



City of Hermosa Beach

City Hall
1315 Valley Drive
Hermosa Beach, CA 90254

Regular Meeting Agenda - Final City Council

Mayor
Justin Massey

Mayor Pro Tem
Dean Francois

Councilmembers
Rob Saemann
Mike Detoy
Ray Jackson

Tuesday, November 28, 2023

5:00 PM

Closed Session - 5:00 PM

Open Session - 6:00 PM

PUBLIC MEETING VIEWING OPTIONS

The public may participate via the following:

1. IN PERSON - Council Chambers, 1315 Valley Drive, Hermosa Beach, CA 90254
2. ZOOM - <https://us02web.zoom.us/j/89968207828?pwd=bXZmWS83dmxHWDZLbWRTK2RVaUxaUT092>.
3. PHONE - Toll Free: (833) 548-0276; Meeting ID: 899 6820 7828, then #; Passcode: 472825

As a courtesy, the City will also plan to broadcast the meeting via the following listed mediums. However, these are done as a courtesy only and are not guaranteed to be technically feasible. Thus, in order to guarantee live-time viewing and/or public participation, members of the public shall attend in Council Chambers or log in via ZOOM.

4. CABLE TV - Spectrum Channel 8 and Frontier Channel 31 in Hermosa Beach
5. YOUTUBE - <https://www.youtube.com/c/CityofHermosaBeach90254>
6. LIVE STREAM - www.hermosabeach.gov and visit the Agendas/Minutes/Videos page

If you experience technical difficulties while viewing a meeting on any of our digital platforms, please try another viewing option. View City Council staff reports and attachments at www.hermosabeach.gov and visit the Agendas/Minutes/Video page.

Council Chambers WiFi
Network ID: CHB-Guest
Password: chbguest

To comply with the Americans with Disabilities Act of 1990, Assistive Listening Devices (ALD) are available for check out at the meeting. If you require special assistance to participate in this meeting, you must call or submit your request in writing to the Office of the City Clerk at (310) 318-0204 or at cityclerk@hermosabeach.gov at least 48 hours before the meeting.

Written Communication

Persons who wish to have written materials included in the agenda packet at the time the agenda is published on the City's website must submit their written communication to the City Clerk's office by noon, one week before the meeting date.

Supplemental communications may be submitted via eComment or emailed to cityclerk@hermosabeach.gov. Supplemental materials must be received by 3:00 p.m. on the date of the meeting to be posted to the corresponding agenda item before the meeting begins. Supplemental materials submitted after 3:00 p.m. on the date of the meeting but before the meeting ends will be posted to the agenda packet the next business day.

Submit Supplemental eComments

Submit an eComment via Speak Up Hermosa at hermosabeach.granicusideas.com by 3:00 p.m. on the meeting date.

5:00 PM - CLOSED SESSION**CALL TO ORDER****ROLL CALL****PUBLIC COMMENT ON THE CLOSED SESSION AGENDA**

The public is invited to attend and provide public comment. Public comments are limited to 3 minutes per speaker. This Public Comment period is limited to Closed Session agenda items only.

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pwd=bXZmWS83dmxHWDZLbWRtK2RVaUxaUT09 and use 'Raise Hand' feature.
3. PHONE - Toll Free: (833) 548-0276; Meeting ID: 899 6820 7828, then #; Passcode: 472825
Press *9 to 'Raise Hand' and then *6 to unmute yourself line when prompted.
4. EMAIL - Email comments to cityclerk@hermosabeach.gov by 3:00 p.m. on the meeting date.
5. ECOMMENT - Submit an eComment via Speak Up Hermosa at hermosabeach.granicusideas.com by 3:00 p.m. on the meeting date.

RECESS TO CLOSED SESSION

- a) [23-0721](#) **MINUTES:** Approval of minutes of Closed Session held on November 14, 2023.
- b) [23-0722](#) **CONFERENCE WITH LABOR NEGOTIATOR:**
Government Code Section 54957.6
City Negotiator: Mayor Massey
Unrepresented employee: City Manager
- c) [23-0727](#) **CONFERENCE WITH LEGAL COUNSEL:**
Existing Litigation - Government Code Section 54956.9(d)(1)
The City finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the City in the litigation.

