CITY OF RANCHO PALOS VERDES

FOLLOW-UP AGENDA
RANCHO PALOS VERDES CITY COUNCIL
REGULAR MEETING
SEPTEMBER 7, 2010
FRED HESSE COMMUNITY PARK, 29301 HAWTHORNE BOULEVARD

Time Estimates: 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

(15 mins) CALL TO ORDER:

ROLL CALL:

FLAG SALUTE:

MAYOR'S ANNOUNCEMENTS: Mayor Wolowicz announced the following: 1) The Upcoming Annual Health & Resource Fair presented by the Salvation Army Torrance Corps Facility to be held on Saturday, September 18, 2010 10:00 a.m. to 2:00 p.m.; 2) The recent arrest of a suspected criminal with the use of Rancho Palos Verdes Automated License Plate Recognition patrol car; and, 3) The recent passing of longtime resident, Paul Conrad, noting that the meeting would be adjourned in his memory.

RECYCLE DRAWING:

APPROVAL OF AGENDA: Item No. 20 was deleted from the agenda.

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

CITY MANAGER REPORT: City Attorney Lynch provided a Status Update regarding the Writ of Mandate Proceedings pertaining to the Marymount College Ballot Measure.

NEW BUSINESS:

(5 mins) **APPROVAL OF CONSENT CALENDAR:**

1. 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 August 3, 2010 Regular Meeting.

3. Border Issues Status Report (Fox)
   Action Taken: Received and filed the current report on the status of Border Issues.

4. Biennial Update of the City's Conflict of Interest Code (Morreale)
   Action Taken: 1) Received and filed the 2010 Local Agency Biennial Notice for the City of Rancho Palos Verdes, the Rancho Palos Verdes Redevelopment Agency, and the Rancho Palos Verdes Improvement Authority indicating that the Conflict of Interest Code for these agencies need to be amended; and, 2) ADOPTED RESOLUTION NO. 2010-71, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, ADOPTING A CONFLICT OF INTEREST CODE WHICH INCORPORATES BY REFERENCE THE STANDARD CONFLICT OF INTEREST CODE PREPARED BY THE FAIR POLITICAL PRACTICES COMMISSION AND REPEALING RESOLUTION NO. 2008-78.

5. Resolution for Civic Center/Upper Point Vicente Tax-Defaulted Property Purchase (Petru)
   Action Taken: ADOPTED RESOLUTION NO. 2010-72, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AUTHORIZING THE PURCHASE OF TAX-DEFAULTED PROPERTY FROM THE LOS ANGELES COUNTY TAX COLLECTOR LOCATED AT 30940 HAWTHORNE BOULEVARD IDENTIFIED AS APN 7573-002-011, PURSUANT TO CHAPTER 8 AGREEMENT NO. 2654.

6. FY09-10 Continuing Appropriations and Fiscal Year-End Budget Adjustments (Downs)
   Action Taken: 1) ADOPTED RESOLUTION NO. 2010-73, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AMENDING RESOLUTION NO. 2009-40, THE BUDGET APPROPRIATION FOR FY09-10, TO REDUCE THE BUDGET FOR THE APPROVED CONTINUING APPROPRIATIONS; 2) ADOPTED RESOLUTION NO. 2010-74,

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AMENDING RESOLUTION NO. 2010-55, THE BUDGET APPROPRIATION FOR FY10-11, TO INCREASE THE BUDGET FOR THE APPROVED CONTINUING APPROPRIATIONS; and, 3) ADOPTED RESOLUTION NO. 2010-75, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AMENDING RESOLUTION NO. 2009-40, THE BUDGET APPROPRIATION FOR FY09-10, TO ADJUST THE BUDGET IN THE GENERAL FUND, ABALONE COVE SEWER DISTRICT FUND, RPV TV FUND, GINSBURG CULTURAL ARTS BUILDING FUND AND THE COMMUNITY DEVELOPMENT BLOCK GRANT R FUND.

