

FOLLOW-UP AGENDA RANCHO PALOS VERDES CITY COUNCIL REGULAR MEETING APRIL 17, 2012 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 Misetich announced the following: 1) The City is in receipt of notification from FEMA that the City's claim regarding the 2005 Winter Storms has been accepted; 2) The upcoming Annual Donate Life Run/Walk to be held on April 28, 2012 at Cal State University Fullerton; 3) The recent appointment of Councilwoman Brooks to the League of California Cities' Policy Committee for Transportation, Communication and Public Works; and, 4) The names of nine local restaurants that have recently been re-certified in the Clean Bay Restaurants Program.

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:

City Manager Lehr provided a status update report regarding the extension of the

deadline for the Information Technology Consultant Request for Qualifications to May 14, 2012; and, provided an update report regarding staff's efforts to work towards reducing energy consumption within the City's facilities and the desired goal to attain Silver status recognition with Southern California Edison.

NEW BUSINESS:

(5 mins) APPROVAL OF CONSENT CALENDAR:

EMERGENCY SEWER REPAIR PROJECT:

A. Abalone Cove Sewer Pump Station Repairs (Dragoo)

Action Taken: Reviewed and reconfirmed by four/fifths (4/5) vote, the City Council's previous action taken on February 21, 2012, authorizing staff to continue with the actions taken to perform emergency repairs to the Abalone Cove Sewer Pump Station located within the Abalone Cove Shoreline Park.

OTHER CONSENT CALENDAR ITEMS:

- B. 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.
- C. Approval of Minutes (Morreale)
 Action Taken: Approved the Minutes of the March 14, 2012 Adjourned Regular Meeting; March 15, 2012 Adjourned Regular Meeting; and, March 20, 2012 Regular Meeting.
- D. Crossing Guard Services for 2012-2013 School Year: Amendment to Contract with All City Management Services (Waters)
 Action Taken: Authorized the Mayor and the City Clerk to execute an amendment to the agreement with All City Management Services, Inc. (ACMS), for an amount not to exceed \$17,260 to provide crossing guard services at Miraleste Intermediate School and Silver Spur Elementary School for the 2012-2013 School Year.
- E. Award of Contract for Eastview Park Playground and Accessibility Improvements Project (Supports 2012 City Council Goal No. 4 Public Infrastructure) (Motahari)
 - **Action Taken:** 1) Approved Plans and specifications for the subject project; 2) Awarded a construction contract for Eastview Park Playground and Accessibility Improvements project to Z K Construction in the amount not to exceed \$200,798.70 for the base bid and authorized staff to spend an additional 10% contingency in the amount of \$20,079.87 for unforeseen conditions for a

total authorization of \$220,878.57; and, 3) Authorized the Mayor to execute the construction contract with Z K Construction.

F. Palos Verdes Peninsula Transit Authority Joint Powers Agreement – Revised January 2012 (Huey)

Action Taken: 1) Reaffirmed the approval of the Palos Verdes Peninsula Transit Authority Joint Powers Agreement-Revised January 2012 that was originally approved by the City Council on April 16, 1996; and, 2) Authorized the Mayor and City Clerk to execute the Palos Verdes Peninsula Transit Authority Joint Powers Agreement-Revised January 2012 on behalf of the City of Rancho Palos Verdes.

G. 2011 Annual Report on the Implementation of the Rancho Palos Verdes General Plan (Supports 2012 City Council Goals and Priorities as identified under Additional Information) (Mikhail)

Action Taken: Directed Staff to forward the City's Annual Progress Report on the implementation of the Rancho Palos Verdes General Plan in calendar year 2011 to the State Governor's Office of Planning and Research and to the Department of Housing and Community Development (HCD).

H. 2011 Annual Report on the Implementation of the Rancho Palos Verdes Housing Element (Mikhail)

Action Taken: Directed Staff to forward the City's Annual Progress Report on the implementation of the Rancho Palos Verdes Housing Element for the 2011 calendar year to the Department of Housing and Community Development (HCD) and the State Office of Planning and Research (OPR).

I. Register of Demands (McLean)

Action Taken: ADOPTED RESOLUTION NO. 2012-29, 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.

