

**Minutes:**

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

- a) Regular City Council Meeting of April 3, 2012.

RECOMMENDATION: APPROVE

- b) Special Parking and Public Improvements Commission Meeting of March 27, 2012.

RECOMMENDATION: RECEIVE AND FILE

- c) Draft Cultural Arts Commission Meeting of February 15, 2012.

RECOMMENDATION: RECEIVE AND FILE

- d) Draft Cultural Arts Commission Meeting of March 27, 2012.

RECOMMENDATION: RECEIVE AND FILE

- e) Library Commission Meeting of March 12, 2012.

RECOMMENDATION: RECEIVE AND FILE

**CITY OF MANHATTAN BEACH
MINUTES OF THE CITY COUNCIL
REGULAR MEETING
APRIL 3, 2012**

The Regular Meeting of the City Council of the City of Manhattan Beach, California, was held on the 3rd day of April, 2012, 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

Manhattan Beach Fire Captain Tim O'Brien led the pledge of allegiance.

ROLL CALL

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

CLOSED SESSION ANNOUNCEMENT

None.

CEREMONIAL CALENDAR

04/03/12-1. Presentation of Service Awards

On behalf of the City Council, Mayor Tell and Fire Chief Robert Espinosa presented Fire Captain Tim O'Brien with a commendation and City pin in recognition of his 25 years of dedicated service to the City of Manhattan Beach.

CONSENT CALENDAR

Prior to voting on the Consent Calendar, Councilmember Lesser pointed out that the update of the City Council Strategic Plan is on tonight's agenda (Item No. 3); relayed that the Strategic Plan indicates what the priorities are for the City Council and the City; and that there will be monthly updates. He also reported that the next Strategic Plan Meeting will take place on Wednesday, July 11, 2012 from 8:00 a.m. to 4:00 p.m.

The Consent Calendar (Item Nos. 2 through 12), consisting of items under *General Consent* and *Boards and Commissions*, was approved by motion of Councilmember Montgomery, seconded by Councilmember Powell and passed by the following roll call vote; with the exception of Item No. 4 (*Ordinance No. 2158 Amending the City of Manhattan Beach Municipal Code to Clarify that the City's Prohibition of the Distribution of Plastic Carry-Out Bags Shall Not Supersede the California Retail Food Code, or Any Other State or Federal Law*) which was pulled by City Manager Dave Carmany and continued to the April 17, 2012 City Council meeting.

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

GENERAL CONSENT

04/03/12-2. Minutes:

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

- a) City Council Meeting (Closed Session) and Regular City Council Meeting of March 20, 2012*
- b) Finance Subcommittee Meeting of March 20, 2012*
- c) Draft Finance Subcommittee Meeting of March 27, 2012*
- d) Centennial Committee Meeting of March 12, 2012*
- e) Centennial Committee Meeting of March 16, 2012*
- f) Southern California Edison Community Meeting of March 21, 2012*

The Council approved the City Council Meeting minutes and received and filed the minutes from the City Council Subcommittees, City Commissions and Committees.

04/03/12-3. Strategic Plan Update

The City Council received and filed this report.

04/03/12-4. Ordinance No. 2158 Amending the City of Manhattan Beach Municipal Code to Clarify that the City's Prohibition of the Distribution of Plastic Carry-Out Bags Shall Not Supersede the California Retail Food Code, or Any Other State or Federal Law

Item No. 4 was pulled from the "CONSENT CALENDAR" and continued to the April 17, 2012 City Council meeting.

04/03/12-5. Financial Reports: Ratification of Demands - March 29, 2012

The Council approved with no exception Warrant Register No. 21B in the amount of \$2,362,200.09 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.

04/03/12-6. Award of Bid for Three Ford Interceptor Replacement Vehicles for the Police Department from Theodore Robins Ford in the Amount of \$86,387.91 and Award of Order to South Bay Regional Public Communications Authority to Equip the Vehicles (\$40,875)

The Council approved the award of Bid # 863-12 to Theodore Robins Ford in the amount of \$86,387.91 for the replacement of three Police patrol cars; waived formal bidding for outfitting of vehicles per Municipal Code Section 2.36.140 (waivers); and approved an award of order to South Bay Regional Public Communication Authority for the outfitting of three Police patrol cars in the amount of \$40,875.

