

Hermosa Beach

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



Regular Meeting Minutes

Tuesday, April 25, 2017

6:00 PM

**Closed Session - 6:00 P.M.
Regular Meeting - 7:00 P.M.
Council Chambers**

City Council

*Mayor
Justin Massey*

*Mayor Pro Tem
Jeff Duclos*

*Councilmembers
Stacey Armato
Carolyn Petty
Hany Fangary*

6:00 P.M. - CLOSED SESSION

CALL TO ORDER IN COUNCIL CHAMBERS – 6:01 p.m.

ROLL CALL

Present: Armato, Duclos, Fangary, Mayor Massey
Absent: Petty (arrived 6:03 p.m.)

PUBLIC COMMENT – None

RECESS TO CLOSED SESSION IN SECOND FLOOR CONFERENCE ROOM – 6:02 p.m.

1. 17-0251 **MINUTES:** Approval of minutes of Closed Session held on April 20, 2017.

2. 17-0252 **CONFERENCE WITH LEGAL COUNSEL: Pending 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: McColgan v. City of Hermosa Beach, et al.
Los Angeles County Superior Court, Case Number: BS161470

3. 17-0256 **CONFERENCE WITH LABOR NEGOTIATOR**

Government Code Section 54957.6

City Negotiators: Labor Attorney Daphne M. Anneet, Finance Director,
and Human Resources Manager

Employee

Organizations: Police Management Bargaining Group
Hermosa Beach Firefighters' Association
Teamsters Union, Local 911
Professional and Administrative Employee Group
Hermosa Beach Management Association
Unrepresented Employees

4. 17-0265 **PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT**

Government Code Section 54957

(Continued from Closed Session of April 20, 2017)

Acting City Manager

ADJOURNMENT OF CLOSED SESSION – 7:10 p.m.

7:00 P.M. - REGULAR AGENDA

CALL TO ORDER – 7:18 p.m.

PLEDGE OF ALLEGIANCE – Tom Bakaly

ROLL CALL

Present: Armato, Duclos, Fangary, Petty, Mayor Massey

Absent: None

CLOSED SESSION REPORT

City Attorney Jenkins said: (1) no public comment was received before the recess to Closed Session; (2) two of the four agenda items were discussed; (3) the City successfully concluded negotiations with the Hermosa Beach Firefighters Association, enabling the Council to address fire services during tonight's meeting; and (4) since Interim City Manager John Jalili completed his contract and new City Manager Sergio Gonzalez will not start until May 15, current Assistant to the City Manager Nico de Anda-Scaia will act as City Manager for the next three weeks.

ANNOUNCEMENTS

Councilmember Armato urged participation in the compost giveaway event 9 a.m.–1 p.m. on Saturday, April 29, in the Community Center parking lot, and invited everyone to: (1) the General Plan Study Session at 7 p.m., Tuesday, May 23, in Council Chambers; (2) Spyder Surf Fest on Saturday, April 29, noon to 7 p.m. in Pier Plaza; (3) the 18th annual Endless Summer classic car show 10 a.m.–3 p.m. Saturday, May 6, in Pier Plaza; and (4) also on May 6, the Pets in the Park event at Valley Park from 10 a.m. to 1 p.m., hosted by Friends of the Park.

Mayor pro tem Duclos invited everyone to "La La Land" Day, Sunday, April 30, 5-7 p.m. on Pier Plaza, noting that a performance with two dancers from the film will replicate the Pier scene and that the lights used on the Pier in the film will be in place for the event; and he thanked Acting City Manager Nico de Anda-Scaia, Bob Jones, Dency Nelson, Kimberlee MacMullan, Sam Perrotti and Dennis Jarvis for their assistance with putting the event together.

Councilmember Fangary thanked Geoff Hirsch and Al Benson for their presentation on ADA challenges at his April 22 Community First meeting, and invited everyone to: (1) the Leadership Hermosa Class of 2017 project, an event called Market 90254, showcasing City businesses, at 3-7 p.m., May 13, beginning at the 600 block of Cypress Avenue; and (2) the Shakespeare by the Sea fundraiser Wednesday, May 10, at the Comedy & Magic Club, with more information at www.shakespearebythesea.org.

Mayor Massey (1) said three Hermosa surfers would be inducted into the Surfers' Hall of Fame on Saturday, April 29, as part of Spyder Surf Fest; (2) announced a document shredding event at 9 a.m.-1 p.m., April 29, in the Community Center parking lot; (3) invited everyone to dispose of unused or expired medications at 10 a.m.-2 p.m., April 29 at the Hermosa Police Department;

and (4) invited everyone to the Celebration of Life for Nancy Reviczky at the Kiwanis Club on Sunday, April 30, 2-4 p.m.

