

City of Hermosa Beach

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



**City Council Meeting Minutes
Tuesday, October 22, 2019
Closed Session - 6:00 P.M.
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

Late: Councilmember Massey

PUBLIC PARTICIPATION:

None.

RECESS TO CLOSED SESSION IN THE SECOND FLOOR CONFERENCE ROOM

The City Council recessed to Closed Session at 6:02 p.m. to:

1. **MINUTES:** Approval of minutes of Closed Session held on October 10, 2019.
2. **CONFERENCE WITH LEGAL COUNSEL: Workers Comp Litigation Existing Litigation - Government Code Section 54956.9(d)(1)**
The City 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: Todd Lewitt v. City of Hermosa Beach
WCAB Number: ADJ9858468, ADJ11019071, ADJ10177518

3. **CONFERENCE WITH LABOR NEGOTIATOR**
Government Code Section 54957.6

City Negotiator: City Manager

Employee Organizations: Hermosa Beach Police Officers' Association
Police Management Bargaining Group
Hermosa Beach Management Association
Unrepresented Employees

4. **CONFERENCE WITH LABOR NEGOTIATOR**
Government Code Section 54957.6

City Designated Representative: Mayor Armato
Unrepresented Employee: City Manager

ADJOURNMENT OF CLOSED SESSION

The Closed Session adjourned at 7:00 p.m.

7:00 P.M. - REGULAR AGENDA

CALL TO ORDER

The meeting was called to order at 7:08 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kathleen Knoll.

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 received no public comments and took no reportable action.

ANNOUNCEMENTS

Mayor Armato made the following announcements:

- 1) Thanks to all who participated in today's Hermosa Unplugged event at City Hall to disconnect from social media, including Beach Cities Health District, Lazy Acres and City staff.
- 2) The Hermosa Beach Murals Project will unveil Mural #9 "Beatnik Alley" at Pier Plaza at 6 p.m. on October 23rd followed by a fundraiser reception at Waterman's starting at 6:30 p.m.
- 3) The Skechers Pier to Pier Friendship Walk from the Manhattan Beach Pier to the Hermosa Beach Pier will take place from 8 a.m. to 1 p.m. on October 27th.
- 4) Los Angeles County Public Works will host a West Coast Barrier Injection Wells Replacement Project community meeting at Kiwanis Hall starting at 6:30 p.m. on October 28th.
- 5) The City in partnership with Beach Cities Health District will host a free mindfulness workshop in the 2nd Story Theatre at the Community Center starting at 6 p.m. on October 29th.
- 6) The City is hosting a community meeting to hear what you'd like to see in our next Chief of Police at the Hermosa Valley School multi-purpose room at 6:30 p.m. on October 29th.
- 7) City Parking Permit Art Contest design submittals are being accepted from current residents through October 31st for permit year 2020-2021.
- 8) The Los Angeles Brain Freeze will be held at Pier Plaza from 9 a.m. to noon on November 2nd.
- 9) The upcoming Municipal Election will be held on November 5th with polling locations located at the Kiwanis Building and Community Center.
- 10) The City will host the annual Veterans Day Commemoration and Candlelight Ceremony on the Community Center East Lawn starting at 4:30 p.m. on November 11th.

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

None.

MISCELLANEOUS ITEMS AND REPORTS - CITY MANAGER

The City Manager provided updates on the following items:

a) INTRODUCTION OF NEW PUBLIC WORKS DIRECTOR MARNELL GIBSON

The City Manager introduced new Public Works Director Marnell Gibson, who will be starting work on October 28th.

b) UPDATE ON STRAND & PIER HOTEL PROJECT

The developer of the Strand & Pier Hotel Project has notified the City that the environmental review process has been placed on hold.

c) NEW CITY WEBSITE AND DOMAIN CHANGE ROLLOUT

Assistant to the City Manager Nico De Anda-Scaia provided a presentation on the City's new website and address, www.hermosabeach.gov, which replaced www.hermosabch.org effective today. All City e-

mail addresses including the Police Department, which use @hermosabch.org and @hermosapolice.org will change to @hermosabeach.gov effective the week of November 4th; however, all e-mails sent to old addresses will continue to be forwarded to the correct person for the foreseeable future.

