

**APPROVE MINUTES:**

This item contains minutes of City Council meetings which are presented for approval [(a) - (e)] and minutes from City Council subcommittees and from other City commissions and committees [(f) - (m)] which are presented to be received and filed by the Council. Staff recommends that the City Council take action on these minutes by one motion.

- a) Minutes of the Adjourned Regular and Regular City Council Meeting of May 3, 2011.
- b) Minutes of the Adjourned Regular and Regular City Council Meeting of May 17, 2011.
- c) Minutes of the Adjourned Regular and Regular City Council Meeting of June 7, 2011.
- d) Minutes of the Special Meeting of May 11, 2011.
- e) Minutes of the Adjourned Regular (City Attorney) Study Session Meeting of May 2, 2011.
- f) Draft Minutes, Cultural Arts Commission Meeting of May 10, 2011.
- g) Draft Minutes, Cultural Arts Commission Meeting of May 26, 2011.
- h) Action Minutes, Special Meeting of the Parking and Public Improvements Commission on June 9, 2011.
- i) Minutes of the Centennial Committee Meeting of April 25, 2011.
- j) Draft Minutes of the Centennial Committee Meeting of May 31, 2011.
- k) Meeting Summary, Centennial Subcommittee Meeting of June 1, 2011.
- l) Draft Minutes, Ad Hoc City Attorney Selection Subcommittee Community Meeting of May 24, 2011.
- m) Draft Minutes, Ad Hoc City Attorney Selection Subcommittee Community Meeting of May 31, 2011

RECOMMENDATION: APPROVE

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
ADJOURNED REGULAR MEETING
MAY 3, 2011**

The Adjourned Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 3rd day of May, 2011, at the hour of 5:05 p.m., in the City Council Chambers of City Hall, at 1400 Highland Avenue, in said City.

CALL TO ORDER

Mayor Richard Montgomery called the meeting to order.

ROLL CALL

Present: Lesser, Howorth, Powell, Tell and Mayor Montgomery
Howorth (arrived at 5:10 p.m.)
Present: City Manager Carmany
Finance Director Bruce Moe
Absent: Interim City Attorney Leland Dolley
Clerk: Tamura

PUBLIC COMMENT ON CLOSED SESSION AGENDA

None.

ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN CLOSED SESSION AS FOLLOWS

Mayor Montgomery announced the following items to be discussed in closed session:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Government Code Section 54957)

Title: City Manager

CONFERENCE WITH LABOR NEGOTIATOR
(Government Code Section 54957.6)

Agency Negotiator: David N. Carmany, City Manager

Employee Groups: Manhattan Beach Firefighters' Association;
Manhattan Beach Police Officers' Association;
Management Confidential; and
Teamsters

RECESS INTO CLOSED SESSION

The Council recessed into Closed Session at 5:06 p.m.

At 6:10 p.m. City Manager Carmany was excused so that Council could discuss his evaluation.

RECESS INTO OPEN SESSION

The Council reconvened into Open Session at 6:25 p.m.

RECESS INTO CLOSED SESSION

The Council recessed into Closed Session at 10:22 p.m.

RECESS INTO OPEN SESSION

The Council reconvened into Open Session at 11:15 p.m.

ADJOURNMENT

At 11:15 p.m. the meeting was duly adjourned to the 6:30 p.m. Regular City Council Meeting on Tuesday, May 17, 2011, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

Liza Tamura
Recording Secretary

ATTEST:

Richard Montgomery
Mayor

Liza Tamura
City Clerk

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
REGULAR MEETING
MAY 3, 2011**

The Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 3rd day of May, 2011, at the hour of 6:30 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.citymb.info.

PLEDGE TO FLAG

Tommy Kelleher, a 5th grader from Grand View Elementary School, led the pledge of allegiance.

ROLL CALL

Present: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
(Montgomery 6:30 p.m. – 7:12 p.m.)
Absent: None.
Clerk: Tamura.

THE FOLLOWING ITEM WAS TAKEN OUT OF ORDER.

05/03/11-17. Select Members for the City's Boards and Commissions

<i>Board of Building Appeals</i>	<i>4 Seats (4 Members-At-Large)</i>
<i>Cultural Arts Commission</i>	<i>2 Seats (1 Artist & 1 Business Community)</i>
<i>Library Commission</i>	<i>1 Seat (1 Member-At-Large)</i>
<i>Parks & Recreation</i>	<i>3 Seats (1 Member-At-Large, 1 MBUSD Nominee & 1 Mira Costa High School Student)</i>
<i>Parking & Public Improvements</i>	<i>2 Seats (1 Member-At-Large & 1 Business Community)</i>
<i>Planning Commission</i>	<i>3 Seats (3 Members-At-Large)</i>

Planning Commission (Seat No. 3)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Montgomery	Christopher Conaway	Christopher Conaway	Christopher Conaway
Tell	Ed Lear	Ed Lear, Christopher Conaway	Christopher Conaway
Powell	Ben Burkhalter	Ben Burkhalter, Paul Gross	Christopher Conaway
Lesser	Paul Gross	Paul Gross Christopher Conaway	Christopher Conaway
Howorth	None further	Ed Lear, Christopher Conaway	Christopher Conaway

MOTION: Mayor Pro Tem Tell moved to unanimously appoint Christopher Conaway to the Planning Commission, Seat No. 3. The motion was seconded by Mayor Montgomery.

Hearing no objection it was so ordered.

Planning Commission (Seat No. 4)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Lesser	Kathleen Paralusz		
Howorth	Kathleen Paralusz		
Montgomery	None further		
Tell	None further		
Powell	Kathleen Paralusz		

Prior to the Motion, Mayor Montgomery stated for the record that he was going to abstain from voting on the appointment on this subject seat.

MOTION: Mayor Pro Tem Tell moved to unanimously re-appoint Kathleen Paralusz to the Planning Commission, Seat No. 4. The motion was seconded by Councilmember Powell.

Hearing no objection it was so ordered.

Planning Commission (Seat No. 5)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Powell	Ed Lear	Ed Lear Paul Gross	Ed Lear
Lesser	Paul Gross	Paul Gross	Paul Gross
Howorth	Paul Gross	Paul Gross Ed Lear	Paul Gross
Montgomery	None further	Paul Gross Ed Lear	Paul Gross
Tell	None further	Paul Gross Ed Lear	Ed Lear

MOTION: Mayor Montgomery moved to appoint Paul Gross to the Planning Commission, Seat No. 5.

Hearing no objection it was so ordered.

Parking and Public Improvements Commission (Seat No. 1)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Montgomery	George Apostol	George Apostol	
Tell	Gary Stabile	Gary Stabile George Apostol	
Powell	None further	George Apostol Gary Stabile	Gary Stabile
Lesser	None further	Gary Stabile George Apostol	Gary Stabile
Howorth	None further	George Apostol Gary Stabile	Gary Stabile

MOTION: Mayor Pro Tem Tell moved to unanimously re-appoint Gary Stabile to the Parking and Public Improvements Commission, Seat No. 1. The motion was seconded by Mayor Montgomery.

Hearing no objection it was so ordered.

Parking and Public Improvements Commission (Seat No. 2)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Lesser	Cyrous Adami	Cyrous Adami George Apostol	Cyrous Adami
Howorth	Cyrous Adami	Cyrous Adami George Apostol	Cyrous Adami
Montgomery	George Apostol	George Apostol	George Apostol
Tell	None further	George Apostol Cyrous Adami	Cyrous Adami
Powell	Cyrous Adami	Cyrous Adami George Apostol	Cyrous Adami

MOTION: Mayor Montgomery moved to unanimously re-appoint Cyrous Adami to the Parking and Public Improvements Commission, Seat No. 2.

Hearing no objection it was so ordered.

Parks and Recreation Commission (Seat No. 3)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Tell	Thomas Cajka	Thomas Cajka Maggie Movius	Thomas Cajka
Powell	Maggie Movius	Maggie Movius Thomas Cajka	
Lesser	Thomas Cajka	Thomas Cajka Maggie Movius	Thomas Cajka
Howorth	Thomas Cajka	Thomas Cajka Russ Allen	Thomas Cajka
Montgomery	Russ Allen	Russ Allen Maggie Movius	Russ Allen

MOTION: Mayor Pro Tem Tell moved to unanimously re-appoint Thomas Cajka to the Parks and Recreation Commission, Seat No. 3.

Hearing no objection it was so ordered.

Parks and Recreation Commission (Seat No. 2)

MOTION: Councilmember Howorth moved to ratify Manhattan Beach Unified School Districts Nominee Nancy Hersman to the Parks and Recreation Commission, Seat No. 2. The motion was seconded by Councilmember Powell.

Hearing no objection it was so ordered.

Library Commission (Seat No. 4)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Howorth	Cheryl Cleamons	Cheryl Cleamons Maggie Movius	Cheryl Cleamons
Montgomery	None further	Cheryl Cleamons Maggie Movius	Cheryl Cleamons
Tell	None further	Cheryl Cleamons Maggie Movius	Cheryl Cleamons
Powell	None further	Cheryl Cleamons Maggie Movius	Cheryl Cleamons
Lesser	Maggie Movius	Cheryl Cleamons Maggie Movius	Maggie Movius

MOTION: Mayor Montgomery moved to unanimously appoint Cheryl Cleamons to the Library Commission, Seat No. 4.

Hearing no objection it was so ordered.

Cultural Arts Commission (Seat No. 1)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Powell	Peter DeMaria	Peter DeMaria Lisa Mundt	Peter DeMaria
Lesser	Peter DeMaria	Peter DeMaria	Peter DeMaria
Howorth	Peter DeMaria	Peter DeMaria	Peter DeMaria
Montgomery	Lisa Mundt	Lisa Mundt Peter DeMaria	Lisa Mundt
Tell	Peter DeMaria	Peter DeMaria	Peter DeMaria

MOTION: Mayor Montgomery moved to unanimously re-appoint Peter DeMaria to the Cultural Arts Commission, Seat No. 1.

Hearing no objection it was so ordered.

Cultural Arts Commission (Seat No. 3)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Montgomery	Lisa Mundt	Lisa Mundt Susan Sweeney	Susan Sweeney
Tell	None further	Lisa Mundt Susan Sweeney	
Powell	Susan Sweeney	Susan Sweeney Lisa Mundt	Susan Sweeney
Lesser	Susan Sweeney	Susan Sweeney Lisa Mundt	Susan Sweeney
Howorth	Susan Sweeney	Susan Sweeney Lisa Mundt	Susan Sweeney

MOTION: Mayor Montgomery moved to unanimously re-appoint Susan Sweeney to the Cultural Arts Commission, Seat No. 3.

Hearing no objection it was so ordered.

Board of Building Appeals (Seat No. 1)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Lesser	Stewart Fournier	Louie Tomaro Stewart Fournier	
Howorth	Stewart Fournier	Stewart Fournier Mike Kling	
Montgomery	Robert McMullen	Robert McMullen Louie Tomaro	Mike Kling
Tell	Louie Tomaro	Louie Tomaro Stewart Fournier	Mike Kling
Powell	Mike Kling	Stewart Fournier Mike Kling	Mike Kling

Prior to the 2nd Round Vote, City Clerk Tamura clarified for Council that Louie Tomaro is an incumbent for Seat No. 3 on the Board of Building Appeals.

MOTION: Mayor Montgomery moved to unanimously appoint Mike Kling to the Board of Building Appeals, Seat No. 1.

Hearing no objection it was so ordered.

Board of Building Appeals (Seat No. 2)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Tell	George Apostol	Stewart Fournier George Apostol	George Apostol
Powell	Stewart Fournier	Stewart Fournier	Stewart Fournier
Lesser	Stewart Fournier	Stewart Fournier George Apostol	Stewart Fournier
Howorth	Stewart Fournier	Stewart Fournier	Stewart Fournier
Montgomery	None further	George Apostol Stewart Fournier	George Apostol

MOTION: Mayor Montgomery moved to unanimously appoint Stewart Fournier to the Board of Building Appeals, Seat No. 2.

Hearing no objection it was so ordered

Board of Building Appeals (Seat No. 3)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Howorth	Louie Tomaro		
Montgomery	None Further		
Tell	None Further		
Powell	None Further		
Lesser	None Further		

MOTION: Mayor Montgomery moved to unanimously re-appoint Louie Tomaro to the Board of Building Appeals, Seat No. 3.

Hearing no objection it was so ordered.

Board of Building Appeals (Seat No. 5)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Powell	George Apostol		
Lesser	George Apostol		
Howorth	George Apostol		
Montgomery	None Further		
Tell	None Further		

MOTION: Mayor Pro Tem Tell moved to unanimously appoint George Apostol to the Board of Building Appeals, Seat No. 5.

Hearing no objection it was so ordered.

MOTION: Mayor Montgomery moved to declare vacant Seat No. 3 on the Parking and Public Improvements Commission and directed the City Clerk's office to post the notice of vacancy and schedule the appointment to fill the vacancy at the May 17, 2011 City Council Meeting.

Hearing no objection it was so ordered.

At 7:12 p.m. Mayor Montgomery and Interim City Attorney Dolley left the dais and Mayor Pro Tem Tell resumed order of the meeting.

CEREMONIAL CALENDAR

05/03/11-1. Presentation of Proclamations Declaring May 15-21, 2011 as National Police Officers Memorial Week and May 14, 2011 as National Fire Services Day

Mayor Pro Tem Tell, on behalf of the Council, presented Police Chief Rod Uyeda with a proclamation declaring May 15-21, 2011 as National Peace Officers' Memorial Week and presented Interim Fire Chief Ken Shuck with a proclamation declaring May 14, 2011 as National Fire Service Recognition Day.

CONSENT CALENDAR

Prior to voting on the Consent Calendar, Councilmember Powell requested that the second motion on Page 12 of Agenda Item No. 2 (*Approve Minutes of the Regular City Council Meeting of April 5, 2011*) be amended to read: Councilmember Powell "moved to approve" with no exception instead of, Councilmember Powell "approved" with no exception

The Consent Calendar (Item Nos. 2 through 14), consisting of items under *General Consent and Boards and Commissions*, was approved by motion of Councilmember Howorth, seconded by Councilmember Powell and passed with the following roll call vote, with the exception of Item Nos. 3, 6, 8 and 12 which were considered later in the meeting under "*Items Removed from the Consent Calendar.*"

Ayes: Powell, Lesser, Howorth and Mayor Pro Tem Tell.
Noes: None.
Absent: Mayor Montgomery.
Abstain: None.

GENERAL CONSENT

05/03/11-2. Approve Minutes of the Regular City Council Meeting of April 5, 2011 (Continued From The April 19, 2011 City Council Meeting)

The Council approved the subject minutes, as amended (above).

05/03/11-3. Approve Minutes of the Adjourned Regular and Regular City Council Meeting of April 19, 2011

Item No. 3 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

05/03/11-4. Approve Minutes of the Adjourned Regular City Council Meeting of April 26, 2011 (Boards & Commissions Interviews)

The Council approved the subject minutes.

05/03/11-5. This Space Intentionally Left Blank

05/03/11-6. Consideration of Award of Contract to Creative Management Solutions to Provide Consultation Services to the City for City Wide Classification and Compensation Study (Not-to-Exceed \$50,000)

Item No. 6 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

05/03/11-7. Consideration of Ratification of Motor Fuel Purchase from Merrimac Energy Group in the Amount of \$30,978.71

The Council approved ratifying the subject purchase.

