



# City of Hermosa Beach

City Hall  
1315 Valley Drive  
Hermosa Beach, CA 90254

## Regular 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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Tuesday, September 25, 2018

6:00 PM

Council Chambers

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**Closed Session - 6:00 PM**

**Regular Meeting - 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)

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

1.      **18-0586**            **MINUTES:** Approval of minutes of Closed Session held on September 17, 2018.

2.      **18-0587**            **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

3.      **18-0590**            **CONFERENCE WITH REAL PROPERTY NEGOTIATOR**  
**Government Code Section 54956.8**  
  
**Property:** Airspace at 51 Pier Avenue (Loreto Plaza)  
**City Negotiator:** City Manager  
**Negotiating Party:** Pierside Properties, LLC  
**Under Negotiation:** Price and Terms of Payment for Lease of Airspace

4.      **18-0599**            **CONFERENCE WITH LEGAL COUNSEL: Workers Comp 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: Elliott v. City of Hermosa Beach  
WCAB Number: ADJ11073671

**ADJOURNMENT OF CLOSED SESSION**

**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.

## CALL TO ORDER

## PLEDGE OF ALLEGIANCE

## ROLL CALL

## CLOSED SESSION REPORT

## ANNOUNCEMENTS

## PROCLAMATIONS / PRESENTATIONS

- |    |                         |   |
|----|-------------------------|---|
| a) | 18-0588                 | RECOGNIZING LOS ANGELES COUNTY<br>SUPERVISOR JANICE HAHN FOR HER ROLE IN<br>RESOLVING THE VISTA DEL MAR DISPUTE |
| b) | <a href="#">18-0589</a> | LEADERSHIP HERMOSA BEACH PRESENTS<br>OVERVIEW OF 2019 CLASS CURRICULUM  |

## MISCELLANEOUS ITEMS AND REPORTS - CITY MANAGER

**PUBLIC PARTICIPATION:** Although the City Council values your comments, the Brown Act generally prohibits the Council from taking action on any matter not listed on the posted agenda as a business item.

**1. ORAL AND WRITTEN COMMUNICATIONS:** This is the time for members of the public to address the City Council on any items within the Council's jurisdiction not on this agenda, on items on this agenda as to which public comment will not be taken (Miscellaneous Items and Reports – City Council and Other Matters), or to request the removal of an item from the consent calendar. Public comments on the agenda items called Miscellaneous Reports and Other Matters will only be heard at this time. Comments on public hearing items are heard only during the public hearing. Members of the audience may also speak:

- a) [18-0596](#) **LETTER FROM TONY HIGGINS DATED SEPTEMBER 11, 2018  
REGARDING LEGAL BASIS FOR DIRECT ROUTE  
OVERWEIGHT TRUCKS ON 27TH STREET**

**Recommendation:** Staff recommends that the City Council receive and file the written communication from Tony Higgins.

**2. CONSENT CALENDAR:** The following more routine matters will be acted upon by one vote to approve with the majority consent of the City Council. There will be no separate discussion of these items unless a Council member removes an item from the Consent Calendar. Items removed will be considered under Agenda Item 4, with public comment permitted at that time.

a) [REPORT](#)  
[18-0595](#)

**CITY COUNCIL MEETING MINUTES**

(City Clerk Elaine Doerfling)

**Recommendation:** Staff recommends that the City Council approve the following minutes:

1. Regular meeting of May 8, 2018;
2. Adjourned Regular & Regular meeting of May 22, 2018;
3. Regular meeting of August 28, 2018;
4. Regular meeting of September 11, 2018 (canceled); and
5. Adjourned Regular meeting of September 17, 2018.

b) [REPORT](#)  
[18-0581](#)

**CHECK REGISTERS**

(Finance Director Viki Copeland)

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

c) [REPORT](#)  
[18-0597](#)

