



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, September 22, 2020

5:00 PM

Closed Session - 5:00 P.M.

Regular Meeting - 6:00 P.M.

Duly Posted Online 9/17/20 at 8:35 p.m. By E.S.

5:00 P.M. - CLOSED SESSION**CALL TO ORDER****ROLL CALL****PUBLIC COMMENT ON THE CLOSED SESSION AGENDA****TO PARTICIPATE BY PHONE:**

1. Email Esarmiento@hermosabeach.gov to be added to the speaker list. Please indicate which item you would like to speak on.
2. Dial-in to meeting:
 - Toll Free: 833-548-0276
 - Meeting ID: 342 231 9288
 - Passcode: 343028
3. ATTENDEES WILL BE MUTED UNTIL THE PUBLIC PARTICIPATION PERIOD IS OPENED.
Comments from the public are limited to 3 minutes per speaker.

RECESS TO CLOSED SESSION

1) **20-0630** **MINUTES:** Approval of minutes of Closed Session held on September 8, 2020.

2) **20-0629** **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 cases: One

ADJOURNMENT OF CLOSED SESSION

6:00 P.M. - REGULAR AGENDA**PUBLIC PARTICIPATION**

City Hall will be closed to the public until further notice. Virtual Meetings are held pursuant to Executive Order N-29-20 issued by Governor Gavin Newsom on March 17, 2020. Members of the public may email comments to Esarmiento@hermosabeach.gov or submit eComments until 3:00 p.m. on the meeting date. Members of the public may also participate by phone.

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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 (esarmiento@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 esarmiento@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.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. CLOSED SESSION REPORT

V. ANNOUNCEMENTS - UPCOMING CITY EVENTS

VI. APPROVAL OF AGENDA

VII. PROCLAMATIONS / PRESENTATIONS

- a. 20-0607 COVID-19 HEALTH UPDATE FROM BEACH CITIES HEALTH DISTRICT**

VIII. CITY MANAGER REPORT - The City Manager and staff may provide brief reports on pending City business. Longer oral reports to be provided are as follows:

- | | | |
|----|-------------------------|---|
| a) | 20-0617 | COVID-19 UPDATE |
| b) | 20-0618 | UPDATE ON LOS ANGELES COUNTY FIRE SERVICES AND MCCORMICK AMBULANCE REPORT FOR JULY 2020 |

IX. PUBLIC PARTICIPATION -- ORAL AND WRITTEN COMMUNICATIONS FROM THE PUBLIC: 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 (City Manager Reports, City Councilmember Reports and Future Agenda Items), or to request the removal of an item from the consent calendar. Public comments on the agenda items called City Manager Reports, City Councilmember Reports and Future Agenda Items 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 during discussion of items removed from the Consent Calendar; during Public Hearings; and, during discussion of items appearing under Municipal Matters.

All comments from the public under this agenda item are limited to three minutes per speaker, but this time allotment may be reduced due to time constraints. The City Council acknowledges receipt of the oral and written communications listed below. No action will be taken on matters raised in written communications, provided that the Council may take action to schedule issues raised in oral and written communications for a future agenda. Speakers with comments regarding City management or departmental operations are encouraged to submit those comments to the City Manager.

a. [20-0614](#)

WRITTEN COMMUNICATION

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

X. CITY COUNCILMEMBER COMMENTS: Councilmembers may briefly respond to public comments, may ask a question for clarification or make a brief announcement or report on his or her own activities or meetings attended.

a) **20-0608** **UPDATES FROM CITY COUNCIL AD HOC SUBCOMMITTEES
AND STANDING COMMITTEE DELEGATES/ALTERNATES**

XI. CONSENT CALENDAR: The following more routine matters will be acted upon by one vote to approve with the majority consent of the City Council. The title is deemed to be read and further reading waived of any ordinance listed on the consent calendar for introduction or adoption. 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 XII (12), with public comment permitted at that time.

a) [REPORT](#)
[20-0595](#)

