



City of Hermosa Beach

City Hall
1315 Valley Drive
Hermosa Beach, CA
90254

Regular Meeting Agenda - Final

City Council

Mayor
Stacey Armato

Mayor Pro Tem
Mary Campbell

Councilmembers
Hany S. Fangary
Justin Massey
Jeff Duclos

Tuesday, May 28, 2019

6:00 PM

Council Chambers

Closed Session - 6:00 P.M.

Regular Meeting - 7:00 P.M.

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. 19-0333 **MINUTES:** Approval of minutes of Closed Session held on May 14, 2019.

2. 19-0334 **CONFERENCE WITH LABOR NEGOTIATOR**

Government Code Section 54957.6

City Negotiator: City Manager

Employee

Organizations: Hermosa Beach Police Officers' Association
Police Management Bargaining Group
Teamsters Union, Local 911
Professional and Administrative Employee Group
Hermosa Beach Management Association
Unrepresented Employees

3. 19-0342 **CONFERENCE WITH LEGAL COUNSEL: Initiation of Litigation**

Government Code Section 54956.9(d)(4)

The City 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

4. 19-0350 **CONFERENCE WITH LEGAL COUNSEL: Anticipated Litigation**

Government Code Section 54956.9(d)(2)

The City finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the City in the litigation.

Workers Compensation Claim

AdminSure Claim Number: 18-138433

5. 19-0351 CONFERENCE WITH LEGAL COUNSEL: Non-Litigated Claims Update**Existing Litigation - Government Code Section 54956.9(d)(2) and (e)(3)**

The City finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the City in the litigation.

Claimant: Rosie Johnson, **Claim Number:** 16-127310

Date of Loss: 8/15/2016, **Date Filed:** 8/16/2016,

Date of Amended Claim: 2/14/2017

Allegation: Property damage and bodily injury from car accident involving city vehicle

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. Complete agenda packets are also available for public inspection in the City Clerk's office.

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, on your laptop, tablet or smartphone through the wireless signal available in the City Council chambers - Network ID: CHB-Guest, Password: chbguest

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.

Oral and 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 the written materials to the City Manager's office by email (anny@hermosabch.org) or in person by noon of the Tuesday, one week before the meeting date.

Written materials pertaining to matters listed on the posted agenda received after the agenda has been posted will be added as supplemental materials under the relevant agenda item on the City's website at the same time as they are distributed to the City Council by email. Supplemental materials may be submitted via eComment (instructions below) or emailed to anny@hermosabch.org. Supplemental materials must be received before 4:00 p.m. on the date of the meeting to ensure Council and staff have the ability to review materials prior to the meeting. Supplemental materials submitted after 4:00 p.m. on the date of the meeting or submitted during the meeting will be posted online the next day.

Submit Supplemental eComments 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.

Public Participation Speaker Cards:

If you wish to speak during Public Participation, please fill out a speaker card at the meeting. The purpose of the speaker card is to streamline and better organize our public comment process to ensure names of speakers are correctly recorded in the minutes and where appropriate, to provide contact information for staff follow-up.

CALL TO ORDER**PLEDGE OF ALLEGIANCE****ROLL CALL****CLOSED SESSION REPORT****ANNOUNCEMENTS****APPROVAL OF AGENDA****PROCLAMATIONS / PRESENTATIONS**

- a) 19-0339 **RECOGNIZING THE EMERGENCY PREPAREDNESS
ADVISORY COMMISSION FOR THEIR SERVICE
TO THE CITY OF HERMOSA BEACH**

- b) 19-0340 **UPDATE FROM JIM FASOLA - CITY DELEGATE TO THE
LOS ANGELES COUNTY WEST VECTOR & VECTOR-BORNE
DISEASE CONTROL DISTRICT BOARD OF TRUSTEES**

- c) [19-0341](#) **SOUTHERN CALIFORNIA EDISON PRESENTS 2019
CIRCUIT RELIABILITY REPORT FOR HERMOSA BEACH**

MISCELLANEOUS ITEMS AND REPORTS - CITY MANAGER

- a) [19-0356](#) **INFILTRATION PROJECT UPDATE**

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: If you wish to provide public comment, please fill out a speaker card to ensure names of speakers are correctly recorded in the minutes and where appropriate, to provide contact information for staff follow-up. 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) [19-0352](#) **WRITTEN COMMUNICATION**

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

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](#) **CITY COUNCIL MEETING MINUTES**
[19-0337](#) (Interim Deputy City Clerk Carol Cowley)

Recommendation: Staff recommends that the City Council approve the following minutes:
1. Special Closed Session meeting of May 9, 2019
2. Regular meeting of May 14, 2019

b) [REPORT](#) **CHECK REGISTERS**
[19-0319](#) (Finance Director Viki Copeland)

