

# City of Hermosa Beach

*City Hall  
1315 Valley Drive  
Hermosa Beach, CA 90254*



## Regular Meeting Minutes - Final

**Tuesday, February 27, 2018**

**6:00 PM**

**Closed Session - 6:00 PM**

**Regular Meeting - 7:00 PM**

**Council Chambers**

### **City Council**

***Mayor  
Jeff Duclos***

***Mayor Pro Tem  
Stacey Armato***

***Councilmembers  
Mary Campbell  
Hany S. Fangary  
Justin Massey***

**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 – 6:00 p.m.****ROLL CALL**

<i>Present:</i>	<i>Armato, Campbell, Fangary, Massey, Mayor Duclos</i>
<i>Absent:</i>	<i>None</i>

**PUBLIC COMMENT – None****RECESS TO CLOSED SESSION IN SECOND FLOOR CONFERENCE ROOM – 6:01 p.m.**

1.     **18-0129**     **MINUTES:** Approval of minutes of Closed Sessions held on February 13 and February 19, 2018.
  
2.     **18-0130**     **CONFERENCE WITH LEGAL COUNSEL: Existing 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: Aaron Marks et al. v. City of Hermosa Beach  
                          Federal District Court, Central District of California  
                          Case Number: 2:17-cv-08739-FFM
  
3.     **18-0131**     **CONFERENCE WITH LEGAL COUNSEL: Threatened Litigation**  
                          **Government Code Section 54956.9(d)(2)**  
  
                          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: One
  
4.     **18-0132**     **PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT**  
                          **Government Code Section 54957**  
  
                          Title: City Manager

**ADJOURNMENT OF CLOSED SESSION – 7:00 p.m.**

**7:00 P.M. - REGULAR AGENDA****CALL TO ORDER –** 7:04 p.m.**PLEDGE OF ALLEGIANCE –** Scarlett Amar**ROLL CALL**

<i>Present:</i>	<i>Armato, Campbell, Fangary, Massey, Mayor Duclos</i>
<i>Absent:</i>	<i>None</i>

**CLOSED SESSION REPORT**

<i>City Attorney Jenkins reported no public comments, no added agenda items, and no reportable actions.</i>
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**ANNOUNCEMENTS****PROCLAMATIONS / PRESENTATIONS****a) 18-0133 RECOGNIZING LEADERSHIP HERMOSA BEACH  
2017 EMERGING LEADER AWARD RECIPIENTS**

Leadership Hermosa President Laura Misel introduced the winners and Mayor Duclos presented each with a Certificate of Recognition.

**b) SISTER CITY ASSOCIATION UPDATE**

Liz Ramirez, Sister City Association President, gave the update.

**MISCELLANEOUS ITEMS AND REPORTS - CITY MANAGER**

City Manager Gonzalez said he was retiring in March to take a position closer to home and thanked the Council for the opportunity to work for the City.

**PUBLIC PARTICIPATION:****1. ORAL AND WRITTEN COMMUNICATIONS:**

Coming forward to address the Council at this time were:

Christine Shultz, parent of Brownie, with members of Brownie troop 6025

Stephen McCall, Hermosa Beach Education Foundation Boardmember

Adrienne Slaughter, Adrienne's Search for Children's Cancer Cure

Laura Misel, Leadership Hermosa President  
Merna Marshall, Hermosa Woman's Club  
Ken Sarno  
Connie Sullivan  
Dency Nelson  
Megg Sulzinger  
Andrea Giancoli  
Marietta (last name indistinct)  
Betsy Ryan  
Gerry O'Connor  
Craig Cadwallader  
Peter Tucker  
Steve Dillow  
Sandy Saemann

- a) **18-0134** **LETTER FROM CHRISTINE SHULTZ AND RESPONSE  
FROM CITY DATED FEBRUARY 13, 2018 REGARDING  
SAFETY AT THE HERMOSA VIEW CROSSWALK**

Attachments: [Letter from Christine Shultz and response from City.pdf](#)

**Action:** *To receive and file the written communication.  
Motion Massey, second Armato. The motion carried by a unanimous vote.*