CHECK REGISTERS

(Finance Director Viki Copeland)

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

b) [REPORT](#)
[20-0609](#)

CITY COUNCIL MEETING MINUTES

(City Clerk Eduardo Sarmiento)

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

1. September 8, 2020 Adjourned Regular Meeting

c) [REPORT](#)
[20-0622](#)

**MEMORANDUM REGARDING REVENUE AND
EXPENDITURE REPORTS, CIP REPORT BY PROJECT,
CITY TREASURER'S REPORT AND CASH BALANCE
REPORT FOR AUGUST 2020**

(Finance Director Viki Copeland)

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

d) [REPORT](#)
[20-0620](#)

**ACTION MINUTES OF THE PUBLIC WORKS COMMISSION
MEETING OF JULY 15, 2020**

(Public Works Director Marnell Gibson)

Recommendation: Staff recommends that the City Council receive and file the action minutes of the Public Works Commission meeting of July 15, 2020.

e) [REPORT](#)
[20-0621](#)

**CAPITAL IMPROVEMENT PROGRAM STATUS REPORT
AS OF SEPTEMBER 10, 2020**

(Public Works Director Marnell Gibson)

Recommendation: Staff recommends that the City Council receive and file the Capital Improvement Program Status Report as of September 10, 2020.

f) [REPORT](#)
[20-0615](#)

**ACTION SHEET OF THE PLANNING COMMISSION
MEETING OF SEPTEMBER 15, 2020**

(Community Development Director Ken Robertson)

Recommendation: Staff recommends that the City Council receive and file the action sheet of the Planning Commission meeting of September 15, 2020.

g) [REPORT](#)
[20-0616](#)

**PLANNING COMMISSION TENTATIVE FUTURE AGENDA ITEMS
(Community Development Director Ken Robertson)**

Recommendation: Staff recommends that the City Council receive and file the October 20, 2020 Planning Commission tentative future agenda items.

h) [REPORT](#)
[20-0623](#)

RECOMMENDATION TO REJECT CLAIM

(Human Resources Manager Vanessa Godinez)

Recommendation: Staff recommends that the City Council reject the following claim and refer it to the City's Liability Claims Administrator.

Claimant: Shaan Harris

Date of Loss: May 5, 2020

Date Filed: May 19, 2020

Allegation: The claimant was involved in a single vehicle traffic collision and his vehicle was impounded and towed away. Claimant is alleging his personal belongings were stolen from his vehicle (golf clubs and sunglasses). He is seeking a total of \$1,107.24 for replacement costs of his personal belongings and towing fees.

- i) [REPORT](#)
[20-0613](#)
- RETROACTIVELY APPROVE FIRST AMENDMENT TO LEASE
AGREEMENT BETWEEN THE CITY OF HERMOSA BEACH
AND STAR EDUCATION TO PROVIDE CHILDCARE SERVICES
FOR CHILDREN ENROLLED IN THE HERMOSA BEACH
CITY SCHOOL DISTRICT**
(Community Resources Manager Kelly Orta)

Recommendation: Staff recommends that the City Council:

1. Retroactively approve a first amendment to lease agreement with STAR Education to provide enhanced childcare services for children enrolled in the Hermosa Beach City School District participating in virtual instruction; and
2. Add estimated lease revenue of \$4,664.40 to the 2020-21 Budget.

- j) [REPORT](#)
[20-0631](#)
- CONFIRM CITY MANAGER/DIRECTOR OF EMERGENCY
SERVICES ORDER NO. 2020-12 IMPLEMENTING EMERGENCY
MEASURES TO TEMPORARILY DEFER PAYMENT OF CITY
BUSINESS TAXES DURING THE COVID-19 PANDEMIC**
(City Attorney Michael Jenkins)

Recommendation: Staff recommends that the City Council confirm City Manager/Director of Emergency Services Executive Order No. 2020-12 (Attachment 1) temporarily suspending City of Hermosa Beach Municipal Code sections 5.04.190, 5.04.200 and 5.04.240 to defer payment of City business taxes and waive interest and penalties for any business that ceased all business operations between March 16 and 31, 2020 and has been entirely closed and remains closed as of the date of the Order due to the COVID-19 pandemic.