04/03/12-7. Ratification of Motor Fuel Purchase from Merrimac Energy Group in the Amount of \$32,125.98

The City Council waived formal bidding per Municipal Code Section 2.36.140 (waivers) and approved ratifying the purchase of fuel from Merrimac Energy Group in the amount of \$32,125.98.

04/03/12-8. Approve Plans and Specifications and Authorize the City Manager to Seek Bids for a Construction Contract for the Block 35 Booster Station Flow Meter and Meter Vault Replacement Project

The City Council approved plans and specifications for the Block 35 Booster Station Flow Meter and Vault Replacement Project and authorize Staff to solicit construction bids.

04/03/12-9. Approve Plans and Specifications and Authorize the City Manager to Seek Bids for a Construction Contract for the Water and Wastewater Voltage Suppression Project

The City Council approved plans and specifications for the Water and Waste Water Facilities Voltage Suppression Project and authorize Staff to solicit construction bids.

04/03/12-10. Professional Services Agreement with Psomas (\$75,000) for Design Services Related to the Sepulveda Boulevard and 2nd Street Water Main Replacement Project, Additional Appropriation from Water Fund Reserves (\$25,000) and an Amendment to the Psomas Agreement for Computer Water System Modeling (Not-to-Exceed \$5,000)

The City Council approved authorizing the City Manager to award a Professional Services Agreement to Psomas in an amount not-to-exceed \$75,000 for professional engineering services to design the Sepulveda Boulevard and 2nd Street Water Main Replacement Project; appropriated Water Fund reserves in the amount of \$25,000 to the Sepulveda Boulevard and 2nd Street Water Main Replacement Project (Project No. 12829E); and approved authorizing the City Manager to approve an amendment to the Agreement with Psomas in an amount not-to-exceed \$5,000 for additional water system computer modeling.

04/03/12-11. Final Payment in the Net Amount of \$102,081.86 to General Pump Company; Formally Accept the Well 11-A Rehabilitation Project as Complete; and Authorize Filing of the Appropriate Notice of Completion and Release Retention in the Amount of \$16,917.43

The City Council approved authorizing the City Manager to: approve the issuance of the second and final payment in the net amount of \$102,081.86 to General Pump Company for the Well 11-A Rehabilitation Project; formally accepted the Well 11-A Rehabilitation Project as Complete; and approved authorizing filing of the appropriate Notice of Completion and the release of retention in the amount of \$16,917.43.

04/03/12-12. *First and Final Payment in the Net Amount of \$18,982.90 to Control Maintenance and Repair, Inc.; Formally Accept the Block 35 Booster Pump Motor Replacement and Electrical Improvement Project as Complete; and Authorize Filing of the Appropriate Notice of Completion and Release Retention in the Amount of \$999.10*

The City Council approved authorizing the City Manager to approve the issuance of the first and final payment in the net amount of \$18,982.90 to Control Maintenance and Repair, Inc. for the Block 35 Booster Pump Motor Replacement and Electrical Improvement Project; formally accepted the Block 35 Booster Pump Motor Replacement and Electrical Improvement Project as complete; and approved authorizing filing of the appropriate Notice of Completion and the release of retention in the amount of \$999.10.

COMMUNITY ANNOUNCEMENTS

04/03/12-15 *Viet Ngo Re Corruption*

Viet Ngo, Anti Public Corruption Advocacy, asked law enforcement to stop corruption in the city.

04/03/12-16. *Ester Besbris Re Informational Reading*

Ester Besbris, Manhattan Beach Residents Association, announced and displayed an invitation for an informational meeting on "Alcohol on the Beach" stating that it will be held on Wednesday, April 18, 2012, from 7:00 - 8:00 p.m. in the Manhattan Beach Library meeting room.

04/03/12-17. *Don Gould Re Library Events*

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

04/03/12-18. *Frank Wattles Re Tree Matters*

Mayor Tell informed **Mr. Wattles** that this was not the appropriate time to speak and requested that he wait until *Audience Participation* to relay his comments.

04/03/12-19. *Councilmember Montgomery Re Centennial "Taste of Manhattan Beach" Event*

Councilmember Montgomery relayed that the *Taste of Manhattan Beach* event held on March 25, 2012 was a fantastic event and that there will be more great Centennial events in the future.

043/03/12-20. *Mayor Pro Tem Powell Re Senior Teaching Seniors*

Mayor Pro Tem Powell announced that on April 19, 2012, Mira Costa High School seniors will be teaching computer skills to older adult seniors (age 55 and over).

