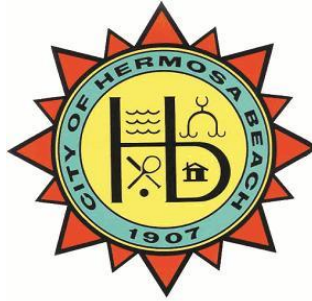


# City of Hermosa Beach

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



## **Adjourned Regular Meeting Minutes-final**

**Tuesday, June 12, 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)

**AGENDA AMENDED JUNE 8, 2018 AT 2:00 P.M. TO ADD ITEM 2b**

**CALL TO ORDER IN COUNCIL CHAMBERS** 6:00 p.m.**ROLL CALL**

<i>Present: Armato, Campbell, Fangary, Massey, Mayor Duclos</i> <i>Absent: None</i>
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**PUBLIC COMMENT** None**RECESS TO CLOSED SESSION IN SECOND FLOOR CONFERENCE ROOM**6:01 p.m.

1.     **18-0386**         **MINUTES:**   Approval of minutes of Closed Session held on June 6, 2018.
  
2.     **18-0387**         **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.
  - a)   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
  
  - b)   Name of Case:   Savell v. City of Hermosa Beach  
                        Los Angeles County Superior Court, Case Number:   BC636456
  
3.     **18-0388**         **CONFERENCE WITH LEGAL COUNSEL: Workers Comp 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.
  - a)   Name of Case:   Muzatko v. City of Hermosa Beach  
                        WCAB Number:   ADJ10822138; ADJ10866914
  
  - b)   Name of Case:   McColgan v. City of Hermosa Beach  
                        WCAB Number:   ADJ2861180; ADJ8223619

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

**7:00 P.M. - REGULAR AGENDA**

**CALL TO ORDER** 7:07 p.m.

## PLEDGE OF ALLEGIANCE

## ROLL CALL

*Present: Armato, Campbell, Fangary, Massey, Mayor Duclos*  
*Absent: None*

## CLOSED SESSION REPORT

*City Attorney Jenkins said there was no public comment received prior to Closed Session and there were no reportable actions.*

## ANNOUNCEMENTS

**PROCLAMATIONS / PRESENTATIONS** None

## MISCELLANEOUS ITEMS AND REPORTS - CITY MANAGER

## PUBLIC PARTICIPATION:

## 1. ORAL AND WRITTEN COMMUNICATIONS:

## 2. CONSENT CALENDAR:

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

**a) REPORT**  
**18-0381**

**MEMORANDUM REGARDING  
CITY COUNCIL MEETING MINUTES  
(City Clerk Elaine Doerfling)**

**Action:** To receive and file the memorandum.

**b) REPORT**  
**18-0367**

**CHECK REGISTERS**  
(Finance Director Viki Copeland)

**Attachments:** [1. 05-17-18](#)  
[2. 05-24-18a](#)  
[3. 05-24-18b](#)  
[4. 05-31-18](#)

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

<p><b>c)    <i>REPORT</i></b></p> <p><b><i>18-0374</i></b></p>	<p><b><i>ACCEPTANCE OF DONATIONS</i></b></p> <p><i>(Finance Director Viki Copeland)</i></p>
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**Action:** *To accept the donations received by the City to be used for the purposes noted:*

May 21, 2018	SP Corporate Services LLC	\$2,000	2018 Community Safety Fair
May 30, 2018	Woman's Club of Hermosa Beach	\$500	K-9 Program

**d) REPORT                      ADOPTION OF THE 2018-19 APPROPRIATION LIMIT**  
**18-0368                          (Finance Director Viki Copeland)**

**Attachments:** [1. Reso 18-xxxx Adopting 2018-19 Appropriations Limit](#)  
[2. 2018-19 Calculation of Appropriations Limit](#)

**Action:** To adopt Resolution No. 18-7136, entitled “**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, APPROVING AND ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR THE FISCAL YEAR 2018-2019.**”

e)	<b>REPORT</b> <b>18-0378</b>	<b>ACTION MINUTES OF THE PARKS, RECREATION AND COMMUNITY RESOURCES ADVISORY COMMISSION MEETING OF MAY 1, 2018</b>
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**Attachments:** [PR Minutes 05.01.2018.pdf](#)

**Action:** *To receive and file the action minutes of the Parks, Recreation and Community Resources Advisory Commission meeting of May 1, 2018.*

<b>f) REPORT</b> <b>18-0380</b>	<b>RECOMMENDATION TO REJECT CLAIM</b> <i>(Human Resources Manager Vanessa Godinez)</i>
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***Attachments:*** [Claim Report for Kerry Cartwright](#)

**Action:** To reject the below-listed claim and refer it to the City's Liability Claims Administrator:

*Claimant: Kerry Cartwright*  
*Date of Loss: December 10, 2017*  
*Date Filed: April 26, 2018*  
*Allegation: Claimant alleges he broke his foot when he tripped and fell over a curb on the southwest corner of Hermosa Ave and Pier Ave.*