05/03/11-8. Consideration of Financial Reports
a) Ratification of Demands: for April 28, 2011
b) Financial Reports for the Month Ending March 31, 2011

Item No. 8 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

05/03/11-9. Consideration of Final Payment in the Net Amount of \$212,112.00 to T.E. Roberts Inc.; Formally Accept the 2010-2011 Water Main Replacement/Installation Project as Complete; and Authorize Filing of the Appropriate Notice of Completion and Release Retention in the Amount of \$93,000.40

The Council approved the issuance of the subject final payment in the net amount of \$212,112.00 to T.E Roberts Inc. for the 2010-2011 Water Main Replacement/Installation Project; formally accepted the 2010-2011 Water Main Replacement/Installation Project as Complete; and authorized filing of the appropriate Notice of Completion and Release of Retention in the amount of \$93,000.40.

05/03/11-10. Consideration to Approve the Plans and Specifications for the Safe Routes to School Reflective Signs and Crosswalk Replacement Project and Authorize the City Manager to Award a Contract to J&S Striping Co., Inc. (\$91,595)

The Council approved the plans and specifications for the Safe Routes to School Reflective Signs and Crosswalk Replacement Project; approved authorizing the City Manager to award a contract to J&S Striping Co., Inc. in the amount of \$91,595.00; and approved authorizing the City Manager to approve additional work in an amount not-to-exceed \$9,160 (10%), if required.

BOARDS AND COMMISSIONS

Cultural Arts Commission

05/03/11-11. Consideration of Draft Minutes, Cultural Arts Commission Meeting of March 12, 2011

The Council received and filed the subject draft minutes.

Parks and Recreation Commission

05/03/11-12. Consideration of Draft Minutes, Parks and Recreation Commission Meeting of April 11, 2011

Item No. 12 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

Planning Commission

05/03/11-13. Consideration of Action Minutes, Planning Commission Meeting of April 27, 2011

The Council received and filed the subject action minutes.

COMMITTEES

Centennial Committee

05/03/11-14. Consideration of Draft Minutes, Centennial Committee Meeting of March 28, 2011 Meeting

The Council received and filed the subject draft minutes.

COMMUNITY ANNOUNCEMENTS

05/03/11-18. Don Gould Re Upcoming Library Events

Los Angeles County Librarian Don Gould shared information about upcoming events at the Manhattan Beach Library and encouraged the community to visit the Library's Facebook page.

05/03/11-19. Jill Brunkhardt Re Chevron Event at The Roundhouse Aquarium

Chevron Representative Jill Brunkhardt announced that on May 4, 2011 Chevron will hold an event at the Roundhouse Aquarium from 5:00 p.m. until 6:30 p.m.; that a brief program will begin at 5:45 p.m.; and that all are welcome.

05/03/11-20. Lucas Bavaro Re Leadership Manhattan Beach Bike Racks

Lucas Bavaro, No Address Provided, announced that Leadership Manhattan Beach (LMB) has completed the installation of 45 bike racks around town. He invited the Council and public to a ribbon cutting on May 13, 2011 at 3:00 p.m. on the Pier and thanked LMB sponsors including the City Council and the Public Works Department and encouraged those interested to visit ww.lmbbikeracks.com.

05/03/11-21. Viet Ngo Re Passing of Richard McKee

Viet Ngo, No Address Provided, expressed his condolences to the family and friends of Richard McKee, Californian's Aware advocate. He announced that the memorial service will be held at the Doubletree Hotel in Claremont on Saturday, May 7, 2011 from 3:00 p.m. until 7:00 p.m.

05/03/11-22. Bill Victor Re Proposition 218

Bill Victor, Property Owner, announced that contrary to what many believe, there is still time to express opinions and oppose the waste administrative fee and waste fee increase.

05/03/11-23. Ed Caprielian Re Public Service Week and Country Club Memberships

Ed Caprielian, No Address Provided, announced that it is Public Service Week; commented that the City of Manhattan Beach and School District have the best customer service; and suggested that the City Council allow three employees to utilize the City's Country Club memberships.

05/03/11-24. Councilmember Powell Re Country Club Membership

Councilmember Powell clarified that he does not have a membership to the Manhattan Beach Country Club.

05/03/11-25. Councilmember Powell Re LMB Bike Racks

Councilmember Powell thanked Leadership Manhattan Beach (LMB) for the new bike racks and stated that he plans on utilizing them.

05/03/11-26. Councilmember Powell Re Growing Great/Healthy Living Festival

Councilmember Powell announced that the Growing Great/Healthy Living Festival will take place May 15, 2011 in the Metlox plaza from 10:00 a.m. until 4:00 p.m.

05/03/11-27. Councilmember Lesser Re Neighborhood Watch Event

Councilmember Lesser announced that the Neighborhood Watch "Map Your Neighborhood" event will take place on Tuesday, May 10, 2011 and to please RSVP at (310) 802-5183.

05/03/11-28. Councilmember Howorth Re Torrance Memorial Lecture Series

Councilmember Howorth invited the public to the Torrance Memorial Lecture Series at the Shade Hotel on May 10, 2011 at 7:00 p.m. She announced that the topic will be "Caring for Your Loved Ones: Issues of Aging" and suggested that you make a reservation by calling (310) 517-4703.

05/03/11-29. Robert Bush Re Welcome, Trash Contract, and Newspapers

Robert Bush, No Address Provided, welcomed Councilmembers Lesser and Howorth; complimented the City Council on the trash hauling contract; and thanked the Beach Reporter, Easy Reader and Manhattan Beach Sun for reporting accurately.

AUDIENCE PARTICIPATION

05/03/11-30. Robert Bush Re Scandals

Robert Bush, No Address Provided, read a statement about the loss of the City Manager and City Attorney and the Public Utilities Commission \$30 million fine to Southern California Edison for lying, stealing money, and retaliating against workers at the San Onofre Nuclear Plant.

05/03/11-31. Willy Leventhal Re Previous Statement and Mobi Mats

Willy Leventhal, Hermosa Beach Resident, apologized for a statement he made last year indicating that the City spent more money on Geoff Dolan's severance. He also announced that he has completed a Mobi Mat feasibility study and is upset with Los Angeles County and Parks and Recreation Director Richard Gill's involvement in the subject matter.

05/03/11-32. Yury Gurvich Re Gadflies

Yury Gurvich, No Address Provided, read a statement about letters to the editor in the newspaper and accused City Council members of not responding to issues that gadflies bring up: AVP events, undergrounding forcing seniors out of the City, and other issues.

05/03/11-33. Viet Ngo Re Expenditures and Police Chief Uyeda

Viet Ngo, No Address Provided, suggested that the City Council follow the lead of the new City of Bell City Councilmembers and approve all expenditures before checks are cut; disclose Police Chief Uyeda's retirement package before it is finalized; and ask Police Chief Uyeda to refer Geoff Dolan, Jonathan Tolkin and Mike Zislis to the FBI and District Attorney.

05/03/11-34. Ed Caprielian Re Manhattan Beach Country Club Memberships and City Attorney Citizen Advisory Board

Ed Caprielian, No Address Provided, continued his remarks regarding the Manhattan Beach Country Club Membership and thanked Councilmember Powell for stating that he does not have a membership. He also proposed that a citizen advisory task force be utilized in the search for a new City Attorney.

Due to the fact that Item No. 17 was considered prior to the Ceremonial Calendar, Mayor Pro Tem Tell apologized that the Boards and Commission appointments were taken out of order to allow for the Mayor's participation. He further explained that the Mayor left the City Council meeting early in order to attend the California Supreme Court hearing on the Plastic Bag Ban in San Francisco.

PUBLIC HEARINGS

05/03/11-15. Public Hearing for Refuse Rates and Consideration of Adoption of Resolution for Refuse Rate Changes Effective on Utility Bills Generated from June 1, 2011 through June 30, 2016

Mayor Pro Tem Tell introduced the subject item.

Management Analyst Anna Luke provided the staff presentation.

Public Works Director Jim Arndt, Finance Director Bruce Moe and Management Analyst Luke responded to Council questions.

Mayor Pro Tem Tell opened the Public Hearing at 8:11 p.m.

The following individuals spoke on this item:

- **Bill Victor, Property Owner**
- **Yury Gurvich, Manhattan Beach**
- **Phil Reimert, Manhattan Beach**
- **Gerry O'Connor, No Address Provided**
- **David Wachtfogel, No Address Provided**
- **Jacque May, No Address Provided**
- **Esther Besbris, 2nd Street**
- **Ed Caprielian, No Address Provided**
- **Robert Bush, No Address Provided**

Mayor Pro Tem Tell closed the Public Hearing at 8:30 p.m.

MOTION: Councilmember Powell moved to adopt Resolution No. 6305 supporting the new rates, inclusive of the City cost recovery fee, with the specific provision that within six-months (minus the 48 days already consumed) there be an efficiency study of all the costs on schedule B and once that is completed, if it shows a reduction in rates, that it will be applied going forward in a manner recommended by the Finance Director. The motion was seconded by Councilmember Lesser and passed by the following roll call vote:

Ayes: Powell, Lesser, Howorth and Mayor Pro Tem Tell.
Noes: None.
Absent: Mayor Montgomery.
Abstain: None.

RECESS AND RECONVENE

At 8:55 p.m. the Council recessed and reconvened at 9:05 p.m. with Mayor Pro Tem Tell and Councilmembers Powell, Lesser and Howorth present.

GENERAL BUSINESS

05/03/11-16. Discussion Regarding Status of Sand Dune Park Operations and Fencing Options for the Dune

Mayor Pro Tem Tell introduced the subject item.

Parks and Recreation Director Richard Gill provided the staff presentation.

The following individuals spoke on this item:

- **Jacob Rome, 400 Block of 28th Street**
- **David Wachtfogel, No Address Provided**
- **Bill Victor, No Address Provided**
- **Gerry O'Connor, No Address Provided**

Council concurred, that prior to discussing any changes to the operations at Sand Dune Park, this subject matter be continued and agendized on a future City Council agenda after the summer data has been collected and analyzed.

Hearing no objection, it was so ordered.

ITEMS REMOVED FROM THE CONSENT CALENDAR

05/03/11-3. Approve Minutes of the Adjourned Regular and Regular City Council Meeting of April 19, 2011

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

The following individuals spoke on this item:

- **Phil Reimert, No Address Provided**
- **Viet Ngo, No Address Provided**

MOTION: Councilmember Lesser moved to approve the subject minutes as amended by correcting the spelling of **Mr. Reimert's** name and revising his comment regarding fix-it tickets from the last Council meeting. The motion was seconded by Councilmember Howorth and passed by the following roll call vote:

Ayes: Powell, Lesser, Howorth and Mayor Pro Tem Tell.
Noes: None.
Absent: Mayor Montgomery.
Abstain: None.

05/03/11-6. Consideration of Award of Contract to Creative Management Solutions to Provide Consultation Services to the City for City Wide Classification and Compensation Study (Not-to-Exceed \$50,000)

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

The following individuals spoke on this item:

- **Ed Caprielian, No Address Provided**
- **Viet Ngo, No Address Provided**
- **Marty Friedman, No Address Provided**
- **Gerry O'Connor, No Address Provided**

City Manager Dave Carmany and Finance Director Bruce Moe responded to Council questions.

Council concurred to continue this item to a future City Council meeting and directed staff to place this item on the agenda under "General Business".

Hearing no objection, it was so ordered.

05/03/11-8. Consideration of Financial Reports

a) Ratification of Demands: for April 28, 2011

b) Financial Reports for the Month Ending March 31, 2011

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

The following individual spoke on this item:

- **Viet Ngo, No Address Provided**

MOTION: Councilmember Powell moved to approve with no exception Warrant Register No. 23B in the amount of \$2,312,978.60 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 March 31, 2011. The motion was seconded by Councilmember Howorth and passed by the following roll call vote:

Ayes: Powell, Lesser, Howorth and Mayor Pro Tem Tell.

Noes: None.

Absent: Mayor Montgomery.

Abstain: None.

Parks and Recreation Commission

05/03/11-12. Consideration of Draft Minutes, Parks and Recreation Commission Meeting of April 11, 2011

Councilmember Powell explained that he pulled this item because of concerns over the Parks and Recreation Commission's plan to reserve seats at the Movies at the Beach (6 of which will be held in Polliwog Park) events to sponsors and food court patrons because it may set a bad precedent. He pointed out that while Council made an exception and approved reserving a limited number of seats at upcoming Concerts in the Park events to provide seed money for the Centennial, it is a one-time occurrence. He stated that he would rather not have the movie events than disrespect the community

There were no requests to speak in this item.

Council briefly discussed the matter and after clarifying that the attached contract regarding this subject matter will not be approved tonight, Council directed staff to continue this item to a future City Council meeting.

CITY MANAGER REPORT(S)

None.

OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS

05/03/11-35. Councilmember Powell Re Strategic Plan

Councilmember Powell handed out and spoke of the 2011-2013 Strategic Plan that the Los Angeles Beach Commission just published commenting that it is a great document.

05/03/11-36. Councilmember Lesser Re Northrop Grumman Seminar

Councilmember Lesser reported that he, Councilmember Howorth and City Manager Carmany attended a very informative seminar at Northrop Grumman regarding the impacts of climate warming on beach cities in Southern California.

05/03/11-37. Councilmember Howorth Re Agenda

Councilmember Howorth requested to consider restructuring of the City Council agenda at a future Council meeting to perhaps make it more efficient. She also spoke of the possibility of using an electronic on-line agenda process.

Councilmember Powell added that he would like to revisit the 15-minute time limit on Audience Participation.

Council concurred to agendize the items above at a future City Council meeting.

ADJOURNMENT

At 10:22 p.m. the Regular City Council meeting of May 3, 2011, was duly adjourned to a continuation of the 5:00 p.m. Special Closed Session Meeting.

At 11:15 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, May 17, 2011, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

Liza Tamura
Recording Secretary

Richard Montgomery
Mayor

ATTEST:

Liza Tamura
City Clerk

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
ADJOURNED REGULAR MEETING
MAY 17, 2011**

The Adjourned Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 17th day of May, 2011, at the hour of 5:35 p.m., in the City Council Chambers of City Hall, at 1400 Highland Avenue, in said City.

CALL TO ORDER

Mayor Richard Montgomery called the meeting to order.

ROLL CALL

Present: Lesser, Powell, Tell and Mayor Montgomery.
Tell (arrived at 5:38 p.m.)
Present: City Manager Carmany and Interim City Attorney Leland Dolley
Absent: Howorth.
Clerk: Aliabadi (Acting).

PUBLIC COMMENT ON CLOSED SESSION AGENDA

Viet Ngo, No Address Provided, pointed out that Councilmembers were named as defendants in the Geoff Dolan law suit, and that public funds should not be used to defend them as that would be a conflict of interest.

Ed Caprielian, No Address Provided stated that he is considering "legal remedies" in response to the Council holding the May 11, 2011 Special Closed Session regarding the City Attorney after receiving his letter warning them not to do so. He also spoke of what factors and the "defined circumstances" that constitute the need for different types of meetings (Special Meetings, Closed Session meetings, etc.)

ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN CLOSED SESSION AS FOLLOWS

Interim City Attorney Dolley announced the following items to be discussed in closed session:

CONFERENCE WITH LEGAL COUNSEL/CLAIM

(Government Code Section 54956.9(a)(C))

Claimant: Geoff Dolan

Agency Claimed Against: Manhattan Beach, CA

CONFERENCE WITH LABOR NEGOTIATOR

(Government Code Section 54957.6)

Agency Negotiator: David N. Carmany, City Manager

Employee Groups: Manhattan Beach Firefighters' Association;
Manhattan Beach Police Officers' Association;
Management Confidential; and
Teamsters

RECESS INTO CLOSED SESSION

The Council recessed into Closed Session at 5:45 p.m.

RECESS INTO OPEN SESSION

The Council reconvened into Open Session at 6:21 p.m.

An announcement in open session was made during the beginning of the Tuesday, May 17, 2011 Regular City Council meeting.

ADJOURNMENT

At 6:21 p.m. the meeting was duly adjourned to the 6:30 p.m. Regular City Council Meeting on Tuesday, May 17, 2011, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

Terri Aliabadi
Recording Secretary

ATTEST:

Richard Montgomery
Mayor

Liza Tamura
City Clerk

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
REGULAR MEETING
MAY 17, 2011**

The Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 17th day of May, 2011, at the hour of 6:33 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.citymb.info.

PLEDGE TO FLAG

Management Analyst Ariana Kennedy led the pledge of allegiance.

ROLL CALL

Present: Powell, Lesser, Tell and Mayor Montgomery.
Absent: Howorth.
Clerk: Tamura.

CEREMONIAL CALENDAR

05/17/11.1. Presentation of Proclamation Declaring May 15-21, 2011 as National Public Works Week

Mayor Montgomery presented a proclamation to Public Works Director Jim Arndt proclaiming the week of May 15 – 21, 2011 as National Public Works Week.

CONSENT CALENDAR

Prior to voting on the Consent Calendar, Councilmember Lesser questioned whether the Marine Park Commemorative Wall item should be discussed by the Cultural Arts Commission before moving forward.

Council briefly discussed and concurred to bring Item No. 19 (*Accept a Donation of \$9,488.22 from Private Donors for the Marine Park Commemorative Wall Project and Approve an Allocation from the Public Arts Trust Fund of \$10,925.28*) back to a future City Council meeting.

The Consent Calendar (Item Nos. 2 through 29), consisting of items under *General Consent* and *Boards and Commissions*, was approved by motion of Councilmember Powell, seconded by Mayor Pro Tem Tell and passed the following roll call vote with the exception of Item Nos. 3, 5, 6, 7 and 14 which were considered later in the meeting under "*Items Removed from the Consent Calendar*" and with Councilmember Lesser abstaining in Item No. 2 because he was not present at the December 10, 2010 City Council meeting.

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.
Abstain: Lesser (Item No. 2).

GENERAL CONSENT

05/17/11-2. Approve Minutes of the Regular City Council Meeting of December 21, 2010 (RV Parking)

The Council approved the subject minutes.

05/17/11-3. Approve Minutes of the Adjourned Regular Study Session Meeting of May 9, 2011

Item No. 3 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

05/17/11-4. Approve Minutes of the Adjourned Regular and Regular City Council Meeting of May 3, 2011

The Council continued the subject minutes.

05/17/11-5. Approve Minutes of the Special Closed Session Meeting of May 11, 2011

Item No. 5 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

05/17/11-6. Consideration of Contract with Jenkins and Hogin, LLP for Legal Advice and Assistance (\$195 Per Hour) and Ratification of Expenditures Totaling \$9,738

Item No. 6 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

05/17/11-7. Consideration of a Request for Continued Funding From Gateway to Los Angeles for the Operation of the Ocean Express

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

05/17/11-8. Consideration of Financial Reports

a) Ratification of Demands: May 12, 2011

b) Portfolio for the Month Ending April, 30 2011

c) Financial Reports for the Month Ending April 30, 2011

The Council approved with no exception Warrant Register No. 24B in the amount of \$2,201,224.08 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 April 30, 2011; and received and filed the Financial Reports for the month ending April 30, 2011.

05/17/11-9. This Space Intentionally Left Blank

05/17/11-10. Consideration of Intention to Provide for Annual Levy and Collection of Assessments for the Downtown Business Improvement District and Setting June 21, 2011 for a Public Hearing

The Council adopted Resolution No. 6306 announcing the City's intention to set assessments for the Downtown Business Improvement District (BID) for Fiscal Year 2011-2012, and setting the Public Hearing for June 21, 2011.

05/17/11-11. Consideration of a Contract with Financial Credit Network for Collection Services and Modification of Existing Write-Off Policies

The Council approved a contract with Financial Credit Network for services related to uncollected debt and approved a modification of existing write-off policies.

05/17/11-12. Consideration of Award of Two-Year Contract for Office Supplies to Office Depot (Estimated Annual Value of \$75,000)

The Council waived formal bidding per Municipal Code Section 2.36.150 (cooperative purchasing); approved a two-year office supplies contract to Office Depot with an estimated annual value of \$75,000; and approved authorizing the City Manager to extend the contract at the end of the initial term for up to three one-year periods if Office Depot is performing well.

05/17/11-13. Consideration of Extensions of Existing Letters of Credit with Bank of America for the Marine Avenue Sports Fields and South Bay Regional Public Communications Authority Variable Rate Debt Instruments

The Council approved the extension of the Marine Avenue Sports Fields and South Bay Regional Public Communications Authority (RCC) letters of credit with Bank of America. The extension ranges from seven months to one year, and will result in coterminous dates for both letters of credit in July 2012, at which time new letters of credit will be secured, or alternate arrangements will be made.

05/17/11-14. Consideration of Adoption of Annual Investment Policy

Item No. 14 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

05/17/11-15. Consideration of the Award of a One-Year Extension for Towing and Storage Services to Van Lingen Towing, Inc.

The Council waived formal bidding per Municipal Code Section 2.36.140 (waivers) and approved a one-year extension for Towing and Storage Services to Van Lingen Towing, Inc.

05/17/11-16. Consideration of the Award of a One-Year Extension for Trucking and Miscellaneous Hauling Services to L. Riley Trucking

The Council approved a one-year extension for Trucking and Miscellaneous Hauling Services to L. Riley Trucking.

05/17/11-17. Consideration of the Award of a One-Year Extension for Water Quality Testing to Clinical Lab of San Bernardino

The Council approved a one-year extension for Water Quality Testing Services to Clinical Lab of San Bernardino.

05/17/11-18. Consideration of the Award of a One-Year Extension for Graphic Design Services to Pixel Graphic Design

The Council approved a one-year extension to Pixel Graphic Design to provide graphic design services for the quarterly City Activity guide.

05/17/11-19. Accept a Donation of \$9,488.22 from Private Donors for the Marine Park Commemorative Wall Project and Approve an Allocation from the Public Arts Trust Fund of \$10,925.28

Item No. 19 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

05/17/11-20. Consideration of 2007 State Homeland Security Grant Program Sub-recipient Agreement, Amendment No. 1

The Council approved amendment No. 1 to Subrecipient Agreement Grant Year 2007 State Homeland Security Grant Program between the County of Los Angeles and the City of Manhattan Beach.

05/17/11-21. Consideration to Authorize the City Manager to Award a Contract to J & S Striping, Inc. for the 2011 Center Line Striping & Miscellaneous Traffic Markings Project for an Amount Not-to-Exceed \$47,784.71

The Council approved authorizing the City Manager to award a contract in the amount of \$43,440.65 to J & S Striping, Inc. for the 2011 Centerline Striping and Miscellaneous Traffic markings Project and approved authorizing the City Manager to approve additional work in an amount nor-to-exceed \$4,344.06 (10%) if required.

05/17/11-22. Consideration to Adopt a Resolution Authorizing the City Manager to Enter into an Agreement with the State of California for the Receipt of Proposition 84 Funds for the Greenbelt Low Flow Diversion Project and Appropriation of Grant Funds (\$500,000) From the State and Federal Grants Fund

The Council adopted Resolution No. 6307 authorizing the City Manager to negotiate and execute an Agreement with the State of California for the receipt of Proposition 84 grant funds in the amount of \$500,000 fro the Greenbelt Low Flow Diversion Project and appropriated Proposition 84 grant funds in the amount of \$500,000 from the Federal and State Grant Fund for the Greenbelt Low Flow Diversion Project.

05/17/11-23. Consideration of Approval of Plans and Specifications for the 2010- 2011 Sewer Main Rehabilitation Project and Authorization to Solicit Construction Bids

The Council approved the plans and specifications for the 2010- 2011 Sewer Main Rehabilitation Project and authorized staff to solicit construction bids.

05/17/11-24. Consideration to Approve Progress Payment No. 1 in the Net Amount of \$51,973.10 to Geronimo Concrete, Inc. for the Section 6 Concrete Repair Project

The Council approved the issuance of Progress Payment No. 1 in the net amount of \$51,973.10 to Geronimo Concrete, Inc. for the Section 6 Concrete Repair Project.

05/17/11-25. Consideration of First and Final Payment in the Net Amount of \$49,325.60 to T.E. Roberts, Inc.; Formally Accept the Replacement of Water Flow Control Equipment at the Intersection of Manhattan Beach Boulevard and Redondo Avenue as Complete; and Authorize Filing of the Appropriate Notice of Completion and Release Retention in the Amount of \$5,480.62

The Council approved the issuance of first and final payment in the net amount of \$49,325.60 to T.E. Roberts, Inc. for the replacement of water flow control equipment at the intersection of Manhattan Beach Boulevard and Redondo Avenue; formally accepted the replacement of water flow control equipment at the intersection of Manhattan Beach Boulevard and Redondo Avenue as complete; and approved authorizing filing of the appropriate Notice of Completion and Release of Retention in the amount of \$5,480.62.

BOARDS AND COMMISSIONS

Cultural Arts Commission

05/17/11-26. Consideration of Draft Minutes, Cultural Arts Commission Meeting of April 12, 2011

The Council received and filed the subject draft minutes.

Parking & Public Improvements Commission

05/17/11-27. Consideration of Action Minutes, Parking and Public Improvements Commission Meeting of April 28, 2011

The Council received and filed the subject action minutes.

Planning Commission

05/17/11-28. Consideration of Action Minutes, Planning Commission Meeting of May 11, 2011

The Council received and filed the subject action minutes.

05/17/11-29. Consideration of a Planning Commission Decision to Approve a Request for a One-Year Time Extension of a Use Permit, Coastal Development Permit, and Vesting Tentative Parcel Map 69052 for Proposed Construction of a Mixed Use Building with One Commercial Condominium Unit and Two Residential Condominium Units on the Property Located at 3920 Highland Avenue

The Council received and filed the decision of the Planning Commission.

CLOSED SESSION ANNOUNCEMENT

Mayor Montgomery asked Interim City Attorney Leland Dolley to make announcements about prior Closed Session meetings.

Interim City Attorney Dolley announced that the City Council met tonight in Closed Session to discuss the two items posted on the Closed Session agenda: Conference with Legal Counsel/Claim and Conference with Labor Negotiator. There are no announcements that need to be reported.

Interim City Attorney Dolley then stated there were questions concerning the May 3, 2011 Closed Session meeting. He stated that the meeting was properly posted on April 29, 2011 before 5:00 p.m.; that there were two items on the Closed Session Agenda: Public Employee Performance Evaluation and Conference with Labor Negotiator; and that no action was taken; therefore, there is no action to be reported. He further reported that on May 11, 2011 a notice for a Special Closed Session meeting was posted by 9:00 a.m. on May 10, 2011 and the meeting took place within the 24 hour periods, as required by law. There were no announcements that need to be made and the item on the agenda was concerning the public employment of the City Attorney.

COMMUNITY ANNOUNCEMENTS

05/17/11-38. Don Gould Re Upcoming Library Events

Los Angeles County Librarian Don Gould shared information about upcoming events at the Manhattan Beach Library and encouraged the community to download the Library's new application for smart phones.

05/17/11-39. Diana Pleva Re Manhattan Beach Community Emergency Response Team (CERT)

CERT graduate **Diana Pleva, Pine Avenue**, shared her personal benefit from the CERT classes and encouraged others to attend.

05/17/11-40. Richard Zief Re Older Adult Activities

Senior Advisory Committee Vice-Chair Richard Zief shared that the Senior Advisory Committee is pleased with City's "older adult activities and programs" and announced that the Older Adults Health Fair will be held on Friday, May 20, 2011.

05/17/11-41. Vickie Wippel Re Waste Management

Waste Management Representative Vickie Wippel announced that Waste Management has delivered over 10,000 carts to businesses and residents and will hold an information session for residents and businesses on Thursday, May 19, 2011 at 7:00 pm in the Police/Fire Community room. She encourages all to visit www.manhattanwm.com or call (310) 830-7100.

05/17/11-42. Elizabeth Vos Re Mayor's Youth Council

Elizabeth Vos, El Segundo, spoke of the requirements and purpose/mission statement of the Mayor's Youth Council and encouraged eligible high school students to apply.

05/17/11-43. Viet Ngo Re Geoff Dolan Claim

Viet Ngo, No Address Provided, announced that he is an anti-public corruption advocate and that former City Manager Geoff Dolan filed a \$2 million claim against five members of the present and former City Council (Montgomery, Tell, Powell, Ward, and Cohen) alleging that they violated his separation agreement. **Mr. Ngo** stated that the City Council should not use the City Attorney to defend themselves.

05/17/11-44. Ed Caprielian Re Richard McKee Memorial

Ed Caprielian, No Address Provided, announced that the memorial for **Richard McKee** was May 7, 2011 and read a quote from a *Daily Breeze* editorial about **Mr. McKee**.

05/17/11-45. Councilmember Powell Re Older Adult Health Fair

Councilmember Powell shared that the Older Adult Health Fair at Joslyn will be held on Friday, May 20, 2011 from 8:00 a.m. until 12:30 p.m. and that there will be free health screenings, lunch, bingo and door prizes.

05/17/11-46. Councilmember Powell Re Congressional Election

Councilmember Powell announced there was one hour left to vote in the Congressional election and encouraged everyone to vote.

05/17/11-47. Mayor Montgomery Re Police Memorial Ceremony

Mayor Montgomery thanked Police Officer Stephanie Martin for organizing the Police Memorial Ceremony in remembrance of the City's three fallen police officers.

05/17/11-48. Mayor Montgomery Re Work Plan Meeting

Mayor Montgomery announced that the City Council Work Plan meeting will be held on June 3, 2011, at 8:30 a.m. in the Police/Fire Conference Room and encouraged all to attend.

AUDIENCE PARTICIPATION

05/17/11-49. George Butts Re Community Emergency Response Team (CERT) Presentation

Manhattan Beach CERT President George Butts gave a short update about what CERT has accomplished in the last year including: Neighborhood Watch, Concerts in the Park, monthly training sessions, more equipment placed throughout the City, training with the Fire Department, a 20% increase in membership; and 2,500 hours of volunteer time this year. He suggested that those interested should visit www.info@mbcerta.org for more information.

05/17/11-50. Gerry O'Connor Re Public Trust

Gerry O'Connor, No Address Provided, suggested the City Council and public have a friendly and open discussion about the public trust and suggested a few opportunities for increased openness and flow of information. **Mr. O'Connor** also read the closing sentence from the City Council's Open Letter to residents.

