seconded by Councilmember Tell and passed by unanimous roll call vote with the exception of Item Nos. 7 and 9 which were considered later in the meeting under "*Items Removed from the Consent Calendar*".

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

### **GENERAL CONSENT**

03/02/10-4. Approve Minutes of the City Council Adjourned Regular and Regular Meeting of February 16, 2010

The Council continued the subject minutes to the March 16, 2010 City Council meeting.

03/02/10-5. Consideration of a Resolution Adopting a Revised Bail Schedule for Violations of the Manhattan Beach Municipal Code

The Council adopted Resolution No. 6247.

03/02/10-6. Consideration of Financial Reports:  
a) Ratification of Demands: February 18, 2010.  
b) Financial Reports for the Month Ending January 31, 2010

The Council approved with no exception Warrant Register No. 18B in the amount of \$3,485,031.75 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 and received and filed the Financial Reports for the month ending January 31, 2010.

03/02/10-7. Consideration of Approval for a Telecommunications Permit and a Lease for the Installation of a New Telecommunications Facility at 1601 Valley Drive-Live Oak Park (Dorsey Field)

Item No. 7 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

03/02/10-8. Disbursement of Progress Payment No. 2 in the Net Amount of \$15,737.21 to Atom Engineering Construction for the City Yard Fuel Island Cover Project

The Council approved the issuance of the subject progress payment.

### **BOARDS AND COMMISSIONS**

#### **Parks and Recreation Commission**

03/02/10-9. Consideration of Draft Minutes, Parks and Recreation Commission Meeting of February 22, 2010

Item No. 9 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

#### **Planning Commission**

03/02/10-10. Consideration of Action Minutes, Planning Commission Meeting of February 24, 2010

The Council received and filed the subject action minutes.

## **COMMUNITY ANNOUNCEMENTS**

### *03/02/10-17. Christopher Godfrey Re Leadership Manhattan Beach Fundraiser*

**Leadership Manhattan Beach 2010 Participant, Christopher Godfrey**, announced the 2010 “Signs of the Sea” fundraiser on March 24, 2010 at 6:30 p.m. He explained that the cost is \$25.00; that proceeds will go to the rehabilitation of the Roundhouse Aquarium; and that more information is available at [www.signsofthesea.com](http://www.signsofthesea.com).

### *03/02/10-18. Don Gould Re Upcoming Library Events*

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

### *03/02/10-19. Councilmember Montgomery Re USA Hockey Team*

Mayor Pro Tem Montgomery announced that the City Council will honor three USA hockey team members, who are also LA Kings and Manhattan Beach residents, at a Council meeting in the near future.

### *03/02/10-20. Councilmember Powell Re Mira Costa Rally*

Councilmember Powell announced that Mira Costa High School will hold two rallies on March 4, 2010 (7:15 a.m. to 8:00 a.m. and 2:45 p.m. to 3:15 p.m.) to bring awareness to budget cut backs and unfunded mandates. Councilmember Powell encouraged everyone to come out and support the Manhattan Beach schools by attending.

### *03/02/10-21. Mayor Ward Re Coffee with the Mayor*

Mayor Ward thanked residents who attended his “Coffee with the Mayor” on Tuesdays from 7:00 a.m. until 8:00 a.m. at Manhattan Bread and Bagel (1812 N. Sepulveda). He announced that he would “tweet” if he is running late and that the public can follow him on Twitter: @MayorMitchWard.

### *03/02/10-22. Assistant to the City Manager Coe-Juell Re Centennial Celebration Committee*

Assistant to the City Manager Lindy Coe-Juell announced that the City is seeking residents interested in helping plan for the centennial celebration which will take place in 2012. She encouraged those interested to fill out an application which is available on the City’s website: [www.citymb.info](http://www.citymb.info).

## **AUDIENCE PARTICIPATION**

### *03/02/10-23. Michelle Murphy Re Undergrounding*

**Michelle Murphy, No Address Provided**, shared her frustrations with the continuation of Utility Undergrounding Districts 12 and 14.

## **PUBLIC HEARINGS**

None.

**GENERAL BUSINESS**

03/02/10-11. Consideration of Finance Subcommittee Recommendation to Introduce an Ordinance Amending Chapter 2.36 – Purchasing - of the Manhattan Beach Municipal Code Including Informal Bid Limit and Emergency Procurement Policy

Mayor Ward introduced the subject item and Finance Director Bruce Moe and Purchasing Manager Gwen Eng provided a PowerPoint presentation.

There were no requests to speak on this item.

City Attorney Robert Wadden re aloud the title of Ordinance No. 2132.

**MOTION:** Mayor Pro Tem Montgomery moved to waive further reading and introduce Ordinance No. 2132. The motion was seconded by Councilmember Powell and passed by the following unanimous roll call vote.

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

03/02/10-12. Discussion of Issues Associated with Oversized Vehicle Parking and Consideration of Alternatives Including Referring the Concept of Creating an Oversized Vehicle Parking Ordinance and Permit Program to the Parking and Public Improvements Commission (PPIC) for Review and Recommendation

Mayor Ward introduced the subject item and Police Chief Rod Uyeda and Police Lieutenant Andy Harrod provided a PowerPoint presentation.