**MEMORANDUM REGARDING  
REVENUE AND EXPENDITURE REPORTS  
CITY TREASURER'S AND CASH BALANCE REPORT  
FOR AUGUST 2018**

(Finance Director Viki Copeland)

**Recommendation:** Staff recommends that the City Council receive and file the memorandum regarding financial reports.

d) [REPORT](#)  
[18-0577](#)

**CANCELLATION OF CERTAIN CHECKS**

(City Treasurer Karen Nowicki)

**Recommendation:** Staff recommends that the City Council approve cancellation of certain checks as recommended by the City Treasurer.

e) [REPORT](#)  
[18-0569](#)

**PROJECT STATUS REPORT AS OF AUGUST 31, 2018**

(Public Works Director Glen W.C. Kau)

**Recommendation:** Staff recommends that the City Council receive and file the Project Status Report as of August 31, 2018.

f) [REPORT](#)  
[18-0584](#)

**PLANNING COMMISSION TENTATIVE FUTURE AGENDA ITEMS**

(Community Development Director Ken Robertson)

**Recommendation:** Staff recommends that the City Council receive and file the October 16, 2018, Planning Commission tentative future agenda items.

g) [REPORT](#)  
[18-0585](#)

**ACTION SHEET OF THE PLANNING COMMISSION  
MEETING OF SEPTEMBER 18, 2018**

**Recommendation:** Staff recommends that the City Council receive and file the action sheet of the Planning Commission meeting of September 18, 2018.

h) [REPORT](#)  
[18-0564](#)

**ACTION MINUTES OF THE EMERGENCY PREPAREDNESS  
ADVISORY COMMISSION MEETING OF JULY 9, 2018**

**Recommendation:** Staff recommends that the City Council receive and file the action minutes of the Emergency Preparedness Advisory Commission meeting of July 9, 2018.

i) [REPORT](#)  
[18-0567](#)

**AWARD PRIVATE SECURITY CONTRACT  
TO ABSOLUTE INTERNATIONAL SECURITY  
(Acting Police Chief Milton McKinnon)**

**Recommendation:** Staff recommends that the City Council:

1. Award the Private Security Services contract to Absolute International Security, for the period beginning October 1, 2018 and ending June 30, 2019, in an amount not to exceed \$79,372.80 for one year, with two one-year renewal options, with future year funding contingent on Council budget approval; and
2. Authorize the Mayor to approve and execute the Agreement and the City Clerk to attest.

**3. CONSENT ORDINANCES**

NONE

**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.**

a) [REPORT](#)  
[18-0583](#)

**CONSIDERATION OF AN ORDINANCE TO ALLOW  
AND REGULATE WIRELESS COMMUNICATION FACILITIES  
IN THE PUBLIC RIGHT-OF-WAY, AND UPDATE ON AT&T'S  
PROPOSAL FOR MULTIPLE INSTALLATIONS OF SMALLER  
WIRELESS COMMUNICATION FACILITIES TO PROVIDE  
REPLACEMENT COVERAGE TO EXISTING SITES  
LOCATED AT 20TH AND 29TH COURT  
(Community Development Director Ken Robertson)**

**Recommendation:** Continue to October 23, 2018 the public hearing to consider an ordinance to allow and regulate wireless communication facilities in the public right-of-way, and, provide an update on AT&T's proposal for multiple installations of smaller wireless communication facilities to provide replacement coverage to existing sites located at 20th and 29th Court.

b) [REPORT](#)  
[18-0593](#)

**RECOMMENDATION TO VACATE -  
100 FOOT PORTION OF AN ALLEY EASEMENT  
BETWEEN 30TH STREET AND GOULD AVENUE**  
(Public Works Director Glen W.C. Kau)

**Recommendation:** Staff recommends that the City Council:

1. Adopt the Resolution of Vacation finding that the public service easement as described in Exhibit "A" and incorporated by reference ("Subject Easement") is unnecessary for present or prospective use; abandonment of the Subject Easement is in the public interest; and, the Subject Easement is not useful as a non-motorized transportation facility;
2. Reserve a utility easement pursuant to Streets and Highways Code § 8340; and
3. Order the City Clerk to record the Resolution of Vacation with the Los Angeles County Recorder.