PUBLIC PARTICIPATION:

1. ORAL AND WRITTEN COMMUNICATIONS:

The following individuals addressed the City Council:

- 1) Jonathan Cvetko
- 2) Trent Larson
- 3) Kathleen Knoll
- 4) Sarah Harper
- 5) Lori Ford
- 6) Peter Tucker
- 7) Brian Cooley

a) WRITTEN COMMUNICATION

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

Moved by Councilmember Massey, and second by Mayor Pro Tem Campbell, to receive and file written communications. The motion carried as follows:

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

2. CONSENT CALENDAR:

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

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

a) MEMORANDUM REGARDING CITY COUNCIL MEETING MINUTES

(City Clerk Elaine Doerfling)

Recommendation: The City Clerk recommends that the City Council receive and file this memorandum.

b) CHECK REGISTERS

(Finance Director Viki Copeland)

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

c) REVENUE REPORT, EXPENDITURE REPORT, AND CIP REPORT BY PROJECT FOR AUGUST 2019, UPDATED JUNE 2019 CIP REPORT BY PROJECT

(Finance Director Viki Copeland)

Recommendation: Staff recommends that the City Council receive and file the August 2019 Financial Reports and updated June 2019 CIP Report by Project.

d) CITY TREASURER'S REPORT AND CASH BALANCE REPORT

(City Treasurer Karen Nowicki)

Recommendation: The City Treasurer recommends that the City Council receive and file the August 2019 City Treasurer's Report and Cash Balance Report.

e) CANCELLATION OF CERTAIN CHECKS

(City Treasurer Karen Nowicki)

Recommendation: The City Treasurer recommends that the City Council approve cancellation of certain checks.

f) ACCEPTANCE OF DONATION OF VEHICLE FROM SIMONE DESIMONE

(Finance Director Viki Copeland)

Recommendation: Staff recommends that the City Council accept the donation received by the City to be used for purpose noted.

g) PUBLIC WORKS PROJECT STATUS REPORT AS OF OCTOBER 10, 2019

(Acting Public Works Director Lucho Rodriguez)

Recommendation: Staff recommends that the City Council receive and file the Public Works Project Status Report as of October 10, 2019.

h) ACTION SHEET OF THE PLANNING COMMISSION MEETING OF OCTOBER 15, 2019

(Community Development Director Ken Robertson)

Recommendation: Staff recommends that the City Council receive and file the action sheet of the Planning Commission meeting of October 15, 2019.

i) PLANNING COMMISSION TENTATIVE FUTURE AGENDA ITEMS

(Community Development Director Ken Robertson)

Recommendation: Staff recommends that the City Council receive and file the November 19, 2019 Planning Commission tentative future agenda items.

j) POLICE DEPARTMENT MONTHLY CRIME STATISTICS UPDATE

(Acting Chief of Police Milton McKinnon)

Recommendation: Staff recommends that the City Council receive and file the Police Department Monthly Crime Statistics Update.

k) RESOLUTION AMENDING THE MASTER FEE SCHEDULE RELATED TO FINES FOR VIOLATING THE SHORT-TERM VACATION RENTAL ORDINANCE

(Community Development Director Ken Robertson)

Recommendation: Staff recommends that the City Council adopt the attached resolution, thereby approving an amendment to the master fee schedule related to penalties for short-term vacation rentals.

I) REQUEST FOR APPROVAL OF REVISED CLASSIFICATION SPECIFICATION FOR DEPUTY CITY CLERK AND CONTINUE TO ESTABLISH THE POSITION IN THE PROFESSIONAL AND ADMINISTRATIVE EMPLOYEE GROUP

(Human Resources Manager Vanessa Godinez)

Recommendation: Staff recommends that the City Council:

1. Approve the revised class specification for Deputy City Clerk; and
2. Affirm that the bargaining unit for this classification remains with the Professional and Administrative Employee Group.

m) APPROVAL OF THE FIFTH AMENDMENT TO THE ROTARY CLUB LEASE AGREEMENT FOR USE OF THE ROTARY FACILITY (2521 VALLEY DRIVE) INCLUDING A FOUR-MONTH EXTENSION

(Community Resources Manager Kelly Orta)

Recommendation: Staff recommends that the City Council approve the fifth amendment to the Rotary Club lease agreement including a four-month extension, to expire February 29, 2020.

3. CONSENT ORDINANCES

None.

4. ITEMS REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION

None.

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

- a) PRECISE DEVELOPMENT PLAN 19-2 AND PARKING PLAN 19-2 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 AT 70 10TH STREET, TO BE CONSTRUCTED BEHIND THE EXISTING 1,841 SQUARE FOOT SINGLE-FAMILY RESIDENCE WHICH WOULD BE CONVERTED TO AN ADDITIONAL UNIT AND A PARKING PLAN TO ALLOW THE SIX-SPACE PARKING REQUIREMENT TO BE MET WITH FOUR ON-SITE SPACES (INCLUDING ONE TANDEM SPACE) PLUS PAYMENT OF FEES IN-LIEU OF PROVIDING THE TWO SPACES ON-SITE, 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 (Continued from meeting of October 10, 2019)**

(Community Development Director Ken Robertson)

Recommendation: Staff recommends the City Council adopt the attached resolution, to overturn the Planning Commission's denial of the project, and approve Precise Development Plan 19-2 and Parking Plan 19-2 to allow a six-unit motel project by constructing a new three-story, detached 2,744 square foot (sq. ft.) 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 Parking Plan 19-2 to allow the six-space parking requirement to be met with four onsite spaces (including one tandem space) plus payment of fees in-lieu of providing the two spaces onsite, on a 4,023 square foot lot in the C-2 (Restricted

Commercial) zoning district at 70 10th Street; and adopt the Mitigated Negative Declaration.