AUDIENCE PARTICIPATION

04/03/12-21. *Frank Wattles Re Tree Matters*

Frank Wattles, distributed oranges from his trees and requested that Council reconsider prioritizing the tree issues on walk streets, as it is important to many residents.

04/03/12-22. Dick Zeif Re New York Times Article

Dick Zeif, spoke about using existing parking lots as strategic points for Trolley stops and handed out copies of a *New York Times* article regarding this idea.

04/03/12-23. Viet Ngo Re City Attorney

Viet Ngo, Anti Public Corruption Advocacy, asked that the new City Attorney identify himself and stated that pertinent legal fees involving a former City Manager should be recovered.

04/03/12-24. Ester Besbris Re Efficiency Audit

Ester Besbris, 2nd Street, requested that the Efficiency Audit be brought back and agendized because of concerns and unanswered questions.

04/03/12-25. Stephone Paige Re Clean Cart Challenge

Stephone Paige, Waste Management Representative, announced Waste Management's "Clean Cart Challenge" which will take place during April and June of 2012. He explained that it rewards residents for a clean recyclable waste stream and that winners will receive free refuse service for one month.

04/03/12-26. Bill Victor Re Tribute to City Employee and Open Government

Bill Victor expressed his tribute to long time City employee May Dorsett, who recently passed away and also voiced his concerns about Open Government, the *Taste of Manhattan*, replacing the library and recovery costs.

04/03/12-27. Mayor Tell Re Centennial "Taste of Manhattan Beach" Event

Mayor Tell responded to questions about the cost of the "*Taste of Manhattan Beach*" event and stated that there will be a Centennial committee meeting where the event will be discussed in full detail and then brought back to Council.

04/03/12-28. Mayor Pro Tem Powell Re Children's Story-Time Program

Mayor Pro Tem Powell reported that during the Library Construction Project, the Children's Story-Time Program will continue in the Police/Fire Conference Room with no disruption.

04/03/12-29. Councilmember Lesser Re Open Government

Councilmember Lesser stated that in the interest of *Open Government*, he would be happy to speak with **Mr. Victor** regarding the Ad-Hoc subcommittee.

PUBLIC HEARINGS

None.

GENERAL BUSINESS

04/03/12-13. Status of the International Surf Festival's Charlie Saikley Six-Man Beach Volleyball Tournament

Mayor Tell introduced the subject item and Recreation Services Manager Mark Leyman provided the staff presentation.

Finance Director Bruce Moe, Police Chief Eve Irvine and Interim City Attorney Terrence Boca responded to Council questions.

The following individuals spoke on this item:

- **Craig Cadwallader, Resident and Surfrider Foundation Representative**
- **Cindy Grebliunas, Committee Member**
- **Kevin Barry, Six-Man Committee Member**
- **Martha Andreani, Six-Man Committee Member**
- **Tony D'Errico, Owner Bella Beach and Six-Man Committee Member**
- **William Victor, Resident**
- **Jay Saikley, Tournament Director**
- **Chris Brown, President of California Volleyball Association**
- **Scott Hubble, Owner Beach Sport**

MOTION: Councilmember Montgomery moved to approve holding the subject event as is; continue with sign-ups until June 15, 2012; and directed staff to return with a proposed ordinance regarding the permit process at a future City Council meeting. The motion was seconded by Mayor Pro Tem Powell and passed by the following roll call vote:

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

RECESS AND RECONVENE

At 8:13 p.m. the Council recessed and reconvened at 8:20 p.m. with Councilmember Lesser, Mayor Pro Tem Powell and Mayor Tell present. Councilmember Montgomery absent.

04/03/12-14. Consideration of the Fiscal Year 2013-2017 Capital Improvement Plan

Mayor Tell introduced the subject item and City Engineer Steve Finton provided the PowerPoint presentation.

There was no public comment on this item.

MOTION: Mayor Pro Tem Powell moved to adopt Resolution No. 6355 approving the Fiscal Year 2013-2017 Capital Improvement Plan. The motion was seconded by Councilmember Lesser and passed by the following roll call vote:

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

City Manager Carmany added that the Capital Improvement Plan will be approved as part of the budget; however, if staff discovers that any of these projects are funded by developer fees, another hearing might be necessary.