- g) **REPORT** **AWARD OF CONTRACT FOR CITYWIDE TREE INVENTORY,  
18-0377 GPS MAPPING, CONDITION AND HAZARD ASSESSMENT**  
(Public Works Director Glen W.C. Kau)

**Attachments:** [1. Request for Proposal: RFP No. 18-01](#)  
[2. Davey Proposal and Fee](#)  
[3. DRAFT Professional Services Agreement](#)  
[4. SUPPLEMENTAL Letter from Howard Longacre \(submitted 6-11-18 at 4:58pm\).pdf](#)

*This item was continued.*

3. **CONSENT ORDINANCES** None
4. **ITEMS REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION** None
5. **PUBLIC HEARINGS**

- a) **REPORT** **ADOPTION OF 2018-19 BUDGET**  
**18-0369** (Finance Director Viki Copeland)

**Attachments:** [Reso No. 18-xxxx - Budget Adoption w Exhibit A](#)

*The public hearing opened at 7:56 p.m. As no one came forward to address the Council on this item, the public hearing closed at 7:56 p.m.*

**Action:**

1. To approve revisions/corrections to the Preliminary Budget as shown on page 2;
  2. To approve the change in funding for prior year Capital Improvement Program (CIP) funds from unrestricted to restricted funds according to the chart on page 33 of the 2018-19 preliminary budget (this change fits with our policy of using restricted funds before unrestricted funds when possible);
  3. To approve recommendations from the Draft Financial Plan/5 Year Forecast shown on pages 2 and 3;
  4. To approve new and revised financial policies from the Draft Financial Plan/5 Year Forecast as shown on pages 3 and 4;
  5. To approve the reappropriation of the balance in Prospective Expenditures as of 6/30/2018 to the 2018-19 Budget;
  6. To approve contracts for services contained herein, except for the McGowan Consulting and Prosum agreements, which will be brought back for Council discussion; and
  7. To adopt Resolution No. 18-7137, entitled “**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, ADOPTING THE BUDGET FOR THE FISCAL YEAR 2018-2019.**”
- Motion Massey, second Armato. The motion carried by a unanimous vote.*

- b) REPORT PUBLIC HEARING - HERMOSA BEACH LANDSCAPING AND  
18-0357 STREET LIGHTING DISTRICT FISCAL YEAR 2018-2019**  
(Public Works Director Glen W.C. Kau)

**Attachments:** [1. Engineer's Report](#)  
[2. Draft Resolution](#)

*The public hearing opened at 8:39 p.m. As no one came forward to address the Council on this item, the public hearing closed at 8:39 p.m.*

**Action:** To adopt Resolution No. 18- 7138, entitled “**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, CONFIRMING A DIAGRAM AND ASSESSMENT AND LEVYING ASSESSMENTS FOR THE FISCAL YEAR COMMENCING JULY 1, 2018 AND ENDING JUNE 30, 2019 IN CONNECTION WITH THE HERMOSA BEACH LANDSCAPING AND STREET LIGHTING DISTRICT 2018-2019.**”

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

## **6. MUNICIPAL MATTERS**

- a) REPORT INTRODUCTION OF ORDINANCE TO  
18-0370 ADJUST CITY COUNCIL COMPENSATION**  
(Finance Director Viki Copeland)

**Attachments:** [Draft Council Compensation Ordinance 18-xxxx](#)  
[2. SUPPLEMENTAL Letter from Howard Longacre \(submitted 6-12-18 at 9:10am\).pdf](#)

*This item was combined with 5a above.*

**Action:** To waive full reading and introduce Ordinance No. 18-1384, entitled “**AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA, ADJUSTING COMPENSATION FOR CITY COUNCIL MEMBERS AND AMENDING THE HERMOSA BEACH MUNICIPAL CODE.**”

*Motion Massey, second Fangary. The motion carried 3-2, noting the dissenting votes of Armato and Duclos.*

- b) REPORT HERMOSA AVENUE AND PIER AVENUE INTERSECTION -  
18-0376 PEDESTRIAN CROSSWALK (INCLUDED IN CIP 16-174  
STREET IMPROVEMENTS- VARIOUS LOCATIONS)**  
(Environmental Analyst Leeanne Singleton)

**Attachments:** [1. Intersection Concepts](#)  
[2. Aerial View of All Intersections](#)  
[3. Ennis Duratherm and Decomark Material Quotes](#)  
[4. Comments Submitted for May 22 Agenda Item](#)

[5. SUPPLEMENTAL eComment from Claudia Berman \(submitted 6-7-18 at 9:15pm\).pdf](#)  
[6. SUPPLEMENTAL May 22, 2018 Staff Report and Attachments \(added 6-11-18 at 5pm\).pdf](#)