05/17/11-51. Willy Leventhal Re Walkway to the Beach

Willy Leventhal, Hermosa Beach, gave each City Councilmember a flyer and encouraged them to support the Mobi Mat suggestion which enables the disabled and older adults to get closer to the water. **Mr. Leventhal** asked that the walkway to the beach be installed by the summer of 2011.

05/17/11-52. Viet Ngo Re Geoff Dolan Claim

Viet Ngo, No Address Provided, asked City Council to reject the claim by former City Manager Geoff Dolan, and stated that former Councilmembers cannot use the City Attorney or public money to defend themselves. **Mr. Ngo** suggested Police Chief Uyeda forward this matter to the FBI and District Attorney.

05/17/11-53. Jon Wilhite Re Memorial Wall

Jon Wilhite, No Address Provided, asked for clarification regarding the Memorial Wall issue which Council previously concurred to bring back to a future City Council meeting.

Councilmember Lesser, City Manager Carmany, Parks and Recreation Director Gill briefly discussed the situation.

Mayor Montgomery pulled this item and asked that it be discussed under "Items Removed from the Consent Calendar."

05/17/11-54. Ed Caprielian Re Manhattan Beach Country Club Memberships

Ed Caprielian, No Address Provided, brought up the issue of the Manhattan Beach Country Club Memberships that belong to the City. He asked for a policy and procedure clarification as well as the Mayor's "use privilege."

In response, Councilmember Powell stated, for the record, that the Manhattan Beach Country Club Membership arrangement was made before he was elected to City Council and he does not hold a membership or have interest in a membership.

PUBLIC HEARINGS

05/17/11-30. Consideration of a Resolution Accepting the Citizen's Option for Public Safety Program Supplemental Law Enforcement Services Funds (SLESF) Grant; Authorize and Appropriate SLESF Grant Funds to Purchase Mobile Communication Equipment from South Bay Regional Public Communications Authority in an Amount Not to Exceed \$104,000

Councilmember Powell recused himself from this discussion because he is the City Council Delegate to the South Bay Regional Communications Center (RCC) and believes it may be a conflict of interest for him to vote on this purchase.

Mayor Montgomery introduced the subject item and Police Chief Rod Uyeda and Management Analyst Julie Dahlgren provided the staff presentation.

Mayor Montgomery opened the Public Hearing at 7:21 p.m.

The following individual spoke on this item:

- **Viet Ngo, No Address Provided**

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

MOTION: Councilmember Lesser moved to adopt Resolution No. 6308 accepting grant monies from SLESF; appropriate SLESF grant funds and accrued interest for proposal expenditures; waive formal bidding per Municipal Code Section 2.36.140 (waives) and approve awarding a purchase order to South Bay Regional Public Communications Authority for mobile communications equipment in an amount not-to-exceed \$104,000. The motion was seconded by Mayor Pro Tem Tell and passed by the following roll call vote:

Ayes: Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.
Abstain: Powell.

05/17/11-31. Consideration of City Council 2011-2012 Work Plan Item to Amend the Zoning Code to Remove a Required Public Hearing for Properties to be Designated as Culturally Significant Landmarks as Recommended by the Planning Commission

Councilmember Powell recused himself from this discussion because he served on the Cultural Heritage Conservancy and this request comes from the Conservancy.

Mayor Montgomery introduced the subject item and Assistant Planner Angelica Ochoa provided the staff presentation.

Mayor Montgomery opened the Public Hearing at 7:28 p.m.

The following individual spoke on this item:

- **Jan Dennis, 900 Block of Highview**
- **Jacque May, Manhattan Beach Resident**

Mayor Montgomery closed the Public Hearing at 7:30 p.m.

Interim City Attorney Leland Dolley read aloud the title of Ordinance No. 2143.

MOTION: Councilmember Lesser moved to waive further reading and introduce Ordinance No. 2143 to amend the Zoning Code to remove a required public hearing for properties to be designated as Culturally Significant Landmarks. The motion was seconded by Mayor Pro Tem Tell and passed by the following roll call vote:

Ayes: Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.
Abstain: Powell.

GENERAL BUSINESS

05/17/11-32 Introduction of Fiscal Year 2011-2012 Proposed Operating Budget and 2011-2016 Capital Improvement Project (CIP) Plan; Consideration of Budget Adjustment in Fiscal Year 2010-2011 to Recoup Fleet Fund Rental Charge-outs Previously Suspended in Order to Balance the General Fund Budget in Fiscal Years 2010 and 2011

Mayor Montgomery introduced the subject item and Finance Director Bruce Moe provided the PowerPoint presentation.

Finance Director Bruce Moe and Public Works Director Jim Arndt responded to Council's questions.

The following individual spoke on this item:

- **Lillian Light, Manhattan Beach Resident & Environmental Task Force Member**
- **Paul Beswick, Manhattan Beach Resident & Environmental Task Force Member**
- **Stacia Costa, Manhattan Beach Resident & Environmental Task Force Member**
- **Wendy Phillips, Manhattan Beach Resident & volunteer**
- **Craig Cadwallader, Manhattan Beach Resident & former Chair of the Manhattan Beach Chapter of the Surfrider Foundation**
- **Brian Shaney, Hermosa Beach Resident & Green Task Force Member**
- **Ed Caprielian, Manhattan Beach Resident**
- **Daniel Salzman, Manhattan Beach Resident & Environmental Task Force Member**
- **David Wachtfogel, Manhattan Beach Resident**
- **Gerry O'Conner, Manhattan Beach Resident**

MOTION: Councilmember Powell moved to approve an adjustment to the Fiscal Year 2010-2011 Operating Budget; reinstate fleet rental charge-outs which had been suspended in Fiscal Years 2010 and 2011; and appropriate a total of \$1,448,250 from the following funds: General Fund: \$1,255,630; Water Fund: \$67,960; Waste Water Fund: \$62,260; Parking Fund: \$4,600; Building Maintenance Fund: \$33,660 and to receive and file the proposed budget and Capital Improvement Plan. The motion was seconded by Mayor Pro Tem Tell and passed by the following roll call vote:

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.
Abstain: None.

RECESS AND RECONVENE

At 9:15 p.m. the Council recessed and reconvened at 9:28 p.m. with all Councilmembers Powell, Lesser, Tell and Mayor Montgomery present.

05/17/11-33 Consideration of City Council Work Plan Item to Implement Oversized Vehicle and Trailer Parking Ordinances

Police Chief Rod Uyeda introduced the subject item and Acting Police Captain Andy Harrod provided the presentation.

The following individual spoke on this item:

- **Steve DeBaets, Manhattan Beach Resident**
- **Gerry O’Conner, Manhattan Beach Resident**
- **Stephanie Monash, Manhattan Beach Resident**
- **Larry Conley, Manhattan Beach Resident**
- **Ron Symmes, 5th Street**
- **Steven Robbins, Manhattan Beach Resident**

Following discussion, Council directed staff to return with revisions to Ordinance 2144 that identifies the complaint-driven process of enforcement in the Municipal Code language, allows two warnings prior to a citation being issued, and provides accommodations for vehicles at construction sites.

MOTION: Mayor Pro Tem Tell moved to waive further reading and introduce Ordinance No. 2145 amending Chapter 14.46 to the Manhattan Beach Municipal Code regarding detached trailer parking; and approved authorizing the use of \$14,000 from the Council Contingency account to purchase the necessary signage. The motion was seconded by Councilmember Lesser and passed by the following roll call vote:

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.
Abstain: None.

05/17/11-34 This Space Intentionally Left Blank

Because the time was after 10:30 p.m. (the cut off for introduction of new agenda items) 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: At 10:48 p.m. Mayor Pro Tem Tell moved to continue the meeting past the 10:30 p.m. cut off and hear item Nos. 35 and 37 and continue Item No. 36 to the June 7, 2011 City Council meeting. The motion was seconded by Councilmember Powell and passed by the following roll call vote.

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.
Abstain: None.

05/17/11-35. Select Members for the City’s Boards and Commissions – Parking and Public Improvements Commission Seat No. 3 and Ratification of Parks and Recreation Commission Seat No. 7

Parking and Public Improvements Commission (Seat No. 3)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Montgomery	Apostol	Apostol & Sherwood	Sherwood
Tell	Babbe	Babbe & Fournier	Fournier
Powell	Fournier	Fournier & Sherwood	Fournier
Lesser	Sherwood	Fournier & Sherwood	Fournier
Howorth			

MOTION: Mayor Montgomery moved to appoint Stewart Fournier to Seat No. 3 of the Parking and Public Improvements Commission.

Hearing no objections it was so ordered.

MOTION: Councilmember Powell moved to ratify the one-year appointment of Mira Costa High School student Travis Taylor to the Parks and Recreation Commission Seat No. 7. The motion was seconded by Mayor Pro Tem Tell and passed by the following roll call vote:

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.
Abstain: None.

05/17/11-36. Consideration of Award of Contract to Creative Management Solutions to Provide Consultation Services to the City for City Wide Classification and Compensation Study (Not-to-Exceed \$50,000)

The Council continued this item to the June 7, 2011 City Council Meeting.

05/17/11-37. Consider Appointment of a Council Sub Committee to Develop a Process for the Selection of a City Attorney, and to Report the Results of Their Efforts Back to the City Council for Further Consideration

Council concurred to bypass a City Council discussion on this item tonight; appointed Councilmembers Lesser and Howorth to the City Attorney Selection Subcommittee and directed staff to bring this item back to a future City Council meeting for a more detailed discussion.

The following individual spoke on this item:

- Viet Ngo, No Address Provided
- Ed Caprielian, Manhattan Beach Resident
- Gerry O'Connor, No Address Provided

MOTION: Mayor Pro Tem Tell moved to appoint Councilmembers Lesser and Howorth to the City Attorney Selection Subcommittee. The motion was seconded by Councilmember Powell and passed by the following roll call vote:

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.
Abstain: None.

ITEMS REMOVED FROM THE CONSENT CALENDAR

05/17/11-3. Approve Minutes of the Adjourned Regular Study Session Meeting of May 9, 2011

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

The following individuals spoke on this item:

- Ed Caprielian, No Address Provided
- Gerry O'Conner, No Address Provided
- Viet Ngo, No Address Provided

MOTION: Mayor Pro Tem Tell moved to approve continuing the minutes of the May 9, 2011 Adjourned Regular Study Session to the June 7, 2011 City Council meeting. The motion was seconded by Councilmember Lesser and passed by the following roll call vote:

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.

05/17/11-5. Approve Minutes of the Special Closed Session Meeting of May 11, 2011

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

The following individuals spoke on this item:

- **Ed Caprielian, No Address Provided**
- **Viet Ngo, No Address Provided**

MOTION: Mayor Pro Tem Tell moved to approve continuing the minutes of the May 11, 2011 Special Closed Session Meeting to the June 7, 2011 City Council meeting. The motion was seconded by Councilmember Powell and passed by the following roll call vote:

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.

05/17/11-6. Consideration of Contract with Jenkins and Hogin, LLP for Legal Advice and Assistance (\$195 Per Hour) and Ratification of Expenditures Totaling \$9,738

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

The following individuals spoke on this item:

- **Ed Caprielian, No Address Provided**
- **Gerry O'Conner, No Address Provided**
- **Viet Ngo, No Address Provided**

Council held a brief discussion regarding the City Manager's \$20,000 contract approval limit and why Interim City Attorney Dolley did not "approve as to form" the proposed contract.

MOTION: Councilmember Powell moved to retroactively approve the \$9,738; cap further payments to Jenkins and Hogin, LLP at \$20,000 going forward; and to require that the contract with Jenkins and Hogin, LLP be "approve as to form" form the current City Attorney. The motion was seconded by Mayor Pro Tem Tell and passed by the following roll call vote:

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.

05/17/11-7. Consideration of a Request for Continued Funding From Gateway to Los Angeles for the Operation of the Ocean Express

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

The following individual spoke on this item:

- **Ed Caprielian, No Address Provided**

Councilmember Lesser questioned whether this item had to be approved this evening or whether it could be discussed during the upcoming budget meetings.

Council concurred that it would be more appropriate to address this item as part of the budget during the Proposition A Fund review.

MOTION: Mayor Pro Tem Tell moved to continue this item to the Adjourned Regular Budget Study Session Meeting on May 24th, 2011. The motion was seconded by Councilmember Powell and passed by the following roll call vote:

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.

05/17/11-14. Consideration of Adoption of Annual Investment Policy

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

The following individual spoke on this item:

- **Ed Caprielian, No Address Provided**

MOTION: Mayor Pro Tem Tell moved to approve the adoption of the Annual Investment Policy. The motion was seconded by Councilmember Powell and passed by the following roll call vote:

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.

05/17/11-19. Accept a Donation of \$9,488.22 from Private Donors for the Marine Park Commemorative Wall Project and Approve an Allocation from the Public Arts Trust Fund of \$10,925.28

In response to Mayor Montgomery's question as to whether this project qualifies for Public Art Trust Fund dollars, Parks and Recreation Director Richard Gill confirmed that it does qualify and that the project should be completed by August of this year.

Council discussed the history of this project and the process for using the Public Art Trust Funds.

Councilmember Lesser stated that he is in favor of this project going forward, however, requested that in the future the Council review the Public Art Trust Fund budget, guidelines for distribution, the process that typically should be followed, and what other projects are waiting to be funded.

MOTION: Councilmember Powell moved to approve accepting a donation of 9,488.22 from private donors for the Marine Park Commemorative Wall Project and approved an allocation of \$10,925.28 from the Public Arts Trust Fund. The motion was seconded by Mayor Pro Tem Tell and passed by the following roll call vote:

Ayes: Powell, Lesser, Tell and Mayor Montgomery.
Noes: None.
Absent: Howorth.

CITY MANAGER REPORT(S)

05/17/11-56. City Manager Carmany Re New Police Chief

City Manager Carmany invited everyone to attend the swearing in of the City's new Police Chief Eve Irvine next Wednesday, May 25, 2011 in the Civic plaza.

OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS

05/17/11-56. Mayor Montgomery Re Contract Cities Association

Mayor Montgomery attended the Contract Cities Association conference and stated we are very fortunate that we are not cutting back in public safety. Mayor Montgomery also announced that he completed his ethics training certification.

ADJOURNMENT

At 12:04 a.m. the meeting was duly adjourned, in memory of Betty Mallery, Alexander Haagen and Manhattan Beach Police Officer Mark Vasquez, to the 6:00 p.m. Adjourned Regular Budget Study Session Meeting on Tuesday, May 24, 2011, in the Police/Fire Conference Room, 400/420 15th Street, in said City.

Liza Tamura
Recording Secretary

Richard Montgomery
Mayor

ATTEST:

Liza Tamura
City Clerk

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
ADJOURNED REGULAR MEETING
JUNE 7, 2011**

The Adjourned Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 7th day of June, 2011, at the hour of 5:33 p.m., in the City Council Chambers of City Hall, at 1400 Highland Avenue, in said City.

CALL TO ORDER

Mayor Richard Montgomery called the meeting to order.

ROLL CALL

Present: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Present: City Manager Carmany and Special Counsel Christi Hogin.
Absent: None.
Clerk: Tamura.