ITEMS REMOVED FROM THE CONSENT CALENDAR

04/03/12-4. Ordinance No. 2158 Amending the City of Manhattan Beach Municipal Code to Clarify that the City's Prohibition of the Distribution of Plastic Carry-Out Bags Shall Not Supersede the California Retail Food Code, or Any Other State or Federal Law

Prior to the vote of the *Consent Calendar* this item was continued to the April 17, 2012 City Council meeting.

CITY MANAGER REPORT(S)

None.

OTHER COUNCIL BUSINESS, COMMITTEE AND TRAVEL REPORTS

None.

ADJOURNMENT

At 8:52 p.m. the Regular City Council meeting of April 3, 2012 was duly adjourned, in memory of former City Employee May Dorsett, to the to the 5:30 p.m. City Council Meeting (Closed Session) to be followed by the 6:30 p.m. Regular City Council Meeting on Tuesday, April 17, 2012, in the City Council Chambers of City Hall, 1400 Highland Avenue, in said City.

Liza Tamura
Recording Secretary

Nicholas W. Tell, Jr.
Mayor

ATTEST:

Liza Tamura
City Clerk

SPECIAL PARKING AND PUBLIC IMPROVEMENTS COMMISSION ACTION MINUTES

March 27, 2012

6:34 P.M.

-
- A. Call Meeting to Order
- B. Roll Call Present: Adami, Silverman, Fournier, Vigon and Stabile.
- C. Approval of Minutes
03/27/12-1 February 23, 2012
Approved. (5-0)
- D. Audience Participation
Mr. Wattles addressed the Commission regarding his Encroachment Permit Appeal.
- E. General Business
03/27/12-2 Review of Proposed Fiscal Year 2012-2013 Capital Improvement Plan (CIP)
The Parking and Public Improvements Commission conducted a public meeting and reviewed and commented on the 2012-2013 Capital Improvement Plan.
- F. Commission Items
None.
- G. Staff Items
03/27/12-3 Monthly Revenue and Expenditure Report for January 2012.
Received and Filed.

03/27/12-4 Staff Items
Management Analyst Madrid provided an update on Parkview meters, the State Safe Routes to School grant application, the Community Based Transportation and Planning grant application, and thanked the Commissioners for attending the Traffic Commissioners Workshop on March 17, 2012.
- H. Adjournment to April 26, 2012.

CULTURAL ARTS COMMISSION

Minutes

February 15, 2012

Manhattan Beach City Hall

1400 Highland Avenue

Manhattan Beach, CA 90266

I. CALL TO ORDER

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

II. ROLL CALL

Present: Commissioner Peter De Maria, Commissioner Nancy Humbarger, Commissioner Susan Sweeney and Commissioner Susannah Rosenthal.

Absent: Commissioner Russ Samuels

Others Present: Parks & Recreation Director Richard Gill, Acting Cultural Arts Manager Megumi S. Moisen, and Vicky Huynh, Recreation Leader II.

III. APPROVAL MINUTES

The minutes of the December 13, 2011 Cultural Arts Commission Meeting approved as written.

IV. AUDIENCE PARTICIPATION

None.

V. GENERAL BUSINESS

12/0215-1 The Use of the Public Art Funds for the Centennial and New Library Art Projects

Library Art Project

Commissioners De Maria and Sweeny reported to the Commission regarding the February 14th meeting of the Los Angeles County Civic Art Selection Committee for the New County Library in Manhattan Beach. In the meeting, the interior of the library was revealed for the first time. Responding to the design drawing, Commissioner Rosenthal shared her concern that the space looked so busy that artwork could get lost in the environment. Parks & Recreation Department Director Richard Gill identified possible areas for artwork -- the inside stairwell, outside stairwell, near the entrance off of Highland, the Community Room, and outside patio. Manhattan Beach resident Alison Wright suggested the outdoor amphitheater area with green slopes as a possible site for placing artwork.

Related to the artist selection, Commissioner Sweeny reported that the County agreed to use the Request for Qualifications (RFQ) process, in which artists recommended by the Cultural Arts Commission can be included. In the County Civic Art meeting, the City Representatives requested to the County that the City donation be separated and not

comingled. Director Gill shared that the County was agreeable to having a separate artwork; additionally, the County is open to the City's ownership of the additional piece.

Director Gill stated that the use of Public Art Funds for the new Manhattan Beach Library will be discussed during the February 21 Council meeting, and the Staff Report will be posted to the City's website on Friday, February 17 by 5:00 p.m.