## 2. **CONSENT CALENDAR:**

**Action:** *To approve consent calendar items 2(a) through 2(i).  
Motion Massey, second Armato. The motion carried by a unanimous vote.*

- 2a) **REPORT** **CITY COUNCIL MEETING MINUTES**  
**18-0136** (City Clerk Elaine Doerfling)

Attachments: [021918 special mtg](#)

**Action:** *To approve the minutes of the Special Meeting of February 19, 2018.*

- 2b) **REPORT** **CHECK REGISTERS**  
**18-0126** (Finance Director Viki Copeland)

Attachments: [1. 02-08-18](#)  
[2. 02-12-18](#)  
[3. 02-15-18](#)

**Action:** *To ratify the above-noted check registers.*

- 2c) **REPORT**                      **REVENUE AND EXPENDITURE REPORTS FOR DECEMBER 2017**  
18-0142                                      (Finance Director Viki Copeland)

**Attachments:**      [1. Dec 2017 Rev Status Report](#)  
                              [2. Dec 2017 Exp Status Report](#)

**Action:** *To receive and file the December 2017 Financial Reports.*

- 2d) **REPORT**                      **CITY TREASURER'S REPORT AND CASH BALANCE REPORT**  
18-0140                                      (City Treasurer Karen Nowicki)

**Attachments:**      [1. Dec 2017 Treasurer's Report](#)  
                              [2. Dec 2017 Cash Balance Report](#)

**Action:** *To receive and file the December 2017 City Treasurer's Report and Cash Balance Report.*

- 2e) **REPORT**                      **CANCELLATION OF CERTAIN CHECKS**  
18-0137                                      (City Treasurer Karen Nowicki)

**Action:** *To approve cancellation of certain checks as recommended by the City Treasurer.*

- 2f) **REPORT**                      **PROJECT STATUS REPORT AS OF JANUARY 31, 2018**  
18-0087                                      (Public Works Director Glen W.C. Kau)

**Attachments:**      [02-14-18 January CIP Status Report FY17-18](#)

**Action:** *To receive and file the Project Status Report as of January 31, 2018.*

- 2g) **REPORT**                      **PLANNING COMMISSION TENTATIVE FUTURE AGENDA ITEMS**  
18-0128                                      (Community Development Director Ken Robertson)

**Attachments:**      [Planning Commission March, 2018 Tentative Future Agenda](#)

**Action:** *To receive and file the March 2018 Planning Commission tentative future agenda items.*

**2h) REPORT DRAFT ACTION MINUTES OF THE PLANNING COMMISSION  
18-0135 MEETING OF FEBRUARY 20, 2018**

**Attachments:** [Draft Action Minutes](#)

**Action:** To receive and file the draft action minutes of the Planning Commission meeting of February 20, 2018 and decline to review the actions from that meeting. (Four (4) affirmative votes are required.)

**2i) REPORT RECOMMENDATION TO APPROVE THE FIRST AMENDMENT  
18-0122 TO AGREEMENT FOR PROFESSIONAL SERVICES NO. 16-014  
BETWEEN THE CITY OF HERMOSA BEACH AND SCHAAF &  
WHEELER CONSULTING CIVIL ENGINEERS TO EXTEND  
THE TERM AND AMOUNT OF THE AGREEMENT TO  
COMPLETE ADDITIONAL SCOPE FOR THE  
STORM DRAINAGE MASTER PLAN  
(Public Works Director Glen W.C. Kau)**

**Attachments:** [1. First Amendment to PSA 16-014 2-13-18.pdf](#)  
[2. Hermosa SDMP Add Scope and Fee 013018.pdf](#)  
[3. PSA 16-014- SCHAAF & WHEELER CONSULTING ENGINEERS.pdf](#)

**Action:** To:

1. Approve the First Amendment to the existing Professional Services Agreement No. 16-014 with Schaaf and Wheeler consulting Engineers (S&W) to extend the term of the agreement to September 28, 2018; and
2. Increase the amount of the agreement by \$18,995 for a total of \$208,945.