PUBLIC COMMENT ON CLOSED SESSION AGENDA

The following individual spoke:

- Ed Caprielian, No Address Provided

ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN CLOSED SESSION AS FOLLOWS

Special Counsel Christie Hogin announced the following items to be discussed in closed session:

CONFERENCE WITH LABOR NEGOTIATOR
(Government Code Section 54957.6)

Agency Negotiator: David N. Carmany, City Manager

Employee Groups: Manhattan Beach Firefighters' Association;
Manhattan Beach Police Officers' Association;
Management Confidential; and
Teamsters

RECESS INTO CLOSED SESSION

The Council recessed into Closed Session at 5:36 p.m.

RECESS INTO OPEN SESSION

The Council reconvened into Open Session at 6:20 p.m.

An announcement in open session was made after the Ceremonial at the beginning of the Tuesday, June 7, 2011 Regular City Council meeting.

Special Counsel Christi Hogin announced, in Open Session, that tonight's Regular Meeting convened at 5:30 p.m. at which time public comment on the Closed Session agenda was taken. Council then recessed into a Closed Session, pursuant to Government Code Section 54957.6, with City Manager Carmany serving as negotiator for the four labor groups and no action was taken.

ADJOURNMENT

At 6:20 p.m. the meeting was duly adjourned to the 6:30 p.m. Regular City Council Meeting on Tuesday, June 7, 2011, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

Liza Tamura
Recording Secretary

ATTEST:

Richard Montgomery
Mayor

Liza Tamura
City Clerk

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
REGULAR MEETING
JUNE 7, 2011**

The Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 7th day of June, 2011, at the hour of 6:32 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.citymb.info.

PLEDGE TO FLAG

Shannon Ryan led the pledge of allegiance.

ROLL CALL

Present: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Absent: None.
Clerk: Tamura.

CEREMONIAL CALENDAR

None.

CLOSED SESSION ANNOUNCEMENT

Special Counsel Christi Hogin announced that tonight's Regular Meeting convened at 5:30 p.m. at which time public comment on the Closed Session agenda was taken. Council then recessed into a Closed Session, pursuant to Government Code Section 54957.6, with City Manager Carmany serving as negotiator for the four labor groups and no reportable action was taken.

CONSENT CALENDAR

Prior to voting on the Consent Calendar, City Manager Carmany requested that Item No. 13 (*Consideration of Entering Into an Agreement with CommCinema to Provide Six Movies in Polliwog Park and One Movie on the Beach at Minimal Cost to the City*) be continued to a date uncertain.

Councilmember Powell requested the following change to Item No. 6 (*Approve Minutes of the City Council Adjourned Regular Budget Study Session #2 Meeting of May 25, 2011*) page number 2, bullet point number 6 (Councilmember Powell requested for next year percentages of Public Employee Retirement System (PERS) to total salaries, and other percentages of costs that are directly proportional to other **total** costs).

In response to Councilmember Lesser, City Manager Carmany and Human Resources Director Hanson responded to questions on Item No. 9 (*Consideration of Award of Contract to Creative Management Solutions to Provide Consultation Services to the City for City Wide Classification, Compensation and Benefits Study (Not-to-Exceed \$50,000)*) regarding the project timeline. However, subject to the motion and vote, a member of the audience requested that this item be pulled for further discussion.

In response to Councilmember Lesser's question on Item No. 11, (*Consideration of Ratification of Motor Fuel Purchase from Merrimac Energy Group in the Amount of \$29,385.06*) regarding how the City looks upon local businesses when it comes to awarding bids and proposals, Finance Director Moe explained that any potential sales tax revenue from local businesses is taken into consideration.

The Consent Calendar (Item Nos. 1 through 22), consisting of items under *General Consent* and *Boards and Commissions*, was approved by motion of Councilmember Powell, seconded by Councilmember Howorth and passed by unanimous roll call vote, with the exception of Item Nos. 2, 3, 4, 8, 9, 14, 18, 19, 20, 21 and 22 which were considered later in the meeting under "*Items Removed from the Consent Calendar.*"

Ayes: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Noes: None.
Absent: None.
Abstain: Powell (Item No. 7).
Howorth (Item No. 4).

GENERAL CONSENT

06/07/11-1. Approve Minutes of the Adjourned Regular (City Attorney) Study Session Meeting of May 2, 2011

The Council approved the subject minutes.

06/07/11-2. Approve Minutes of the Adjourned Regular and Regular City Council Meeting of May 3, 2011

Item No. 2 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

06/07/11-3. Approve Minutes of the Special Closed Session Meeting of May 11, 2011

Item No. 3 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

06/07/11-4. Approve Minutes of the Adjourned Regular and Regular City Council Meeting of May 17, 2011

Item No. 4 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

06/07/11-5. Approve Minutes of the City Council Adjourned Regular Budget Study Session #1 Meeting of May 24, 2011

The Council approved the subject minutes.

06/07/11-6. Approve Minutes of the City Council Adjourned Regular Budget Study Session #2 Meeting of May 25, 2011

The Council approved the subject minutes, as amended. See discussion on page 1.

06/07/11-7. Adoption of an Ordinance to Amend the Zoning Code to Remove a Required Public Hearing for Properties to be Designated as Culturally Significant Landmarks

The Council adopted Ordinance No. 2143.

06/07/11-8. Consideration of the Re-Appointment of Doug Herbst to the South Bay Workforce Investment Board

Item No. 8 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

06/07/11-9. Consideration of Award of Contract to Creative Management Solutions to Provide Consultation Services to the City for City Wide Classification, Compensation and Benefits Study (Not-to-Exceed \$50,000)

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

06/07/11-10. Consideration of Financial Report: Ratification of Demands - May 26, 2011

The Council approved with no exception Warrant Register No. 25B in the amount of \$2,274,207.98 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.

06/07/11-11. Consideration of Ratification of Motor Fuel Purchase from Merrimac Energy Group in the Amount of \$29,385.06

The Council approved ratifying the subject purchase.

06/07/11-12. Consideration of Resolutions Approving the Assessment Engineer's Report for the Annual Levy of Street Lighting Assessment for Fiscal Year 2011-2012, Declaration of City Council's Intention to Provide for the Annual Levy and Collection of Assessments for Street Maintenance, and Setting of the Public Hearing for July 5, 2011

The Council adopted Resolution No. 6309 approving the Assessment Engineer's report for the annual levy of Street Lighting Assessments for the Fiscal Year 2011-2012; adopted Resolution No. 6310 declaring City Council's intention to provide for the annual levy and collection of assessments for the Street Lighting and Landscaping Maintenance Fund; and set the Public Hearing for July 5, 2011.

06/07/11-13. Consideration of Entering Into an Agreement with CommCinema to Provide Six Movies in Polliwog Park and One Movie on the Beach at Minimal Cost to the City

Item No. 13 was pulled from the "CONSENT CALENDAR" and continued to a future City Council meeting.

06/07/11-14. Consideration to Authorize the City Manager to Award a Construction Contract to All American Asphalt for the Pacific Avenue Resurfacing Project (\$654,654.00) and Award a Professional Engineering Services Contract to Willdan Engineering (\$48,080.00) for Construction Engineering and Inspection Services

Item No. 14 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

06/07/11-15. Consideration to Approve Progress Payment No. 2 in the Net Amount of \$198,423.29 to Geronimo Concrete, Inc. for the Section 6 Concrete Repair Project

The Council approved the issuance of Progress Payment No. 2 in the net amount of \$198,423.29 (less 10% retention) to Geronimo Concrete, Inc. for the Section 6 Concrete Repair Project.

BOARDS AND COMMISSIONS

Cultural Arts Commission

06/07/11-16. Consideration of Draft Minutes, Cultural Arts Commission Special Meeting of May 18, 2011

The Council received and filed the subject draft minutes.

Planning Commission

06/07/11-17. Consideration of Action Minutes, Planning Commission Meeting of May 25, 2011

The Council received and filed the subject action minutes.

COMMITTEES

Centennial Committee

06/07/11-18. Consideration of Minutes, Centennial Committee Meeting of April 25, 2011

Item No. 18 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

06/07/11-19. Consideration of Draft Minutes, Centennial Committee Meeting of May 31, 2011

Item No. 19 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

06/07/11-20. Consideration of Meeting Summary, Centennial Sub-Committee Meeting of June 1, 2011

Item No. 20 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

Ad Hoc City Attorney Selection Subcommittee

06/07/11-21. Consideration of Draft Minutes, Ad Hoc City Attorney Selection Subcommittee Meeting of May 24, 2011

Item No. 21 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

06/07/11-22. Consideration of Draft Minutes, Ad Hoc City Attorney Selection Subcommittee Community Meeting of May 31, 2011

Item No. 22 was pulled from the "CONSENT CALENDAR". Please refer to "ITEMS REMOVED FROM THE CONSENT CALENDAR."

COMMUNITY ANNOUNCEMENTS

06/07/11-28. Mayor Montgomery Re \$150,000 Grant from Supervisor Don Knabe

Mayor Montgomery shared that **Los Angeles County Supervisor Don Knabe** presented the City with a grant of \$150,000 to use for Parks. He said that Staff will identify the project and move it forward quickly.

City Manager Carmany responded to questions and announced that staff will try to coordinate a Special Parks and Recreation Commission meeting to allow public input regarding the grant funds before the City Council meeting on June 21, 2011.

06/07/11-29. Mayor Montgomery Re Lee Dolley's Resignation/Introduction of Christi Hogin

Mayor Montgomery thanked former City Attorney Lee Dolley for helping the City during a transition period and announced that Mr. Dolley resigned to pursue retirement once again. Mayor Montgomery also introduced Special Counsel Christi Hogin who will provide attorney services during the interim.

06/07/11-30. Viet Ngo Re Police Officers

Viet Ngo, No Address Provided, expressed his sincere condolences to the family of **Andrew Garton** and Manhattan Beach Police Officer Mark Vasquez and wished **El Segundo Police Sergeant Rex Fowler** a quick recovery. Mr. Ngo asked the City Council to donate money to the families of **Officer Garton** and Officer Vasquez and urged residents to contact the Police Department for more information regarding helping those families.

Mayor Montgomery announced that parties interested in donating money to the families of the fallen Police Officers should contact the Hawthorne Police Department and stated that information is also on the City's website at www.citymb.info.

06/07/11-31. Don Gould Re Upcoming Library Events

Los Angeles County Librarian Don Gould announced upcoming Manhattan Beach Library events.

06/07/11-32. Patricia Schilling Re Richstone Pier-to-Pier Walk-a-thon

On behalf of the **Richstone Family Center**, **Patricia Schilling, No Address Provided**, thanked City Council for the continued support and presented a thank you plaque.

06/07/11-33. Ed Caprielian Re Public Records Act Training

Ed Caprielian, No Address Provided, reminded City Council that there was a Public Records Act training in Council Chambers a few weeks ago; expressed his disappointment that there were no City Councilmembers in attendance; and suggested the presentation was sub-par with little time for interaction.

06/07/11-34. Mayor Montgomery Re Upcoming Brown Act Training

Mayor Montgomery announced that Special Counsel Christi Hugin is setting up a Brown Act training in the near future and invited the public to attend.

06/07/11-35. Councilmember Powell Re Creative Arts Center Reception

Councilmember Powell announced that the Creative Arts Center is hosting an art reception on Friday, June 10, 2011 and that the exhibit curator is BONDO from the Easy Reader.

06/07/11-36. Councilmember Powell Re Mira Costa Auditorium Ribbon Cutting

Councilmember Powell announced that the remodel of the Mira Costa High School auditorium is complete; that there will be a ribbon cutting and performance by the Mira Costa bands on Friday, June 10, 2011; and that the project was funded, in total, by the Manhattan Beach Resident's Association.

06/07/11-37. Councilmember Powell Re Older Adults Dine 'N Discover

Councilmember Powell announced that the Older Adults Dine 'N Discover luncheon will take place on Thursday, June 16, 2011 at 11:30 a.m. and the topic is "safety" and how to keep yourself from becoming a victim.

06/07/11-38. Mayor Montgomery Re Fire Chief Swearing-In Ceremony

Mayor Montgomery invited the public to the swearing-in ceremony for new Fire Chief Espinosa on Friday, June 10, 2011 at 4:00 p.m. in the Civic Center Plaza.

06/07/11-39. Mayor Montgomery Re Carley Dryden's Birthday

Mayor Montgomery wished Carley Dryden a Happy Birthday.

06/07/11-40. Councilmember Howorth Re Police Department and Mira Costa Prom

Councilmember Howorth announced the Mira Costa Prom was last weekend and thanked the Manhattan Beach Police Department for the extra presence and check points throughout town.

06/07/11-41. Councilmember Howorth Re Wine Auction

Councilmember Howorth announced that the Wine Action is this weekend and asked for increased Police presence as well.

06/07/11-42. Councilmember Howorth Re Middle School Scholar Quiz

Councilmember Howorth congratulated the winners of the Middle School Scholar Quiz, a team of 8th grade boys.

06/07/11-43. Councilmember Powell Re Mira Costa "Every 15 Minutes" Event

Councilmember Powell announced that last Friday, Mira Costa High School held an "Every 15 Minutes" event which simulates the effects for drinking and driving and that students, parents, the Police Department and Fire Department participated.

Councilmember Howorth added there are powerful videos and there was an assembly after the simulation/presentation.

Mayor Montgomery pointed out that the videos can be viewed on the City's website: www.citymb.info.

AUDIENCE PARTICIPATION

06/07/11-44. Dale Lincoln Re Fire Department Merger

Dale Lincoln, No Address Provided, suggested that City Council merge the Fire Department with the Fire Departments of El Segundo, Hermosa Beach, and Redondo Beach. He asked City Council to conduct a study and do what is best for the community.

06/07/11-45. Ed Wolfman Re Burglar Fee Permit Late Charge

Ed Wolfman, No Address Provided, explained he paid his \$30 burglar fee permit late and was charged a \$190 late fee. He explained that he attended a hearing; believes that the late fee is excessive; and asked City Council to look into this and take action.

06/07/11-46. George Barks Re Beach Cities Sharing Services

George Barks, No Address Provided, conducted a forum in Hermosa Beach to discuss the sharing of services with other South Bay cities. He asked Mayor Montgomery to form a subcommittee, with the City Manager included, to look at the viability of sharing services with neighbors and passed out a DVD of the of the summit to the City Councilmembers and City Manager.

06/07/11-47. Ed Caprielian Re Former City Manager Dolan

Ed Caprielian, No Address Provided, alleged that former City Manager Geoff Dolan received extra money and explained that the City Clerk informed him that no documents were going to be given to him. **Mr. Caprielian** stated he would take whatever legal steps were necessary to get the information and suggested that Manhattan Beach should not share services with other cities.

06/07/11-48. Viet Ngo Re City Attorney

Viet Ngo, No Address Provided, referred all city officials to their municipal election in 1996 and suggested the municipal code should be changed if City Council decides to hire a contract City Attorney. **Mr. Ngo** also asked Special Counsel Hogin to resign or he would refer the issue to the District Attorney and FBI.

Councilmember Powell stated that the deferred compensation for former City Manager Dolan was negotiated before the current City Council was seated and that the current City Council was to comply with the contract.

PUBLIC HEARINGS

06/07/11-23. Consideration of an Appeal of the Planning Commission Approval with Conditions of a Use Permit for an Existing Restaurant with a New Outdoor Patio and a New Beer and Wine License at 1605 North Sepulveda Boulevard (Hotdoggers)

Assistant Planner Angelica Ochoa provided the PowerPoint presentation.

