



# City of Hermosa Beach

City Hall  
1315 Valley Drive  
Hermosa Beach, CA 90254

## Adjourned Meeting Agenda - Final City Council

*Mayor*  
*Jeff Duclos*

*Mayor Pro Tem*  
*Stacey Armato*

*Councilmembers*  
*Mary Campbell*  
*Hany S. Fangary*  
*Justin Massey*

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Monday, September 17, 2018

6:00 PM

Council Chambers

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**Closed Session - 6:00 PM**

**Open Session - 7:00 PM**

**6:00 P.M. - CLOSED SESSION**

(LOCATION: Meetings convene in the Council Chambers and move to the Second Floor Conference Room after Public Comment)

CLOSED SESSION AGENDA AMENDED ON 09-11-18 AT 4:00 P.M. - ITEM 3 REVISED

**CALL TO ORDER IN COUNCIL CHAMBERS****ROLL CALL****PUBLIC COMMENT****RECESS TO CLOSED SESSION IN SECOND FLOOR CONFERENCE ROOM**

1.     **18-0553**           **MINUTES:** Approval of minutes of Closed Session held on August 28, 2018.
  
2.     **18-0554**           **CONFERENCE WITH LEGAL COUNSEL: Pending Litigation**  
          **Government Code Section 54956.9(d)(1)**  
          The City Council 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: BKK Working Group et al. v. City of Hermosa Beach et al.  
          United States District Court Case No. 2:18-cv-5810
  
3.     **18-0568**           **CONFERENCE WITH LEGAL COUNSEL: Initiation of Litigation**  
          **Government Code Section 54956.9(d)(4)**  
          The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the City in the litigation.  
  
          **Number of Potential Cases: 1**

**RECESS TO OPEN SESSION IN COUNCIL CHAMBERS**

**7:00 P.M. - REGULAR AGENDA**

All council meetings are open to the public. PLEASE ATTEND.

The Council receives a packet with detailed information and recommendations on nearly every agenda item. City Council agenda packets are available for your review on the City's website located at [www.hermosabch.org](http://www.hermosabch.org). Complete agenda packets are also available for public inspection in the Police Department, Hermosa Beach Public Library and the Office of the City Clerk.

During the meeting, a packet is also available in the Council Chambers foyer or you can access the packet at our website, [www.hermosabch.org](http://www.hermosabch.org), on your laptop, tablet or smartphone through the wireless signal available in the City Council chambers - Network ID: CHB-Guest, Password: chbguest

Written materials pertaining to matters listed on the agenda of a regular City Council meeting must be submitted by noon of the Tuesday, one week before the meeting in order to be included in the agenda packet (tentative future agendas can be found as Item 8 in every regular agenda packet). However, written materials received after that deadline will nonetheless be posted under the relevant agenda item on the City's website at the same time as they are distributed to the City Council by email and provided to the City Council and the public at the meeting.

**Submit your comments via eComment in three easy steps:**

Note: Your comments will become part of the official meeting record. You must provide your full name, but please do not provide any other personal information (i.e. phone numbers, addresses, etc) that you do not want to be published.

1. Go to the Agendas/Minutes/Video webpage and find the meeting you'd like to submit comments on.  
Click on the eComment button for your selected meeting.
2. Find the agenda item for which you would like to provide a comment. You can select a specific agenda item/project or provide general comments under the Oral/Written Communications item.
3. Sign in to your SpeakUp Hermosa Account or as a guest, enter your comment in the field provided, provide your name, and if applicable, attach files before submitting your comment.

eComments can be submitted as soon as the meeting materials are published, but will only be accepted until 12:00 pm on the date of the meeting to ensure Council and staff have the ability to review comments prior to the meeting.

Persons who wish to address an issue of general nature (not pertaining to matters listed on the agenda) to the City Council for the official record may submit written material to the Council in lieu of or in addition to speaking under the Public Participation section of the meeting. Such written correspondence must be delivered to the City Manager's office ([anny@hermosabch.org](mailto:anny@hermosabch.org)) by noon of the Tuesday, one week before the regular Council meeting in order to be included in the agenda packet.