**6. MUNICIPAL MATTERS**

a) [REPORT](#)  
[18-0582](#)

**AWARD EXTERIOR AND INTERIOR PAINTING SERVICE  
FOR THE COMMUNITY CENTER (CIP 15-650)**  
(Public Works Director Glen W.C. Kau)

**Recommendation:** Staff recommends that the City Council:

1. Award a painting contract for CIP 15-650 to TL Veterans Painting Inc. in the amount of \$129,000;
2. Authorize the Mayor to execute and the City Clerk to attest the contract subject to City Attorney approval;
3. Authorize a 20% contingency amount of \$25,800 from CIP # 15-650 project budget \$418,031; and
4. Authorize the Director of Public Works to file a Notice of Completion following final completion and acceptance of the project.

b) [REPORT](#)  
[18-0575](#)

**REQUEST FOR ON STREET DISABLED PARKING SPACE  
AT 2459 MYRTLE AVENUE**  
(Public Works Director Glen W.C. Kau)

**Recommendation:** Staff recommends that the City Council approve the request for a disabled parking space in front of 2459 Myrtle Avenue.

c) [REPORT](#)  
[18-0549](#)

**SECOND AMENDMENT TO THE CONTRACT FOR STREET  
SWEEPING SERVICES BETWEEN THE CITY OF HERMOSA BEACH  
AND ARAKELIAN ENTERPRISES (ATHENS SERVICES)**  
(Public Works Director Glen W.C. Kau)

**Recommendation:** Staff recommends that the City Council:

1. Authorize the Mayor to execute the SECOND AMENDMENT TO THE AGREEMENT FOR STREET SWEEPING SERVICES BETWEEN THE CITY OF HERMOSA BEACH AND ARAKELIAN ENTERPRISES (Athens Services) that includes enhanced scrubber services to The Strand, Hermosa Avenue and Pier Avenue, sidewalks, Parking Lots A, B, and C, Beach Drive from 10th Street to 14th Street, and three additional days of eight (8) hour porter service to the downtown area;
2. Approve an additional appropriation of \$2,200 from Prospective Expenditures to cover enhanced porter costs; and
3. Authorize the Director of Public Works to make changes as necessary within the budgeted amount.

**7. MISCELLANEOUS ITEMS AND MEETING ATTENDANCE REPORTS - CITY COUNCIL**

- a)     [REPORT](#)                             **2018 LOCAL AGENCY BIENNIAL NOTICE REGARDING**  
          [18-0592](#)                             **THE CITY'S CONFLICT OF INTEREST CODE**  
  (City Clerk Elaine Doerfling)

**Recommendation:** Staff recommends that City Council:  
1. Receive and file the 2018 Local Agency Biennial Notice indicating that the City's Conflict of Interest Code is currently under review; and  
2. Direct staff to continue its review of the Code and, within 90 days, submit an amended version for Council adoption.

- b)     **18-0591**                             **MAYOR DUCLOS AND COUNCILMEMBER CAMPBELL**  
  **TO REPORT ON THEIR ATTENDANCE AT THE LEAGUE**  
  **OF CALIFORNIA CITIES ANNUAL CONFERENCE IN**  
  **LONG BEACH FROM SEPTEMBER 12-14, 2018**

**8. OTHER MATTERS - CITY COUNCIL**

- a)     [18-0594](#)                             **TENTATIVE FUTURE AGENDA ITEMS**

**Recommendation:** Staff recommends that the City Council receive and file the tentative future agenda items.

**ADJOURNMENT**

**FUTURE MEETINGS AND CITY HOLIDAYS****CITY COUNCIL MEETINGS:**

October 3, 2018 - Wednesday - 6:00 PM -  
Community Reception for New City Manager  
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:**

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