- J. Award Contract for 2012 Storm Drain Lining Project (Supports 2012 City Council Goal No. 4 Public Infrastructure) (Winje)
 Action Taken: 1) Approved the plans and specifications for the 2012 Storm
 - Drain Rehabilitation and Lining Project; and, 2) Authorized the Mayor and City Clerk to execute a construction contract to Sancon Engineering Inc. in the amount of \$805,565, and authorize a construction contingency of \$200,000 (~25%) for a total construction authorization of \$1,005,565.
- K. Adoption of Ordinance No. 535 Code Amendment (Case No. ZON2012-00036) to Amend Chapters 17.02, 17.04 and 17.96 to Regulate the Number of Residential Garage Sales (Peterson)

Action Taken: ADOPTED ORDINANCE NO. 535, AN ORDINANCE OF THE

CITY OF RANCHO PALOS VERDES, ADOPTING AMENDMENTS TO TITLE 17 (DEVELOPMENT CODE) OF THE CITY'S MUNICIPAL CODE TO RESTRICT THE NUMBER OF GARAGE SALES ON A RESIDENTIAL PROPERTY (ZON2012-00036).

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PUBLIC HEARINGS:

(90 mins) 1. Marymount College – Parking Lot Expansion Project (Minor Modification to Planning Case No. ZON2003-00317) / 30800 Palos Verdes Drive East (Mihranian)

Action Taken: Approved the proposed permanent Parking Lot Expansion Project that provides 463 parking spaces on-campus, as a minor modification to the 2010 Council approved project.

General Plan Amendment, Zone Change, Height Variation Permit, Grading
Permit and Environmental Assessment, (Case No. ZON2010-00025) for a
Property Located at 10 Chaparral Lane (Supports 2012 City Council Goal – City
Trail Systems Enhancement) (Kim)

Action Taken: Continued the public hearing on the proposed application

Action Taken: Continued the public hearing on the proposed application package to June 5, 2012, to allow the applicant an opportunity to address geotechnical issues raised by the City Geologist related to the project's proposed septic system.

REGULAR NEW BUSINESS:

(10 mins) 3. Appointment of Finance Advisory Committee Member to Fill a Vacancy (Morreale)

Action Taken: Appointed John Stillo to the Finance Advisory Committee to fill the vacancy; said term of office until December 18, 2012.

- (30 mins) 4. The Regulation of Door-to-Door Solicitation within the City (Lynch)

 Action Taken: Received and filed the report and directed Staff to continue to provide information to the City's residents about the availability of the City's "do not disturb" signs, and that it is a misdemeanor for a person to disturb an individual who has posted such a sign at his or her residence, via the City's newsletters, RPV Ch 33, and the City's website.
- (5 mins) FUTURE AGENDA ITEMS: (This section of the agenda is designated for individual Council Members to request that an item be placed on a future City Council meeting agenda. A majority of the Members of the City Council must vote to place the item on a future agenda, and if that action is taken, the City Council also may specify the meeting agenda upon which the item shall be placed.)
 - 1) Focus on Council Goals for 2012 being placed on the agenda; and,

2) Organizational efficiency performance audit.

(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 that with respect to the threat of litigation against the City made by Chuck Michel both in a Press Release and in a letter dated April 5, 2012, the City Council discussed the threat of litigation and unanimously directed the City Attorney's Office to write a letter to Mr. Michel giving permission to his clients to use the City's video regarding the lights at Peninsula High School, subject to providing additional information in that letter.

ADJOURNMENT: Adjourned at 11:07 P.M.

CLOSED SESSION AGENDA CHECKLIST

Based on Government Code Section 54954.5

(All Statutory References are to California Government Code Sections)

Conference with Legal Counsel

Potential Litigation against the City: G.C. 54956.9(b)(3)(B)

Conference with Legal Counsel-Anticipated litigation, regarding potential litigation against the City arising from the following facts and circumstances:

Based on a threat of litigation made by Chuck Michel in a Press Release received by the City on March 29, 2011, and a letter dated April 5, 2012 from Dean Wallraff, copies of which are on file in the City Clerk's office.

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.

Written materials, including emails, submitted to the City are public records and may be posted on the City's website. In addition, City meetings may be televised and may be accessed through the City's website. Accordingly, you may wish to omit personal information from your oral presentation or written materials as it may become part of the public record regarding an agendized item.

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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