To comply with the Americans with Disabilities Act of 1990, Assistive Listening Devices (ALD) will be 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) 318-0203 at least 48 hours prior to the meeting.



a) [REPORT](#)  
[18-0558](#)**CITY COUNCIL MEETING MINUTES**

(City Clerk Elaine Doerfling)

- Recommendation:** It is recommended that City Council approve the following minutes:
1. Regular meeting of November 28, 2017;
  2. Adjourned Regular meeting of February 7, 2018;
  3. Regular meeting of February 13, 2018;
  4. Regular meeting of February 27, 2018; and
  5. Adjourned Regular meeting of March 3, 2018.

b) [REPORT](#)  
[18-0538](#)**CHECK REGISTERS**

(Finance Director Viki Copeland)

- Recommendation:** To ratify the following check registers.

c) [REPORT](#)  
[18-0542](#)**ACTION MINUTES OF THE PARKS, RECREATION AND  
COMMUNITY RESOURCES ADVISORY COMMISSION  
MEETING OF AUGUST 7, 2018**

- Recommendation:** To receive and file the action minutes of the Parks, Recreation and Community Resources Advisory Commission meeting of August 7, 2018.

d) [REPORT](#)  
[18-0539](#)**REAPPROPRIATION OF FUNDS FROM 2017-18 TO 2018-19,  
REVENUE REVISIONS RELATED TO THE REAPPROPRIATIONS**

(Finance Director Viki Copeland)

- Recommendation:** It is recommended that City Council:
1. Reappropriate amounts in the attached Exhibit A to the FY 2018-19 Budget and;
  2. Approve revenue revisions related to the reappropriations in the attached Exhibit B.
- Totals by fund are highlighted in the attachments. The General Fund amount is \$383,022.

e) [REPORT](#)  
[18-0541](#)**RESOLUTION ESTABLISHING FINES FOR VIOLATION OF  
PROPERTY OWNER OCCUPANCY REQUIREMENTS OF THE  
STATE-MANDATED ACCESSORY DWELLING UNIT ORDINANCE**

(Planning Manager Kim Chafin)

- Recommendation:** It is recommended that City Council adopt the attached resolution establishing fines for violation of property owner occupancy requirements of the State-mandated Accessory Dwelling Unit ordinance.

- f) [REPORT  
18-0163](#)                    **APPROVAL OF THE PROPOSED ONE-DAY SOUTH BAY FILM  
AND MUSIC FESTIVAL EVENT, TENTATIVELY SCHEDULED FOR  
DECEMBER 8, 2018, INCLUDING FACILITY USE FEE WAIVERS;  
MONETARY SUPPORT OF UP TO \$1500; A REVENUE SHARE OF  
40% AFTER EVENT COSTS ARE RECOVERED; AND A REQUIRED  
POST-EVENT PRESENTATION TO THE PARKS, RECREATION  
AND COMMUNITY RESOURCES ADVISORY COMMISSION**  
(Community Resources Manager Kelly Orta)

**Recommendation:** It is recommended that City Council approve the Parks, Recreation and Community Resources Advisory Commission's recommendations, including:

1. Approval of the one-day event, tentatively scheduled for December 8, 2018, as proposed by John Fitzgerald (South Bay Film and Music Festival);
2. Monetary support in the amount of \$1,500, which shall be matched by John Fitzgerald and be used toward event production costs;
3. Fee-waivers for facility rental costs associated with use of the Community Theatre for the one-day event;
4. A revenue share of 40%, payable to the City, after direct costs are recovered by Fitzgerald; and
5. A required post-event presentation to the Parks, Recreation and Community Resources Advisory Commission.

### 3. CONSENT ORDINANCES

- a) [REPORT  
18-0559](#)                    **ORDINANCE NO. 18-1386 - "AN ORDINANCE OF THE CITY OF  
HERMOSA BEACH, CALIFORNIA, AMENDING SECTIONS 12.28.090  
AND 12.28.100 OF TITLE 12 (STREET, SIDEWALKS, AND PUBLIC  
PLACES) OF THE HERMOSA BEACH MUNICIPAL CODE TO  
ALLOW SCOOTERS IN PUBLICALLY OWNED OR  
OPERATED SKATEBOARD FACILITIES"**  
(City Clerk Elaine Doerfling)

**Recommendation:** It is recommended that City Council waive full reading and adopt by title Ordinance No. 18-1386.

- b) [REPORT](#)  
[18-0560](#)
- ORDINANCE NO. 18-1387 - "AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA, AMENDING TITLE 10 (VEHICLES AND TRAFFIC) OF THE HERMOSA BEACH MUNICIPAL CODE TO TEMPORARILY PROHIBIT SHARED MOBILITY DEVICES FROM BEING: OFFERED FOR USE ANYWHERE IN THE CITY; PLACED IN ANY PUBLIC RIGHT-OF-WAY OR PUBLIC PROPERTY; OR OPERATED ON ANY PUBLIC PROPERTY OR RIGHT-OF-WAY IN THE CITY; AND AMENDING TITLE 12 (BEACH AND STRAND REGULATIONS) TO FURTHER CLARIFY REGULATIONS ON THE USE OF WHEELED DEVICES ON THE STRAND WALKWAY"**  
(City Clerk Elaine Doerfling)

**Recommendation:** It is recommended that City Council waive full reading and adopt by title Ordinance No. 18-1387.

**4. ITEMS REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION \* Public comments on items removed from the Consent Calendar.**