Councilmember Fangary recused himself as the subject property is within 1,000 feet of his residence.

The applicant, Dean Thomas, made a presentation to the City Council and responded to questions.

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

- 1) Erick Claudio
- 2) Lee Montgomery
- 3) Nicholas Spurgeon
- 4) Peter Tucker
- 5) Jeannie Penner-More
- 6) Shawn Sullivan
- 7) Carol James
- 8) William Hallett
- 9) Brian Cooley
- 10) Lori Ford
- 11) Arlette Lyons
- 12) Dylan Thomas
- 13) Chris (?)
- 14) Jonathon Webb

The Mayor closed the public hearing.

Moved by Councilmember Duclos, and second by Mayor Pro Tem Campbell. The City Attorney recommended adding an amendment to require the 24/7 property management contact to respond within 30 minutes to complaints from hotel guests in addition to City staff. Councilmember Duclos and Mayor Pro Tem Campbell accepted the amendment. The motion to adopt the resolution, as amended, and adopt the Mitigated Negative Declaration, carried as follows:

AYES: Councilmembers Duclos, Massey, Mayor Pro Tem Campbell

ABSENT: Councilmember Fangary

NO: Mayor Armato

Councilmember Fangary returned to the meeting.

6. MUNICIPAL MATTERS

- a) AWARD OF CONTRACT TO THE DLR GROUP FOR THE COMPLETION OF THE COMMUNITY THEATRE NEEDS ASSESSMENT AND APPROVE THE APPROPRIATION OF \$49,295 TO CIP STUDY 693 TO PROVIDE ADDITIONAL FUNDS TO COMPLETE THE NEEDS ASSESSMENT**

(Community Resources Manager Kelly Orta)

Recommendation: Staff recommends that the City Council:

1. Award the contract to the DLR Group for the completion of the Community Theatre Needs Assessment; and
2. Approve the appropriation of \$49,295 to CIP Study 693 from the Capital Improvement Fund to provide the additional funds necessary to complete the needs assessment.

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

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

b) CONSIDERATION OF A HOLIDAY FREE PARKING PROGRAM

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

Recommendation: Staff recommends that the City Council discuss and provide direction on alternatives for a holiday free parking program on citywide commercial zone silver-post meters.

The following individuals addressed the City Council:

- 1) Brian Cooley
- 2) Peter Tucker

Moved by Councilmember Fangary, second by Councilmember Duclos to offer a four week holiday free parking program on Citywide commercial zone silver-post meters from November 27th to December 25th, 2019. The motion carried as follows:

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

NO: Councilmember Massey

c) AWARD OF PROFESSIONAL SERVICES AGREEMENTS TO PROVIDE ON-CALL PLAN CHECKING SERVICES

(Acting Public Works Director Lucho Rodriguez)

Recommendation: Staff recommends that the City Council:

1. Award Professional Services Agreements to M6 Consulting Inc. in an amount not-to-exceed \$300,000 to provide on-call plan checking services to the City of Hermosa Beach for three years with the option to extend up to two additional one-year terms;
2. Award Professional Services Agreements to Transtech Engineers, Inc. in an amount not-to-exceed \$150,000 to provide on-call plan checking services to the City of Hermosa Beach for three years with the option to extend up to two additional one-year terms; and
3. Authorize the Mayor to execute and the City Clerk to attest the Professional Services Agreement(s) subject to approval by the City Attorney.

The following individuals addressed the City Council:

- 1) Peter Tucker

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

7. MISCELLANEOUS ITEMS AND MEETING ATTENDANCE REPORTS - CITY COUNCIL

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

Mayor Armato reported on attendance at the Hawthorne Airport noise roundtable and advised an upcoming FAA study would be made available on or about November 2019.

Councilmember Fangary reported on his recent appointment to the South Santa Monica Bay Safe Clean Water Program Watershed Area Steering Committee. The committee will provide input on regional Measure W stormwater project funding.

Councilmember Duclos reported on League of California Cities Coastal Cities Group and Los Angeles County Beach Commission activities.

8. OTHER MATTERS - CITY COUNCIL

a) MAYOR ARMATO REQUESTS STAFF TO RETURN TO COUNCIL WITH A RESOLUTION SUPPORTING THE CITY'S EFFORTS TO ACHIEVE GENDER EQUITY THROUGH ITS WORKFORCE, OPERATIONS, AND SERVICES

Mayor Armato requested, and Councilmembers Duclos and Massey supported, a resolution to support the City's efforts to achieve gender equity through its workforce, operations, and services, be placed on a future Council agenda.

b) TENTATIVE FUTURE AGENDA ITEMS

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

The Tentative Future Agenda Items were received and filed.

ADJOURNMENT

Mayor Armato adjourned the meeting at 10:54 p.m.



SUJA LOWENTHAL
CITY MANAGER