**XII. ITEMS REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE
DISCUSSION - Items pulled from the Consent Calendar will be handled separately.
Public comment will be taken prior to Council deliberation and action on each item
pulled from the Consent Calendar.**

XIII. PUBLIC HEARINGS - TO COMMENCE AT 6:30 P.M.

NONE

XIV. MUNICIPAL MATTERS

- a) [REPORT](#)
[20-0612](#)
- RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
HERMOSA BEACH APPROVING THE ISSUANCE AND
SALE OF REFUNDING LEASE REVENUE BONDS BY THE
HERMOSA BEACH PUBLIC FINANCING AUTHORITY TO
REFUND OUTSTANDING 2015 LEASE REVENUE BONDS
AND APPROVE RELATED DOCUMENTS AND ACTIONS**
- (Finance Director Viki Copeland)

Recommendation: Staff recommends that the City Council approve the resolution entitled "Resolution of the City Council of the City of Hermosa Beach Approving the Issuance and Sale of Refunding Lease Revenue Bonds by the Hermosa Beach Public Financing Authority to Refund Outstanding 2015 Lease Revenue Bonds and Approving Related Documents and Actions."

RECESS TO MEETING OF PUBLIC FINANCING AUTHORITY

PUBLIC FINANCING AUTHORITY AGENDA

I. CALL TO ORDER

II. ROLL CALL

III. CONSENT CALENDAR

- a) [REPORT](#)
[20-0619](#)
- RESOLUTION OF THE BOARD OF DIRECTORS OF THE HERMOSA
BEACH PUBLIC FINANCING AUTHORITY APPROVING THE
ISSUANCE AND SALE OF REFUNDING LEASE REVENUE BONDS
BY THE HERMOSA BEACH PUBLIC FINANCING AUTHORITY
TO REFUND OUTSTANDING 2015 LEASE REVENUE BONDS
AND APPROVE RELATED DOCUMENTS AND ACTIONS**
- (Finance Director Viki Copeland)

Recommendation: Staff recommends that the Public Financing Authority approve the Resolution entitled "Resolution of the Board of Directors of the Hermosa Beach Public Financing Authority Authorizing the Issuance and Sale of Refunding Lease Revenue Bonds and Approving Related Documents and Actions".

ADJOURNMENT OF PUBLIC FINANCING AUTHORITY

RECONVENE REGULAR CITY COUNCIL MEETING

XIV. MUNICIPAL MATTERS

b) [REPORT](#)
[20-0610](#)

**RECEIVE REPORT ON EMERGENCY
ENFORCEMENT MEASURES TO ENSURE
COMPLIANCE WITH PANDEMIC-RELATED HEALTH
ORDERS FROM BOTH THE CITY AND THE COUNTY
OF LOS ANGELES HEALTH DEPARTMENT**

(City Manager Suja Lowenthal)

(This will be a verbal report)

c) [REPORT](#)
[20-0625](#)

**ADOPTION OF AN URGENCY ORDINANCE OF THE
CITY OF HERMOSA BEACH, CALIFORNIA, CLARIFYING
THE TEMPORARY MORATORIUM ON EVICTIONS DURING
THE COVID-19 PANDEMIC TO REFLECT STATE LAW AND
SETTING FORTH THE FACTS CONSTITUTING SUCH URGENCY**

(City Attorney Michael Jenkins)

(Assistant City Attorney Lauren Langer)

Recommendation: Staff recommends that the City Council:
1. Adopt an Urgency Ordinance No. 20-1417U of the City of Hermosa Beach to clarify provisions of the moratorium on residential evictions to reflect state law; and
2. Extend the temporary moratorium on commercial evictions, setting forth the facts constituting such urgency (Attachment 1).