**The following individual spoke on this item:**

- **Eileen Martin, 300 Block of 31<sup>st</sup> Street, Hermosa Beach**

**MOTION:** Mayor Ward moved to approve referring the concept of creating an Oversized Vehicle Parking Ordinance and Permit Program to the Parking and Public Improvements Commission for review and recommendation.

Hearing no objection, it was so ordered.

03/02/10-13. Consideration of a Request from the Los Angeles County Librarian Regarding Continuation of the Library Renovation Process Including the Implementation of a Request for Proposal Process (RFP) for an Architect Which will be Paid Out of the Excess Library Services Property Tax Funds and the Formation of a City Council Subcommittee to Oversee the Project

Mayor Ward introduced the subject item and Parks and Recreation Director Richard Gill and **Los Angeles County Librarian Margaret Todd** and **Los Angeles County Interim Assistant Director Jim Allen** provided the staff presentation.

There were no requests to speak on this item.

**MOTION:** Mayor Ward moved to approve and allow the Los Angeles County Librarian to continue the Library renovation process including the implementation of a Request for Proposal process (RFP) for an architect which will be paid out of the excess library services property tax funds and approve the appointment of Councilmembers Tell and Cohen to the formation of a City Council Subcommittee to oversee the project. The motion was seconded by Mayor Pro Tem Montgomery and passed by the following unanimous roll call vote.

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

### **RECESS AND RECONVENE**

At 8:03 p.m. the Council recessed and reconvened at 8:16 p.m. with all Councilmembers present.

*03/02/10-14. Consideration of an Ordinance to Amend Citywide Speed Limits Pursuant to the 2009 Engineering and Traffic Survey*

Mayor Ward introduced the subject item and Traffic Engineer Erik Zandvliet provided a PowerPoint presentation.

#### **The following individuals spoke on this item:**

- **Fred Minagar, President, Minagar & Associates**
- **Esther Besbris, No Address Provided**
- **Don McPherson, 1000 Block of 1<sup>st</sup> Street**

City Attorney Robert Wadden read aloud the title of Ordinance No. 2133.

**MOTION:** Mayor Pro Tem Montgomery moved to waive further reading and introduce Ordinance No. 2133. The motion was seconded by Councilmember Tell and passed by the following unanimous roll call vote.

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

*03/02/10-15. Presentation by Southern California Edison of their Work Program Relating to Manhattan Beach*

Mayor Ward introduced the subject item and **Southern California Edison Regional Manger of Public Affairs Scott Gobble** provided a PowerPoint presentation.

There were no requests to speak on this item.

**MOTION:** Mayor Ward moved to receive and file the subject presentation.

Hearing no objection, it was so ordered.

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

03/02/10-7. Consideration of Approval for a Telecommunications Permit and a Lease for the Installation of a New Telecommunications Facility at 1601 Valley Drive-Live Oak Park (Dorsey Field)

**A member of the audience pulled this item from the Consent Calendar for Council discussion.**

**The following individual spoken on this item:**

- **Don McPherson, No Address Provided**
- **Justin Robbins, Verizon Wireless**

Mayor Ward introduced the subject item and Interim Community Development Director Laurie Jester and Finance Director Bruce Moe answered questions.

**MOTION:** Mayor Pro Tem Montgomery moved to approve the subject Telecom ground lease agreement and approve authorizing the City Manager to execute the agreement with Verizon Wireless, as amended. The motion was seconded by Councilmember Powell and passed by the following roll call vote.

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

03/02/10-9. Consideration of Draft Minutes, Parks and Recreation Commission Meeting of February 22, 2010

Mayor Pro Tem Montgomery explained that he pulled this item because the Parks and Recreation Commission changed the scope of what Council directed them to do.

Interim City Manager Richard Thompson and Parks and Recreation Director Richard Gill answered questions.

**MOTION:** Mayor Ward moved to receive and file the subject draft minutes and directed staff to ask the Manhattan Beach Little League to return to Council with a revised proposal for the commemorative wall/walk (if the proposal is different than what Council approved).

**THE FOLLOWING ITEM WAS TAKEN OUT OF ORDER**

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

03/02/10-16. Request by Mayor Pro Tem Montgomery to Consider Amending the City Council Assignments by Appointing a New Alternate to the Chamber of Commerce

Mayor Pro Tem Montgomery requested that he be removed as the Alternate to the Chamber of Commerce (COC) City Council Assignment because of scheduling conflicts.

After lengthy discussion, it was decided that Councilmembers Cohen and Powell will share the Council Assignment to serve as delegates to the Chamber of Commerce (COC); that they will attend the meeting held on the first Tuesday of the month (Cohen on even numbered months and Powell on odd numbered months); and that the update to the COC would be verbal, and not written.

Hearing no objection, it was so ordered.

**CITY MANAGER REPORT(S)**

None.

**ADJOURNMENT**

At 10:28 p.m. the Regular City Council meeting of March 2, 2010, was duly adjourned, in memory of Mary Pat Dorr and Julia Tedesco, to the 5:30 p.m. Adjourned Regular Meeting to be followed by the 6:30 p.m. Regular City Council Meeting on Tuesday, March 16, 2010, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

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Liza Tamura  
Recording Secretary

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Mitch Ward  
Mayor

ATTEST:

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Liza Tamura  
City Clerk