Name of Case: EBS General Engineering v. City of Hermosa Beach
LASC Case Number: 23TRCV02119
Date of Filing: 06/30/2023

6:00 PM - OPEN SESSION

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. CLOSED SESSION REPORT

V. ANNOUNCEMENTS - UPCOMING CITY EVENTS

VI. APPROVAL OF AGENDA

This is the time for the City Council to discuss any changes to the order of agenda items.

VII. PROCLAMATIONS / PRESENTATIONS

a) [23-0715](#) PRESENTATION FROM ANTHONY PADNOS ON OPEN DIALOGUE

b) [23-0706](#) PRESENTATION FROM MARINE MAMMAL CARE CENTER

VIII. CITY MANAGER REPORT

IX. PUBLIC PARTICIPATION: ORAL AND WRITTEN COMMUNICATIONS FROM THE PUBLIC

This is the time for members of the public to address the City Council on any items within the Council's jurisdiction and on items where public comment will not be taken (City Manager Reports, Written Communication, City Councilmember Comments, Consent Calendar items not pulled for separate consideration, and Future Agenda Items).

The public is invited to attend and provide public comment. Public comments are limited to three minutes per speaker. This time allotment may be reduced due to time constraints at the discretion of the City Council.

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Press *9 to 'Raise Hand' and then *6 to unmute yourself line when prompted.
4. EMAIL - Email comments to cityclerk@hermosabeach.gov by 3:00 p.m. on the meeting date.
5. ECOMMENT - Submit an eComment via Speak Up Hermosa at hermosabeach.granicusideas.com by 3:00 p.m. on the meeting date.

No action will be taken on matters raised in oral and written communications, except that the Council may take action to schedule issues raised in oral and written communications for a future agenda. Speakers with comments regarding City management or departmental operations are encouraged to submit those comments directly to the City Manager. Members of the audience will have a future opportunity to speak on items pulled from the Consent Calendar for separate discussion, Public Hearings, and Municipal Matters when those items are heard.

a) [23-0728](#)

WRITTEN COMMUNICATION

Recommendation: Staff recommends City Council receive and file the written communication.

X. CITY COUNCILMEMBER COMMENTS

a) [23-0712](#)

UPDATES FROM CITY COUNCIL AD HOC SUBCOMMITTEES AND STANDING COMMITTEE DELEGATES/ALTERNATES

XI. CONSENT CALENDAR

The following matters will be acted upon collectively with a single motion and vote to approve with the majority consent of the City Council. Councilmembers may orally register a negative vote on any Consent Calendar item without pulling the item for separate consideration before the vote on the Consent Calendar. There will be no separate discussion of these items unless a Councilmember removes an item from the Consent Calendar, either under Approval of the Agenda or under this item before the vote on the Consent Calendar. Items removed for separate discussion will be considered under Agenda Item XII (12), with public comment permitted at that time.

a) [23-0716](#) **WAIVE READING IN FULL OF ALL ORDINANCES ON THE AGENDA**
(City Clerk Myra Maravilla)

Recommendation: Staff recommends City Council waive reading in full of all ordinances on the agenda and declare that said titles which appear on the public agenda shall be determined to have been read by title and further reading waived.

b) [REPORT](#)
[23-0713](#)

CITY COUNCIL MEETING MINUTES
(City Clerk Myra Maravilla)

Recommendation: Staff recommends City Council approve the minutes for the Tuesday, November 14, 2023 regular meeting.

c) REPORT
23-0702

CHECK REGISTERS
(Finance Director Viki Copeland)

Recommendation: Staff recommends City Council ratify the following check registers.

d) [REPORT](#)
[23-0704](#)

**REVENUE REPORT, EXPENDITURE REPORT, AND CIP REPORT BY
PROJECT
FOR SEPTEMBER AND OCTOBER 2023
(Finance Director Viki Copeland)**

Recommendation: Staff recommends City Council receive and file the September and October 2023 Financial Reports.

e) [REPORT](#)
[23-0701](#)

CITY TREASURER'S REPORT AND CASH BALANCE REPORT
(City Treasurer Karen Nowicki)

Recommendation: The City Treasurer recommends City Council receive and file the September 2023 and October 2023 City Treasurer's Reports and Cash Balance Reports.