**Action:** *To select Option 4's design and colors with Option 3's pattern from among the concepts presented for higher visibility decorative crosswalks to be installed at Hermosa Avenue intersections through Downtown (10th, 11th, Pier, 13th, and 14th) as part of the Hermosa Avenue Pavement Resurfacing Project.  
Motion Massey, second Fangary. The motion carried by a unanimous vote.*

- c) **REPORT** **AWARD OF CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES CONTRACT TO ANDERSONPENNA PARTNERS INC. FOR CIP NO. 16-174 STREET IMPROVEMENTS, VARIOUS LOCATIONS (HERMOSA AVENUE) AND CIP 17-187 STAMPED CONCRETE REPLACEMENT ON THE STRAND**  
(Public Works Director Glen W. C. Kau)

**Attachments:** [1. RFP](#)  
[2. DRAFT Professional Services Agreement](#)  
[3. Consultant's Proposal and Fee](#)

**Action:**  
*1. To award the Professional Service Agreement for Construction Management and Inspection Services for CIP Project No. 16-174 Street Improvements - Various Locations and CIP Project No. 17-187 Stamped Concrete Replacement on the Strand to AndersonPenna Partners Inc. (APP), in the amount of \$207,626;  
2. To authorize the Mayor to execute the Agreement and the City Clerk to attest subject to approval by the City Attorney; and  
3. To authorize the Director of Public Works to make changes to the Agreement within the Project's budget.  
Motion Armato, second Campbell. The motion carried 4-1, noting the dissenting vote of Fangary.*

- d) **REPORT** **COMMENT LETTER IN RESPONSE TO THE DRAFT ENVIRONMENTAL IMPACT REPORT FOR THE WEST BASIN MUNICIPAL WATER DISTRICT PROPOSED DESALINATION PLANT**  
(Environmental Analyst Kristy Morris)

**Attachments:** [Hermosa et al Comment West Basin DEIR](#)  
[2. SUPPLEMENTAL eComment from Dency Nelson \(submitted 6-11-18 at 2:48pm\).pdf](#)

**Action:** *To:  
1. Receive and review the draft comment letter in response to the draft environmental impact report for the West Basin Municipal Water District proposed desalination plant; and  
2. Authorize staff to submit the comment letter to West Basin Municipal Water District.  
Motion Campbell, second Armato. The motion carried by a unanimous vote.*

**Additional Action:** *To continue tonight's meeting until 10:45 p.m.  
Motion Armato, second Massey. The motion carried by a unanimous vote.*

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

- a) **18-0383** **COUNCILMEMBER FANGARY PROVIDES UPDATE ON POSSIBLE ADOPTION OF A SPECIAL PARCEL TAX WITHIN THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT TO PROVIDE FOR INCREASED STORMWATER AND URBAN RUNOFF CAPTURE AND REDUCED STORMWATER AND URBAN RUNOFF POLLUTION, AND HELP PUT LOS ANGELES COUNTY ON A PATH TO WATER RESILIENCY AND ECONOMIC SECURITY THROUGH EQUITY-FOCUSED STRATEGIES AND POLICIES TO INCREASE DROUGHT PREPAREDNESS, IMPROVE WATER QUALITY AND PUBLIC HEALTH, CREATE JOBS, BUILD CAPABILITIES, AND REMOVE BARRIERS.**

**Attachments:** [1. Draft Ordinance 06.04.18.pdf](#)  
[2. Draft Credit Program 06.04.18.pdf](#)

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

- a) **18-0385** **MAYOR DUCLOS AND COUNCILMEMBER MASSEY REQUEST THE CITY COUNCIL TO CONSIDER SIGNING ON TO A LETTER OF SUPPORT FOR SB 961, A SENATE BILL DRAFTED BY SENATOR BEN ALLEN WHICH WOULD ALLOW A PORTION OF TAX REVENUE FROM BUSINESSES AND PROPERTIES AROUND RAIL STOPS AND MAJOR BUS LINES TO PAY FOR AFFORDABLE HOUSING, PARKS, NEW STATIONS, AND STREETSCAPE IMPROVEMENTS.**

**Attachments:** [Senate Bill 961 Text](#)

*Councilmember Massey spoke to his/Mayor Duclos' request, garnering support from Councilmember Fangary.*

- b) **18-0384** **TENTATIVE FUTURE AGENDA ITEMS**

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

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



**ADJOURNMENT**

*10:40 p.m., Tuesday, June 12, 2018, in memory of Uncle Stavros, to the Saturday, June 16, 2018 Adjourned Regular meeting at 9:00 a.m., a Closed Session at Hotel Hermosa (City Manager Candidate Interviews), which will then adjourn to the Adjourned Regular meeting of Tuesday, June 19 at 7:00 p.m. (a Study Session on the Greenbelt Infiltration Project) in Council Chambers, which will adjourn to the Regular meeting of Tuesday, July 10, 2018.\**

*\*Please note: the Regular meeting of Tuesday, June 26, 2018 has been cancelled.*

**Elaine Doerfling**  
City Clerk

**Linda Abbott**  
Deputy City Clerk