

FOLLOW-UP AGENDA <u>AMENDED</u> RANCHO PALOS VERDES CITY COUNCIL REGULAR MEETING APRIL 7, 2009 FRED HESSE COMMUNITY PARK, 29301 HAWTHORNE BOULEVARD

<u>Time Estimates</u>: The time noted next to an agenda item is only an estimate of the amount of time that will be spent during the meeting on that particular item. Accordingly, these estimates should not be relied on in determining when a matter will be heard, especially since agenda items are often re-ordered during a meeting and may be discussed at any time.

6:00 P.M. CLOSED SESSION: SEE ATTACHED BROWN ACT CHECK LIST FOR DETAILS.

7:00 P.M. REGULAR SESSION

(10 mins) CALL TO ORDER:

ROLL CALL:

FLAG SALUTE:

MAYOR'S ANNOUNCEMENTS: Mayor Clark highlighted a new business in Rancho Palos Verdes, Think Prime Steak House on Western Avenue, and introduced Paul Aghilipour representing owner Kashi Aghilipour.

RECYCLE DRAWING:

APPROVAL OF AGENDA:

PUBLIC COMMENTS: (This section of the agenda is for audience comments for items **NOT** on the agenda.)

CITY MANAGER REPORT:

NEW BUSINESS:

(5 mins) APPROVAL OF CONSENT CALENDAR:

Motion to Waive Full Reading

Action Taken: Adopted a motion to waive reading in full of all ordinances presented at this meeting with consent of the waiver of reading deemed to be given by all Council Members after the reading of the title.

2. Approval of the Minutes (Morreale)

Action Taken: Approved the Minutes of the February 17, 2009 Regular Meeting and the February 28, 2009 Special Meeting/Tactical Planning Workshop.

3. FY07-08 Single Audit Report (Downs)

Action Taken: Received and filed the Single Audit of Federally Assisted Grant Programs dated June 30, 2008 ("Single Audit Report").

4. South Bay Regional Transit Project (Gyves)

Action Taken: Authorized the Mayor to sign the letter of support for a Federal grant application submitted by the Cities of Redondo Beach and Torrance for the construction of the South Bay Regional Transit Centers Project.

5. Border Issues Status Report (Fox)

Action Taken: Received and filed the current report on the status of border issues.

- 6. Adoption of Ordinance No. 487 Second Reading (Pfost)

 Action Taken: ADOPTED ORDINANCE NO. 487, "AN ORDINANCE OF THE CITY OF RANCHO PALOS VERDES APPROVING A ZONE CHANGE (CASE NO. ZON2008-00649) ON A PORTION OF AN EXISTING 19.63 ACRE PARCEL LOCATED AT THE NORTHWEST CORNER OF CRESTRIDGE ROAD AND CRENSHAW BLVD (APN #7589-013-905) FROM OPEN SPACE HAZARD (OH) TO INSTITUTIONAL (I); AND ALSO AMENDING MUNICIPAL CODE SECTION 17.26.030.E FOR THE PURPOSE OF FURTHER DEFINING THE LAND USE CATEGORY "HOMES FOR THE AGED."
- 7. Resolution for the Retention of Fees for Administrative Costs Related to the Collection of Building Permit Fees Required by Senate Bill 1473 (Christman)

 Action Taken: ADOPTED RESOLUTION NO. 2009-21, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, REGARDING THE BUILDING PERMIT FEE REQUIRED BY SENATE BILL 1473 AND RETENTION OF ADMINISTRATIVE FEES RELATED THERETO.
- 8. Claim Against the City by Kathleen Ampudia (Gyves)

 Action Taken: Rejected claimant's application for leave to present a late claim and directed staff to notify the claimant.

- 9. Second Amendment to Professional Services Agreement RPV TV Station Manager (Lehr)
 - **Action Taken:** Authorized the Mayor and City Clerk to execute the second amendment to the Professional Services Agreement with Mark J. Doddy to provide Station Manager duties for RPV TV.
- 10. Furniture Procurement for the Planning Department (Motahari)

 Action Taken: 1) Awarded a contract to D&R Office Works, Inc. for the design, purchase, and installation of modular furniture and a new counter at the Planning Department in the amount of \$65,179 and authorized staff to spend up to an additional \$821 for possible extra work or unforeseen conditions, for a total authorization of \$66,000; and, 2) Authorized the Mayor and City Clerk to execute a contract with D&R Office Works, Inc.
- Martingale Trail Easement Realignment (Trester)
 Action Taken: ADOPTED RESOLUTION NO. 2009-22, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AUTHORIZING THE CITY MANAGER, THE DEPUTY CITY MANAGER, OR THE DIRECTOR OF PLANNING, BUILDING AND CODE ENFORCEMENT OF THE CITY OF RANCHO PALOS VERDES TO: 1) ACCEPT AN EASEMENT DEED DEDICATING TO THE CITY REAL PROPERTY KNOWN AS THE "MARTINGALE TRAIL EASEMENT" (INSTRUMENT NO. 78-168460) AND 2) EXECUTE A CORRESPONDING QUITCLAIM OF A PORTION OF THE TRAIL EASEMENT TO MR. AND MRS. GLENN SMITH.
- 12. Revision to Investment Policy FY08-09 (McLean)

 Action Taken: Approved the proposed revision to the FY08-09 Investment Policy for the City of Rancho Palos Verdes to enable further diversification of the City's cash portfolio as may be deemed appropriate.
- November 2008 Monthly Report of Cash Balances (McLean)
 Action Taken: Received and filed the November 2008 Monthly Report of Cash Balances for the City of Rancho Palos Verdes.
- 14. December 2008 Monthly Report of Cash Balances (McLean)
 Action Taken: Received and filed the December 2008 Monthly Report of Cash Balances for the City of Rancho Palos Verdes.
- 15. Register of Demands (McLean)
 Action Taken: ADOPTED RESOLUTION NO. 2009-23, A RESOLUTION OF
 THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, ALLOWING
 CERTAIN CLAIMS AND DEMANDS AND SPECIFYING FUNDS FROM WHICH
 THE SAME ARE TO BE PAID.

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PAUSE TO CONSIDER THE REMAINDER OF THE AGENDA:

REGULAR NEW BUSINESS:

- (30 mins) 16. Palos Verdes Nature Preserve – Public Use Master Plan (Mihranian) Action Taken: 1) Overturned the PUMP Committee's recommendation regarding paragliding and decided to not permit paragliding in the Preserve, noting that the matter could be brought back to Council if issues including licensing, enforcement, and problems regarding illegal take-off and landings were addressed; 2) Allowed archery to continue under the existing Conditional Use Permit (CUP), with the review of the CUP and consideration of a future lease agreement with the Archery Club; 3) Adopted the PUMP recommendation regarding farming to continue on City property until the current lease expires, the current lessee retires, or until habitat restoration can occur; 4) Decided the topic of a bicycle skills center should be brought back to Council as a separate agenda item with alternative locations to be considered preferably outside of the Preserve; 5) Allowed nighttime use of the Preserve for hikers only with the limitations as established by staff and specifics of the permitting process to be brought back to Council for approval; 6) Adopted the staff recommendation to sunset the PUMP Committee and recognize the Committee Members for their service; 7) Directed staff to return with a plan to provide alternatives as a result of the disbanding of the PUMP Committee; and, 8) Received and filed the Palos Verdes Peninsula Land Conservancy 6-month report on trail use at the Portuguese Bend Reserve.
- Palos Verdes Drive South Metro Bikeway Grant Status (Jules)

 Action Taken: Authorized the Mayor and City Clerk to execute the Letter of Agreement (LOA) with the Los Angeles County Metropolitan Transportation Authority (METRO) for the Bike Compatible Roadway Safety and Linkage on Palos Verdes Drive South, Project ID #F1506, TIP #LAF1506.
- (30 mins) 18. Proposed Sister Cities Program (Gyves/Madrid)

 Action Taken: Established a subcommittee consisting of Mayor Clark and
 Councilman Long to work with staff to explore the Sister City concept with either
 domestic or international cities, conduct site visits, and bring back alternatives for
 consideration by the Council.
- (10 mins) CITY COUNCIL ORAL REPORTS: (This section of the agenda is designated for oral reports from Council Members to report action taken at outside committee and association meetings.)
- (5 mins) COUNCIL DISCUSSION & SUGGESTION OF FUTURE AGENDA ITEMS:

CLOSED SESSION REPORT: City Attorney Lynch reported on the following items: 1) Regarding the potential purchase of open space an update was provided and no

action was taken; 2) Regarding the VH Property case an update was provided and no action was taken; 3) Regarding the filing of a new lawsuit Rancho Palos Verdes Neighbors for Community Compatibility no action was taken and the Council requested additional information be provided; and, 4) Regarding the Potential Litigation against the County of Los Angeles, the Council unanimously authorized the City to enter a 90-day Tolling Agreement, with Councilman Stern and Councilman Gardiner absent.

ADJOURNMENT: Adjourned at 10:21 P.M.

CLOSED SESSION AGENDA CHECKLIST

Based on Government Code Section 54954.5

(All Statutory References are to California Government Code Sections)

Potential Litigation: G.C. 54956.9(c)

The City Council will be meeting in Closed Session to determine whether to approve a Tolling Agreement with the County of Los Angeles, which will extend the time within which the City must file a claim or a lawsuit against the County pertaining to the County's use of a portion of the Contract Cites' Liability Trust Fund.

Conference with Real Property Negotiators G.C. 54956.8

Potential purchase of open space:

Property: Filiorum: APN 7572-012-024, 7572-012-028, 7572-012-029, 7573-

003-016, 7581-023-031, 7581-023-029, 7572-002-022

City Negotiators: City Manager; City Attorney; Mayor Clark; Director of Planning,

Building and Code Enforcement Rojas; Mike Kilroy; Bill Swank; and

Henry Jurgens

Negotiating Parties: York Long Point Associates

Under Negotiation: Price and Terms of Payment

Existing Litigation: G.C. 54956.9(a)

Name of Case: VH Property Corp. and VHPS LLC v. City of Rancho Palos Verdes,

et al., Los Angeles County Superior Court. Case No. BC404048.

Name of Case: Rancho Palos Verdes Neighbors for Community Compatibility v.

City of Rancho Palos Verdes, et al., Los Angeles Superior Court.

Case No. BS119893.

American with Disabilities Act: In compliance with the Americans with Disabilities Act of 1990, if you require a disability-related modification or accommodation to attend or participate in this meeting, including auxiliary aids or services, please call the City Clerk's Office at 310 544-5208 at least 48 hours prior to the meeting.

NOTE: Staff reports are available for inspection at City Hall, 30940 Hawthorne Boulevard during regular business hours, 7:30 A.M. to 5:30 P.M. Monday – Thursday and 7:30 A.M. to 4:30 P.M. on Friday. The agenda and staff reports can also be viewed at Hesse Community Park, 29301 Hawthorne Boulevard during regular business hours: Monday – Friday from 9:00 A.M. until dusk; Saturday and Sunday from 10:00 A.M. until dusk.

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Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection at the front counter of the lobby of the City Hall Administration Building at 30940 Hawthorne Boulevard, Rancho Palos Verdes during normal business hours.

You can also view the agenda and staff reports at the City's website www.palosverdes.com/RPV.

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