

**FOLLOW-UP AGENDA
RANCHO PALOS VERDES CITY COUNCIL
REGULAR MEETING
DECEMBER 3, 2013
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

(20 mins) CALL TO ORDER:

**ROLL CALL: NEXT RESOL. NO. 2013-73
NEXT ORDINANCE NO. 554**

FLAG SALUTE:

MAYOR'S ANNOUNCEMENTS: Mayor Brooks presented Florence McTaggart with a plaque in commemoration of the dedication of the Hesse Park Council Chambers as the John C. McTaggart Memorial Hall and Council Chambers in honor of former Mayor and Councilman John C. McTaggart. She provided a brief synopsis of John McTaggart's service to the City, noting he was the longest serving elected official in the City's 40-year history.

CERTIFICATION OF ELECTION:

- (5 mins each)**
1. Ceremonial Matters:
 - A. Mayor Pro Tem Duhovic presented gifts to Mayor Brooks for her service as Mayor over the past year.
 - B. Council Members thanked Mayor Brooks for her service as Mayor.
 2. Certification of Election (Morreale)
Action Taken: ADOPTED RESOLUTION NO. 2013-73, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, RECITING THE FACTS OF THE GENERAL MUNICIPAL ELECTION HELD IN SAID CITY ON NOVEMBER 5, 2013, DECLARING THE RESULTS THEREOF AND SUCH OTHER MATTERS AS PROVIDED BY LAW.

- 3A. Swearing in and Seating of Newly Elected Council Members Campbell and Misetich (Morreale)
Action Taken: Oath of Office administered.

COUNCIL REORGANIZATION:

- 3B. Council Reorganization
1. Selection of Mayor
Action Taken: Jerry Duhovic was chosen as Mayor.
 2. Selection of Mayor Pro Tem
Action Taken: Jim Knight was chosen as Mayor Pro Tem.
 3. Comments by Newly Appointed Mayor, Mayor Pro Tem and Council Members.
Action Taken: Mayor Duhovic, Mayor Pro Tem Knight, and Council Members provided comments.

RECESS/RECEPTION:

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 Petru announced that the Lomita Sheriff's Station will be sponsoring the annual "Santa's Sleigh" event through some of the local Rancho Palos Verdes neighborhoods December 4th through 22nd.

Director of Recreation and Parks Linder announced the upcoming Breakfast with Santa event to be held on Saturday, December 14, 2013 at Hesse Park.

City Manager Lehr announced that staff from the Public Works and Community Development Departments with assistance from the City Attorney's Office will be creating a new City library of reference materials regarding the Landslide Area along Palos Verdes Drive South.

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 November 6, 2013 Regular Meeting.

C. Border Issues Status Report (Fox)

Action Taken: Received and filed the current report on the status of Border Issues.

D. Adoption of Ordinance No. 552 - Code Amendment to Chapter 15.20 (Moratorium on Land Use Permits) of the Rancho Palos Verdes Municipal Code to Establish an Exception Category to Allow Minor, Non-Remedial Grading on Lots Developed with a Residential Structure or Other Lawfully Existing Non-Residential Structure within the City's Landslide Moratorium Area (Mikhail)

Action Taken: ADOPTED ORDINANCE NO. 552, AN ORDINANCE OF THE CITY OF RANCHO PALOS VERDES, ADOPTING AMENDMENTS TO CHAPTER 15.20 (MORATORIUM ON LAND USE PERMITS) OF THE RANCHO PALOS VERDES MUNICIPAL CODE TO ESTABLISH AN EXCEPTION CATEGORY TO ALLOW MINOR, NON-REMEDIAL GRADING ON LOTS DEVELOPED WITH A RESIDENTIAL STRUCTURE OR OTHER LAWFULLY EXISTING NONRESIDENTIAL STRUCTURE WITHIN THE CITY'S LANDSLIDE MORATORIUM AREA.