Community Development Director Richard Thompson and Assistant Planner Ochoa answered Council's questions.

Mayor Montgomery opened the Public Hearing at 9:19 p.m.

The following individuals spoke on this item:

- **Sandy Saemann, Applicant**
- **Louis Skelton, Architect**
- **Brue Davy, Davy & Associates (Acoustic Consultant)**
- **Larry Drasin, Beverly Hills**
- **Helen Duncan, President & CEO of Manhattan Beach Chamber of Commerce**
- **Laura Lang, Manhattan Beach Resident**
- **Brad Heard, Marriott Hotel**
- **Leilani Kowal, Manhattan Beach Resident**
- **Victoria Cohen, 1700 Block of Oak Avenue**
- **Debbie Sheldon, 1500 Block of Oak Avenue**
- **Dawn Balvere, Manhattan Beach Resident**
- **Brian Balvere, Manhattan Beach Resident**
- **Kip Jerger, 100 Block of Rosecrans**
- **Steve Reiner on behalf of CEO & Chairman of the Board of Skechers, Robert Greenberg**
- **Lynn Macaraeg, Manhattan Beach Resident**
- **Jason Hoglin, Chef of Hotdoggers**
- **Jaycee (Last Name Inaudible), Jr.**
- **Rex Lundy, Manhattan Beach Resident**
- **Glenn Henry, Manhattan Beach Resident**
- **John Caliendo, Realtor**
- **Susan Saemann, Co-applicant**
- **Tracy Landis, Manhattan Beach Resident**
- **Karl Every, Manhattan Beach Resident**
- **Mavis Jagatich, 1700 Block of Oak Avenue**
- **Troy Saemann, Applicant's son**
- **Chris Lauricella, 1700 Block of Oak Avenue**
- **Shannon Ryan, 1400 Block of Elm Avenue**
- **Esther Besbris, 2nd Street**
- **Jeanette Wyatt, 2100 Block of Oak Avenue**
- **Karol Wahlberg, Manhattan Beach Resident**
- **Ed Caprielian, Manhattan Beach Resident**
- **Steve Alexander, Oak Avenue**
- **Donna Schultz, 8th Street**

Mayor Montgomery closed the Public Hearing at 10:20 p.m.

After a lengthy discussion, the following motion was made.

MOTION: Mayor Pro Tem Tell moved to uphold the Planning Commission's decision and approve the use permit subject to the following conditions: that the hours of operation will be 7:00 a.m. to 10:00 p.m. Sunday through Thursday and 7:00 a.m. to 12:00 a.m. Friday and Saturday; that the patio and walkway will be required to be enclosed; that these conditions are made without prejudice; that a sign and chain will be required indicating that the exit will be closed between 10:00 p.m. and 6:00 a.m.; and directed staff to return to Council with a Public Hearing if these conditions can not be satisfied. The motion was seconded by Councilmember Powell and passed by the following unanimous roll call vote:

Ayes: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Noes: None.
Absent: None.
Abstain: None.

RECESS AND RECONVENE

At 11:18 p.m. the Council recessed and reconvened at 11:27 p.m. with all Councilmembers present.

06/07/11-24. Consideration of a Coastal Development Permit for the 2011 Manhattan Beach Open (MBO) Volleyball Tournament and Authorization for the City Manager to Execute an Agreement with USA Volleyball and the International Merchandising Group (IMG) to Co-Sponsor the 2011 Manhattan Beach Open to be Held August 26-28, 2011

Mayor Montgomery introduced the subject item and Sports Manager Mark Leyman provided the staff presentation.

Mayor Montgomery opened the Public Hearing at 11:30 p.m.

The following individuals spoke on this item:

- **Craig Cadwallader, Manhattan Beach Resident & Former Chair of the Manhattan Beach Chapter of the Surfrider Foundation**
- **Ed Caprielian, Manhattan Beach Resident**

Mayor Montgomery closed the Public Hearing at 11:36 p.m.

Dave Williams, USA Volleyball Director of Tour Operations responded to Council's questions.

Prior to the vote on Item No. 24, the following motion was made:

Because the time was after 10:30 p.m. (the cut off for introduction of new agenda items) 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: At 11:39 p.m. Mayor Pro Tem Tell moved to continue the meeting past the 10:30 p.m. cut off to hear Item Nos. 24, 25, 26, 27, and the *Items Removed from the Consent Calendar*. The motion was seconded by Councilmember Powell and passed by the following roll call vote.

Ayes: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Noes: None.
Absent: None.
Abstain: None.

MOTION: Councilmember Howorth moved to adopt Resolution No. 6314, approving a Coastal Development Permit and Temporary Use Permit for the 2011 Manhattan Beach Open Volleyball Tournament and approve authorizing the City Manager to execute an agreement with USA Volleyball and the International Merchandising Group to co-sponsor the 2011 Manhattan Beach Open to be held August 26-28, 2011. The motion was seconded by Councilmember Powell and passed by the following unanimous roll call vote:

Ayes: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Noes: None.
Absent: None.
Abstain: None.

06/07/11-25. Public Hearing and Adoption of Fiscal Year 2011-2012 Operating Budget and Fiscal Years 2012-2016 Capital Improvement Plan and Authorization for the City Manager to Negotiate and Execute the Purchase of \$100,000 of Proposition "A" Funds for an Amount Not-to-Exceed \$70,000 in Budgeted General Funds

Finance Director Bruce Moe provided the PowerPoint presentation.

City Manager Dave Carmany, Finance Director Moe, Parks and Recreation Director Richard Gill and Community Development Director Richard Thompson responded to Council questions.

Mayor Montgomery opened the Public Hearing at 12:05 p.m.

The following individuals spoke on this item:

- **Ed Caprielian, Manhattan Beach Resident**
- **Mary Ann Varni, Executive Director, Downtown Business & Professional Association**
- **Craig Cadwallader, Manhattan Beach Resident & Former Chair of the Manhattan Beach Chapter of the Surfrider Foundation**

Mayor Montgomery closed the Public Hearing at 12:13 a.m.

Per Councilmember Powell's concern, Community Development Thompson acknowledged that the hours of operation of City businesses will be posted to the City web site within a month.

MOTION: Councilmember Powell moved to adopt Resolution No. 6311 establishing the appropriations limit for the 2011-2012 Fiscal Year (FY); adopt Resolution No. 6312 approving the FY 2011-2012 Operating Budget; and approve authorizing the City Manager to negotiate and execute the purchase of \$100,000 of Proposition "A" funds from another public agency for an amount not-to-exceed \$70,000 in General Fund moneys once the budget is adopted and effective. The motion was seconded by Councilmember Howorth and passed by the following unanimous roll call vote:

Ayes: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Noes: None.
Absent: None.
Abstain: None.

GENERAL BUSINESS

06/07/11-26. Select Member for Seat No. 2 of the Board of Building Appeals (1 Seat - Member-At-Large)

Board of Building Appeals (Seat No. 2)

	<u>Nomination</u>	<u>1st Round Vote</u>	<u>2nd Round Vote</u>
Lesser	Phil Reimert	Phil Reimert	Phil Reimert
Howorth	None further	Phil Reimert	Phil Reimert
Montgomery	Robert McMullen	Robert McMullen	Robert McMullen
Tell	None further	Robert McMullen Phil Reimert	Phil Reimert
Powell	None further	Phil Reimert Robert McMullen	Phil Reimert

MOTION: Mayor Montgomery moved to unanimously appoint Phil Reimert to the Board of Building Appeals, Seat No. 1.

Hearing no objection it was so ordered.

06/07/11-27. Consideration to Approve the Request for Proposal (RFP) for City Attorney Services and Discussion of the City Attorney Selection Process

Councilmember Lesser provided the presentation.

There was no public comment on this item.

Management Analyst Clay Curtin responded to Council’s questions.

MOTION: Councilmember Powell moved to approve the Request for Proposal for City Attorney Services, as developed by the Ad Hoc City Attorney Selection Subcommittee. The motion was seconded by Mayor Pro Tem Tell and passed by the following unanimous roll call vote:

- Ayes: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
- Noes: None.
- Absent: None.
- Abstain: None.

ITEMS REMOVED FROM THE CONSENT CALENDAR

THIS FOLLOWING ITEM WAS TAKEN OUT OF ORDER

06/07/11-14. Consideration to Authorize the City Manager to Award a Construction Contract to All American Asphalt for the Pacific Avenue Resurfacing Project (\$654,654.00) and Award a Professional Engineering Services Contract to Willdan Engineering (\$48,080.00) for Construction Engineering and Inspection Services

Mayor Pro Tem Tell requested that this item be considered with the Capital Improvement Plan.

Public Works Director Jim Arndt responded to Council questions.

There was no public comment on this item.

MOTION: Councilmember Howorth moved to continue this item to a future City Council meeting. The motion was seconded by Mayor Pro Tem Tell and passed by the following unanimous roll call vote:

Ayes: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Noes: None.
Absent: None.
Abstain: None.

06/07/11-20. Consideration of Meeting Summary, Centennial Sub-Committee Meeting of June 1, 2011

Mayor Pro Tem Tell explained that he pulled this item in order to address questions and review the calendar of signature events regarding the upcoming Centennial. He pointed out that two event amendments have been made since the calendar was printed: 1) the event on September 24th is now called the Centennial Ball, not Gala, and that the word "formal" has been removed; 2) that the event at the Mall was added in order to plan on an indoor event in the event of inclement weather.

The following individuals spoke on this item:

- **Annie Walker, Manhattan Beach Resident**
- **Ed Caprielian, Manhattan Beach Resident**
- **Kathy Clark, Manhattan Beach Resident**

Council held a brief discussion regarding serving alcohol on the beach during the Ball and Councilmember Lesser expressed his concerns on the subject matter.

MOTION: Councilmember Howorth moved to receive and file the subject draft minutes, as amended; approved to move forward with the proposed schedule of events; and directed staff to ask Los Angeles County for approval to serve alcohol on the sand for the Ball. The motion was seconded by Mayor Pro Tem Tell and passed by the following roll call vote:

Ayes: Powell, Howorth, Tell and Mayor Montgomery.
Noes: Lesser.
Absent: None.
Abstain: None.

MOTION: Councilmember Howorth moved to continue all of the minutes that were pulled (Item Nos. 2, 3, 16, 18, 19, 21 and 22) to the next City Council meeting on June 21, 2011. The motion was seconded by Councilmember Powell and passed by the following unanimous roll call vote:

Ayes: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Noes: None.
Absent: None.
Abstain: None.

06/07/11-8. Consideration of the Re-Appointment of Doug Herbst to the South Bay Workforce Investment Board

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

The following individuals spoke on this item:

- Viet Ngo, No Address Provided

MOTION: Mayor Pro Tem Tell moved to approve re-appointing Doug Herbst to serve as a Manhattan Beach representative to the South Bay Workforce Investment Board (SBWIB) for the term of office of July 1, 2011 through June 30, 2015. The motion was seconded by Councilmember Powell and passed by the following unanimous roll call vote:

Ayes: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Noes: Lesser.
Absent: None.
Abstain: None

06/07/11-9. Consideration of Award of Contract to Creative Management Solutions to Provide Consultation Services to the City for City Wide Classification, Compensation and Benefits Study (Not-to-Exceed \$50,000)

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

The following individuals spoke on this item:

- Ed Caprielian, No Address Provided

City Manager Carmany responded to Mr. Caprielian's questions.

MOTION: Mayor Pro Tem Tell moved to approve authorizing the City Manager to execute the attached contract with Creative Management Solutions to provide consultation services to the City for a comprehensive classification, compensation and benefits study, and appropriate \$50,000 from Unreserved General Funds to cover these costs. The motion was seconded by Councilmember Lesser and passed by the following unanimous roll call vote:

Ayes: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Noes: None.
Absent: None.
Abstain: None

CITY MANAGER REPORT(S)

None.

OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS

None.

ADJOURNMENT

At 1:25 a.m. the meeting was duly adjourned to the 5:30 p.m. Adjourned Regular Joint City Council/Library Commission Meeting on Monday, June 13, 2011, in the Police/Fire Conference Room, 400/420 15th Street, in said City.

Liza Tamura
Recording Secretary

Richard Montgomery
Mayor

ATTEST:

Liza Tamura
City Clerk

**CITY OF MANHATTAN BEACH
MINUTES OF THE
CITY COUNCIL SPECIAL MEETING
MAY 11, 2011**

The Special City Council Meeting of the City of Manhattan Beach, California, was held on the 11th day of May, 2011, at the hour of 9:33 a.m., in the City Council Chambers Conference Room at Manhattan Beach City Hall, at 1400 Highland Avenue, in said City.

CALL TO ORDER

Mayor Richard Montgomery called the meeting to order.

ROLL CALL

Present: Councilmembers: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
Present: City Manager Carmany.
Absent: None.
Clerk: Tamura.

PUBLIC COMMENT ON CLOSED SESSION AGENDA

None.

ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN CLOSED SESSION AS FOLLOWS

Mayor Montgomery announced the following items to be discussed in closed session:

1. **PUBLIC EMPLOYMENT**
Government Code § 54957
Title: City Attorney

RECESS INTO CLOSED SESSION

The Council recessed into Closed Session at 9:34 a.m.

RECESS INTO OPEN SESSION

The Council reconvened into Open Session at 10:55 a.m.

At 10:56 a.m. Mayor Montgomery announced in Open Session that the Council met in Closed Session to discuss the items listed on the posted agenda. He further stated that there was no reportable action taken.

ADJOURNMENT

At 10:58 a.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, May 17, 2011, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

Liza Tamura
Recording Secretary

Richard Montgomery
Mayor

ATTEST:

Liza Tamura
City Clerk

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
ADJOURNED REGULAR
STUDY SESSION MEETING
MAY 2, 2011**

The Adjourned Regular Study Session Meeting of the City Council of the City of Manhattan Beach, California, was held on the 2nd day of May, 2011, at the hour of 5:01 p.m., in the Police/Fire Conference Room, at 400/420 15th Street, in said City.

PLEDGE TO THE FLAG

Community Development Director Richard Thompson led the pledge of allegiance.

ROLL CALL

Present: Powell, Lesser, Howorth, Tell and Mayor Montgomery.
(Tell arrived at 5:04)
(Lesser arrived at 5:07)

Absent: None.

Clerk: Tamura.

AUDIENCE PARTICIPATION

Ed Caprielian, No Address Provided, proposed that the Council appoint a City Attorney Task Force and hold a public forum to bring together a group of citizens to give guidance to the Council on selection of a City Attorney. He spoke of the increased support that Council would receive from the community by allowing them to “buy in” and the increased sense of community, participation and voter turnout. He reported that he teaches government community relations; offered to facilitate the forum; and handed out various materials that give examples and may be helpful in the budgeting process.

Viet Ngo, No Address Provided, spoke of corruption regarding former City Manager Dolan and former City Attorney Wadden; strongly recommended that the Municipal Code be amended; and voiced his opinion that a City Attorney should not work for more than one city.

