

City of Hermosa Beach

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



**City Council Meeting Minutes
Thursday, October 10, 2019
Closed Session - 6:00 P.M.
Adjourned Regular Meeting - 7:00 P.M.**

Council Chambers

City Council

***Mayor
Stacey Armato***

***Mayor Pro Tem
Mary Campbell***

***Councilmembers
Hany S. Fangary
Justin Massey
Jeff Duclos***

6:00 P.M. - CLOSED SESSION

CALL TO ORDER

The meeting was called to order at 6:01 p.m.

ROLL CALL

Present: Councilmembers Duclos, Fangary, Mayor Pro Tem Campbell, Mayor Armato

Absent: Councilmember Massey

PUBLIC PARTICIPATION:

The following individual addressed the City Council:

1) Anthony Higgins

RECESS TO CLOSED SESSION IN THE SECOND FLOOR CONFERENCE ROOM

The City Council recessed to Closed Session at 6:05 p.m. to:

1. MINUTES: Approval of minutes of the following Closed Session meetings.

- a) September 10, 2019
- b) October 2, 2019

**2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Government Code Section 54957**

Title: City Manager (annual review)

ADJOURNMENT OF CLOSED SESSION

The Closed Session adjourned at 7:10 p.m.

7:00 P.M. - REGULAR AGENDA

CALL TO ORDER

The meeting was called to order at 7:15 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by City Treasurer Karen Nowicki.

ROLL CALL

Present: Councilmembers Duclos, Fangary, Massey, Mayor Pro Tem Campbell, Mayor Armato

CLOSED SESSION REPORT

The City Attorney provided the Closed Session report advising the Council heard public comment and took no reportable action. Councilmember Fangary advised that he expressed to his colleagues as part of the City Manager's review that he currently lacks confidence in the City Manager's leadership. Mayor Armato, on behalf of the four other Councilmembers, thanked the City Manager for her service over the past year and expressed full confidence in her service.

ANNOUNCEMENTS

Councilmember Duclos announced he attended a luncheon hosted by the Kiwanis Club at the City Yard recognizing Public Works Superintendent Ellis Freeman and other Public Works staff.

Mayor Armato made the following announcements:

- 1) Athens Services will be offering free document shredding and compost at the Community Center from 8 a.m. to 1 p.m. on October 12th.
- 2) Pumpkins in the Park! will be hosted by Friends of the Parks at Edith Rodaway Friendship Park from 11 a.m. to 1 p.m. on October 12th.
- 3) The Woman's Club of Hermosa Beach Pancake Breakfast will be held at the Kiwanis Building from 8 a.m. to noon on October 13th.
- 4) A Vaping Prevention Town Hall hosted by Assemblymember Al Muratsuchi will be held at Manhattan Beach Middle School (1501 North Redondo Avenue) from 6:30 p.m. to 8 p.m. on October 14th.

- 5) The 3rd and final City Council candidate debate will take place in Council Chambers from 7 p.m. to 9 p.m. on October 16th.
- 6) The Great Shakeout earthquake drill will take place at 10:17 a.m. on October 17th. For more information, please visit the City's Emergency Preparedness webpage.
- 7) All are invited to meet with City Councilmembers for a Hermosa Unplugged coffee and conversation event in the Courtyard of City Hall from 8 a.m. to 9:30 a.m. on October 22nd to encourage unplugging from social media for one day.

APPROVAL OF AGENDA

Moved by Mayor Pro Tem Campbell, and second by Councilmember Duclos, to approve the agenda as presented. The motion carried as follows:

AYES: Councilmembers Duclos, Fangary, Massey, Mayor Pro Tem Campbell, Mayor Armato

PROCLAMATIONS / PRESENTATIONS

a) PRESENTATION FROM SAM KUHR ON BREAST CANCER AWARENESS

Sam Kuhr provided a presentation to the City Council on being diagnosed with breast cancer and the importance of scheduling preventative screenings. Mayor Armato noted that pink lights will be displayed on Pier Plaza through October for National Breast Cancer Awareness Month.

b) CHAMBER OF COMMERCE PRESENTS DONATION CHECK TO HERMOSA BEACH NON-PROFITS

Hermosa Beach Chamber of Commerce and Visitors Bureau President/CEO Maureen Hunt presented a \$25,000 check to representatives from ten Hermosa Beach non-profit groups raised from Fiesta Hermosa festivals:

- 1) Arts Group of Hermosa Beach
- 2) Beach Cities Toy Drive
- 3) Hermosa Arts Foundation
- 4) Hermosa Beach Kiwanis Club
- 5) Hermosa Beach Sister City Association
- 6) Hermosa Friends Foundation
- 7) Leadership Hermosa
- 8) Rotary Club of Hermosa Beach
- 9) Sandpipers
- 10) Woman's Club of Hermosa Beach

MISCELLANEOUS ITEMS AND REPORTS - CITY MANAGER

The City Manager provided updates on the following items:

a) UPDATE ON STAFFING/RECRUITING

The City recently hired new staff members Assistant Engineer Michelle Licata (Public Works) and Police Service Officer Maria Marquez-Villamontes. The City Manager provided updates on recruitments for the following positions: Chief of Police, City Clerk, Deputy City Manager, Director of Public Works, Public Works Administrative Assistant and Public Works Inspector.

b) UPDATE ON POLICE DEPARTMENT DOWNTOWN SUBSTATION

The Police Downtown Substation near Parking Structure C is expected to be fully functional starting the week of October 14th with final installation of equipment and telecommunications services.

c) ELECTRIC VEHICLE CHARGING STATION INSTALLATIONS AT PARKING LOT C AND CITYWIDE UPDATE

Eight new charging stations have been installed on the roof of Parking Structure C increasing the number of publicly available charging ports to 42 citywide. As directed by Council, staff will be evaluating electricity costs to study a transition from free charging to a pay-for-access system.

d) INSB (INTEROPERABILITY NETWORK OF THE SOUTH BAY) DIGITAL RADIO SYSTEM LAUNCH

On October 29th, the Hermosa Beach Police Department will transition to an encrypted digital radio communications system along with six other INSB agencies (Cities of El Segundo, Gardena, Hawthorne, Manhattan Beach, Redondo Beach and Torrance). The new system will allow the City to communicate with every police and fire agency in Los Angeles County while also protecting the confidential information of victims and witnesses.

PUBLIC PARTICIPATION:

1. ORAL AND WRITTEN COMMUNICATIONS:

The following individuals addressed the City Council:

- 1) Anthony Higgins
- 2) Scott Rusher
- 3) Sarah Harper
- 4) Liz Ramirez
- 5) Trent Larson
- 6) Nancy Wloch
- 7) Adam Malovani
- 8) Steve Izant
- 9) Barbara Ellman

Councilmember Massey requested confirmation of City plans to install sharrows on 27th Street. Mayor Armato, Mayor Pro Tem Campbell and Councilmember Massey expressed interest in developing a new street music permit.

2. CONSENT CALENDAR:

Moved by Mayor Pro Tem Campbell, and second by Councilmember Duclos to approve the Consent Calendar consisting of Items (a) through (c). The motion carried as follows:

AYES: Councilmembers Duclos, Fangary, Massey, Mayor Pro Tem Campbell, Mayor Armato

a) CITY COUNCIL MEETING MINUTES
(Interim Deputy City Clerk Carol Cowley)

Recommendation: Staff recommends that the City Council approve the minutes of the Adjourned Regular meeting of September 24, 2019.

b) CHECK REGISTERS

(Finance Director Viki Copeland)

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

c) ACTION MINUTES OF THE PARKS, RECREATION AND COMMUNITY RESOURCES ADVISORY COMMISSION MEETINGS OF SEPTEMBER 3, 2019 AND THE JOINT STUDY SESSION OF SEPTEMBER 4, 2019

(Community Resources Manager Kelly Orta)

Recommendation: Staff recommends that the City Council receive and file the action minutes of the following Parks, Recreation and Community Resources Advisory Commission meetings:

1. Regular meeting of September 3, 2019; and
2. Joint Study Session of September 4, 2019.

Public Hearing Item 5(a) was considered and acted upon prior to Consent Ordinance Items 3(a) and 3(b)