E. Approval of Annual Commercial Haulers Agreements for 2014 (Ramezani)

Action Taken: 1) Authorized the Mayor to execute one-year non-exclusive commercial refuse collection and disposal services agreements for 2014 with eight companies: California Waste Services LLC; CalMet Services, Inc.; Consolidated Disposal Service, LLC; Easy Roll Off Services; EDCO Disposal Corporation; Universal Waste Systems, Inc.; USA Waste of California, Inc., dba Waste Management of Los Angeles; and West Coast Waste & Roll Off Service; and, 2) ADOPTED RESOLUTION NO. 2013-74, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, LIMITING THE NUMBER OF HAULERS AUTHORIZED TO PROVIDE SOLID WASTE COLLECTION AND RECYCLING SERVICES FROM COMMERCIAL PREMISES, AND ROLL OFF SERVICES TO RESIDENTIAL AND COMMERCIAL PREMISES IN THE CITY OF RANCHO PALOS VERDES IN CALENDAR YEAR 2014.

F. Amendment to a Special Use Permit at Green Hills Memorial Park (Planning Case No. ZON2010-00366) (Harwell)

Action Taken: ADOPTED RESOLUTION NO. 2013-75, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, THEREBY MEMORIALIZING THE CITY COUNCIL'S DECISION MADE ON NOVEMBER 19, 2013 TO EXTEND APPROVAL OF GREEN HILLS MEMORIAL PARK'S CURRENT SPECIAL USE PERMIT FOR USE OF TWO TEMPORARY MODULAR BUILDINGS FOR ONE ADDITIONAL YEAR SO THAT THE APPLICANT CAN OBTAIN ALL

THE NECESSARY CITY APPROVALS AND PERMITS FOR PERMANENT BUILDINGS IN LIEU OF THE TWO TEMPORARY MODULAR BUILDINGS (PLANNING CASE NO. 2010-00366).

- G. Adoption of Ordinance No. 553 – Amendment to Municipal Code Sections 8.20.250, 8.20.220 and 8.24.060(A)(2) Making Minor Amendments to the Regulations regarding Residential Trash Containers (Peterson)
Action Taken: ADOPTED ORDINANCE NO. 553, AN ORDINANCE OF THE CITY OF RANCHO PALOS VERDES, AMENDING THE RANCHO PALOS VERDES MUNICIPAL CODE REGARDING TRASH CONTAINERS.
- H. Adoption of Revised Salary and Hourly Schedule for the Competitive, Management and Part-Time Positions (Robinson)
Action Taken: ADOPTED RESOLUTION NO. 2013-79, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, REVISING THE SALARY AND HOURLY SCHEDULE FOR THE COMPETITIVE, MANAGEMENT AND PART-TIME POSITIONS, BY ADDING THE CITY MANAGER POSITION TO AFOREMENTIONED SCHEDULE, AND RESCINDING RESOLUTION NO. 2011-82.
- I. Register of Demands (McLean)
Action Taken: ADOPTED RESOLUTION NO. 2013-76, 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. October 2013 Monthly Report of Cash Balances (McLean)
Action Taken: Received and filed the October 2013 Monthly Report of Cash Balances for the City of Rancho Palos Verdes.
- K. Palos Verdes Nature Preserve – Palos Verdes Peninsula Land Conservancy 2010-2012 Cumulative Report and 2012 Annual Report (**Supports 2013 City Council Goal – Trail System Enhancement**) (Mihranian)
Action Taken: Received and filed the 2010-2012 Cumulative Report and the 2012 Annual Report submitted by the Palos Verdes Peninsula Land Conservancy on its management activities for the Palos Verdes Nature Preserve.

PUBLIC HEARING:

- (5 mins) 4. Draft Mitigated Negative Declaration for the Marymount Athletic Field Expansion Project (Location: Marymount California University, 30800 Palos Verdes Drive East) (Schonborn)
Action Taken: Continued the public hearing for the sole purpose of obtaining comments on the Draft Mitigated Negative Declaration to the January 21, 2014 City Council meeting.

REGULAR BUSINESS:

- (5 mins) 5. Proposed FY 2014-15 Community Development Block Grant (CDBG) Program (Gibson)
Action Taken: 1) Approved the proposed CDBG project and budget; 2) Authorized the Director of Public Works to execute an agreement for the CDBG project with the Los Angeles County Community Development Commission (LACDC); and, 3) