



City of Hermosa Beach

City Hall
1315 Valley Drive
Hermosa Beach, CA
90254

Regular Meeting Agenda - Final

City Council

Mayor

Mary Campbell

Mayor Pro Tem

Justin Massey

Councilmembers

Hany S. Fangary

Michael Detoy

Stacey Armato

Tuesday, January 14, 2020

7:00 PM

Location: 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.hermosabeach.gov. 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@hermosabeach.gov) 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@hermosabeach.gov. 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) 20-0019 LOCAL CONTEST WINNERS OF THE LOS ANGELES COUNTY
 PUBLIC LIBRARY 2019 CHILDREN'S BOOKMARK CONTEST

- b) 20-0018 ANNOUNCEMENT OF THE 10TH ANNUAL
 PARKING PERMIT ART CONTEST WINNER

- c) 20-0007 RECOGNIZING MIKE FLAHERTY AND STEVE CRECY FOR
 THEIR SERVICE ON THE VETERANS MEMORIAL COMMITTEE

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: 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) [20-0020](#)**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](#)
[20-0021](#)**CITY COUNCIL MEETING MINUTES**

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

1. September 24, 2019 Regular Meeting
2. October 2, 2019 Adjourned Regular Meeting (Study Session)
3. October 2, 2019 Special Meeting (Closed Session)
4. October 8, 2019 Regular Meeting (Cancelled)
5. October 10, 2019 Adjourned Regular Meeting
6. October 22, 2019 Adjourned Regular Meeting (Hermosa Unplugged Event)
7. October 22, 2019 Regular Meeting
8. November 12, 2019 Regular Meeting
9. November 18, 2019 Adjourned Regular Meeting
10. November 21, 2019 Adjourned Regular Meeting
11. November 26, 2019 (Cancelled)
12. December 4, 2019 Special Meeting
13. December 10, 2019 Regular Meeting (Cancelled)
14. December 17, 2019 Adjourned Regular Meeting
15. January 8, 2020 Special Meeting (Closed Session)

b) [REPORT](#)
[20-0002](#)**CHECK REGISTERS**

(Finance Director Viki Copeland)

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

c) [REPORT](#)
[20-0028](#)**ACTION MINUTES OF THE PARKS, RECREATION AND
COMMUNITY RESOURCES ADVISORY COMMISSION
MEETING OF TUESDAY, DECEMBER 3, 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 Tuesday, December 3, 2019.

d) [REPORT](#)
[20-0001](#)**PLANNING COMMISSION TENTATIVE FUTURE AGENDA ITEMS**
(Community Development Director Ken Robertson)

Recommendation: Staff recommends that the City Council receive and file the January 21, 2020 Planning Commission tentative future agenda items.

e) [REPORT](#)
[20-0012](#)

**REQUEST TO APPROVE TEMPORARY EMPLOYMENT
AGREEMENT FOR INTERIM POLICE CHIEF SERVICES**

(Human Resources Manager Vanessa Godinez)

- Recommendation:** Staff recommends that the City Council:
1. Adopt the attached resolution approving a temporary employment agreement to Michael McCrary for Interim Police Chief services; and
 2. Authorize the Mayor to execute the temporary employment agreement.

3. CONSENT ORDINANCES

a) [REPORT](#)
[20-0029](#)

ORDINANCE NO. 20-1402

**AN ORDINANCE OF THE CITY OF HERMOSA BEACH
ESTABLISHING THE POSITION OF APPOINTED CITY CLERK
IN LIGHT OF THE PASSAGE OF CITY MEASURE CC AND
ESTABLISHING THE CITY MANAGER AS APPOINTING
AUTHORITY FOR THE CITY CLERK**

(City Manager Suja Lowenthal)

- Recommendation:** Staff recommends that the City Council waive full reading and adopt by title Ordinance No. 20-1402.