f) [REPORT](#) **CAPITAL IMPROVEMENT PROGRAM STATUS REPORT**
[23-0695](#) **AS OF NOVEMBER 22, 2023**
(Public Works Director Joe SanClemente)

Recommendation: Staff recommends City Council receive and file the Capital Improvement Program Status Report as of November 22, 2023.

g) [REPORT](#)
[23-0699](#)

**ACTION MINUTES OF THE PUBLIC WORKS COMMISSION
MEETING OF SEPTEMBER 20, 2023 AND THE PUBLIC WORKS
COMMISSION SPECIAL MEETING OF OCTOBER 18, 2023**
(Public Works Director Joe SanClemente)

Recommendation: Staff recommends City Council receive and file the action minutes of the Public Works Commission meeting of September 20, 2023 and the Public Works Commission special meeting of October 18, 2023.

h) [REPORT](#)
[23-0705](#)

**ADOPTION OF AN ORDINANCE ADDING CHAPTER 12.09 TO THE
HERMOSA BEACH MUNICIPAL CODE TO ESTABLISH A CITYWIDE
PAVEMENT MORATORIUM AND TO MODIFY CHAPTER 1.10 OF
HBMC TO INCLUDE VIOLATION OF THE PAVEMENT MORATORIUM
AS A CODE VIOLATION SUBJECT TO ADMINISTRATIVE PENALTY
PROCEDURES AND DETERMINE THE ORDINANCE TO BE EXEMPT
FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT**
(Public Works Director Joe SanClemente)

Recommendation: Staff recommends City Council:

1. Waive the full second reading and adopt by title only an Ordinance of the City of Hermosa Beach, California, adding Chapter 12.09 to the Hermosa Beach Municipal Code (HBMC) to include violation of the pavement moratorium as a code violation subject to administrative penalty procedures and determine the ordinance is exempt from the California Environmental Quality Act;
2. Adopt Resolution No. 23-XXXX adopting Pavement Moratorium Guidelines; and
3. Direct City Clerk to print and publish a summary ordinance in a newspaper of general circulation within 15 days following adoption and post it on the City's bulletin for 30 days.

i) [REPORT](#)
[23-0714](#)

**ACTION MINUTES OF THE PLANNING COMMISSION
REGULAR MEETING OF NOVEMBER 13, 2023**
(Community Development Director Carrie Tai)

Recommendation: Staff recommends City Council receive and file the action minutes of the Planning Commission regular meeting of November 13, 2023.

j) [REPORT](#)
[23-0718](#)

PLANNING COMMISSION TENTATIVE FUTURE AGENDA
(Community Development Director Carrie Tai)

Recommendation: Staff recommends City Council receive and file the December 11, 2023 Planning Commission tentative future agenda.

k) [REPORT](#)
[23-0717](#)

**ACTION MINUTES OF THE CIVIL SERVICE BOARD
SPECIAL MEETING OF AUGUST 30, 2023**
(Human Resources Manager Vanessa Godinez)

Recommendation: Staff recommends City Council receive and file the action minutes of the Civil Service Board Special meeting of August 30, 2023.

l) [REPORT](#)
[23-0708](#)

**SOUTH BAY WORKFORCE INVESTMENT BOARD
QUARTERLY SUMMARY**

Recommendation: Staff recommends City Council receive and file the Quarterly Summary from the South Bay Workforce Investment Board (SBWIB).

m) [REPORT](#)
[23-0707](#)

**LIST OF REGULAR AND ONGOING CITY BOARD
AND COMMISSION APPOINTIVE TERMS THAT WILL
EXPIRE DURING THE 2024 CALENDAR YEAR**

(City Clerk Myra Maravilla)

Recommendation: Staff recommends City Council receive and file the attached list, prepared for posting pursuant to State law, of all regular and ongoing Hermosa Beach board, commission, and committee appointive terms, which will expire during the 2024 calendar year.

n) [REPORT](#)
[23-0666](#)

**REQUEST FOR APPROVAL OF SPONSORSHIP DONATION TO
THE BEACH CITIES HEALTH DISTRICT'S 25th ANNUAL
HOLIDAY GIFT BAG PROJECT**

(Executive Assistant Ann Yang)