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

c) [REPORT](#) **REVENUE REPORT, EXPENDITURE REPORT,**
[19-0318](#) **AND CIP REPORT BY PROJECT FOR APRIL 2019**
(Finance Director Viki Copeland)

Recommendation: Staff recommends that the City Council receive and file the April 2019 Financial Reports.

d) [REPORT](#) **CITY TREASURER'S REPORT AND CASH BALANCE REPORT**
[19-0320](#) (City Treasurer Karen Nowicki)

Recommendation: The City Treasurer recommends that the City Council receive and file the April 2019 City Treasurer's Report and Cash Balance Report.

e) [REPORT](#) **PROJECT STATUS REPORT AS OF APRIL 30, 2019**
[19-0321](#) (Acting Public Works Director Lucho Rodriguez)

Recommendation: Staff recommends that the City Council receive and file the Project Status Report as of April 30, 2019.

f) [REPORT](#) **ACTION SHEET OF THE PLANNING COMMISSION MEETING OF**
[19-0354](#) **MAY 21, 2019**

Recommendation: Staff recommends that the City Council receive and file the action sheet of the Planning Commission meeting of May 21, 2019.

g) [REPORT](#) **PLANNING COMMISSION TENTATIVE FUTURE AGENDA ITEMS**
[19-0353](#) **(Community Development Director Ken Robertson)**

Recommendation: Staff recommends that the City Council receive and file the June 18, 2019 Planning Commission tentative future agenda items.

h) [REPORT](#) **ACTION MINUTES OF THE PUBLIC WORKS COMMISSION**
[19-0324](#) **MEETING OF MARCH 20, 2019**

Recommendation: Staff recommends that the City Council receive and file the action minutes of the Public Works Commission meeting of March 20, 2019.

i) [REPORT](#) **APPROVAL OF A RESOLUTION AUTHORIZING THE PREPARATION**
[19-0330](#) **OF A REPORT FOR THE ANNUAL LEVY OF ASSESSMENTS**
WITHIN THE HERMOSA BEACH LANDSCAPING AND
STREET LIGHTING DISTRICT DURING FY 2019-2020
(Acting Public Works Director Lucho Rodriguez)

Recommendation: Staff recommends that the City Council adopt the attached Resolution authorizing the preparation of a report for the annual levy of assessments within the Hermosa Beach Landscaping and Street Lighting District during fiscal year 2019-2020.

j) [REPORT](#) **INSTALLATION OF BICYCLE INFRASTRUCTURE AS**
[19-0322](#) **IDENTIFIED IN THE CITY'S ADOPTED GENERAL PLAN**
AND BICYCLE MASTER PLAN
(Acting Director of Public Works Lucho Rodriguez)

Recommendation: Staff recommends that the City Council accept the Public Works Commission recommendation to:

1. Approve the concept designs for the installation of bicycle infrastructure along Pier Avenue, Ardmore Avenue, and Manhattan Avenue based on the adopted Bicycle Master Plan and the General Plan; and
2. Prioritize the implementation of new bicycle facilities at this time based on the available funding for CIP Project 14-168 of \$20,000.

k) [REPORT](#)
[19-0338](#)

**RECOMMENDATION TO APPROVE THE SECOND AMENDMENT
TO THE PROFESSIONAL SERVICES AGREEMENT WITH M6
CONSULTING, INC. TO CONTINUE LAND DEVELOPMENT
ENGINEERING SERVICES**

(Acting Public Works Director Lucho Rodriguez)

Recommendation: Staff recommends that the City Council:

1. Approve the Second Amendment to the existing Professional Services Agreement (PSA) with M6 Consulting, Inc. (M6) for land development engineering services, increasing the Professional Services Agreement by \$60,000 to a new not to exceed amount of \$310,000, and extending the term of the agreement by four months; and
2. Authorize the Mayor to execute and the City Clerk to attest the attached second amendment subject to approval by the City Attorney.

l) [REPORT](#)
[19-0332](#)

**SOUTH BAY WORKFORCE INVESTMENT BOARD
QUARTERLY SUMMARY**

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

m) [REPORT](#)
[19-0327](#)

**RESOLUTION APPOINTING DELEGATE AND ALTERNATE
TO SERVE AS THE CITY'S REPRESENTATIVES ON THE
SOUTH BAY CITIES COUNCIL OF GOVERNMENTS (SBCCOG)**

(City Clerk Elaine Doerfling)

Recommendation: The City Clerk recommends that the City Council adopt Resolution 19-_____ appointing Councilmember Massey to serve as delegate and Mayor Pro Tem Campbell to serve as alternate on the South Bay Cities Council of Governments (SBCCOG).