Mayor Massey recognized Interim City Manager John Jalili for his service to the City, noting this was his last meeting, and presented Mr. Jalili with a Certificate of Commendation. Mr. Jalili thanked the Mayor and City Council and said he had enjoyed working with City staff. Mayor pro tem Duclos noted that this was the second time he had worked with Mr. Jalili in Hermosa Beach, and each Councilmember thanked him and wished him well.

PROCLAMATIONS / PRESENTATIONS

a) 17-0250 RECOGNIZING RETIRED SERGEANT KEVIN AVERILL FOR HIS SERVICE TO THE CITY OF HERMOSA BEACH

Chief Papa introduced Kevin Averill, citing his background, experience and accomplishments, and presented him with a Certificate of Recognition, his Retired Sergeant badge and ID card.

Mayor Massey presented him with a City plaque and a Certificate of Commendation

Chief Papa also presented Mr. Averill with a Certificate from Don Knabe, former Los Angeles County Board of Supervisors member.

Mr. Averill said it had been an honor working for the City and with his co-workers.

MISCELLANEOUS ITEMS AND REPORTS - CITY MANAGER – None

PUBLIC PARTICIPATION:

1. ORAL AND WRITTEN COMMUNICATIONS:

Coming forward to address the Council at this time were:

Jim Lissner
Dorothy Yost, President, Hermosa Garden Club
Christy Robertson, Hermosa Garden Club
Bob Jones
Trent Larson
Craig Cadwallader
Peter Tucker
Dave Grethen
Alan Benson
Eric Ackerman
Jani Lange

a) **REPORT** **LETTER FROM MICHAEL KEEGAN DATED APRIL 13, 2017**
17-0249 **REGARDING PROFESSIONAL AND HELPFUL**
BUILDING/PLANNING
AND PUBLIC WORKS DEPARTMENTS

Attachments: [Letter from Michael Keegan](#)
[SUPPLEMENTAL Letter from Kent Allen \(added 4-25-17 at 11am\).pdf](#)

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

2. CONSENT CALENDAR:

Action: To approve the consent calendar recommendations (a) through (k), with the exception of item 2(f), which was removed from the agenda by Interim City Manager Jalili, and the following items, which were removed for discussion in item 4, but are shown in order for clarity: 2(i) and (k), Massey.
 Motion Petty, second Armato. The motion carried by a unanimous vote.

a) **REPORT** **CITY COUNCIL MEETING MINUTES**
17-0259 *(City Clerk Elaine Doerfling)*

Attachments: [112415 reg mtg](#)
[030217 adj State of City](#)
[030917 adj Mayor Rotation](#)
[041117 reg mtg \(cancelled\)](#)
[041217 adj reg mtg](#)

Action: To approve the following minutes:
 1) Regular Meeting of November 24, 2015
 2) Adjourned Regular Meeting of March 2, 2017
 3) Adjourned Regular Meeting of March 9, 2017
 4) Regular Meeting of April 11, 2017 (canceled)
 5) Adjourned Regular Meeting of April 12, 2017

b) **REPORT** **CHECK REGISTERS**
17-0246 *(Finance Director Viki Copeland)*

Attachments: [04-06-17](#)
[04-13-17](#)

Action: To ratify the above-noted check registers.

- c) **REPORT** **REVENUE AND EXPENDITURE REPORTS,
17-0262** **TREASURER'S AND CASH BALANCES REPORTS
FOR MARCH 2017**
(Finance Director Viki Copeland and City Treasurer Karen Nowicki)

Action: To receive and file the Revenue and Expenditure Reports, Treasurer's and Cash Balance Reports for March 2017.

- d) **REPORT** **PROJECT STATUS REPORT AS OF MARCH 31, 2017**
17-0255 (Public Works Director Andrew Brozyna)

Attachments: [CIP Project Status Report March 2017](#)

Action: To receive and file the Project Status Report as of March 31, 2017.

- e) **REPORT** **REJECT ALL BIDS AND AUTHORIZE TO
17-0247** **RE-ADVERTISE FOR THE CONSTRUCTION OF
CIP NO. 16-540 - SOUTH PARK IMPROVEMENTS
PHASE II - PARKING LOT IMPROVEMENTS AND RAILING**
(Public Works Director Andrew Brozyna)

Attachments: [ATTACHMENT 1 - BID ANALYSIS](#)

Action:

- 1) To reject all bids received for CIP No. 16-540 - South Park Improvements Phase II - Parking Lot Improvements and Railing; and
- 2) To authorize Staff to re-advertise for bids.

