



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, November 12, 2019

6:00 PM

Council Chambers

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. **19-0716** **MINUTES:** Approval of minutes of Closed Session held on October 22, 2019.

2. **19-0717** **CONFERENCE WITH LEGAL COUNSEL: Pending 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: Hermosa Fitness LLC v. City of Hermosa Beach, et al.
United States District Court, Case Number: 2:19-cv-08666

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) [19-0729](#) **RECOGNIZING CHIEF SHARON PAPA FOR HER SERVICE
TO THE CITY OF HERMOSA BEACH AS CHIEF OF POLICE
FROM 2013-2019 AND FOR HER 40 YEARS AS
A LAW ENFORCEMENT VETERAN**
- b) 19-0730 **PROCLAMATION DECLARING NOVEMBER 12, 2019 AS
SANDPIPERS FOUNDER'S DAY AND CELEBRATING THEIR 88TH
YEAR AS A SOUTH BAY COMMUNITY SERVICE ORGANIZATION**
- c) 19-0731 **PROCLAMATION DECLARING NOVEMBER 16, 2019
AS INTERNATIONAL DAY OF TOLERANCE**

MISCELLANEOUS ITEMS AND REPORTS - CITY MANAGER

- a) 19-0732 **UPDATE ON VALLEY PARK RESTROOM RENOVATIONS**
- b) [REPORT](#) **LOS ANGELES COUNTY FIRE DEPARTMENT AND
19-0712 MCCORMICK AMBULANCE QUARTERLY UPDATE
(Emergency Management Coordinator Brandy Villanueva)**

Recommendation: Staff recommends that the City Council receive and file the Los Angeles County Fire Department and McCormick Ambulance services third quarter update review for the July 1, 2019-September 30, 2019 period.

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) [19-0733](#)

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](#)
[19-0742](#)

**MEMORANDUM REGARDING
CITY COUNCIL MEETING MINUTES**

(City Clerk Elaine Doerfling)

Recommendation: The City Clerk recommends that the City Council receive and file this memorandum.

b) [REPORT](#)
[19-0720](#)

CHECK REGISTERS
(Finance Director Viki Copeland)

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

c) [REPORT](#)
[19-0740](#)

**ACTION MINUTES OF THE PARKS, RECREATION AND
COMMUNITY RESOURCES ADVISORY COMMISSION
MEETING OF OCTOBER 1, 2019**

Recommendation: Staff recommends that the City Council receive and file the action minutes of the Parks, Recreation and Community Resources Advisory Commission meeting of October 1, 2019.

d) [REPORT](#)
[19-0734](#)

DESIGNATION OF CITY NEGOTIATOR
(City Attorney Mike Jenkins)

Recommendation: City Attorney recommends that the City Council designate Stacey Armato as the City's negotiator for purposes of conducting a closed session under Government Code section 54957.6 relative to negotiations with the City Manager concerning a compensation adjustment.

e) [REPORT](#) **REQUEST FOR APPROVAL OF SPONSORSHIP DONATION TO**
[19-0735](#) **MIRA COSTA HIGH SCHOOL GRAD NITE 2020**

(City Manager Suja Lowenthal)

Recommendation: Staff recommends that the City Council approve a donation of \$1,000 to the Mira Costa High School G.R.A.D. Booster Club for 2020.

f) [REPORT](#) **REQUEST FOR APPROVAL OF SPONSORSHIP DONATION TO**
[19-0743](#) **THE BEACH CITIES HEALTH DISTRICT'S 21st ANNUAL**

HOLIDAY GIFT BAG PROJECT

(City Manager Suja Lowenthal)

Recommendation: Staff recommends that the City Council approve a donation of \$660 to the Beach Cities Health District's Holiday Gift Bag Project for 2019.