n) [REPORT](#)
[19-0346](#)

**INTRODUCTION OF ORDINANCE MODIFYING THE
HERMOSA BEACH MUNICIPAL CODE TO RETIRE THE
EMERGENCY PREPAREDNESS ADVISORY COMMISSION**

(City Manager Suja Lowenthal)

Recommendation: Staff recommends that the City Council introduce on first reading an ordinance repealing Chapter 2.38 of the Hermosa Beach Municipal Code in its entirety.

o) [REPORT](#)
[19-0304](#)

AWARD OF CONTRACT FOR INDEPENDENT AUDIT SERVICES

(Finance Director Viki Copeland)

Recommendation: Staff recommends that the City Council:

1. Approve a contract with the firm, Gruber and Associates, for the audit of financial statements for 2018-19, 2019-20, and 2020-21 and preparation of the corresponding State Controller's Annual Report of Transactions and Annual Street Report at a cost of \$88,138.96, with an option to extend for an additional two years; and
2. Transfer \$5,933 from Prospective Expenditures in 2019-20 for year one services.

- p) [REPORT](#) [19-0355](#) **APPROVAL OF HOLDING A TRI-AGENCY STUDY SESSION
REGARDING YOUTH HEALTH ISSUES ON JUNE 5, 2019**
(City Manager Suja Lowenthal)

Recommendation: Staff recommends that the City Council approve holding a Tri-Agency Study Session on Wednesday, June 5, 2019 at 6:00 P.M. in the Council Chambers with the Beach Cities Health District and the Hermosa Beach School District to discuss youth health issues.

3. CONSENT ORDINANCES

- a) [REPORT](#) [19-0326](#) **ORDINANCE NO. 19-1392 - "AN ORDINANCE OF
THE CITY OF HERMOSA BEACH, CALIFORNIA, AMENDING
SECTION 5.78.030 (DEFINITIONS) AND SECTION 5.78.100
(OPERATING REQUIREMENTS) IN CHAPTER 5.78 OF THE
HERMOSA BEACH MUNICIPAL CODE (TOBACCO RETAILERS)
TO BAN TOBACCO RETAILERS FROM SELLING ALL
FLAVORED TOBACCO PRODUCTS"**
(City Clerk Elaine Doerfling)

Recommendation: The City Clerk recommends that the City Council waive full reading and adopt by title Ordinance No. 19-1392.

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](#) [19-0307](#) **PUBLIC HEARING ON THE ANNUAL LEVY FOR
THE SEWER CHARGE AND ENGINEER'S REPORT**
(Acting Public Works Director Lucho Rodriguez)

Recommendation: It is recommended that the City Council hold a public hearing, and:

1. Make a finding that there is no majority protest by property owners within the City of Hermosa Beach; and
2. Adopt enclosed Resolution, with attached Engineer's Report, and place the sewer service charge on the annual County of Los Angeles Tax Roll.

6. MUNICIPAL MATTERS

- a) [REPORT](#)
[19-0328](#)
- CONSIDERATION OF SPECIAL EVENT FEE WAIVER
REQUESTS FOR BEST DAY FOUNDATION BEACH DAY
FROM SATURDAY, JUNE 15 - SUNDAY, JUNE 16; AND
SATURDAY, SEPTEMBER 14 - SUNDAY, SEPTEMBER 15, 2019**

(Community Resources Manager Kelly Orta)

Recommendation: Staff recommends that the City Council consider a special event fee waiver request totaling \$140 from the Best Day Foundation for "Best Day Foundation Beach Day" on June 15-16 and September 14-15, 2019.

- b) [REPORT](#)
[19-0315](#)
- PARTICIPATION IN BEACH CITIES TRANSIT (BCT) LINE 109
AGREEMENT, WITH NO REQUIRED FINANCIAL CONTRIBUTION
FROM THE CITY FOR FISCAL YEAR 2019-2020, WITH THE CITIES
OF EL SEGUNDO, MANHATTAN BEACH AND REDONDO BEACH,
FUNDED FROM PROPOSITION A FUNDS**

(Community Development Director Ken Robertson)

Recommendation: Staff recommends that the City Council:

1. Approve participation for one year along with the other beach cities, with no required financial contribution from the City for Fiscal Year 2019-2020; and
2. Direct the Mayor to sign the agreement on behalf of the City.

- c) [REPORT](#)
[19-0280](#)
- RESOLUTION SETTING THE SALARY AND DUTIES FOR THE
ELECTED CITY CLERK SHOULD THE NOVEMBER 5, 2019
BALLOT MEASURE FOR APPOINTED CITY CLERK FAIL**

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

Recommendation: Staff recommends that the City Council adopt Resolution No. 19-XXXX setting the salary and duties for the Elected City Clerk, should the November 5, 2019 ballot measure seeking approval of the electorate for an Appointed City Clerk fail.