- f) **REPORT** **PURCHASE OF FOUR ELECTRIC VEHICLES**
17-0254 (Public Works Director Andrew Brozyna)

Attachments: [F17 Clean Fleet Vehicle Purchasing Policy 3-6-17.pdf](#)

[PO 11411 - Gardena Nissan.pdf](#)

[SUPPLEMENTAL Letter from Peter Tucker \(added 4-25-17 at 11am\).pdf](#)

This item was removed from the agenda by Interim City Manager Jalili for discussion at a future meeting.

- g) **REPORT** **SUBJECT: FINAL MAP NO. 73629 (C.U.P. CON NO. 15-7, PDP NO. 15-9)**
17-0261 **LOCATION: 515 PROSPECT AVENUE**
APPLICANT(S): HAROLD ANSHEL
**REQUEST: TO ADOPT A RESOLUTION APPROVING FINAL PARCEL
MAP FOR A 2-UNIT RESIDENTIAL CONDOMINIUM PROJECT**
(Community Development Director Ken Robertson)

Attachments: [1. Proposed Resolution](#)
[2. Final Map No. 73629](#)

Action: To adopt Resolution No. 17-7067, entitled "**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, APPROVING FINAL PARCEL MAP NO. 73629, FOR THE SUBDIVISION OF A TWO-UNIT CONDOMINIUM, LOCATED AT 515 PROSPECT AVENUE IN THE CITY OF HERMOSA BEACH, CALIFORNIA.**"

- h) REPORT PLANNING COMMISSION TENTATIVE FUTURE AGENDA ITEMS**
17-0260 (Community Development Director Ken Robertson)

Attachments: [Planning Commission May, 2017 Tentative Future Agenda](#)

Action: To receive and file the May 2017 Planning Commission Tentative Future Agenda items.

- i) REPORT ACTION SHEET OF THE PLANNING COMMISSION**
17-0263 MEETING OF APRIL 18, 2017

Attachments: [Planning Commission Action Sheet of April 18, 2017](#)
[SUPPLEMENTAL Letter from Jim Lissner re Lazy Acres and Response from Senior Planner Kim Chafin \(added 4-24-17 at 12pm\).pdf](#)

This item was removed from the consent calendar by Mayor Massey at the request of Jim Lissner for separate discussion later in the meeting. Coming forward to address the Council on this item were:

Jim Lissner
 Robert Chamberlain, Financial Pastor, Hope Chapel
 Lindsey Stone, Kids Director, Hope Chapel
 Andrea Valcourt

Action: To receive and file the action sheet of the Planning Commission meeting of April 18, 2017.

Motion Petty, second Duclos. The motion carried by a unanimous vote.

- j) REPORT ACTION MINUTES OF THE EMERGENCY PREPAREDNESS**
17-0203 ADVISORY COMMISSION WORKSHOP OF FEBRUARY 7, 2017

Attachments: [Minutes - 020716 - Feb. Meeting .pdf](#)

Action: To receive and file the action minutes of the Emergency Preparedness Advisory Commission meeting of February 7, 2017.

- k) **REPORT** **NOTICE OF SUPPORT - AB994 (MURATSUCHI)**
17-0257 **BEACH CITIES HEALTH DISTRICT: DESIGN-BUILD PROCESS**
(Assistant to the City Manager Nico De Anda-Scaia)

Attachments: [Assembly Bill 994](#)
[Letter of Support AB 994 - City of Hermosa Beach](#)

This item was removed from the consent calendar by Mayor Massey at the request of David Grethen for separate discussion later in the meeting. Coming forward to address the Council on this item were:

Craig Cadwallader
Dency Nelson
David Grethen

Action: To approve a letter of support for Assembly Bill (AB) 994 (Muratsuchi), which would authorize, until January 1, 2023, the Beach Cities Health District to use the design-build process for the construction of facilities or other buildings in that district. Motion Armato, second Duclos. The motion carried by a unanimous vote.

3. CONSENT ORDINANCES – None

4. ITEMS REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION

Items 2(i) and (k) were heard at this time but are shown in order for clarity. Public comments on items removed from the Consent Calendar are shown under the appropriate item.

At 11:50 p.m., the order of the agenda moved to item 6(a).