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](#) **AN ORDINANCE OF THE CITY OF HERMOSA BEACH,**
[19-0715](#) **CALIFORNIA, AMENDING CHAPTER 8.64 OF THE HERMOSA**
BEACH MUNICIPAL CODE TO EXPAND THE BAN ON
POLYSTYRENE FOOD SERVICE WARE TO INCLUDE A BAN
ON CERTAIN POLYSTYRENE PRODUCTS, SINGLE-USE PLASTIC
PRODUCTS, AND SINGLE-USE PRODUCTS AND AMENDING
CHAPTER 1.10 TO MAKE VIOLATIONS OF CHAPTER 8.64

AS AMENDED SUBJECT TO ADMINISTRATIVE
PENALTY PROCEDURES

(Continued from meeting of August 27, 2019)

(Environmental Programs Manager Douglas Krauss)

Recommendation: Staff recommends that the City Council introduce an ordinance amending the Municipal Code to expand the ban on polystyrene food service ware to include a ban on certain polystyrene products, single-use plastic products, and single-use products.

b) [REPORT](#) **AN ORDINANCE ADOPTING THE 2019**
[19-0726](#) **CALIFORNIA BUILDING STANDARDS CODE**

(Community Development Director Ken Robertson)

Recommendation: Staff recommends that the City Council introduce on first reading an ordinance amending Title 15 of the Hermosa Beach Municipal Code to adopt the 2019 Edition of the California Building Standards Code.

6. MUNICIPAL MATTERS

- a) [REPORT](#) **CONSIDERATION OF PROHIBITION OF
19-0714 RETAIL SALE OF TOBACCO PRODUCTS**
(Community Development Director Ken Robertson)

Recommendation: Staff recommends that the City Council discuss and provide direction on whether to prohibit the retail sale of all tobacco products in Hermosa Beach.

7. MISCELLANEOUS ITEMS AND MEETING ATTENDANCE REPORTS - CITY COUNCIL

- a) [REPORT](#) **A RESOLUTION OF THE CITY COUNCIL OF HERMOSA
19-0722 BEACH, CALIFORNIA, FOR THE CITY OF HERMOSA BEACH
TO ACHIEVE GENDER EQUITY THROUGH ITS WORKFORCE,
OPERATIONS AND SERVICES**
(City Manager Suja Lowenthal)

Recommendation: Staff recommends that the City Council adopt a resolution for the City of Hermosa Beach to achieve gender equity through its workforce, operations and services.

- b) **19-0736 MAYOR ARMATO, COUNCILMEMBER DUCLOS AND
COUNCILMEMBER FANGARY REPORT ON THEIR ATTENDANCE
AT THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE
IN LONG BEACH FROM OCTOBER 16-18, 2019**

- c) **19-0737 COUNCILMEMBER DUCLOS REPORTS ON HIS
ATTENDANCE AT THE ANNUAL SISTER CITY ASSOCIATION
TRIP TO THE CITY OF LORETO IN BAJA CALIFORNIA SUR,
MEXICO FROM OCTOBER 24-28, 2019**

- d) **19-0738 UPDATES FROM CITY COUNCIL AD HOC SUBCOMMITTEES
AND STANDING COMMITTEE DELEGATES/ALTERNATES**

8. OTHER MATTERS - CITY COUNCIL

- a) **19-0749** **COUNCILMEMBER FANGARY REQUESTS PLACING ON THE AGENDA FOR THE CITY COUNCIL’S NOVEMBER 18, 2019 MEETING AN AGENDA ITEM FOR DISCUSSION AND POSSIBLE DIRECTION REGARDING DRAFTING AN URGENCY ORDINANCE TO PROHIBIT NO-FAULT EVICTIONS THROUGH DECEMBER 31, 2019 IN HERMOSA BEACH FOR RESIDENTIAL REAL PROPERTY BUILT PRIOR TO JANUARY 1, 2005. COUNCILMEMBER FANGARY REQUESTS THAT STAFF EVALUATE AND PROVIDE INPUT REGARDING THE POSSIBILITY OF HAVING THE ORDINANCE BECOME EFFECTIVE IMMEDIATELY IF VOTED ON BY COUNCIL AT THE NOVEMBER 18, 2019 MEETING, OR MAKING THE ORDINANCE RETROACTIVE TO OCTOBER 8, 2019, IF POSSIBLE. THIS ITEM RELATES TO THE RECENT PASSAGE OF AB 1482, THE TENANT PROTECTIONS ACT OF 2019, BY THE CALIFORNIA STATE LEGISLATURE ON OCTOBER 8, 2019.**

- b) [19-0739](#) **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:**

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. 17)

December 17, 2019 - Tuesday - 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:

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:

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)