FOLLOW-UP AGENDA
RANCHO PALOS VERDES CITY COUNCIL
REGULAR MEETING
AUGUST 6, 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

(30 mins) CALL TO ORDER:

ROLL CALL:

FLAG SALUTE:

MAYOR'S ANNOUNCEMENTS: Mayor Brooks announced the following: 1) A special birthday celebration for RPV's Longest Living Resident, Bonita Zigrang, who recently celebrated her 109th birthday; 2) The Lomita Sheriff Station's participation on August 6th in the National Night Out Program; 3) The Founders Day Event to be held on September 7, 2013 in celebration of the City's 40th Anniversary at Trump National Golf Club; and, 4) The Recycler of the Month drawing to be held from a new batch of over 2,200 Recycler of the Month Cards.

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: City Manager Lehr announced the following: 1) The receipt of a complimentary note from the Chief Trainer of FEMA regarding Senior Administrative Analyst/Emergency Coordinator Tracy Bonano's participation in emergency preparedness and response training at the National Emergency Training Center in Emmitsburg, Maryland; 2) An update regarding construction along Palos Verdes Drive East: 3) The

receipt of a letter from the California Joint Powers Insurance Authority (CJPIA) regarding their Loss Control Action Plan and interviews and training to be provided to Council Members and senior staff members; and, 4) Cancellation of the August 20, 2013 Regular Council Meeting due to a lack of business items and lack of a quorum.

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.

B. Approval of Minutes (Morreale)
Action Taken: Approved the Minutes of the June 18, 2013 Regular Council Meeting; July 2, 2013 Regular Council Meeting; and July 16, 2013 Regular Council Meeting.

C. June 2013 Monthly Report of Cash Balances (McLean)
Action Taken: Received and filed the June 2013 Monthly Report of Cash Balances for the City of Rancho Palos Verdes.

D. Payment of Parkland Dedication Fee Vesting Final Parcel Map No. 69928 (Schonborn)
Action Taken: Accepted, via Minute Order, the parkland dedication (Quimby) fee for Final Vesting Parcel Map No. 69929, pursuant to the City's parkland dedication fee formula in the amount of $57,276.18.

E. Request for a Fee Waiver from Planning Application Fees for Two Projects Proposed by the Los Angeles County Sanitation Districts (Pfost)
Action Taken: Determined that the Los Angeles County Sanitation Districts' proposed projects to install an emergency generator at its Abalone Cove Sewer Pumping Plant and address an exposed main trunk sewer line at the Trump National Golf Club site would "provide a substantial benefit to the public" and waived the planning application fees associated with each project.

F. Authorize Memoranda of Understanding with Peninsula Agencies for Development of the Enhanced Watershed Management Program in Compliance with the MS4 Permit **(Supports 2013 City Council Goal 4, Public Infrastructure)** (Winje)
Action Taken: 1) Approved a Memorandum of Understanding between the Peninsula Enhanced Watershed Management Program (EWMP) Agencies in order to begin collaborative work on the EWMP for the new stormwater quality MS4 permit requirements; 2) Approved a Memorandum of Understanding between the Peninsula Coordinated Integrated Monitoring Program (CIMP) Agencies in order to begin collaborative work on the CIMP for the new stormwater quality MS4

permit requirements; and, 3) Authorized the Mayor and City Clerk to execute the MOUs on behalf of the City.

G. Adopt a Resolution Setting Forth the City Council's Approval of the Transfer of a 5.76 Acre Portion of Deane Dana Friendship Park from the County of Los Angeles to the City of Rancho Palos Verdes **(Supports 2013 City Council Goal No. 2: San Ramon Canyon Project)** (Dragoo)
Action Taken: ADOPTED RESOLUTION NO. 2013-49, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, MEMORIALIZING THE CITY COUNCIL'S APPROVAL OF THE TRANSFER OF A SMALL PORTION OF THE DEANE DANA FRIENDSHIP PARK FROM THE COUNTY OF LOS ANGELES TO THE CITY OF RANCHO PALOS VERDES, WHICH WAS AUTHORIZED PREVIOUSLY BY THE CITY COUNCIL ON JULY 16, 2013.

H. Register of Demands (McLean)
Action Taken: ADOPTED RESOLUTION NO. 2013-50, 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.

I. Palos Verdes Nature Preserve – Landowner Agreement for the Coastal Program Grant Application for Abalone Cove Reserve **(Supports 2013 City Council Goal – Trail System Enhancement)** [Note: Also on the Successor Agency agenda] (Mihranian)
Action Taken: 1) Authorized the Mayor to execute a Coastal Program Landowner Agreement between the City of Rancho Palos Verdes ("CITY"), the Successor Agency to the Rancho Palos Verdes Redevelopment Agency ("SA"), the Palos Verdes Peninsula Land Conservancy ("PVPLC"), and the U.S. Fish and Wildlife Service ("Service") for grant funds that support habitat restoration and trail enhancement at Abalone Cove Reserve, a subarea of the Palos Verdes Nature Preserve; and, 2) Authorized the City to contribute up to $1,000 in Staff work as in-kind services in support of this grant agreement.

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PUBLIC HEARINGS:

(5 mins) 1. Adoption of Annual Conformance Resolution Certifying Compliance with the Los Angeles County Congestion Management Program (CMP) (Kim)
Action Taken: ADOPTED RESOLUTION NO. 2013-51, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, THEREBY ADOPTING THE CITY'S 2013 LOCAL DEVELOPMENT REPORT (LDR) AND SELF-CERTIFYING THE CITY'S CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) FOR LOS ANGELES COUNTY.