**5. PUBLIC HEARINGS - TO COMMENCE AT 7:30 P.M.**

NONE

**6. MUNICIPAL MATTERS**

- a) [REPORT](#)  
[18-0535](#)
- AWARDING CONSTRUCTION CONTRACT FOR CIP 12-160 FOR PACIFIC COAST HIGHWAY (PCH) IMPROVEMENTS AT AVIATION BOULEVARD AND PIER AVENUE**  
(Public Works Director Glen W. C. Kau)

**Recommendation:** It is recommended that City Council:

1. Award a Construction Contract for CIP 12-160 PCH Improvements at Aviation Boulevard and Pier Avenue to EBS General Engineering, Inc. of the City of Corona, California, in the amount of \$370,980;
2. Authorize the Mayor to execute the contract and City Clerk to attest subject to approval by the City Attorney;
3. Approve estimated revenue of \$76,734 of Measure R Grant funding and appropriate \$76,734 in the Measure R Fund pending MTA Approval;
4. Authorize the appropriation of \$76,734 in Prop C Local Return funds should additional Measure R Grant funds not be approved;
5. Approve a 12% contingency in the amount of \$44,518 to the Construction Contract for any unforeseen conditions during construction;
6. Adopt the attached resolution entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH APPROVING THE CONSTRUCTION OF CIP NO. 12-160 PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT"; and
7. Authorize the Director of Public Works to file a Notice of Completion following final completion and acceptance of the project.

b) [REPORT](#)  
[18-0536](#)

**AWARD SERVICE CONTRACT FOR  
SANITARY SEWER MAINTENANCE, CCTV INSPECTION**

(Public Works Director Glen W.C. Kau)

- Recommendation:** It is recommended that the City Council:
1. Award a sanitary sewer cleaning and video inspection services contract to Empire Pipe Cleaning & Equipment, Inc., in the amount of \$476,710 beginning September 17, 2018 and ending June 30, 2021;
  2. Approve an additional appropriation of \$11,339 from Sewer Fund;
  3. Authorize the Mayor to execute and the City Clerk to attest the contract subject to the approval of the City Attorney; and
  4. Authorize the Director of Public Works to make changes as necessary within the approved budget.

c) [REPORT](#)  
[18-0552](#)

**AMENDMENT TO THE CONTRACT FOR SOLID WASTE  
MANAGEMENT SERVICES AND APPROVE A RATE INCREASE  
PURSUANT TO ARTICLE 6, SECTION 6.5 OF THE FRANCHISE  
AGREEMENT BETWEEN THE CITY OF HERMOSA BEACH AND  
ARAKELIAN ENTERPRISES, INC. ("ATHENS SERVICES")**

(Environmental Analyst Kristy Morris)

- Recommendation:** It is recommended that the City Council:
1. Authorize the Mayor to execute the FIRST AMENDMENT TO AGREEMENT FOR INTEGRATED SOLID WASTE SERVICES BETWEEN THE CITY OF HERMOSA BEACH AND ARAKELIAN ENTERPRISES (Athens Services) pertaining to the closure of the local office and calculation of the Administrative Fee; and
  2. Consider Athens Services Annual Rate Adjustment Request and endorse the rate adjustments proposed by Athens Services for its services not to exceed the attached rate schedule and apply a one-time rate adjustment to the customer invoices retroactive to July 1, 2018 for residential customers, bin service, and commercial customers.

d) [REPORT](#)  
[18-0548](#)

**CITY COUNCIL DOWNTOWN SUBCOMMITTEE UPDATE**

*(Continued from meeting of August 28, 2018)*

(Assistant to the City Manager Nico De Anda-Scaia)

- Recommendation:** It is recommended that the City Council:
1. Receive and file the Downtown Subcommittee's update; and
  2. Consider and affirm the Subcommittee's pursuit of public-private partnerships for the purpose of funding an aesthetic string lighting project in the downtown.

e) [REPORT](#)  
[18-0561](#)

**UPDATE FROM CITY COUNCIL SUBCOMMITTEE  
ON STRENGTHENING COLLABORATION WITH  
LEADERSHIP HERMOSA BEACH**

(Assistant to the City Manager Nico De Anda-Scaia)

- Recommendation:** It is recommended that City Council:
1. Receive and file the update from the City Council Subcommittee; and
  2. Provide direction to the Subcommittee and City staff on refinements, if needed, to the attached Subcommittee Summary and Recommendations (Attachment 3).

f) [REPORT](#)  
[18-0562](#)**PROPOSAL FROM MAYOR DUCLOS  
FOR SECOND ANNUAL 'LA LA LAND' EVENT**  
(Assistant to the City Manager Nico De Anda-Scaia)

**Recommendation:** It is recommended that the City Council discuss and provide direction regarding Mayor Jeff Duclos' request for funding not to exceed \$20,000 (See Attachment 1) for the production of a City-cosponsored event with Kinecta Federal Credit Union to be held between Wednesday October 24, and Saturday, October 27th 2018.

