

# FOLLOW-UP AGENDA RANCHO PALOS VERDES CITY COUNCIL REGULAR MEETING AUGUST 21, 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.

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

(30 mins) 6:00 P.M. STUDY SESSION: To commence immediately following Closed Session.

The primary purpose of the Study Session is to provide an opportunity for the Council members to interact freely and informally, ask questions and discuss policy items that are listed on the agenda for that specific Study Session. The City Council will also provide direction to Staff regarding upcoming agenda items and tentative agendas, including prioritization of agenda items that are listed on the agenda for that specific study session. No action shall be taken during any Study Session unless the agenda so provides.

#### **CALL TO ORDER:**

#### **ROLL CALL:**

**PUBLIC COMMENTS FOR ITEMS LISTED ON THE AGENDA FOR THE STUDY SESSION:** (Based on Section 6.1(f), the Mayor proposes that Public Comments on items listed on the Study Session portion of the Agenda be consolidated so that each speaker has one one-minute opportunity to comment on all of the items listed on the Agenda for the Study

Session.)

#### **DISCUSSION TOPICS:**

SS1. Review of Tentative Agendas in Light of City Council Goals, including questions of staff (Annotated Version of the City Council 2012 Goals & Priorities - attached for reference)

**Action Taken:** Council discussed topics on the Tentative Agendas, the status of those items that were removed, and the dates to which some items were rescheduled. There was discussion regarding the status of the following two items for upcoming agendas: Adopt-a-Median Program and Beautification Program.

SS2. Future Agenda Items Proposed by Council Members to be Prioritized

a. Consideration of changing the Name of Ocean Trails Drive to Trump National Drive (Campbell)

**Action Taken:** This item will be agendized on a future agenda.

b. Rancho LPG Butane Storage Facility (Brooks)

**Action Taken:** This item will be agendized on a future agenda, with City staff directed to work with staff members of Los Angeles' Councilman Buscaino's office in order to gather information regarding this topic.

### 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:** None.

**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 July 31, 2012 Adjourned Regular Meeting, as amended.

C. Gifts for Parks (Howe)

**Action Taken:** Accepted Gifts for Parks donations and directed staff to prepare donor letters of appreciation for the Mayor's signature.

D. Award Contracts - Miraleste Plaza Storm Drain Improvements Project (Supports 2012 City Council Goal for Public Infrastructure) (Winje)

Action Taken: 1) Approved the plans and specifications for the Miraleste Plaza Storm Drain Improvements Project; 2) Authorized the Mayor and City Clerk to execute a construction agreement to MG Enterprises, Inc. in an amount of \$196,400; and authorized a construction contingency of \$20,000 (approximately 10%) for a total construction authorization of \$216,400; and, 3) Authorized the Mayor and City Clerk to execute a professional services agreement with Merit Civil Engineering in an amount not to exceed \$24,975 for construction staking, construction management and inspection services.

E. Letter of Concern Regarding Proposed Mandatory Organics Diversion Legislation (Ramezani)

**Action Taken:** Authorized the Mayor to send a letter on behalf of the City of Rancho Palos Verdes to California legislators expressing concern regarding the proposed mandatory organics diversion legislation.

- F. Approval of a One-Year License Agreement between the City and the Portuguese Bend Cooperative Nursery School (Starr)

  Action Taken: Authorized the Mayor and City Clerk to execute a one-year license agreement between the City and the Portuguese Bend Cooperative Nursery School for the 2012-2013 school year.
- G. Second Tier 2% @ 60 Retirement Benefit Formula Resolution of Intention (Petru)

  Action Taken: ADOPTED RESOLUTION NO. 2012-61, A RESOLUTION OF THE

  CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, A RESOLUTION OF
  INTENTION TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE
  BOARD OF ADMINISTRATION, CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT
  SYSTEM AND THE CITY OF RANCHO PALOS VERDES.
- H. San Ramon Canyon Stabilization Project Intent to Reimburse Expenditures with Bond Proceeds (Supports 2012 City Council Goal for Public Infrastructure) (McLean)

**Action Taken:** ADOPTED RESOLUTION NO. 2012-58, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, DECLARING OFFICIAL INTENT PURSUANT TO SECTION 1.150-2 OF THE TREASURY REGULATIONS WITH RESPECT TO THE BOND FINANCING OF A STORM DRAIN PROJECT.