7. Award Contracts - Catch Basin Screen Installation Project (Winje)
Action Taken: 1) Approved the plans and specifications for the Machado Lake Drainage Area, Catch Basin Pipe Screen Installation Project – Phase I; 2) Authorized the Mayor and City Clerk to execute a construction contract to West Coast Storm, Inc. in the amount of $8,104. Authorized a construction contingency of $5,400 for a total construction authorization of $13,504; and, 3) Authorized the Mayor and City Clerk to execute a professional services agreement to Charles Abbott Associates in an amount not to exceed $4,080 for inspection services.

8. Civic Center Facility Assessment Professional Services Agreement (Singer)
Action Taken: 1) Approved the Professional Services Agreement with Gonzalez Goodale Architects to assist the City in conducting a Civic Center Facility Assessment; and, 2) Authorized the City Manager and City Clerk to execute the Agreement.

9. Mobile Emergency Operations Command Center (Petru)
Action Taken: Approved the recommendation from the Regional Law Enforcement Committee to contribute $18,000 to the purchase of a mobile emergency operations command center for the Lomita Sheriff's Station.

10. Item Removed from the Agenda.

11. July 2010 Monthly Report of Cash Balances (McLean)
Action Taken: Received and filed the July 2010 Monthly Report of Cash Balances for the City of Rancho Palos Verdes.

12. Construction Contract for Crenshaw Boulevard at Crestridge Road Traffic Signal Upgrade Project (Federal Project No. HSIPL-5413(008)) (Jules)
Action Taken: 1) Approved the project construction plans and specifications; and, 2) Awarded and authorized the Mayor and City Clerk to execute a construction contract to Lincoln Pacific Builders in the amount of $137,200 for the Crenshaw Boulevard at Crestridge Road Traffic Signal Upgrade Project and authorized an additional 10% or $13,720 for possible extra work and

contingencies; thereby approving a $150,920 construction budget.

13. Traffic Engineering Services Contract (Jules)
Action Taken: Awarded and authorized the Mayor and City Clerk to execute a professional services agreement with Willdan Engineers in an amount not to exceed $56,700 for FY10-11 Traffic Engineering Services.

14. Register of Demands (McLean)
Action Taken: ADOPTED RESOLUTION NO. 2010-76, 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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PUBLIC HEARINGS:

(10 mins) 15. Annual Cost-Based Fee Update (Downs/Singer)
Action Taken: ADOPTED RESOLUTION NO. 2010-77, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AMENDING RESOLUTION NO. 2009-19 TO MODIFY THE FORMULA FOR CONDUCTING A PERIODIC ANALYSIS OF FEES, CHARGES AND RATES, AND ADOPTING A MASTER SCHEDULE OF FEES AND CHARGES FOR CITY SERVICES.

(5 mins) 16. Reallocation of FY10-11 Community Development Block Grant Funding (Downs)
Action Taken: 1) Conducted a public hearing to receive citizen input on the proposed reallocation of FY10-11 Community Development Block Grant (CDBG) funding; 2) ADOPTED RESOLUTION NO. 2010-78, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, APPROVING THE CANCELLATION OF CDBG FUNDING FOR THE REACH PROGRAM FOR DEVELOPMENTALLY DISABLED PERSONS AND REALLOCATION OF CDBG FUNDS TO THE FY2010-2011 ADA CURB RAMP AND SIDEWALK INSTALLATION PROJECT; and, 3) ADOPTED RESOLUTION NO. 2010-79, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AMENDING RESOLUTION NO. 2010-55, THE BUDGET APPROPRIATION FOR FY10-11, TO ADJUST THE BUDGET IN THE CITY'S GENERAL FUND, COMMUNITY DEVELOPMENT BLOCK GRANT FUND AND CAPITAL IMPROVEMENT PROJECTS FUND.

PAUSE TO CONSIDER THE REMAINDER OF THE AGENDA:

REGULAR NEW BUSINESS:

(30 mins) 17. Adopting the City Charter (Lynch/Klima)

Action Taken: Directed the City Attorney to modify the language of the City Charter based on Council's suggestions with the document to be brought back for further Council consideration.