Commissioner De Maria introduced an excerpt from the City's Public Art Master Plan, questioning the role and authority of the Cultural Arts Commission in determination of the use of the Public Arts Funds:

The Cultural Arts Commission alone shall be vested with the power to forward requests to the City Council. (Section V. Initiation of Public Art Projects, City of Manhattan Beach Public Art Master Plan)

Commissioner De Maria also stated that the Art Master Plan stated:

Projects to be funded from the proceeds of fees ... designated by the Cultural Arts Commission and approved or accepted by the City Council. (10.90.060, Ordinance No. 2040)

Commissioner De Maria stated that the Public Art Funds have been designated by the City Council, while the Commission's recommendations were disregarded.

Centennial Art Project

Director Gill reported that Mayor Pro Tem Wayne Powell and Councilmember David Lesser asked that the Cultural Arts Commission hold off on discussing the Centennial Art Project until they report to the full City Council on February 21, 2012 as to the vision of the project, budget, process for selecting artists, and art for the project.

12/0215-2 The City Attorney's Direction Regarding the Cultural Arts Ad Hoc Committee's Definition and Roles

Director Gill introduced a staff report from the City Attorney's office regarding the "Cultural Arts Ad Hoc Committee." The City Attorney recently reviewed the composition of the "Cultural Arts Ad Hoc Committee" and informed City Staff that only members of the Cultural Arts Commission can be members of an ad hoc committee. The City Attorney in the staff report explained that an ad hoc committee must be comprised of only two cultural Arts Commissioners with a specific purpose or project of limited duration. The two appointed commissioners can reach out to experts in the community for that specific project for their expertise. Based on the discussion in this report, the City Attorney has advised that the Cultural Arts Commission Ad Hoc Committee that is comprised of three community members be dissolved.

Ms. Greco stated that Public Art Master Plan allows the Commission to form a committee to assist in artwork selection. Director Gill pointed out that the appointing authority written in the Master Plan was contradictory to the City's Boards & Commissions Handbook (2009). He also mentioned that the City Attorney is aware that the Master Plan has several areas that disagree with the Handbook, and will review the documents to resolve the issues.

12/0215-3 Other New Programs and Projects for 2012

Commissioner Rosenthal suggested considering reviving the Arts Festival related to the Centennial Art Project. Director Gill proposed to add this item for the next meeting.

Prototype bench designs by local architects also should be revisited in preparation for a City Council presentation.

12/0215-4 Request from Leadership Manhattan Beach to Move the Existing Art Sculpture in Front of the Chamber of Commerce/Post Office per the Attached Plan

Leadership Manhattan Beach Project Director Loli Ramezani Mazhar and Hardscape Committee Lead Vinny Fazzino proposed that the Cultural Arts Commission approve Leadership Manhattan's request to move the existing sculpture in front of the post office/Chamber of Commerce. The proposal requested the art piece be moved up against the building. Leadership Manhattan Beach also requested the piece be lowered, leaving only 4"-6" of the base remaining. The Leadership Manhattan class of 2012 has worked with the "Sustainable Garden" Project, which converts the landscape surrounding the Post Office (425 15th Street) to a water-conserving, sustainable landscape with efficient walking paths. The existing sculpture was created by local artist Harold Reach in the early 1980s, and it is one of his identical sculptures donated to several municipalities in the Los Angeles area.

Leadership Manhattan proposed the following (3) changes: 1) Move the sculpture 12 feet closer to the building and place it east or west approximately two (2) to three (3) feet, so as not to be directly centered in front of the wall, as it is now; 2) Sink the sculpture pedestal into the ground to the level leaving 4"-6" of visible base below the plaque; and 3) To remove the brick planter that surrounds the sculpture to comply with ADA requirements. In addition, Leadership Manhattan suggested the Commission should consider refurbishing the sculpture's surface, painting in the natural colors, or returning it to its original colors of when it was installed (turquoise and mauve).

Commissioner De Maria mentioned that lowering the pedestal could give an impression of degrading the artwork. He recommended that landscape architect determine the sculpture's height in consideration of the design integration. In the past, the City was not successful in finding the artist's contact information despite their research efforts. Commissioner Rosenthal and Manhattan Beach resident Jim Murray suggested considering decommissioning the piece in the future, addressing that developing a policy for artwork removal was important.

Responding to the project's mid-May deadline for completion, Commissioner Humbarger moved to approve the proposed changes, and Commissioner Rosenthal seconded the motion.

