CITY OF RANCHO PALOS VERDES

FOLLOW-UP AGENDA
RANCHO PALOS VERDES CITY COUNCIL
REGULAR MEETING
JULY 5, 2011
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

(10 mins) CALL TO ORDER:

ROLL CALL:

FLAG SALUTE:

MAYOR'S ANNOUNCEMENTS: None

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: Director of Recreation and Parks Odom provided a recap of the City's successful 4th of July Celebration held at City Hall; City Manager Lehr provided a status update regarding the San Ramon Canyon Project; and she noted that the Lomita Sheriff's Station website presentation was continued to July 19, 2011.

NEW BUSINESS:

(5 mins) APPROVAL OF CONSENT CALENDAR:

A. 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.

B. Approval of Minutes (Morreale)
Action Taken: Approved the Minutes of the June 7, 2011 Regular Meeting.

C. Terranea Resort and Spa – Revision "P" to Conditional Use Permit No. 215, et.al. (Mihranian)
Action Taken: ADOPTED RESOLUTION NO. 2011-48, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, APPROVING REVISION 'P' TO CONDITIONAL USE PERMIT NO. 215, ET. AL. BY AMENDING THE ADOPTED CONDITIONS OF APPROVAL AS FOLLOWS: 1) AMEND CONDITION NO. 100 TO INCREASE THE MAXIMUM HEIGHT LIMIT FROM 12-INCHES TO 30-INCHES FOR ANY VEGETATION THAT GROWS ALONG THE MEDIAN AND PARKWAY OF PALOS VERDES DRIVE SOUTH AS DETERMINED BY THE COMMUNITY DEVELOPMENT DIRECTOR; 2) AMEND CONDITION NO. 78 TO DESCRIBE THE ROADSIDE HABITAT ENHANCEMENT AREA AS REQUIRED BY "ZONE C" OF THE ADOPTED COASTAL COMMISSION CONDITIONS; AND 3) AMEND CONDITION NO. 79 TO ESTABLISH THE TRIMMING PERIOD OF THE MAINTENANCE OF THE COASTAL SAGE SCRUB LOCATED WITHIN THE ROADSIDE HABITAT ENHANCEMENT AREA (ZONE C OF THE COASTAL COMMISSION APPROVED PROJECT) TO NOT BE DURING THE BIRD BREEDING SEASON (SEPTEMBER 1 THROUGH FEBRUARY 14) UNLESS A QUALIFIED BIOLOGIST INSPECTS THE VEGETATION TO DETERMINE THAT NO NESTING BIRDS EXIST PRIOR TO TRIMMING.

D. City Investment Policy – FY11-12 (Downs)
Action Taken: Adopted and filed the FY11-12 Investment Policy for the City of Rancho Palos Verdes.

E. Los Angeles County Department of Public Health, Division of Chronic Disease and Injury Prevention Grant Proposal for the Public Prevention Health Fund: Community Transformation Grants (Waters)
Action Taken: Authorized the Mayor to sign a letter of support for the Los Angeles County Department of Public Health, Division of Chronic Disease and Injury Prevention grant proposal for the Public Prevention Health Fund: Community Transformation Grants.

F. May 2011 Monthly Report of Cash Balances (McLean)
Action Taken: Received and filed the May 2011 Monthly Report of Cash

Balances for the City of Rancho Palos Verdes.

G. Register of Demands (McLean)
Action Taken: ADOPTED RESOLUTION NO. 2011-47, 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.

H. Memorandum of Understanding with NextG Networks (Lynch)
Action Taken: Approved the Memorandum of Understanding, as amended with a one year term, with NextG Networks for the installation of certain radio and antenna equipment on City owned poles.

I. Fourth Amendment to the City Manager's Employment Agreement (Lynch)
Action Taken: Approved the Fourth Amendment to the City Manager's Employment Agreement.