**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](#)
[20-0006](#)

**CONSIDERATION OF A MUNICIPAL CODE AMENDMENT RELATED
TO REGULATIONS FOR ACCESSORY DWELLING UNITS (ADU)
AND JUNIOR ACCESSORY DWELLING UNITS (JADU), AS
MANDATED BY STATE LAW, AND DETERMINATION THAT
THE AMENDMENT IS EXEMPT FROM THE CALIFORNIA
ENVIRONMENTAL QUALITY ACT (CEQA)**

(Community Development Director Ken Robertson)

- Recommendation:** Staff recommends that the City Council hold a public hearing and:
1. Adopt the attached urgency ordinance to amend the Hermosa Beach Municipal Code, thereby immediately establishing regulations for Accessory Dwelling Units (ADU) and Junior Accessory Dwelling Units (JADU) and determine the urgency ordinance is exempt from the California Environmental Quality Act; and
 2. Introduce on first reading the attached identical non-urgency ordinance to amend the Hermosa Beach Municipal Code, thereby establishing regulations for Accessory Dwelling Units (ADU) and Junior Accessory Dwelling Units (JADU) and determine the ordinance is exempt from the California Environmental Quality Act.

- b) [REPORT](#)
[20-0005](#)
- TEXT AMENDMENT 20-1, CONSIDERATION OF AN AMENDMENT TO CHAPTER 5.78 "TOBACCO RETAILERS" OF TITLE 5 OF THE HERMOSA BEACH MUNICIPAL CODE TO PROHIBIT ISSUANCE OF NEW TOBACCO RETAILER LICENSES AND THE SALE OF ELECTRONIC SMOKING DEVICES AND DETERMINATION THAT THE AMENDMENT IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT**
(Community Development Director Ken Robertson)

Recommendation: Staff recommends that the City Council continue the public hearing to the January 28 meeting in order to provide staff additional time to reach out to all tobacco retailers and discuss with them Council's direction.

6. MUNICIPAL MATTERS

- a) [REPORT](#)
[20-0011](#)
- APPROVAL OF THE PARKS, RECREATION AND COMMUNITY RESOURCES ADVISORY COMMISSION'S RECOMMENDED SPECIAL EVENT LONG-TERM AGREEMENT POLICY FOR A THREE-YEAR PILOT PROGRAM; AND AFFIRM THE COMMISSION'S REVIEW OF THE POLICY IN TWO YEARS**
(Community Resources Manager Kelly Orta)

Recommendation: Staff recommends that the City Council:

1. Approve the Parks, Recreation and Community Resources Advisory Commission's recommended Special Event Long-term Agreement Policy for a three-year pilot program; and
2. Direct the Parks, Recreation and Community Resources Advisory Commission to review and provide an update to Council on the policy in two years' time, in advance of entering into the Pilot Program's third and final year.

- b) [REPORT](#)
[20-0024](#)
- BROWN ACT DEMANDS FILED BY KEN HARTLEY AND JUSTIN LEDDEN PERTAINING TO SELECTION OF MAYOR AND MAYOR PRO TEMPORE**
(City Attorney Michael Jenkins)

Recommendation: Staff recommends that the City Council consider allegations in the two attached letters and take action as Council deems appropriate.

7. MISCELLANEOUS ITEMS AND MEETING ATTENDANCE REPORTS - CITY COUNCIL

- a) [20-0030](#)
- COUNCILMEMBER FANGARY REPORTS ON HIS ATTENDANCE AT THE CALIFORNIA CONTRACT CITIES ASSOCIATION (CCCA) SACRAMENTO LEGISLATIVE TOUR FROM JANUARY 6-8, 2020**

- b) 20-0022 UPDATES FROM CITY COUNCIL AD HOC SUBCOMMITTEES
AND STANDING COMMITTEE DELEGATES/ALTERNATES**

8. OTHER MATTERS - CITY COUNCIL

- a) [20-0023](#) **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:**

January 28, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

February 11, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

February 25, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

March 4, 2020 - Wednesday - Adjourned Regular Meeting:
6:00 PM - Revenue Study Session