(20 mins) 18. Potential Impact Resulting from Proposed Class C Airspace Designation Surrounding the Long Beach Airport (McLean)
Action Taken: 1) Received and filed the Potential Impact Statement of the Federal Aviation Administration's Proposal to Establish Class C Airspace around Long Beach Airport and Revise Orange County (SNA) Class C Airspace prepared by Williams Aviation Consultants; 2) Approved the attached draft public comment letter, as amended, to the Federal Aviation Administration for signature by the Mayor; and, 3) Authorized Staff, with the assistance of Williams Aviation Consultants, to file a technical comments letter expressing the City's concerns to the FAA regarding the proposed airspace change on or before September 21, 2010.

(10 mins) 19. League of California Cities Annual Resolutions (Singer)
Action Taken: 1) Authorized the City Council's Voting Delegate to vote in support of the adoption of League of California Cities General Assembly Resolution Nos. 1 (League Bylaws), 2 (Let's Move Campaign), 4 (Responsible Banking), 5 (Unfunded State Mandates) and 6 (Public Safety While Driving a Motor Vehicle); and, 2) Directed the Voting Delegate to support the Desert Mountain Division to defer targeted implementation deadlines regarding Resolution No. 3 (AB 32/SB 375).

20. Request by Councilman Campbell to Discuss Indemnification and Defense by the City of Elected and Appointed City Officials (Campbell)
Action Taken: This item was removed from the agenda.

(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.)

CLOSED SESSION REPORT: City Attorney Lynch reported on the following Closed Session items: 1) With respect to the Existing Litigation regarding Dr. Michael S. Brophy v. Dean C. Logan, Registrar-Recorder/County Clerk for Los Angeles County and Carla Morreale, City Clerk of the City of Rancho Palos Verdes et al., and Jeffrey Lewis v. Carla Morreale, City Clerk of the City of Rancho Palos Verdes; Dean C. Logan, Registrar-Recorder/County Clerk for Los Angeles County et al., a report was provided and no action taken; and, 2) With respect to the Existing Litigation regarding Monks v. City of Rancho Palos Verdes; Enstedt and the Portuguese Bend Alliance For Safety v. City of Rancho Palos Verdes; and Lisa Dennen Monks and Zone 2 Property Rights v. Superior Court of Los Angeles County a report was provided and unanimous direction given to the City Attorney and other legal Counsel.

ADJOURNMENT: Adjourned at 9:26 P.M., in memory of Paul Conrad, to Tuesday, September 21, 2010 at 6:00 P.M. at Hesse Park to conduct interviews of applicants for the vacancy on the Finance Advisory Committee.

CLOSED SESSION AGENDA CHECKLIST
Based on Government Code Section 54954.5

(All Statutory References are to California Government Code Sections)

Existing Litigation:
G.C. 54956.9(a)

Name of Case: Dr. Michael S. Brophy v. Dean C. Logan, Registrar-Recorder/County Clerk for Los Angeles County and Carla Morreale, City Clerk of the City of Rancho Palos Verdes et al., Los Angeles Superior Court. *Case No. BS128105*

Name of Case: Jeffrey Lewis v. Carla Morreale, City Clerk of the City of Rancho Palos Verdes; Dean C. Logan, Registrar-Recorder/County Clerk for Los Angeles County et al., Los Angeles Superior Court. *Case No. BS128266 (Related Case No. BS128105)*

Existing Litigation:
G.C. 54956.9(a)

Name of Case: Monks v. City of Rancho Palos Verdes, Los Angeles County Superior Court. *Case No. YS010425*.

Enstedt and the Portuguese Bend Alliance For Safety v. City of Rancho Palos Verdes, et al., Los Angeles County Superior Court Case No. BS123281

Lisa Dennen Monks and Zone 2 Property Rights v. Superior Court of Los Angeles County, California Court of Appeal Case No. B224628

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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 as it may become part of the public record regarding an agendized item.

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