5. PUBLIC HEARINGS - TO COMMENCE AT 7:30 P.M

a) CITY COUNCIL REVIEW AND RECONSIDERATION OF THE PLANNING COMMISSION DECISION TO DENY A REQUEST FOR A PRECISE DEVELOPMENT PLAN AND PARKING PLAN FOR A SIX-UNIT MOTEL PROJECT BY CONSTRUCTING A NEW THREE-STORY, DETACHED 2,744 SQUARE FOOT COMMERCIAL BUILDING CONTAINING FIVE UNITS, TO BE CONSTRUCTED BEHIND THE EXISTING 1,841 SQUARE FOOT SINGLE-FAMILY RESIDENCE WHICH WILL BE CONVERTED TO AN ADDITIONAL UNIT AND A PARKING PLAN TO ALLOW THE 6-SPACE PARKING REQUIREMENT TO BE MET WITH 4 ON-SITE SPACES (INCLUDING 1 TANDEM SPACE) PLUS FEES IN-LIEU FOR 2 SPACES, ON A 4,023 SQUARE FOOT LOT IN THE C-2 (RESTRICTED COMMERCIAL) ZONING DISTRICT AT 70 10TH STREET; AND CONSIDERATION OF A MITIGATED NEGATIVE DECLARATION

(Community Development Director Ken Robertson)

Recommendation: Staff recommends that the City Council continue the public hearing to the October 22, 2019 City Council meeting after taking public comment for the project located at 70 10th Street.

Councilmember Fangary recused himself from this item.

The Mayor opened the public hearing. The following individuals addressed the City Council:

- 1) Albro Lundy
- 2) Ira Ellman

The Mayor closed the public hearing.

Moved by Councilmember Massey, and second by Councilmember Duclos. The motion carried as follows:

AYES: Councilmembers Duclos, Massey, Mayor Pro Tem Campbell, Mayor Armato.

ABSENT: Councilmember Fangary

Councilmember Fangary returned to the meeting.

3. CONSENT ORDINANCES

- a) **ORDINANCE NO. 19-1395 - “AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA, AMENDING VARIOUS SECTIONS OF THE HERMOSA BEACH MUNICIPAL CODE TO ESTABLISH A TWO-YEAR PILOT PROGRAM TO REGULATE THE RENTAL OF EXISTING NONCONFORMING RESIDENTIAL PROPERTIES THAT ARE LOCATED IN COMMERCIAL ZONING DISTRICTS FOR FEWER THAN THIRTY DAYS”**

(City Clerk Elaine Doerfling)

Recommendation: The City Clerk recommends that the City Council waive full reading and adopt by title Ordinance No. 19-1395.

The following individual addressed the City Council:

- 1) Trent Larson

Moved by Councilmember Mayor Pro Tem Campbell, and second by Councilmember Duclos. The motion carried as follows:

AYES: Councilmembers Duclos, Fangary, Massey, Mayor Pro Tem Campbell

NO: Mayor Armato

- b) **ORDINANCE NO. 19-1397 - “AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA, AMENDING CHAPTER 12.36 OF THE HERMOSA BEACH MUNICIPAL CODE AND AMENDING CHAPTER 1.10 TO SUBJECT VIOLATIONS OF CHAPTER 12.36 TO ADMINISTRATIVE PENALTY PROCEDURES”**

(City Clerk Elaine Doerfling)

Recommendation: The City Clerk recommends that the City Council waive full reading and adopt by title Ordinance No. 19-1397.

Moved by Councilmember Duclos, second by Mayor Pro Tem Campbell. The motion carried as follows:

AYES: Councilmembers Duclos, Fangary, Massey, Mayor Pro Tem Campbell, Mayor Armato

4. ITEMS REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION

None.

6. MUNICIPAL MATTERS

- a) **APPROVAL OF THE PARKS, RECREATION AND COMMUNITY RESOURCES ADVISORY COMMISSION’S RECOMMENDED SPECIAL EVENT FEE WAIVER GRANT POLICY; IMPLEMENTATION IN 2020; AND AFFIRMATION THAT NO ADDITIONAL FEE WAIVERS WILL BE GRANTED FOR 2019**

(Community Resources Manager Kelly Orta)

Recommendation: Staff recommends that the City Council affirm the Parks, Recreation and Community Resources Advisory Commission's recommendations on the proposed Special Event Fee Waiver Policy, including:

1. Approval of the proposed policy;
2. Implementation of the proposed policy for events held in 2020; and
3. Affirmation that no additional fee waivers will be granted for 2019.

