FOLLOW-UP AGENDA RANCHO PALOS VERDES CITY COUNCIL REGULAR MEETING APRIL 2, 2013

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:

Bob Lowe, Chairman of the Board and Chief Executive Officer, Lowe Enterprises, provided a brief report and PowerPoint presentation regarding Terranea Resort's accomplishments during its operations over the last three years.

Mayor Brooks announced the receipt of a copy of a March 14, 2013 letter from the U.S. Environmental Protection Agency to Rancho LPG regarding several safety allegations.

Mayor Brooks announced recycling and waste reduction events to be held in Rancho Palos Verdes in the coming months.

RECYCLE AND EMERGENCY PERSONAL PREPAREDNESS KIT DRAWING:

APPROVAL OF AGENDA:

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

CITY MANAGER REPORT:

Deputy City Manager/Interim Director of Recreation and Parks Petru announced the addition of the City's first online portal enabling residents to register for the City's 40th Anniversary Gala "Forty and Fabulous" to be held on May 5, 2013 at the Terranea Resort.

Community Development Director Rojas announced an upcoming Open House to be held at Peck Park Community Center on April 20, 2013, regarding the Western Avenue Corridor Plan to receive input from all interested parties regarding improvements along Western Avenue.

NEW BUSINESS:

(15 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.

- Approval of Minutes (Morreale)
 Action Taken: Approved the Minutes of the March 19, 2013 Regular Council Meeting.
- C. February 2013 Monthly Report of Cash Balances (McLean)
 Action Taken: Received and filed the February 2013 Monthly Report of Cash Balances for the City of Rancho Palos Verdes.
- D. Notice of Completion for the Crest Road at Whitley Collins Pedestrian Crossing Project (Jules)

Action Taken:1) Accepted the work as complete; 2) Authorized the City Clerk to file a Notice of Completion with the L.A. County Registrar-Recorder Office and if no claims are filed within 35 days after recordation, and upon the contractor posting an acceptable warranty bond, notice the surety company to exonerate the Payment bond; and, 3) Authorized the Director of Public Works to release the 5% retention payment in the amount of \$1,738.50 to Traffic Development Services 35 days after recordation of the Notice of Completion by the L.A. County Recorder contingent upon no claims being filed on the project and the contractor posting an acceptable warranty bond.

- E. Border Issues Status Report (Fox)Action Taken: Received and filed the current report on the status of Border Issues.
- F. Support for State Assembly Bill 66 (AB 66) Establishing Mandatory Utility Outage Reporting (Waters)

Action Taken: Authorized the Mayor to sign the draft letter in support of State Assembly Bill 66 (AB 66), which would require utility providers regulated by the California Public Utilities Commission (PUC) to publish the frequency and duration of power outages in their service areas.

- G. EIR Contract Amendment for the Zone 2 Landslide Moratorium Ordinance Revisions (ZON2009-00409); Location: "Zone 2" of the City's Landslide Moratorium Area (Schonborn)
 - Action Taken: 1) Authorized the Mayor and the City Clerk to sign Amendment No. 1 to the professional services agreement with Rincon Consultants for an additional amount not to exceed \$40,750 to complete the preparation of an Environmental Impact Report (EIR) for the Zone 2 Landslide Moratorium Ordinance Revisions (Planning Case No. ZON2009-00409); and, 2) ADOPTED RESOLUTION NO. 2013-14, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AMENDING THE FY 2012-13 GENERAL FUND BUDGET FOR THE ADDITIONAL COST OF THE ZONE 2 EIR PREPARATION.
- H. Approve the Second Amendment to Agreement with Nationwide Environmental Services, a Division of Joe's Sweeping, Inc., for Street Sweeping Services (Supports 2013 City Council Goal: Review Existing Contracts/Consultants) (Blanco)

Action Taken: 1) Approved the second amendment to the agreement with Nationwide Environmental Services, a Division of Joe's Sweeping Inc., for Street Sweeping Services at the annual rate of up to \$170,000, extending the term for one fiscal year, effective from July 1, 2013, to June 30, 2014; and, 2) Authorized the Mayor and City Clerk to execute the second amendment to the agreement with Nationwide Environmental Services, a Div. of Joe's Sweeping Inc., for Street Sweeping Services.