- I. Register of Demands (McLean)
  Action Taken: ADOPTED RESOLUTION NO. 2012-59, 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. Designation of City of Rancho Palos Verdes Representative to Miss California USA 2013 Pageant (Waters)

**Action Taken:** This item was removed from the Consent Calendar, discussed during Future Agenda Items, and will be placed on the Sept. 18, 2012 Study Session Agenda for consideration and decision.

K. The City's Continued Compliance with the Provisions of the Ralph M. Brown Act (Lynch)

Action Taken: ADOPTED RESOLUTION NO. 2012-57, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, ADOPTING A POLICY THAT THE CITY WILL CONTINUE TO COMPLY WITH THE REQUIREMENTS OF THE BROWN ACT THAT HAVE BEEN SUSPENDED FOR THREE YEARS BY THE STATE OF CALIFORNIA, AS SET FORTH IN AB 1464 AND SB 1006.

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#### **PUBLIC HEARING:**

- (15 mins) 1. Special Assessment for Nuisance Abatement Costs at 3527 Heroic Drive (Seeraty)

  Action Taken: ADOPTED RESOLUTION NO. 2012-60, A RESOLUTION OF THE
  CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, CONFIRMING THE
  ASSESSMENT ASSOCIATED WITH THE NUISANCE ABATEMENT COSTS FOR
  THE REAL PROPERTY LOCATED AT 3527 HEROIC DRIVE AND DIRECTING THE
  RECORDATION OF THE LIEN THEREFOR; which includes confirming the proposed
  special assessment of \$4,754.12 upon finding that the assessment has been correctly
  made and all applicable provisions of Title 8 Chapter 24 of the Rancho Palos Verdes
  Municipal Code (RPVMC) have been complied with, and directed staff to execute and
  file in the office of the Los Angeles County Recorder a Notice of Lien certificate on the
  property at 3527 Heroic Drive in order to recover the City's abatement costs.
- (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.)

The following items were presented as future agenda items:

- 1) Rancho Palos Verdes Business Exposition; 2) Fraud, Waste and Abuse Hotline;
- 3) Coastal Vision Plan Update including an Outreach regarding use of Lower Pt. Vicente;
- 4) City Maintenance Yard View, Location and Safety Issues; 5) Uniform Aesthetic Guidelines for Wall Repairs along Arterial Roads
- (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 City Manager's Performance Evaluation, discussion had not yet occurred and would be held at the conclusion of the Regular meeting; 2) With respect to the Potential Initiation of Litigation by the City, the Council voted unanimously (5-0) not to initiate litigation, so there will be no further action regarding that item; 3) With respect to the Conference with Labor Negotiators, a report was given and unanimous direction was provided to the City's negotiators (4-0), with Mayor Pro Tem Campbell not yet present.

RECESS TO CLOSED SESSION: 9:33 P.M.

**RECONVENE TO OPEN SESSION:** 11:40 P.M.

**CLOSED SESSION REPORT:** City Attorney Lynch reported that with respect to the City Manager's Performance Evaluation, discussion was held and the Performance Evaluation was completed.

**ADJOURNMENT:** Adjourned at 11:42 P.M.

## CLOSED SESSION AGENDA CHECKLIST

Based on Government Code Section 54954.5

(All Statutory References are to California Government Code Sections)

## Public Employee Performance Evaluation G.C. 54957

Personnel

Title: City Manager

Specify Position/Title of Employee Being Reviewed

# Added the following items to the Closed Session of the City Council Agenda for discussion:

## Conference with Labor Negotiators G.C. 54957.6

Agency Designated Representatives: Carolynn Petru, Roy A. Clarke Employee Organization: Rancho Palos Verdes Employee Association

## Potential Initiation of Litigation: G.C. 54956.9(c)

The City Council is meeting to decide whether to initiate litigation.

Number of Potential Cases (1)

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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