(30 mins) 2. Adoption of Addendum No. 6 to a Negative Declaration for Ordinance No. 510 and Introduction of an Ordinance to amend Rancho Palos Verdes Municipal Code (RPVMC) Chapter 17.76.030(F) – Arterial Walls and Fences (Case No. ZON2012-00355) (Rojas/Harwell)
Action Taken: Directed staff to return with additional alternatives for Council's consideration at a future meeting.

(30 mins) 3. Water Quality and Flood Protection Program – Annual User Fee Rate – FY13-14 **(Supports 2013 City Council Goal for Public Infrastructure**) [Continued from July 16, 2013] (Jones/McLean)
Action Taken: 1) Received a staff presentation regarding the Water Quality and Flood Protection Program, including Staff's answers to questions raised by the City Council at its meeting on July 16, 2013; 2) Received, reviewed and filed the independent 2013 Annual Report on the Water Quality and Flood Protection Program prepared by the Oversight Committee for the storm drain program, dated May 29, 2013; 3) Conducted a public hearing pursuant to Health and Safety Code Section 5473.2 and Section 3.44.40 of the Rancho Palos Verdes Municipal Code on the Annual Report prepared by Harris & Associates, the Annual Report prepared by the Oversight Committee and information provided by Staff, and determined to collect the Storm Drain User Fee (the "Fee") for FY13-14; 4) Determined the absence of a majority protest; and, 5) Determined that the rate per Equivalent Residential Unit ("ERU") for FY13-14 shall be $96.27, as set forth in the Annual Report, and ADOPTED RESOLUTION NO. 2013-52, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, FINALLY ADOPTING A REPORT, AS FILED, IN CONNECTION WITH THE STORM DRAIN USER FEE ESTABLISHED PURSUANT TO CHAPTER 3.44 OF THE RANCHO PALOS VERDES MUNICIPAL CODE; DETERMINING THE AMOUNT OF SUCH FEE FOR FY13-14; AND ORDERING THAT SUCH FEE BE COLLECTED ON THE COUNTY OF LOS ANGELES TAX ROLL FOR FY13-14.

REGULAR BUSINESS:

(5 mins) 4. Finance Advisory Committee Proposed 2013-14 Work Plan (Downs)
Action Taken: Approved the proposed 2013-14 Work Plan for the Finance Advisory Committee.

(30 mins) 5. Border Issues Status Report (Fox)
Action Taken: 1) Received and filed the current report on the status of Border Issues; and, 2) ADOPTED RESOLUTION NO. 2013-53, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, EXPRESSING AN OFFICIAL CITY COUNCIL POSITION OPPOSING THE CURRENT PONTE VISTA PROPOSAL.

(30 mins) 6. Ordinance No. 546 to Amend Rancho Palos Verdes Municipal Code Chapter 17.76.030 – the Processing of Fence, Wall and Hedge Permits) (Case No. ZON2012-00346) (Rojas/Harwell)

Action Taken: Reviewed Staff's proposal to add a streamlining component to the Fence, Wall and Hedge Permit process that would reduce fees for some applicants and remanded Ordinance No. 546 back to the Planning Commission to obtain the Commission's feedback on the additional code language.

(10 mins) 7. Purchase of Tax-Defaulted Properties in the Cherry Hill Lane Area (Fox)
Action Taken: Authorized the Mayor and City Clerk to sign an Agreement to Purchase Tax-Defaulted Property with the Los Angeles County Treasurer and Tax Collector for two (2) vacant parcels located in the vicinity of Cherry Hill Lane in the Portuguese Bend Landslide area.

(10 mins) 8. Senate Bill No. 556 - Corbett (Brooks)
Action Taken: Directed staff to prepare a letter for the Mayor's signature expressing the City's opposition to Senate Bill No. 556 (Corbett).

(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.)

Discussions with Palos Verdes Peninsula Unified School District regarding use of recreational facilities (Misetich)

(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 provided a report regarding the following Closed Session items: 1) With respect to the potential purchase of open space, the Council unanimously authorized staff to proceed with the proposed purchase of additional open space near Malaga Canyon, (4-0) with Councilman Campbell absent; and, 2) With respect to the existing litigation, which is the Joannou v City of Rancho Palos Verdes, a report was provided and no action taken.

ADJOURNMENT: Adjourned at 10:48 P.M.

CLOSED SESSION AGENDA CHECKLIST
Based on Government Code Section 54954.5

(All Statutory References are to California Government Code Sections)

Conference with Real Property Negotiators
G.C. 54956.8

Potential purchase of open space:

Property: 16.25 acres of open space comprised of APN 7578-003-004 and APN 7578-003-007 in Malaga Canyon

City Negotiators: Community Development Director Rojas and City Attorney Lynch

Negotiating Parties: Ya Yi May and Julie Pun

Under Negotiation: Price and Terms of Payment

Conference with Legal Counsel

Existing Litigation:
G.C. 54956.9(a)

Name of Case: Andrea Joannou, Trustee of the Andrea Joannou Trust of 2004; 25 Oak, LLC, a California limited liability company v. Orphan Homes at 40 and 41 Cherryhill Lane, Rancho Palos Verdes, et al., Los Angeles County Superior Court. *Case No. BC445457.*

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.

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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.