

CITY OF HERMOSA BEACH
ORDINANCE NO. ORD-24-XXXX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA REPEALING HERMOSA BEACH MUNICIPAL CODE SECTION 3.08.020 AND DETERMINING THE ORDINANCE IS NOT A PROJECT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. The City Council desire to more efficiently and cost effectively review and process claims against the City by expanding the ability of the City Manager to settle claims up to the amount authorized by the Government Code.

SECTION 2. Currently, the Hermosa Beach Municipal Code limits the City Manager's settlement authority to the current jurisdictional limit of the small claims court. Repeal of this code section is necessary in order to effectuate the adoption, via a separate City Council Resolution, of the Litigation Management Policy and increase it settlement authority for the City Manager.

SECTION 3. Section 3.08.020 of the Hermosa Beach Municipal Code is hereby repealed in its entirety:

~~"3.08.020 Limited settlement authority.~~

~~The City Manager, with the approval of the City Attorney, is authorized to settle or compromise any monetary claim or litigation against the City or any officer or employee thereof, without the prior consent of the City Council, in an amount not to exceed the then current jurisdictional limit of the small claims court, as to any individual claimant. The City Manager, with the approval of the City Attorney, is further authorized to settle or compromise any claim that is less than the then current jurisdictional limit of the small claims court that the City may have against any person. The City Manager is authorized to execute and deliver any instrument necessary to effectuate a settlement or compromise permitted in this section."~~

SECTION 4. Environmental Review. This Ordinance is not a project under the California Environmental Quality Act pursuant to CEQA Guidelines section 15378 (b)(5) as an organization or administrative activity of the City that will not result in direct or indirect physical changes in the environment.

SECTION 5. Effective Date. This Ordinance shall take effect thirty (30) days after its passage and adoption pursuant to California Government Code section 36937.

SECTION 6. Certification. The City Clerk is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City's book of original ordinances; make a note of the passage and adoption in the records of this meeting; and, within fifteen (15) days after the passage and adoption of this Ordinance, cause it to be published or posted in accordance with California law.

PASSED, APPROVED, and ADOPTED on this 12th day of November, 2024

Mayor Dean Francois

PRESIDENT of the City Council and **MAYOR** of the City of Hermosa Beach, CA

ATTEST:

APPROVED AS TO FORM:

Myra Maravilla
City Clerk

Patrick Donegan
City Attorney