The following individuals addressed the City Council:

- 1) Carol Kluthe
- 2) Janice Brittain
- 3) Michael Bell
- 4) Lisa Peterson

Moved by Councilmember Massey, second by Councilmember Duclos. The motion carried as follows:

AYES: Councilmembers Duclos, Fangary, Massey

NOES: Mayor Pro Tem Campbell, Mayor Armato

b) LOS ANGELES COUNTY FIRE DEPARTMENT 2020 BALLOT MEASURE OPT-IN FOR THE CITY OF HERMOSA BEACH

(City Manager Suja Lowenthal)

Recommendation: Staff recommends that the City Council:

1. Approve the City of Hermosa Beach to opt into the Los Angeles County Fire Department 2020 ballot measure allowing City of Hermosa Beach residents to vote on the approval/denial of the special tax to provide critical funding for fire protection and emergency medical services; and
2. Approve Resolution XX-XXX approving the City of Hermosa Beach's opt into the Los Angeles County Fire Department March or November 2020 special tax ballot measure.

The following individuals addressed the City Council:

- 1) David Grethen

Moved by Councilmember Fangary, second by Councilmember Duclos. The motion carried as follows:

AYES: Councilmembers Duclos, Fangary, Mayor Pro Tem Campbell, Mayor Armato

NO: Councilmember Massey

c) RECOMMENDATION TO APPROVE THE FIRST AMENDMENT TO THE AGREEMENT FOR ON-CALL PROFESSIONAL ENGINEERING DESIGN SERVICES WITH PSOMAS

(Acting Public Works Director Lucho Rodriguez)

Recommendation: Staff recommends that the City Council:

1. Approve the first Amendment to the existing on-call agreement with PSOMAS to complete design of Capital Improvement Project (CIP) 421 Annual Sewer Improvements, increasing the agreement by \$75,000 to a new not-to-exceed amount of \$375,000; and
2. Authorize the Mayor to execute and the City Clerk to attest the attached amendment, subject to approval by the City Attorney.

Moved by Councilmember Massey, second by Councilmember Duclos. The motion carried as follows:

AYES: Councilmembers Duclos, Fangary, Massey, Mayor Pro Tem Campbell, Mayor Armato

d) AWARD OF PROFESSIONAL SERVICES AGREEMENTS TO PROVIDE ON-CALL ARCHITECTURAL SERVICES

(Acting Public Works Director Lucho Rodriguez)

Recommendation: Staff recommends that the City Council:

1. Award Professional Services Agreements to Adrian Gaus Architects, Inc., TAG The Albert Group Architects, and West Group Designs to provide on-call architectural services to the City of Hermosa Beach for three years with the option to extend for up to two additional one-year terms; and
2. Authorize the Mayor to execute and the City Clerk to attest the Professional Services Agreement(s) subject to approval by the City Attorney.

Moved by Councilmember Duclos, second by Mayor Pro Tem Campbell. The motion carried as follows:

AYES: Councilmembers Duclos, Massey, Mayor Pro Tem Campbell, Mayor Armato

NO: Councilmember Fangary

7. MISCELLANEOUS ITEMS AND MEETING ATTENDANCE REPORTS - CITY COUNCIL

a) UPDATES FROM CITY COUNCIL AD HOC SUBCOMMITTEES AND STANDING COMMITTEE DELEGATES/ALTERNATES

Councilmember Massey advised the Downtown Subcommittee is working on Pier Plaza lighting and ensuring the Police Downtown Substation is opened.

8. OTHER MATTERS - CITY COUNCIL

a) TENTATIVE FUTURE AGENDA ITEMS

Recommendation: Staff recommends that the City Council receive and file the tentative future agenda items.

Councilmember Duclos requested, and Mayor Armato supported, a future agenda item to consider prohibiting the retail sale of tobacco products and electronic smoking devices and paraphernalia similar to the City of Manhattan Beach.

The Tentative Future Agenda Items were received and filed.

ADJOURNMENT

Mayor Armato adjourned the meeting at 10:20 p.m. to Tuesday, October 22nd at 8:00 a.m. to 9:30 a.m. in the City Hall Courtyard for the Hermosa Unplugged event. All are welcome to come and meet with Councilmembers and staff to enjoy coffee and conversations as the City unplugs from social media on that date.



SUJA LOWENTHAL
CITY MANAGER