**3. CONSENT ORDINANCES – None**

**4. ITEMS REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION  
– None**

**5. PUBLIC HEARINGS – None**

**6. MUNICIPAL MATTERS**

**6a) REPORT SUPPORT FOR ASSEMBLY BILL NO. 1782 TO ESTABLISH  
18-0144 SURFING AS THE OFFICIAL SPORT OF CALIFORNIA  
(Assistant to the City Manager Nico De Anda-Scaia)**

**Attachments:** [1. AB 1782 - Proposed Legislation](#)  
[2. Draft Letter of Support for AB 1782.pdf](#)

Coming forward to address the Council on this item were:

Dency Nelson

Craig Cadwallader

**Action:** To approve and authorize the Mayor to sign a letter of support on behalf of the City for Assembly Bill 1782 (Muratsuchi), designating surfing as the official sport of the state of California.

Motion Campbell, second Massey. The motion carried by a unanimous vote.

**6b) REPORT  
18-0127**

**MIDYEAR BUDGET REVIEW 2017-18**  
(Finance Director Viki Copeland)

**Attachments:** [1. Revenue Detail Report](#)  
[2. Additional Appropriations Report](#)  
[3. Budget Transfers Report](#)  
[4. Budget Summary Report](#)  
[5. City Council Travel Summary](#)

Coming forward to address the Council on this item was:

David Grethen

**Action:** To:

1. Approve the revisions to estimated revenue, appropriations, budget transfers and fund balances as shown herein and in the attached Revenue Detail Report, Additional Appropriations Report, Budget Transfers Report, and Budget Summary Report, with \$10,000 to be retained toward the proposed Greenbelt project discussed tonight;
2. From the General Fund, approve the addition of \$147,257 to the assigned fund balance for Contingencies in order to meet the City's target of 16% for this goal; add \$244,981 to the Compensated Absences assignment to meet the goal amount of 25% of the current liability; release remaining funds for unspecified contingencies set aside for 2016-17 and 2017-18 in the amounts of \$227,854 and \$371,237, respectively;
3. Approve use of Fire Protection Funds instead of General Funds for Fire related equipment conversion costs in an amount of \$56,596;
4. Transfer the remaining funds available in the General Fund of \$1,065,595 to the Insurance Fund;
5. From the Equipment Replacement Fund, to reduce the assigned fund balance for the remaining radio upgrades to \$121,020 and transfer \$445,898 to the Insurance Fund; and
6. Receive and file the City Council Travel Summary (Attachment 5).

Motion Massey, second Armato. The motion carried by a unanimous vote.

**Additional Action:** To reschedule the Financial Plan Study Session scheduled for March 6, 2018 to coincide with the 2018-19 Budget Workshop on June 6, 2018; and  
Motion Massey, second Campbell. The motion carried by a unanimous vote.

6c) **REPORT**  
**18-0139**

**REPORT ON ADA ASSESSMENT AND PROPOSED  
DECOMPOSED GRANITE PATH ON GREENBELT**

(Public Works Director Glen W.C. Kau  
and Planning Director Ken Robertson)

**Attachments:**

- [1. City Attorney Memorandum, Improvement on the Greenbelt](#)
- [2. DRAFT HermosaBeach Greenbelt ADAReq Rvd](#)
- [3. Relevant Greenbelt Policies from PLAN Hermosa](#)
- [4. SUPPLEMENTAL eComment from Joseph Verbrugge \(submitted 2-23-18 at 5pm\).pdf](#)
- [5. SUPPLEMENTAL Letter from members of Access Hermosa \(added 2-26-18 at 3pm\).pdf](#)
- [6. SUPPLEMENTAL Letter and Attachment from Joseph Verbrugge \(added 2-27-18 at 1pm\).pdf](#)
- [7. SUPPLEMENTAL eComment from Claudia Berman \(submitted 2-26-18 at 6pm\).pdf](#)
- [8. SUPPLEMENTAL eComment from Kent Allen \(submitted 2-27-18 at 1034am\).pdf](#)
- [9. SUPPLEMENTAL Letter from Barbara Ellman \(added 2-27-18 at 6pm\).pdf](#)