5. PUBLIC HEARINGS

- a) **REPORT** **ANNEXATION OF THE HERMOSA BEACH FIRE DEPARTMENT**
17-0111 **INTO THE CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS**
ANGELES COUNTY
(Fire Chief Pete Bonano)

Attachments: [Hermosa Beach LACoFD Contract Review Final \(12-14-16\)](#)
[Hermosa Beach Final Annexation Agreement with Schedules \(4-19-17\)](#)
[Prop Tax Reso - Hermosa Beach](#)
[Fire Services Fiscal Impact Slides](#)

[2017-18 Preliminary Budget Fund Summary](#)

[2017-18 department revenue report](#)

[Department Expenditure Summary](#)

[2017-18 CIP Spreadsheet](#)

[17-18 Supplementals With Approvals](#)

[2017-18 Personnel Requests](#)

[SUPPLEMENTAL Letter from Michael Clemens \(added 4-24-17 at 4pm\).pdf](#)

[SUPPLEMENTAL Memo and Attachments from Finance Director Viki Copeland \(added 4-25-17 at 11am\).pdf](#)

[SUPPLEMENTAL Letter from HBPOA President Sgt. Robert Higgins \(added 4-25-17 at 1pm\).pdf](#)

[SUPPLEMENTAL Memo and Revised Attachments from Finance Director Viki Copeland \(added 4-25-17 at 4pm\).pdf](#)

[SUPPLEMENTAL Letter from Janice Brittain \(added 4-26-17 at 11am\).pdf](#)

[SUPPLEMENTAL PowerPoint Presentation \(added 4-26-17 at 11am\).pdf](#)

Stewart Gary, Citygate Associates, LLC MPA gave a PowerPoint presentation and responded to Council questions.

A documentary entitled "A Day in the Life of a Firefighter," was shown.

Finance Director Copeland, Fire Chief Bonano, Los Angeles County Fire Department Chief Daryl Osby, and Los Angeles County Fire Department Planning Division Chief Debbie Aguirre responded to Council questions.

The public hearing opened at 9:45 p.m. Coming forward to address the Council on this item were:

George Barks
Parker Herriott
Rick Learned
Mike Clemens
Dency Nelson
Ken Hartley
Jani Lange, Parks, Recreation and Community Resources Advisory
Commission member
Tom Bakaly
Peter Tucker
Julian Katz
Michael Binder
Michael Keegan
Tracy Hopkins
Barbara Ellman

Andrea Valcourt
Scott Davey
Janice Brittain
Aaron Marks, Hermosa Beach Firefighters Association President

The public hearing closed at 10:33 p.m.

Action:

- 1) Based on the recommendations of the Citizen's Advisory Committee, Emergency Preparedness Advisory Committee, feedback received from residents who attended the Community Engagement Meetings, and the Findings with Recommendations from Citygate Associates, the City Council authorized the Mayor to sign the Annexation Agreement for Services By and Between the Consolidated Fire Protection District of Los Angeles County and the City of Hermosa Beach; and
 - 2) To adopt the Zero Property Tax Transfer Resolution between the City of Hermosa Beach and Los Angeles County.
- Motion Petty, second Armato. The motion carried by a unanimous vote.

The meeting recessed at 11:08 p.m.
The meeting reconvened at 11:25 p.m., with item 4.

6. MUNICIPAL MATTERS

- a) **REPORT** **REPEAL OF HERMOSA BEACH OIL CODE**
17-0248 *(City Attorney Mike Jenkins)*

Attachments: [Ordinance repealing the Oil Code](#)
[SUPPLEMENTAL Oil Code - Ordinance 85-803 \(added 4-25-17 at 11am\).pdf](#)

Coming forward to address the Council on this item was:
Craig Cadwallader, Surfrider Foundation South Bay Chapter

Action: To waive full reading and adopt by title Ordinance **No. 17-1376**, entitled **“AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA, REPEALING CHAPTER 21A OF THE HERMOSA BEACH MUNICIPAL CODE (“HERMOSA BEACH OIL CODE”).”**

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

7. MISCELLANEOUS ITEMS AND MEETING ATTENDANCE REPORTS - CITY COUNCIL – None

8. OTHER MATTERS - CITY COUNCIL

a) **REPORT** **TENTATIVE FUTURE AGENDA ITEMS**
17-0264

Attachments: [Tentative Future Agenda](#)
[SUPPLEMENTAL Revised Tentative Future Agenda \(added 4-25-17 at 11am\).pdf](#)

Action: To receive and file the tentative future agenda items.
Motion Petty, second Duclos. The motion carried by a unanimous vote.

2016-2017 STRATEGIC PLAN (For reference when considering Other Matters items)

Attachments: [Plan in Brief](#)
[2015 Performance Report](#)
[2016-2021-2031 Strategic Plan](#)
[Action Agenda](#)
[Leader's Guide](#)
[Decision Making Tool](#)

ADJOURNMENT – The meeting adjourned at 12:05 a.m., Wednesday, April 26, 2017.

City Clerk Elaine Doerfling

Deputy City Clerk Linda Abbott