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PUBLIC HEARINGS:

(5 mins) 1. Conformance with the 2010 Los Angeles County Congestion Management Program (CMP) (Kim)
Action Taken: ADOPTED RESOLUTION NO. 2011-49, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, THEREBY ADOPTING THE CITY'S 2011 LOCAL DEVELOPMENT REPORT (LDR) AND SELF-CERTIFYING THE CITY'S CONFORMANCE WITH THE 2010 CONGESTION MANAGEMENT PROGRAM (CMP) FOR LOS ANGELES COUNTY.

(2 hrs) 2. Appeal of the Planning Commission's Decision to Remove 1 City Tree and Trim 9 City Trees along Via Cambron, Via Collado, and Berry Hill Drive that were Found to Significantly Impair the View from Four Applicants' Properties – (City Tree Review Permit 2008-00031) (Trester)
Action Taken: ADOPTED RESOLUTION NO. 2011-50, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, THEREBY GRANTING THE APPEAL AND OVERTURNING THE PLANNING COMMISSION'S DECISION ON CITY TREE REVIEW PERMIT 2008-00031, WHICH REQUIRED THE REMOVAL OF ONE CITY TREE AND THE TRIMMING OF NINE CITY TREES TO ELIMINATE THE SIGNIFICANT VIEW IMPAIRMENT CAUSED BY THE TREES TO FOUR PROPERTIES AND INSTEAD REQUIRE THE REMOVAL AND REPLACEMENT OF ALL TEN CITY TREES TO ELIMINATE THE SIGNIFICANT VIEW IMPAIRMENT TO THE FOUR APPLICANTS' PROPERTIES. The replacement trees are to be per the staff recommendation at the 24 inch box size.

(15 mins) 3. Appeal of the Planning Commission's Concurrence with the Director's Interpretation Review of the Conditions of Approval of City Tree Review Permit No. 178 (Trester)
Action Taken: Determined that this item was moot as a result of the decision regarding Item No. 2. Staff will return with a resolution to commemorate Council action at the next meeting.

REGULAR NEW BUSINESS:

(30 mins) 4. Code Amendment Initiation Request to Make Miscellaneous Minor Amendments to Different Sections of the City's Development Code (Case No. ZON2011-00023) (Mikhail)
Action Taken: Directed staff to initiate a Code Amendment to make a number of miscellaneous minor "clean up" amendments to the City's Development Code in order to clarify ambiguous language, remove language discrepancies, simplify or modify certain requirements, and codify existing policy procedures and/or application requirements.

(10 mins) 5. FY11-12 Advisory Board Work Plans (Petru)
Action Taken: 1) Approved the distribution of 11 emergency survival kits per year as proposed and included in the Emergency Preparedness Committee's FY11-12 Work Plan; and, 2) Approved the FY11-12 Work Plans for the Traffic Safety Commission, Emergency Preparedness Committee and Finance Advisory Committee.

(10 mins) 6. Recruiting for Position Vacancies (Mausser)
Action Taken: This item was continued to the July 19, 2011 Council meeting.

(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: 1) With respect to the first item regarding the Monks and Enstedt cases, a report was provided and no action was taken; and, 2) With respect to the VH Property Case, a report was given that VH Property has withdrawn from the agreement they entered into with the City, which allowed for a three-member geotechnical panel to review and arbitrate disputes over geologic issues that had arisen in the past between the City's geologist and geotechnical consultant and the applicant's geologic consultants. By withdrawing from the agreement, the geology will go through the City's typical process so that it will be reviewed by the City's geologist and not by the three-member panel. The fact that the process that currently is being followed is the City's standard process brings this project into alignment with all of the other current applications that are reviewed by the City. Ultimately, a geology report is anticipated to be submitted to the City that would determine the geologic safety of the

residential lots behind the Clubhouse as well as for possible residential lots on the driving range. The City Council was provided this oral report and no Council action has been taken with respect to the development of any new houses on the Trump National property. As an aside, there is an incomplete application regarding the planting of ficus trees on the driving range which still is pending and is completely irrelevant to the issues that were discussed regarding the geology review. No action was taken by the City Council.

ADJOURNMENT: Adjourned at 11:03 P.M.

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: 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*

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.*

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