Further, to allow the use of the Pier and Pier Plaza areas for this event (with set up and break down occurring 10/23 and 10/28) to include:

- \* 10/23 - 10/28 - the temporary installation of the original 12 streetlights featured in "La La Land", to be configured similar to last year on the pier
  - \* 10/23 - 10/25 - Lamp Posts Lighting Ceremony each night from 7-8 PM.
  - \* 10/23 & 10/24 - Featured solo jazz musician each night (provided by The Lighthouse) playing on the pier from 7-8 PM
  - \* 10/26 - Screening of La La Land on the Pier from 7 - 10 PM
  - \* 10/27 - La La Land Ceremony on Pier Plaza from 3- 8 PM
- See Attachment 2 for full Event Timeline.

**7. MISCELLANEOUS ITEMS AND MEETING ATTENDANCE REPORTS - CITY  
COUNCIL**a) [REPORT](#)  
[18-0556](#)**CONSIDERATION OF APPOINTING A HERMOSA BEACH  
REPRESENTATIVE TO THE LOS ANGELES COUNTY WEST  
VECTOR AND VECTOR-BORNE CONTROL DISTRICT BOARD**  
(Interim City Manager John Jalili and City Clerk Elaine Doerfling)

**Recommendation:** It is recommended that City Council:

1. Appoint a Councilmember to serve as the Hermosa Beach representative to the Los Angeles County West Vector and Vector-Borne Control District Board for the remainder of the current preset two (2) year term ending December 31, 2018 and then at the end of that term, reappoint that Councilmember to serve a full two (2) year term from January 1, 2019 through December 31, 2020.

-OR-

2. Authorize the City Clerk to advertise and request applications for a Hermosa Beach representative to the Los Angeles County West Vector and Vector-Borne Control District Board, to be appointed at the Council meeting of January 8, 2019 for a two (2) year term ending December 31, 2020.

**8. OTHER MATTERS - CITY COUNCIL**a) [18-0557](#)**TENTATIVE FUTURE AGENDA ITEMS**

**Recommendation:** To receive and file the tentative future agenda items.

**ADJOURNMENT**

**FUTURE MEETINGS AND CITY HOLIDAYS**

## CITY COUNCIL MEETINGS:

September 25, 2018 - Tuesday - 6:00 PM - Closed Session,  
7:00 PM - City Council Meeting  
October 3, 2018 - Wednesday - Adjourned Regular Meeting:  
6:00 PM - Closed Session, 7:00 PM - Study Session  
October 9, 2018 - Tuesday - 6:00 PM - Closed Session,  
7:00 PM - City Council Meeting  
October 23, 2018 - Tuesday - 6:00 PM - Closed Session,  
7:00 PM - City Council Meeting  
November 7, 2018 - Wednesday - Adjourned Regular Meeting:  
6:00 PM - Closed Session, 7:00 PM - Study Session  
November 13, 2018 - Tuesday - 6:00 PM - Closed Session,  
7:00 PM - City Council Meeting  
November 27, 2018 - Tuesday - 6:00 PM - Closed Session,  
7:00 PM - City Council Meeting  
November 29, 2018 - Thursday - Adjourned Regular Meeting:  
6:00 PM - Appointment of Mayor and Mayor Pro Tempore  
December 5, 2018 - Wednesday - Adjourned Regular Meeting:  
6:00 PM - Closed Session, 7:00 PM - Study Session  
December 11, 2018 - Tuesday - 6:00 PM - Closed Session,  
7:00 PM - City Council Meeting  
December 25, 2018 - Tuesday - No Regular Meeting

## BOARDS, COMMISSIONS AND COMMITTEE MEETINGS:

September 18, 2018 - Tuesday - 7:00 PM - Planning Commission Meeting  
September 19, 2018 - Wednesday - 7:00 PM - Public Works Commission Meeting  
October 1, 2018 - Monday - 7:00 PM - Special Planning Commission Meeting  
October 2, 2018 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting  
October 16, 2018 - Tuesday - 7:00 PM - Planning Commission Meeting  
November 5, 2018 - Monday - 7:00 PM - Emergency Preparedness Advisory Commission Meeting  
November 6, 2018 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting  
November 20, 2018 - Tuesday - 7:00 PM - Planning Commission Meeting  
November 28, 2018 - Wednesday - 7:00 PM - Public Works Commission Meeting  
December 4, 2018 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting  
December 10, 2018 - Tuesday - 7:00 PM - Planning Commission Meeting

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

November 12, 2018 - Monday - Veteran's Day  
November 22, 2018 - Thursday - Thanksgiving Day  
December 25, 2018 - Tuesday - Christmas Day  
January 1, 2019 - Tuesday - New Year's Day