I. Register of Demands (McLean)

Action Taken: ADOPTED RESOLUTION NO. 2013-15, 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:

(2 mins) 1. Crestridge Senior Condominium Housing Project (ZON2012-00067 & SUB2012-00001) / Location: 5601 Crestridge Road [Continued from March 5, 2013] (Schonborn)

Action Taken: Continued the public hearing to the May 21, 2013 City Council meeting, at the request of the applicant.

REGULAR BUSINESS:

(20 mins) 2. Abalone Cove Shoreline Park – Status Update on the Project Plan related to the Land and Water Conservation Fund Grant Award (Supports 2013 City Council Goals – Increase Citizen Involvement) (Mihranian)

Action Taken: Received and filed a status update on the project plan being developed for the Abalone Cove Shoreline Park Improvement Project pursuant to a Land and Water Conservation Fund (LWCF) State grant previously awarded to the City.

- Palos Verdes Nature Preserve Adoption of the Public Use Master Plan (Supports 2013 City Council Goal Trail System Enhancement) (Mihranian)

 Action Taken: 1) Approved, via minute order, the Public Use Master Plan (PUMP) document for the Palos Verdes Nature Preserve, as amended; and, 2) Approved Staff's proposal for a quarterly public forum to obtain direct feedback from the public on all the public use issues identified in the PUMP document, with meetings to be held in the evenings, and directed Staff to implement this approach beginning in May 2013 for a trial period of one year.
- League of California Cities 2013 Bylaw Amendments (Fox)

 Action Taken: Reviewed the two proposed amendments to the League of
 California Cities Bylaws; decided to vote in support of the two proposed Bylaw
 Amendments; and, authorized the Mayor to complete and sign the official ballot.
- (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.)

Transparency regarding Labor Negotiations (Campbell)

Naming of Public Facilities after Civic Leaders and residents (Campbell)

Amendments to the City Tree Review Permit & preservation of "old-growth" trees (Brooks)

Amendment to the Skateboarding Ordinance (Brooks)

(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 in the case of Monks v. City of Rancho Palos Verdes, a report was provided to Council regarding the City's recent victory in the Court of Appeal and no action was taken by the City Council; 2) With respect to the potential initiation of litigation, the Council unanimously authorized, with all members present, to participate in the Appeal to the State Water Quality Control Board from the decision by the Regional Water Quality Board concerning the Los Angeles MS-4 Permit; and, 3) With respect to the Conference with Real Property Negotiators, regarding the potential purchase of a small portion of a lot on Tarapaca Road, the City Council unanimously authorized, with all members present, to have the City authorize an appraisal and start the process to condemn and acquire that very small area (about 800 square feet) in connection with the City's San Ramon Storm Drain Project.

ADJOURNMENT: Adjourned at 9:14 P.M. to Tuesday, April 16, 2013, at 5:00 P.M. for an Adjourned Regular Meeting to be held just east of the lower switchback on Palos Verdes Drive East near San Ramon Canyon to conduct a ribbon cutting ceremony for the San Ramon Canyon Stormwater Flood Reduction Project.

CLOSED SESSION AGENDA CHECKLIST

Based on Government Code Section 54954.5

(All Statutory References are to California Government Code Sections)

Conference with Legal Counsel

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.

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

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

The City Council is meeting with Legal Counsel to determine whether to initiate litigation.

Number of Potential Cases (1)

Conference with Real Property Negotiators G.C. 54956.8

Potential purchase of a portion of a lot located on Tarapaca Road near San Ramon Canyon

Property: Lot 8 of Tract No. 20856 in the City of Rancho Palos Verdes

City Negotiators: Senior Engineer Ron Dragoo, San Ramon Canyon Project Manager Alan Braatvedt, and City Attorney Carol Lynch

Negotiating Parties: Jeffrey Richards and Sheri Richards on behalf of the Richards Revocable Family Trust dated January 26, 1989

Under Negotiation: Price and Terms of Payment

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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