The urgency ordinance requires four-fifths vote of the City Council and if approved, will take effect immediately

d) [REPORT](#)
[20-0601](#)

**DESIGNATION OF VOTING DELEGATE & ALTERNATE FOR THE
LEAGUE OF CALIFORNIA CITIES 2020 ANNUAL CONFERENCE
AND CONSIDERATION OF THE LEAGUE OF CALIFORNIA
CITIES ANNUAL CONFERENCE RESOLUTION**

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

Recommendation: Staff recommends that City Council:
1. Designate a Voting Delegate and an alternate for the League of California Cities Annual Business Meeting scheduled for Friday, October 9; and
2. Concur with staff's position and authorize the City Council's Voting Delegate to support the League of California Cities General Assembly Resolution.

e) [REPORT](#)
[20-0627](#)

CITY COUNCIL COMMITTEE LIST UPDATE

(City Clerk Eduardo Sarmiento)

Recommendation: Staff recommends that the City Council:
1. Approve retiring the Compact Committee and allowing the City-School District Partnership to continue with the Mayor and School Board President meeting informally as needed; and
2. Provide direction on new target decommission dates for the City Council temporary subcommittees.

f) [REPORT](#) **ESTABLISHMENT OF A POLICY FOR THE SELECTION
20-0632 OF THE CITY'S MAYOR AND MAYOR PRO TEMPORE**

(City Attorney Michael Jenkins)

Recommendation: Staff recommends that the City Council consider adoption of a formal policy governing selection of the Mayor and Mayor Pro Tempore.

XV. FUTURE AGENDA ITEMS - Requests from Councilmembers for possible future agenda items and questions from Councilmembers regarding the status of future agenda items. No discussion or debate of these requests shall be undertaken; the sole action is whether to schedule the item for consideration on a future agenda. No public comment will be taken. Councilmembers should consider the city's work plan when considering new items.

a) [20-0611](#) **TENTATIVE FUTURE AGENDA ITEMS**

XVI. ADJOURNMENT

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

September 29, 2020 - Tuesday - Adjourned Regular Meeting:

6:00 PM - Joint City Council and Parks & Recreation Commission Study Session:
Community Theater Needs Assessment

October 10, 2020 - Saturday - Adjourned Regular Meeting:

8:00 AM - City Council Retreat

October 13, 2020 - Tuesday - 5:00 PM - Closed Session,

6:00 PM - City Council Meeting

October 27, 2020 - Tuesday - 5:00 PM - Closed Session,

6:00 PM - City Council Meeting

November 4, 2020 - Wednesday - Adjourned Regular Meeting:

6:00 PM - Study Session

November 10, 2020 - Tuesday - 5:00 PM - Closed Session,

6:00 PM - City Council Meeting

November 12, 2020 - Thursday - Adjourned Regular Meeting:

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

November 24, 2020 - Tuesday - 5:00 PM - Closed Session,

6:00 PM - City Council Meeting

December 2, 2020 - Wednesday - Adjourned Regular Meeting:

6:00 PM - Study Session

December 8, 2020 - Tuesday - 5:00 PM - Closed Session,

6:00 PM - City Council Meeting

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

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS:

September 29, 2020 - Tuesday - Adjourned Regular Meeting:

6:00 PM - Joint City Council and Parks & Recreation Commission Study Session:
Community Theater Needs Assessment

October 5, 2020 - Monday - 6:00 PM - Economic Development Committee

October 6, 2020 - Tuesday - 7:00 PM - Parks and Recreation Advisory Commission Meeting

October 20, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting

November 2, 2020 - Monday - 6:00 PM - Economic Development Committee

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 7, 2020 - Monday - 6:00 PM - Economic Development Committee

December 15, 2020 - Tuesday - 7:00 PM - Planning Commission Meeting

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

November 11, 2020 - Wednesday - Veteran's Day

November 26, 2020 - Thursday - Thanksgiving Day