Ayes: Humbarger, Sweeny, De Maria, Rosenthal.

Noes: None.

Absent: Commissioner Samuels

Abstain: None.

VI. REPORTS AND OTHER BUSINESS

None.

VII. ADJOURNMENT

The meeting adjourned at 8:40 p.m.

CULTURAL ARTS COMMISSION

Minutes

March 27, 2012

Police/Fire Conference Room

420 15th Street

Manhattan Beach, CA 90266

I. CALL TO ORDER

The meeting called to order at 6:09 p.m.

II. ROLL CALL

Present: Commissioner Peter De Maria, Commissioner Russ Samuels, Commissioner Nancy Humbarger, and Commissioner Susannah Rosenthal.

Absent: None.

Others Present: Parks & Recreation Director Richard Gill, City Attorney Roxanne Diaz, Recreation Manager Gina Allen, and Acting Cultural Arts Manager Megumi S. Moisen

III. APPROVAL MINUTES

The minutes of the January 10 and 17, 2011 Cultural Arts Commission Meetings approved as written.

IV. AUDIENCE PARTICIPATION

None.

V. GENERAL BUSINESS

12/0327-1 New Library Art Project Update

Director Gill reported that during the February 21 meeting, the City Council approved a \$150,000 allocation from the Public Art Trust Fund for additional artwork in the new County Library in Manhattan Beach. He also reminded the Commission to select a representative for the Los Angeles County Civic Art Selection Committee for the new library replacing Commissioner Sweeny who resigned in February.

12/0327-2 Clarification from the City Attorney for the Cultural Arts Commission's Role Related to Expending Funds from the Public Art Trust

City Attorney Roxanne Diaz distributed a memo regarding the expenditure of funds from the Public Art Trust Funds. The City Attorney answered the first question whether the Cultural Arts Commission must first designate the use of Public Art Trust Funds prior to their expenditure by the City Council. Related to the recent City Council's decision to use \$150,000 of the Public Art Trust Fund for artwork in the new County Library, the second question was whether the City (through City Council) is violating the Manhattan Beach Municipal Code Section 10.90.060, aka. Public Art Trust Ordinance, if City Council

intends to extend monies in an amount that differs from that recommended by the Cultural Arts Commission.

The Public Art Trust Ordinance states “Projects to be funded from the proceeds of fees collected hereunder shall consist of works of art placed in public places or incorporated into public buildings, art education programs or art display programs designated by the Cultural Arts Commission and approved or accepted by the City Council.”

Commissioner De Maria and Samuels took a stand for the Commission’s uniquely prominent position because of the Public Art Trust Fund. They introduced the City’s Public Art Master Plan stating, “The Cultural Arts Commission alone shall be vested with the power to forward requests to the City Council.” They also referred to the Public Art Trust Ordinance indicating that the Cultural Arts Commission “designates” the use of the Fund to specific projects.

City Attorney Diaz clarified that the City Council’s power to expend funds for the Library Art Project was a legislative function granted by the state and the California constitution. She reminded the Cultural Arts Commissioners that they are an advisory body to the Council. The Ordinance cannot be read or interpreted in a manner that would prohibit the City Council from exercising their legislative function and power to spend City funds. Commissioner Humbarger questioned the nature of the Public Art Trust Fund. City Attorney Diaz explained that the Trust is a restricted fund for the Art in Public Places Program, and it is still the City’s fund, not the Commission’s money. The expenditure of funds lies solely with the City Council.

Commissioner De Maria asked Sharon Greco, Manhattan Beach resident and a former Cultural Arts Commissioner, to explain how the Public Art Master Plan and the Public Art Trust Ordinance were created. Ms. Greco recounted that the Master Plan was drafted with consultation with other cities’ similar plans. Although the Commission intended to revisit the Master Plan to update it after the ordinance was passed, it never happened. Both the Cultural Arts Commission and the City Attorney agreed that those two documents contained contradicting and confusing parts, which should be reviewed and revised accordingly.

Commissioner De Maria expressed that he needed time to digest the information received from the City Attorney before moving forward with any projects. Commissioner Rosenthal also wanted to stop discussion at that point and come back to the next Cultural Arts Commission meeting to talk over implications of the restated Cultural Arts Commission’s authority over the Public Art Trust Fund.

12/0327-3 The Centennial Art Project – Process and Budget Staff Report Attached

The Commissioners will review the staff report and sample RFQ and discuss the selection process and budget for the Centennial Art Project in the next meeting.