Steve Filarsky, No Address Provided, stated that he was adamantly opposed to public participation in the City Attorney Request for Proposal process. He stated that a City Attorney works for the Council, not the public; that because the City Attorney in Manhattan Beach is not elected, the City Council is solely responsible; and that involvement by the public could lead to a carnival or circus atmosphere. He pointed out that the argument that an in-house City Attorney could save money is false because an analysis showed that after adding an in-house City Attorney’s pension, outside contractor’s costs and outside litigation costs, it doesn’t bear true. He also cautioned that an in-house City Attorney contract tied into a labor group’s Memorandum of Understanding (MU) is a conflict of interest and encouraged the Council to return to an outside firm.

GENERAL BUSINESS

05/02/11 – 1. Analysis of City Attorney Position

Interim City Attorney Leland Dolley voiced his opinion that the 3 most important factors in hiring a City Attorney are: character, ethics and knowledge of the law. He discussed how Manhattan Beach has appointed City Attorneys in the past; compared his current 2-3 day work schedule to that of the former City Attorney (who was in the office every day); and the importance of loyalty and confidentiality. He briefly discussed conflicts of interest and the

Brown Act and the need for a public discussion that everybody will understand. He commented that he did not try to take a position regarding an in-house versus outside contract City Attorney but would be pleased to discuss it or answer any questions.

After a lengthy discussion, Council concurred to hear this issue at the May 17, 2011 City Council meeting where, most likely, a decision will be made to go with either an in-house or contract City Attorney; and to appoint 2 City Councilmembers to a Subcommittee, with input from the community, to create the Request for Proposal for a new City Attorney.

ADJOURNMENT

At 6:25 p.m. the meeting was duly adjourned to the 5:30 p.m., Adjourned Regular Meeting followed by the 6:30 p.m. Regular City Council Meeting on Tuesday, May 3, 2011, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

Liza Tamura
Recording Secretary

Richard Montgomery
Mayor

ATTEST:

Liza Tamura
City Clerk

DRAFT

CULTURAL ARTS COMMISSION

Minutes

May 10, 2011

Manhattan Beach City Hall

1400 Highland Avenue

Manhattan Beach, Ca 90266

I. CALL TO ORDER

The meeting was called to order at 6:12 p.m.

II. ROLL CALL

Present: Susan Sweeney, Chair
Nancy Humbarger
Susannah Rosenthal
Peter De Maria
Russ Samuels
Juanita Purner, Cultural Arts Manager

III. APPROVAL OF MINUTES

NA

IV. AUDIENCE PARTICIPATION

None

V. GENERAL BUSINESS

01/0612.7 Strand Alcove Bench Prototype Sponsorship

Commissioner De Maria plans to meet with Mayor Montgomery at his Saturday "coffee dialogue" to discuss the Commission's interest in identifying sponsorship for the prototypes. The Cultural Arts Commission plans to contact local businesses (like Boeing) and so that the Commission can determine the degree of interest the companies may have in sponsoring the manufacture of the prototypes.

01/0612.Sculpture Garden Invitation

The Commission discussed the issue of the \$2500 stipend allotted to the artists for the one year-lease of their art work. This stipend is not sufficient for artists to create a new sculpture; more than likely, the artist will submit an art piece that has already been made.

The Commission liked the theme of "elements" as a subject of the sculptures. The ideas of sun, sand and ocean reflects the City's beautiful natural environment and life style.

Website

The Commission discussed the idea of creating a separate website for the Commission's activities. The Torrance Art Museum's site was cited as a good example. Staff will research this item.

IV. REPORTS AND OTHER BUSINESS

Marine Memorial Wall

In response to the use of Public Art Trust funds for the proposed Marine Memorial Wall project, the Commission referenced a section from the City's Public Art Master Plan, Section II, p.10, 2B which reads:

"The Cultural Arts Commission shall have the authority to review all works of art to be sited in public places and to make recommendation to City Council on acceptance or rejection of works based on criteria established in the Implementation Plan."

The Commission wants to be included in the City's art projects. They want the opportunity to review the project designs and to be informed of the proposed use of the Public Art Trust funds.

Commission De Maria asked that a current copy of the Public Art Trust Fund report be prepared for the Cultural Arts Commission's review. At De Maria's reinstatement interview with Council, he was reminded of the Commission's responsibility for the Public Art Trust fund.

ADJOURNMENT

The meeting was adjourned at 8:02 p.m.

The next Cultural Arts Commission meeting is scheduled for June 14, 2011 at 6:00 p.m.

DRAFT

CULTURAL ARTS COMMISSION

Minutes

May 26, 2011

Special Meeting

Manhattan Beach City Hall

City Manager's Conference Room

12 Noon

I. CALL TO ORDER

The meeting was called to order at 12:10 p.m.

II. ROLL CALL

Present: Susan Sweeney, Chair
Nancy Humbarger
Susannah Rosenthal
Peter De Maria
Juanita Purner, Cultural Arts Manager

Absent: Russ Samuels

III. APPROVAL OF MINUTES

NA

IV. AUDIENCE PARTICIPATION

None

V. GENERAL BUSINESS

01/0612.5 Sculpture Garden Artist Invitation for 2011-2012 Program

- The newest version of the Sculpture Garden's invitation was reviewed
- Commissioners reworked the design and text
- The theme for the invitation invites artists to propose what makes Manhattan Beach special and/or to integrate the area's natural elements

IV. REPORTS AND OTHER BUSINESS

NA

ADJOURNMENT

The meeting was adjourned at 1:02 p.m.

The next Cultural Arts Commission meeting is scheduled for June 14, 2011 at 6:00 p.m.

PARKING AND PUBLIC IMPROVEMENTS COMMISSION ACTION MINUTES

JUNE 9, 2011

6:34 pm

-
- A. Call Meeting to Order
- B. Roll Call Present: Vigon, Adami, Silverman, Fournier, and Stabile.
- C. Approval of Minutes
06/09/11-1 April 28, 2011
Approved as amended (5-0).
- D. Audience Participation
None.
- E. General Business
06/09/11-2 Recognition of Commissioner Paul Gross
A Certificate of Recognition was presented to Commissioner Paul Gross.

06/09/11-3 Recognition of Outgoing Chair Lester Silverman and Appointment of New Chair and Vice Chair
Staff reorganized and appointed Chair Stabile and Vice Chair Adami.

06/09/11-4 2011 Federal Safe Routes to School Grant Application
The Parking and Public Improvements Commission conducted a public meeting and approved staff's recommendation to proceed with the grant application for the 2011 Safe Routes to School Grant in coordination with the schools within Manhattan Beach. (5-0)
- F. Commission Items
Commissioner Silverman requested that the "No Parking Anytime" restrictions along Parkview Avenue be changed to allow parking after 6pm which would coincide with the metering hours.
- G. Staff Items
06/09/11-5 Monthly Revenue and Expenditure Report
Received and Filed.

6/09/11-6 Staff Update on PPIC Items
Management Analyst Madrid provided a status update for the follow-up items with American Martyrs Pre-School, Commissioner Adami's concerns regarding the internal lighting of the smart technology meters, the temporary fill-in of Management Analyst Clay Curtin as the Staff Liaison to the Commission during her maternity leave, invited all Commissioners to attend the South Bay Bicycle Coalition Draft Master Bicycle Plan Workshop on June 20th at Joslyn Center, and that the Draft Plan will be presented to the Commission in August.
- H. Adjournment to June 23, 2011

Manhattan Beach Centennial Committee
April 25, 2011 – 5:00pm Police and Fire Conference Room

Meeting Notes

Attendees: Mayor, Richard Montgomery; Mayor Pro Tem, Nick Tell; Committee Members Grace Leung Hiskey, Trish Pietrzak, Zack Gill, Jeanna Harkenrider, Larry Lemoine, Joe Franklin, Oliver Thomas Schulster (via teleconference), Annie Walker and Jan Dennis; Parks and Recreation Director, Richard Gill; City Clerk, Liza Tamura; IS Director, Leilani Emnace; and Centennial Liaison, Lindy Coe-Juell.

Audience Participation

Kris Mackerer D'erico, owner of Bella Beach Kids and Board Member of the Downtown Business and Professional Association introduced herself and offered to participate in any way she can.

Gary McAuly, from the Historical Society board, reported that the Historical Society is in the process of refurbishing the beach cottage and a garden is being planned. They expect an open house event as part of the Centennial events. Also as Committee Chair for three cub scout packs in Manhattan Beach, Gary reported that the Cub Scouts will look forward to participating in the community parade.

Meeting Topics

Review Meeting Notes: The Committee reviewed and adopted the March 28, 2011 Centennial Committee meeting notes as written.

Committee Reports:

Budget Review:

Grace reported that four reserved spaces have been sold for Concerts in the Park and an online donation in the amount of \$50.00 was received. There was an expense in the amount of \$307.87 for the pop up vertical banner and \$106.30 for postcards. The total net income is currently \$501.60.

Review of April 19th City Council Meeting:

Richard Montgomery reported City Council has approved 24 spaces for reserved seating at each concert. The street banners were also approved by City Council.

Resume Outreach/Sales:

Online Sales:

Grace had reported that four spaces were sold for Concerts in the Park.

Action Item: The concert schedule is available online. Richard Gill will follow up with Leilani with seating count.

E-notify:

E-notifications for the Centennial can be done from the City site.

Flyers:

Flyers for the reserved seating for Concerts in the Park will be distributed around town and there will be an electronic distribution.

Manhappenings and Post Cards:

Oliver changed the artwork for the concerts reserved seating flyer in the Manhappenings. Manhappenings will be delivered to residents on May 16 with the full page flyer. Postcards will be reordered.

Action Items: Oliver reported that he will reorder the postcards tomorrow.

Utility Bills:

Trish reported information for the concerts reserved seating will be distributed with the utility bills in May.

Beach Reporter Column:

First article in the Beach Reporter will be this week and then bi-monthly thereafter. If we get very busy, we will have access weekly.

Outreach Sales:

Trish reported that the Downtown Business and Professional Association has been very supportive and is in agreement with distributing postcards through retail bags. Trish also attended the Environmental Task Force Meeting and reported that they are interested in hosting an event or series of events next year.

Trish met with Chevron, Continental Development and Kiwanis. Verbal commitments have been made but no checks have been received. Financial commitments cannot be made until June. Another letter was sent to Raleigh Studios. Continental Development would like a casual golf tournament and suggested that there be an event in the morning in the Kinecta parking lot—perhaps partner with Comstock Crosser and then move to Marriott for a golf tournament.

Annie discussed the Huntington Beach flyer and Richard Gill showed a draft of a four page flyer.

Sponsorship Summary Packages:

Trish has received inquiries from potential sponsors regarding what they might receive for their sponsorship. She reported that sponsorship levels will be offered between \$25,000 – \$50,000. Potential sponsors are interested in having tables and seats at events, signage and recognition. Trish suggested the possibility of giving sponsors recognition at various city wide events such as Movies at the Beach.

Annie suggested putting a value on the sponsorship packages so they will know what they would receive for the amount donated.

There was discussion regarding a sponsorship reception area at the different events. Nick Tell suggested dedicating a particular area at various events for sponsors.

Jan Dennis suggested putting a budget on each event and then offer the sponsors a choice of which event they would like to sponsor.

Richard Gill reported that the banners are another good opportunity for sponsors. Trish reported banners are only being given away as part of the sponsorship package and the banners would be on Sepulveda.

Action Item: Annie reported that she and Trish are interested in any feedback regarding the banners and to email them with comments. Annie and Trish will incorporate the comments and work on it within the next few weeks.

Action Item: Annie and Trish will finalize sponsorship flyer in next two weeks.

Events:

Fireworks Centennial Kickoff (December 2011): Fireworks kickoff in December 2011 will have the regular fireworks with a special firework display at the end introducing the Centennial. City Council approved only one fireworks show with reserved seating.

Taste of Manhattan in Metlox (January 2012): Annie reported that she is speaking with restaurant owners in Metlox to possibly have the event in various restaurants to alleviate cost of tents, tables, chairs, etc.

Student Art Contest (February – April 2012): There is a gap between January and May events. The Committee came up with the idea of an art contest to be held among all the Manhattan Beach schools. The contest would run from February to March with the winners being announced in April.

Action Item: Annie and Trish would be interested in the Committee's feedback on the Student Art Contest event.

Celebration on the Pier (Late April 2012): Photographs and student artwork will be displayed along the pier with a timeline. Jan suggested displaying the Manhattan Beach flag and also selling them afterwards. Kris Mackerer D'ericco stated that it would be nice to have this event throughout the downtown businesses as well as the pier. Jan suggested businesses display historical photographs in their window.

Action Item: The Committee thinks displaying historical photographs in downtown businesses should be explored.

100 Years in Manhattan Beach (June 2012): The Red House is an important historical site in Manhattan Beach and it is a way to incorporate something on the east side of Manhattan Beach. Plans are for a barbecue at Polliwog Park, Red House, walk through time in Manhattan Beach.

Centennial Festival (July 2012): A one day event with a parade consisting of classic cars through the decades with a California beach theme to include such cars as convertibles. Pat

Auster of Redondo Beach has contacts for vintage cars. Gary McAuly also suggested contacting the Director of the El Segundo Car Museum who is also a resident of Manhattan Beach. The Committee does not want this to be another Hometown Fair, but there will be food and music.

As a reminder, Annie reported that the events are preliminary and requested that the Committee refrain from sharing event ideas with anyone outside the Committee to avoid any confusion.

Action Item: Jan agreed to take the lead on planning the parade and stated that she will update the Committee.

Outreach Letter:

Richard Gill mentioned that he was working on an information letter to Manhattan Beach organizations alerting them that the website is up, and if they are having an event during the 2012 year and would like to be part of the Centennial, to fill out the application form informing the Committee of the type of event, where and when.

Other Business:

Joe Franklin discussed the possibility of a time capsule.

Annie inquired about establishing a Facebook account or a Twitter account for when the events begin. Zack reported that he created a Twitter account named MB Centennial. There are Twitter live feed widgets that you can embed on websites. It shows everything on a Twitter page on a website. You can show and update it regularly. It could be monitored instantly. Leilani reported that through the existing Vision Intranet there is an integration tool that once you add to our website it would push the same information onto Twitter. The approval process is the same as the current one.

Adjournment: The meeting was adjourned to the next scheduled meeting, Monday, March 23, 2011 at 5:00 p.m. in the Police and Fire Conference Room.

Manhattan Beach Centennial Committee
May 31, 2011 – 5:00 p.m. Police and Fire Conference Room

Meeting Notes

Attendees: Mayor, Richard Montgomery; Mayor Pro Tem, Nick Tell; Committee Members Grace Leung Hiskey, Trish Pietrzak, Zack Gill, Jeanna Harkenrider, Oliver Thomas Schulster, Annie Walker, Joe Franklin, Irene Cotter and Jan Dennis; Parks and Recreation Director, Richard Gill, City Clerk, Liza Tamura and Recording Secretary, Mary Kirchwehm

Audience Participation

Chris Miller, photographer for Beach Reporter for 16 years proposed the following ideas for Centennial events: 1) a Metlox Dining Open House; 2) Handprints on sidewalks at various locations throughout the City; 3) Dancing Through the Years at the armory; and 4) utilizing the Mira Costa auditorium for some type of community performance.

Maggie Movius, President of the Hometown Fair, reported that the Hometown Fair will be celebrating their 40th anniversary in 2012 and proposed a coordinating celebration. She also offered a booth at the Hometown Fair to help raise funds.