7. MISCELLANEOUS ITEMS AND MEETING ATTENDANCE REPORTS - CITY COUNCIL

- a) [REPORT](#)
[19-0329](#)
- CONSIDERATION OF A LETTER OF SUPPORT
FOR H.R. 1487 - SANTA MONICA MOUNTAINS NATIONAL
RECREATION AREA BOUNDARY ADJUSTMENT STUDY ACT**

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

Recommendation: Staff recommends that the City Council:

1. Approve, on behalf of the City, support for H.R. 1487, the Santa Monica Mountains National Recreation Area Boundary Adjustment Study Act, introduced by Congressman Ted Lieu; and
2. Authorize the Mayor to sign a letter of support for H.R. 1487 on behalf of the City.

- b) **19-0331**
- UPDATES FROM CITY COUNCIL AD HOC SUBCOMMITTEES
AND STANDING COMMITTEE DELEGATES/ALTERNATES**

8. OTHER MATTERS - CITY COUNCIL

a) [19-0349](#)

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:**

June 5, 2019 - Wednesday - Adjourned Regular Meeting:
6:00 PM - Study Session

June 11, 2019 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

June 25, 2019 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

July 9, 2019 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

July 18, 2019 - Thursday - Adjourned Regular Meeting:
6:00 PM - Joint Meeting with All Boards and Commissions

July 23, 2019 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

August 13, 2019 - Tuesday - No Meeting (Dark)

August 27, 2019 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

September 4, 2019 - Wednesday - Adjourned Regular Meeting:
6:00 PM - Study Session

September 10, 2019 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

September 24, 2019 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

October 2, 2019 - Wednesday - Adjourned Regular Meeting:
6:00 PM - Study Session

October 8, 2019 - Tuesday - No Meeting (Re-scheduled to Oct. 10)

October 10, 2019 - Thursday - Adjourned Regular Meeting:
6:00 PM - Closed Session and 7:00 PM - City Council Meeting

October 22, 2019 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

November 6, 2019 - Wednesday - Adjourned Regular Meeting:
6:00 PM - Study Session

November 12, 2019 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

November 18, 2019 - Monday - Adjourned Regular Meeting:
6:00 PM - Closed Session and 7:00 PM - City Council Meeting

November 21, 2019 - Thursday - Adjourned Regular Meeting:
6:00 PM - Mayor Rotation

November 26, 2019 - Tuesday - No Meeting (Re-scheduled to Nov. 18)

December 4, 2019 - Wednesday - Adjourned Regular Meeting:
6:00 PM - Study Session

December 10, 2019 - Tuesday - No Meeting (Re-scheduled to Dec. 12)

December 12, 2019 - Thursday - Adjourned Regular Meeting:
6:00 PM - Closed Session and 7:00 PM - City Council Meeting

December 24, 2019 - Tuesday - No Meeting (Dark)

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS:

June 4, 2019 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
June 18, 2019 - Tuesday - 7:00 PM - Planning Commission Meeting
July 2, 2019 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
July 8, 2019 - Monday - 7:00 PM - Emergency Preparedness Advisory Commission Meeting
July 16, 2019 - Tuesday - 7:00 PM - Planning Commission Meeting
July 17, 2019 - Wednesday - 7:00 PM - Public Works Commission Meeting
August 6, 2019 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
August 20, 2019 - Tuesday - 7:00 PM - Planning Commission Meeting
September 3, 2019 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
September 9, 2019 - Monday - 7:00 PM - Emergency Preparedness Advisory Commission Meeting
September 17, 2019 - Tuesday - 7:00 PM - Planning Commission Meeting
September 18, 2019 - Wednesday - 7:00 PM - Public Works Commission Meeting
October 1, 2019 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
October 15, 2019 - Tuesday - 7:00 PM - Planning Commission Meeting
November 4, 2019 - Monday - 7:00 PM - Emergency Preparedness Advisory Commission Meeting
November 5, 2019 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
November 19, 2019 - Tuesday - 7:00 PM - Planning Commission Meeting
November 20, 2019 - Wednesday - 7:00 PM - Public Works Commission Meeting
December 3, 2019 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
December 9, 2019 - Tuesday - 7:00 PM - Planning Commission Meeting

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

May 27, 2019 - Monday - Memorial Day
July 4, 2019 - Thursday - Independence Day
September 2, 2019 - Monday - Labor Day
November 11, 2019 - Monday - Veteran's Day
November 28, 2019 - Thursday, Thanksgiving Day
December 25, 2019 - Wednesday - Christmas Day
January 1, 2020 - Wednesday - New Year's Day (2020)