Coming forward to address the Council on this item were:

Geoff Hirsch  
Andrea Giancoli  
Jim Rosenberger  
George Schmeltzer  
Beth Rohrer  
David Grethen  
Dency Nelson  
Ira Ellman  
Harlan Robinson  
Adam Malovani

**Action:** To direct staff to continue to work with Access Hermosa, the Public Works Commission, and the City Attorney and return to the Council at a future meeting with recommendations for either (1) implementing the proposed Greenbelt modifications consistent with current zoning requirements, or (2) providing the actions needed to place the issue of potential modifications to The Greenbelt as a ballot measure at a future election. Staff was further directed to include, in the agenda item presented to the Public Works Commission, a report from a landscape architect with opinions on options within existing zoning requirements, making clear that the issue is to be brought back as time allows, secondary to more pressing projects that have been in the works for a longer period of time, and noting that it may be considered as part of next year's budget if not included this year.

*Motion Fangary, second Armato. The motion carried by a unanimous vote.*

**Additional Action:** To extend tonight's meeting to 11:30 p.m.

*Motion Armato, second Massey. The motion carried 4-0. (Fangary had left the room briefly.)*



- 6d) **REPORT** **ANALYSIS OF RISK-POOL INSURANCE MEMBERSHIP OPTIONS**  
**18-0141** **AND RECOMMENDATION TO CONTINUE MEMBERSHIP WITH**  
**INDEPENDENT CITIES RISK MANAGEMENT AUTHORITY**  
**FOR THE 2018/19 FISCAL YEAR**  
(Human Resources Manager Vanessa Godinez)

Attachments: [1. ICRMA FAQ re Member Assessment](#)  
[2. Comparative Totals.pdf](#)  
[3. Comparison of options General Liability & Workers Compensation](#)

Beth Lyons, ICRMA Executive Director, responded to Council questions.

No one came forward to address the Council on this item.

**Action:** *To direct staff to continue membership with Independent Cities Risk Management Authority (ICRMA) for the 2018/19 fiscal year and issue a request to rescind our notice to withdraw contingent on the approval of the ICRMA governing board at the meeting of March 1, 2018.*  
*Motion Campbell, second Armato. The motion carried by a unanimous vote.*

**Additional Action:** *To extend tonight's meeting to 12:30 a.m.*  
*Motion Massey, second Duclos. The motion carried by a unanimous vote.*

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

- 7a) **REPORT** **VACANCIES - BOARDS AND COMMISSIONS**  
**18-0138** **PARKS, RECREATION & COMMUNITY**  
**RESOURCES ADVISORY COMMISSION**  
**UNEXPIRED TERM ENDING JUNE 30, 2019**  
(City Clerk Elaine Doerfling)

Attachments: [Letter of Resignation](#)

**Action:** *To direct the City Clerk to advertise an upcoming unscheduled vacancy on the Parks, Recreation & Community Resources Advisory Commission, inviting applications from bona fide residents interested in being appointed to fill an unexpired term ending June 20, 2019.*  
*Motion Armato, second Campbell. The motion carried by a unanimous vote.*

## **8. OTHER MATTERS - CITY COUNCIL**

8a) 18-0143

**TENTATIVE FUTURE AGENDA ITEMS**

Attachments:     [Tentative Future Agenda.pdf](#)

*It was Council consensus to receive and file the tentative future agenda items.*

**ADJOURNMENT** – 12:10 a.m., Wednesday, February 28, 2018, to the 2018 Library Phase II Community Workshop at 6 p.m., Wednesday, February 28, 2018, in the Council Chambers, which will adjourn to the City Council Retreat at 8:30 a.m., March 3, 2018, in the Seaside Boardroom at the Beach House Hotel, 1300 The Strand, Hermosa Beach, which will adjourn to the Regular meeting of Tuesday, March 13, 2018.

**Elaine Doerfling**  
City Clerk

**Linda Abbott**  
Deputy City Clerk