12/0327-4 Cultural Arts Commissioner Resignation

Commission Chair De Maria reported Commissioner Sweeny’s resignation in February with his appreciation of her service on the Cultural Arts Commission. Ms. Sweeny stated that she was proud of the achievement of the Commission and enjoyed working with her fellow commissioners.

VI. REPORTS AND OTHER BUSINESS

Commissioner Humbarger questioned what happened to the Cultural Arts Manager position, which had been vacant for more than six months. Director Gill explained, based on the City wide class comp study's recommendation, the manager's position will be eliminated and replaced by a Public Art Consultant. For activities other than public art, Recreation Manager Gina Allen will work with the Commission as staff liaison for the next fiscal year.

The application deadline to be considered for new memberships in the City's Commissions/boards is April 20, 2012. The vacancy of the Cultural Arts Commission will likely be filled by June 1.

VII. ADJOURNMENT

The meeting adjourned at 8:13 p.m.

DRAFT

**CITY OF MANHATTAN BEACH
MINUTES OF THE LIBRARY COMMISSION**

March 12, 2012
6:30 p.m.
Manhattan Beach City Hall

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ROLL CALL

Present: Commissioners Cleamons, Hook, Adams, Cooperman and Rhees.

Absent: None.

Others Present: Director of Public Works Jim Arndt, Director of Parks & Recreation Richard Gill, Recreation Services Manager Mark Leyman and Recording Secretary Mary Kirchwehm.

APPROVAL OF MINUTES

Commissioner Hook requested that the following changes be made to the December 12, 2011 minutes:

Audience Participation: “and is” should be changed to “that are.”

General Business: The first line of the second to last paragraph, “for” should be changed to “of.” The third line “is” should be “are.”

The December 12, 2011 minutes were approved as amended.

CEREMONIAL

None.

AUDIENCE PARTICIPATION

None.

GENERAL BUSINESS

12/0312-1 – Status Report of the Manhattan Beach County Library Project (City of Manahattan Beach/Los Angeles County)

Director Jim Arndt presented a status report on the Manhattan Beach library project. He reported that the project is entering the design document phase which will be completed by March 19th. The project will then move into the construction design phase.

The City Council Sub Committee consists of Mayor Pro Tem Wayne Powell and Councilmember David Lesser. They have been involved with the project and, along with City staff, attend the monthly County executive meetings.

With regards to the interim services, City Council reaffirmed the position of 20 hours a week for the bookmobile and maintaining story time at twice a week.

The schematic drawings were completed and accepted by City Council in November, 2011.

The regulatory authority of the City comes by way of the Use Permit and the Coastal Permit, which are scheduled to be completed by the summer of 2012. This will not delay any aspects of the project. The County continues to move forward with the project.

Director Arndt presented the project schedule:

Prequalify Design Builders	January, 2012
Project Scoping Documents	July, 2012
Award Design – Build Contracts	August, 2012
Library Move and Closure	November, 2012
Library Demolition	January, 2013
Construction Begins	February 2013
Substantial Completion	June 2014
Library Opening	December 2014

Director Arndt reported that the architect is still committed to building the project within the budget. The cost has not been reviewed for with the last three months. However, after the design document phase there will be another cost estimate assessment.

Director Arndt presented the architectural drawings and explained the purpose for a two story building is to reduce the footprint of the building and expand space on the site. He noted there will be a gradual incline into the Plaza area and a setback on Highland Avenue which will provide more sidewalk space on Highland Avenue while preserving room in the back of the library. There will be a grassy section along with a few trees for shade in the open space area. The south walk street would provide access to entrance to the library while also providing book delivery access for the library in the evenings. The north walkway along City Hall will serve the parking and provide access to the main entrance to the library.

Director Arndt reviewed the floor plan of the ground floor to the library and showed south and north access entrances to the library. The north entrance consists of a circulation desk and recent arrivals. The south entrance will have a possible newsstand and perhaps a portable coffee stand located outside. The children's outside access area will be a controlled area that will remain closed and will have the ability to open on an as needed basis. The ceiling in the children's area will consist of a wood design emulating waves. In addition, the ground floor will have technology stations, and the children's furniture will be flexible and moveable. There will be an automated materials handling system, a library staff person, a work room for the Friends of the Library, restrooms, and a children's librarian.