March 10, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

March 24, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

April 4, 2020 - Saturday - Adjourned Regular Meeting:
9:00 AM - City Council Retreat

April 14, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

April 22, 2020 - Wednesday - Adjourned Regular Meeting:
6:00 PM - FY 2020-2021 Capital Improvement Program

April 28, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

May 6, 2020 - Wednesday - Adjourned Regular Meeting:
6:00 PM - Study Session

May 12, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

May 21, 2020 - Thursday - Adjourned Regular Meeting:
6:00 PM - Budget Study Session

May 26, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

June 3, 2020 - Wednesday - Adjourned Regular Meeting:
6:00 PM - Study Session

June 9, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

June 23, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

July 1, 2020 - Wednesday - Adjourned Regular Meeting:
6:00 PM - Study Session

July 14, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

July 23, 2020 - Thursday - Adjourned Regular Meeting:
7:00 PM - Joint Meeting with all Boards/Commissions

July 28, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

August 11, 2020 - Tuesday - No Meeting (Dark)

August 25, 2020 - Tuesday - 6:00 PM - Closed Session,
7:00 PM - City Council Meeting

CITY COUNCIL MEETINGS - CONTINUED:

September 2, 2020 - Wednesday - Adjourned Regular Meeting:

6:00 PM - Study Session

September 8, 2020 - Tuesday - 6:00 PM - Closed Session,

7:00 PM - City Council Meeting

September 22, 2020 - Tuesday - 6:00 PM - Closed Session,

7:00 PM - City Council Meeting

October 7, 2020 - Wednesday - Adjourned Regular Meeting:

6:00 PM - Study Session

October 13, 2020 - Tuesday - 6:00 PM - Closed Session,

7:00 PM - City Council Meeting

October 27, 2020 - Tuesday - 6:00 PM - Closed Session,

7:00 PM - City Council Meeting

November 4, 2020 - Wednesday - Adjourned Regular Meeting:

6:00 PM - Study Session

November 10, 2020 - Tuesday - 6:00 PM - Closed Session,

7:00 PM - City Council Meeting

November 12, 2020 - Thursday - Adjourned Regular Meeting:

6:00 PM - Appointment of Mayor & Mayor Pro Tem

November 24, 2020 - Tuesday - 6:00 PM - Closed Session,

7:00 PM - City Council Meeting

December 2, 2020 - Wednesday - Adjourned Regular Meeting:

6:00 PM - Study Session

December 8, 2020 - Tuesday - 6:00 PM - Closed Session,

7:00 PM - City Council Meeting

December 22, 2020 - Tuesday - No Meeting (Dark)

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS:

January 15, 2020 - Wednesday - 7:00 PM - Public Works Commission Meeting
January 21, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
February 4, 2020 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
February 18, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
March 2, 2020 - Monday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
March 17, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
March 18, 2020 - Wednesday - 7:00 PM - Public Works Commission Meeting
April 2, 2020 - Thursday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
April 21, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
May 5, 2020 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
May 19, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
May 20, 2020 - Wednesday - 7:00 PM - Public Works Commission Meeting
June 2, 2020 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
June 16, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
July 7, 2020 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
July 15, 2020 - Wednesday - 7:00 PM - Public Works Commission Meeting
July 21, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
August 4, 2020 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
August 18, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
September 1, 2020 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
September 15, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
September 16, 2020 - Wednesday - 7:00 PM - Public Works Commission Meeting
October 6, 2020 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
October 20, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
November 5, 2020 - Thursday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
November 17, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting
November 18, 2020 - Wednesday - 7:00 PM - Public Works Commission Meeting
December 1, 2020 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting
December 15, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting

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

January 20, 2020 - Monday - Martin Luther King, Jr. Birthday
February 17, 2020 - Monday - President's Day
May 25, 2020 - Monday - Memorial Day
September 7, 2020 - Monday - Labor Day
November 11, 2020 - Wednesday - Veteran's Day
November 26, 2020 - Thursday - Thanksgiving Day