Kate Nelson proposed a joint history project with the Senior Advisory Committee and Mira Costa High School. Students would interview seniors who graduated from the local schools in the 30's, 40's, 50's and 60s and research the music and fashion of the period. They would write a report and display photographs of people and local sites from then and now and possibly include some artifacts. This would be displayed at the Mira Costa library as well as the Manhattan Beach library.

Meeting Topics

Review Meeting Notes: The Committee reviewed and adopted the April 25, 2011 Centennial Committee meeting notes as written.

Committee Reports:

Budget Review Update:

Grace reported income and expenses for the month of May. The expenses for May include \$9.70 for a PayPal fee; reordering postcards for \$143.64; the registration fee for the 501c3 in the amount of \$25.00; and the Franchise Tax Board filing fee for \$10.00. The income for concert seating is \$471.16, and the net income year to date is \$713.24.

Community Outreach and Sponsorship Efforts Update:

Trish presented a partial list of community organizations and potential sponsors with whom they have met and plan on meeting. Trish reported that no additional meetings will be scheduled until the levels of sponsorship have been determined.

Trish also reported that Centennial information is getting lost in the Beach Reporter. The information is being placed wherever there is room and it is not easy to find in the paper. Irene will start helping Trish with the Beach Reporter.

Advertisement for Concerts in the Park reserved seating has been done through the Beach Reporter, flyers and postcards. The flyers and postcards will be distributed through every retail and office building downtown. Joe spoke with Nancy Hersman regarding distributing postcards at graduation on June 23.

Action Item: Trish and Irene will meet with the contact person at the Beach Reporter to solidify what they are committed to offering in advertising.

Action Item: Committee members will find out what upcoming events will be occurring at the schools to potentially pass out postcards at those events. Trish will get in touch with Paula Spence at Mira Costa.

Action Item: Richard Gill will provide a schedule for Concerts in the Park at the next meeting.

Sponsorship Guide and Events Calendar Update:

Annie would like to solidify the event calendar before printing anything or putting anything on the website.

Action Item: Nick, Richard Montgomery, Richard Gill and Annie agreed to meet to review dates and logistics of events and will report back at a special meeting.

Parade Efforts Update:

Jan presented a possible downtown parade route that would end at Live Oak Park for a picnic. Richard Gill observed from photographs that the 75th anniversary parade route on Manhattan Beach Boulevard looked very successful and suggested it might be successful for the Centennial. Annie suggested that this would provide an opportunity for the parade to end with a picnic at Polliwog Park. The Committee suggested moving the parade to May which would be more suitable to the schedule of children. The Committee also discussed moving the Centennial Celebration on the Pier to July and moving Taste of Manhattan Beach to February or even April instead of January.

Action Item: The Committee will follow up with Steve Napolitano regarding Gala on the Sand.

Action Item: Richard Gill reported that the events calendar will be reviewed at the next meeting to determine possible dates for events.

Merchandise Sales Update:

Irene reported that she would like to deplete the existing inventory before incurring expenses on additional items. The items have not been selling very quickly as only \$105 was raised on Earth Day from merchandise sales. The Committee suggested selling existing merchandise at Concerts in the Park and in addition, order beach towels to sell. Annie inquired if high school volunteers could assist with the selling of merchandise to fulfill their service hours requirement.

Action Item: Nick, Irene, and Larry will coordinate a meeting with James Leitz of the International Merchandising Group to meet in the next couple of weeks to develop a merchandising plan.

Community Event Registration and Draft of Community Event Letter Update:

Jeanna does not have any updates on the event registration other than what Kate Nelson presented. Richard Gill presented a draft of the community event letter.

Action Item: Richard Gill would like feedback from the Committee on the Community Event letter that was drafted.

Action Item: Richard Montgomery requested that the Centennial website be updated to reflect the 501c3 status on the home page.

Jeanna commented that the Committee would like to provide a card or one page synopsis of the history of Manhattan Beach to any organization who hosts an event.

Action Item: Jan will draft a one page fact sheet on the history of Manhattan Beach.

Sponsorship Banner Package and Centennial Letterhead Update:

Oliver presented what he has as the current Centennial letterhead and indicated that it needs to be updated with the names of new committee members.

Action Item: The Committee requested removing the two floating dates located at the top of the letterhead. The Committee also requested about the possibility of adding honorary committee members to the letterhead.

Action Item: Oliver will put together a banner graphics package for sponsors with instructions on submitting artwork, directions, etc.

Action Item: Oliver would like to start gathering information for the Celebration on the Pier.

Volunteer Recruitment List Update:

Joe reported there are currently 20 volunteers. All volunteers receive a thank you letter from Joe. He is also in the process of developing a point of contact list.

Action Item: The Committee requested an e-mail blast be sent through the city e-mail system to contact Joe, at his Centennial e-mail address, for volunteer inquiries and signups.

Action Item: The Committee requested badges be made for volunteers.

High School Efforts, Facebook & Twitter Update:

Zack reported that he has not made an event page on Facebook since events have not yet been finalized. He also suggested that all event sponsors be allowed to submit a Twitter entry.

City Staff Reports:

Use of Centennial Signature Line on City E-mails:

The Committee suggested replacing the pier picture currently used as the tag line with the Centennial logo until the end of the Centennial which would be January 1, 2013.

Action Item: Richard Montgomery will discuss the start date with Nick for using the Centennial logo on all outgoing City e-mails.

Consideration for Centennial Meetings to be Held on the 2nd and 4th Mondays of the Month:

The Committee would like to hold an additional meeting each month to keep things moving and to stay focused. These meetings would address specific topics and require attendance from only those who need to be present for those topics.

Action Item: The Committee approved meeting on the 2nd and 4th Mondays of each month.

Action Item: Nick, Annie and Richard Gill plan to meet to discuss details for special events and will present their information to the Committee at the Special Meeting on Monday, June 6, 2011.

Adjournment: The meeting was adjourned to the next scheduled meeting, Monday, June 13, 2011 at 5:00 p.m. in the Police and Fire Conference Room.

**Manhattan Beach Centennial Subcommittee Meeting
June 1, 2011 – 8:00 a.m. City Manager’s Conference Room**

Summary of the Meeting

Meeting Topic

Centennial Events:

A Subcommittee meeting was held with Mayor Pro Tem Nick Tell, Staff Members Liza Tamura and Richard Gill, and Events Chairperson Annie Walker. The meeting was held to discuss details and modifications to the Centennial special events calendar.

Because of concerns for inclement weather in January and the costs needed to overcome inclement weather, the Subcommittee is recommending moving the January 2012 “Taste of Manhattan” event to March 2012.

The Subcommittee still believes that a January event is needed but it should be indoors. One idea is to hold a Manhattan Village Centennial Carnival at the Manhattan Village Mall. Stores and open areas would display historical photos and children’s activities could be planned. Staff will contact the Manhattan Village Mall representatives for their interest.

The Subcommittee discussed moving the March “Nostalgia Walk” featuring historical sites in Manhattan Beach using the Polliwog Red House and Historical Society resources to May and coupling this event with a “Centennial Parade” and “Historic Picnic” that will end in Polliwog Park.

The Subcommittee is recommending moving the May “Celebration on the Pier and Downtown” to July where it will be coupled with the Classic Cars event in Live Oak Park.

The Subcommittee discussed the Centennial Gala for September and made no changes or modifications.

The Subcommittee will discuss these recommended modifications with the full Centennial Committee on Monday, June 6, 2011.

Manhattan Beach Centennial Celebration
****Working Draft****
Calendar of Events

December, 2011

Holiday Fireworks

The official Manhattan Beach Centennial Celebration will begin at the Holiday Fireworks Show in 2011. In addition to a small area of reserved seating, a Centennial fireworks display will be added to the crescendo of the regular fireworks show.

January 29, 2012

Manhattan Village Centennial Carnival

The Manhattan Village Centennial Celebration will take place January 29, 2012 at the Manhattan Village Mall. The exact location at the mall is to be determined.

People of all ages are welcome to celebrate at the first official Centennial event with this fun-filled, family-friendly day! Admission is free to everyone.

There will be fun activities such as face painting, jugglers, caricature artists, games, food, and much more. Come with a friend, or bring your family to enjoy this celebration of Manhattan Beach's 100th birthday!

February & March, 2012

Manhattan Beach School Art Contest

This community event will invite students from all schools, K-12 in Manhattan Beach to enter a contest to draw or paint a picture of their favorite thing about Manhattan Beach. There will be one winner from each grade level. Each winner will have their artwork displayed at the Historic Picnic May 19, 2012.

March 24, 2012

Taste of Manhattan Beach

This ticketed event will be held in downtown Manhattan Beach and will feature cuisine from local restaurants. Historic Photos will be displayed at the event which will also include live music and entertainment.

May 19, 2012

Manhattan Beach Centennial Parade and Historic Picnic

Community organizations will be invited to create floats, costumes, and marching groups with a parade theme of "100 Years in Manhattan Beach." The parade will end in Polliwog Park with a picnic celebration including "A Walk Through Time" historic photo display, food, and entertainment.

Manhattan Beach Centennial Celebration

****Working Draft****

Calendar of Events

July (14th, 21st, or 28th), 2012

Manhattan Beach Centennial Festival, Downtown Open House, and Pier Event

The Centennial Festival will be held along Valley Drive and the adjacent park and fields. The event will include a "concourse style" display of cars from decades that have come to symbolize life in "Southern California" from woodies to convertibles. The Manhattan Beach Downtown Business Owners will also hold an "Open House" with historic photos in each of the stores to display the fun history of the buildings, businesses, and history of our wonderful downtown community. The winner of the Concourse will be announced at the Pier at the end of the day, where we will have an award ceremony. Free admission to everyone.

September 24, 2012

Centennial Gala

This formal, ticketed event, will celebrate the 100th Birthday of Manhattan Beach. A tent and formal dinner setting with entertainment will be created on the sand just north of the pier. Black and White photo boards will hang throughout the tent reflecting the history of Manhattan Beach throughout the years. This one in a lifetime event will celebrate our town's history at the one location that has become synonymous with our town's legacy, the sand beach. Residents and guests will forever remember this event as an amazing celebration of our town's 100th birthday.

December, 2012

Holiday Fireworks

The official Manhattan Beach Centennial Celebration will end at the Holiday Fireworks Show in 2012. A centennial fireworks display will be added to the crescendo of the regular fireworks.

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
AD HOC CITY ATTORNEY SELECTION SUBCOMMITTEE
MEETING
MAY 24, 2011**

The Ad Hoc City Attorney Selection Subcommittee Community Meeting of the City Council of the City of Manhattan Beach, California, was held on the 24th day of May, 2011, at the hour of 9:03 a.m., in the City Manager's Conference Room, at City Hall, 1400 Highland Avenue, in said City.

ROLL CALL

Present: Howorth and Lesser
Absent: None
Staff: David Carmany, City Manager
 Clay Curtin, Management Analyst

GENERAL BUSINESS

05/24/11-1. Discussion Regarding the Goals of the Subcommittee and the Process for Selection of a City Attorney.

- **Ed Caprielian, No Address Provided**
- **Viet Ngo, No Address Provided**
- **Phil Reimert, No Address Provided**

Councilmembers Howorth and Lesser discussed the creation of a Request for Proposal and the City Attorney Selection Process. Councilmember Lesser passed out copies of a Request for Proposal for City Attorney Services developed by the Town of Atherton and suggested that staff incorporate some of the same language. Councilmembers and members of the public provided additional elements and language suggestions to be included in the draft document. The Subcommittee requested that staff create a draft request for proposal and to set a community meeting for May 31, 2011, to be publically noticed, in order to receive public comment on the revised request for proposal.

ADJOURNMENT

At 10:47 a.m. the meeting was duly adjourned to the next subcommittee community meeting scheduled for Tuesday, May 31, 2011, at 6:00 p.m. in the Community Meeting Room of the Manhattan Beach Public Library, 1320 Highland Avenue, in said City.

Clay J. Curtin
Recording Secretary

David Lesser
Councilmember

ATTEST:

Liza Tamura
City Clerk

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
AD HOC CITY ATTORNEY SELECTION SUBCOMMITTEE
COMMUNITY MEETING
MAY 31, 2011**

The Ad Hoc City Attorney Selection Subcommittee Community Meeting of the City Council of the City of Manhattan Beach, California, was held on the 31st day of May, 2011, at the hour of 6:07 p.m., in the Manhattan Beach Library Conference Room, at 1320 Highland Avenue, in said City.

PLEDGE TO THE FLAG

Councilmember Amy Howorth led the pledge of allegiance.

ROLL CALL

Present: Howorth and Lesser
Absent: None
Staff: David Carmany, City Manager
Clay Curtin, Management Analyst
Ariana Kennedy, Management Analyst

GENERAL BUSINESS

05/31/11-1. Public Comment Regarding the Draft Request For Proposal (RFP) and City Attorney Selection Process

Ed Caprielian, No Address Provided, asked if the Subcommittee has made a decision about recommending a contract or in-house City Attorney; suggested that results-oriented performance appraisal forms be added to the Request for Proposal (RFP); passed out his suggestions: 14 areas of effectiveness ("City Attorney Effectiveness Areas") to be added to the RFP; suggested that the "Scope of Work" and "List of Priorities" in the RFP could be improved; spoke about dual client representation and how the effectiveness areas could be used to evaluate future City Attorneys; and how the City Attorney that the City Council seeks to hire might not be a contract City Attorney.

Gerry O'Connor, No Address Provided, participated throughout the meeting. He commended the Subcommittee for their openness; expressed his hope that the openness would continue; suggested a standing agenda item be left on the City Council agenda to allow for regular updates; asked if a decision had been made to hire (or not hire) a recruitment firm; asked the Subcommittee to make job performance reviews an annual priority; asked if the City Attorney works for the City or just City Council; stated that he would like the relationship between the City Attorney and public to change and expressed that one of his main concerns is the City Attorney relationship with the public; suggested an adequate job description be included in the RFP; asked if the RFP is leaving room for individuals to apply; and suggested giving the City Attorney direction regarding meetings and excused absences.

Viet Ngo, No Address Provided, spoke of Subcommittee members having an equal voice and equal authority as other City Councilmembers; recommended that the Municipal Code be amended if a contract City Attorney is hired; provided comments regarding formatting of the RFP; and suggested the Subcommittee incorporate Ed Caprielian's suggestions.

Christi Hogin, No Address Provided, assured the Subcommittee that they may create any kind of RFP they like; recommended a few wording changes; and suggested the following specific language "adhering to the rule of law in representation of the City and being responsive to the residents" be added as well.

Bill Victor, No Address Provided, expressed his gratitude regarding the openness of the Subcommittee meeting.

05/31/11-2. Subcommittee Questions and Discussion of Draft Request for Proposal (RFP) and City Attorney Selection Process.

Councilmembers Howorth and Lesser led a discussion about the draft Request for Proposal and the City Attorney Selection Process. After a lengthy discussion, the Subcommittee agreed to move forward with revisions to the Request for Proposal and directed staff to add this subject matter to the June 7, 2011 City Council agenda.

ADJOURNMENT

At 8:57 p.m. the meeting was duly adjourned.

Ariana Kennedy
Recording Secretary

David Lesser
Councilmember

ATTEST:

Liza Tamura
City Clerk