The second floor will have a perimeter reading area, a collections station, a teen study room, a periodicals reading area, technology stations, a reference librarian, restrooms, as well as building services.

Warm blue and green tones will be used throughout the ground level and calmer cool gray, blue and neutral tones will be used on the upper level.

Although the vegetation located outside the perimeter of the library is not drought tolerant, there will be low moisture plants. Commissioner Adams inquired if the plants chosen are native. Director Thompson reported that while most will be native plants, they were also chosen for palette and shading.

Director Thompson reported that the building is truly unique and exciting for Manhattan Beach. A great deal of time was spent on trying to identify Manhattan Beach through the building. This is not a typical County library building.

Commissioner Hook expressed her concerns about the quantity of wood that is pictured in the presentation. It appears that the majority of the interior on the lower level is in the same wood tone and gives the impression that the ceiling is very low. Director Arndt reported that this concern will be conveyed, but to keep in mind that once the furniture, carpeting, fixtures and bookshelves are installed, it will mitigate the appearance of the wood. Director Thompson stated that the wood posts may also attribute to the overpowering wood appearance and thinks these concerns can be addressed. Commissioner Rhees inquired if the wood being used is sustainable wood since we are a "green" city. Commissioner Hook stated that her recollection of the West Hollywood library is that the ceiling consists of a bamboo product. In addition, during her tour of the West Hollywood library, it was made clear that the materials used were sustainable.

Commissioner Adams inquired if there are any plans to improve the Civic Center Plaza area. Director Thompson reported that there was discussion about integrating the two projects. However, the City made a commitment to the community that City dollars would not be spent on this project which is a County project. Therefore, it was integrated as much as possible.

Commissioner Cooperman inquired about the status of the interest rate threshold. Director Arndt reported that as we get closer to borrowing the funds, the County would confirm the rate.

Commissioner Hook reported that there does not appear to be any seating near the south west side of the library. Although there are currently a couple of benches there now for seating, they will be removed with the new construction. Commissioner Hook would like consideration to be made with installing some type of seating in that outside area.

Commissioner Rhees inquired about the location for the Friends of the Library area. Director Arndt reported that there is a work room in the southwest corner of the interior of the building that is larger than their current work room. The Friends of the Library would also be able to display their materials.

Senior Advisory Committee Member Madonna Newburg inquired about bookmobile hours, location, parking availability, and computer access for ordering books that would be available for pick up at the bookmobile. Director Arndt reported that the bookmobile will most likely be

permanently placed in the Civic Center parking lot. The bookmobile will be open 20 hours a week; however the specific hours when the bookmobile will be open has not yet been determined. It is unclear if there will be computers on site for ordering books, there will be access to the computers at the Joslyn Center for the older adults. Commissioner Rhees inquired if there will be shuttles for the older adults. Director Gill reported that Dial-A-Ride can provide services within the City and outside the City for medical appointments. Commissioner Rhees reported that the Rotarians can possibly get volunteers to help facilitate the older adults. The Commissioners requested the possibility of a computer terminal in the bookmobile in order for older adults to order books. In addition the Commissioners requested photos of the bookmobile.

COMMISSION ITEMS:

None.

STAFF ITEMS:

Recreation Services Manager Mark Leyman reported that with the information presented by Director Arndt, there will be more information to share with the community and to think about future programs. Director Richard Gill reported that ads will be placed in the *Beach Reporter* as we near the closing of the library. Commissioner Rhees requested that the Commission be given notice prior to the ad being in the *Beach Reporter*. This way they will be prepared for questions. Commissioner Hook inquired about how much of the presentation will be placed on the city website. Director Gill reported that the entire presentation will be placed on the website. Commissioner Cooperman inquired if there will be any additional public meetings for input. Director Gill reported that there will not be any additional meetings involving public input.

Liz Spear with *Manhattan Beach Patch* reported that they are online and always looking for material. She stated that schematics can be attached to an article, press releases can be posted online, and attachments can be made.

Mayor Pro Tem Wayne Powell reported that the architects have taken great care in making the new library a sustainable building with LEED (Leadership in Energy and Environment Design) certification. He also reported that he has viewed the bookmobile in Downey and it is handicapped accessible with a ramp. He also reported that City Council is dedicated to obtaining more art than what the County would provide, and therefore added \$150,000 into a separate fund for art.

The meeting was adjourned at 7:59 p.m. to the next regularly scheduled meeting on April 9, 2012.