Recommendation: Staff recommends City Council approve a donation of \$489 to the Beach Cities Health District's Holiday Gift Bag Project for 2023.

o) [REPORT](#)
[23-0720](#)

**ADOPTION OF RESOLUTION EXTENDING CITY'S DEADLINE TO
ESTABLISH AN ONLINE PERMITTING SYSTEM FOR
POST-ENTITLEMENT PERMIT TO JANUARY 2026 AND FINDING
THE SAME EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL
QUALITY ACT**

(City Attorney Patrick Donegan)

Recommendation: Staff recommends City Council adopt a resolution (Attachment 1) extending the City's deadline to establish its online permitting system under AB 2234 for post-entitlement phase permits.

**XII. ITEMS REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE
DISCUSSION**

Items pulled from the Consent Calendar will be handled separately. Public comment will be taken before Council deliberation, and action on each item pulled from the Consent Calendar.

XIII. PUBLIC HEARINGS - TO COMMENCE AT 6:30 P.M.

- a) [REPORT](#) **RESOLUTION APPROVING THE ALLOCATION OF \$147,148**
[23-0657](#) **OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS**
TO CONSTRUCT AMERICANS WITH DISABILITIES ACT (ADA)
COMPLIANT SIDEWALK PANELS AND CURB RAMPS
(Public Works Director Joe SanClemente)

Recommendation: Staff recommends City Council:

1. Adopt a resolution approving the Fiscal Year 2023-24 Community Development Block Grant (CDBG) program allocating and authorizing the use of \$147,148 of funds to construct Americans with Disabilities Act (ADA) compliant sidewalk panels and curb ramps (Attachment 1); and
2. Approve an appropriation of \$13,831 from the CDBG funds to CIP 624-CDBG Improvements.

XIV. MUNICIPAL MATTERS

- a) [REPORT](#) **PURCHASE OF VEHICLES FOR POLICE DEPARTMENT**
[23-0700](#) (Public Works Director Joe SanClemente)

Recommendation: Staff recommends City Council:

1. Authorize the purchase of four electric Chevy Blazers in an amount not to exceed \$312,000 from National Auto Fleet Group, the State of California's General Services Department Statewide Contract for Fleet Vehicles, or sole source from a dealership as the vehicle becomes available;
2. Authorize the outfitting of each of the vehicles, not to exceed \$108,000 for all four vehicles, through National Auto Fleet Group; and
3. Approve an additional appropriation of \$195,000 to the Equipment Replacement Fund's fund balance to the Police Department Equipment Replacement Fund to fund the purchase and outfitting of the vehicles.

- b) [REPORT](#) **CITY COUNCIL MEETING SCHEDULE FOR 2024**
[23-0709](#) (Executive Assistant Ann Yang)

Recommendation: Staff recommends City Council:

1. Review and provide direction on the changes to the Regular Meeting dates and proposed dates for Special Meetings;
2. Approve the City Council meeting schedule for 2024 (Attachment 1); and
3. Approve a resolution establishing the meeting dates and times of the City Council for calendar year 2024 (Attachment 2).

XV. FUTURE AGENDA ITEMS

This is the time for Councilmembers to schedule future agenda items and to ask questions about the status of previously approved future agenda items. No discussion, debate, or public comment will be taken. Councilmembers should consider the city's work plan when considering new items. The tentative future agenda items document is provided for information only.

- a) [23-0723](#) **TENTATIVE FUTURE AGENDA ITEMS**

XVI. ADJOURNMENT

FUTURE MEETINGS AND CITY HOLIDAYS

CITY COUNCIL MEETINGS:

November 29, 2023 - Wednesday - 6:00 PM - Facilities Study Session

December 12, 2023 - Tuesday - 5:00 PM - Closed Session,
6:00 PM - City Council Meeting

December 26, 2023 - Tuesday - No Meeting (Dark)

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS:

December 5, 2023 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting

December 11, 2023 - Monday - 6:00 PM - Planning Commission Meeting

December 20, 2023 - Wednesday - 5:00 PM - Civil Service Board Meeting

CITY OFFICES CLOSED FRIDAY-SUNDAY AND ON THE FOLLOWING DAYS:

December 25, 2023 - Monday - Christmas Day

January 1, 2024 - Monday - New Year's Day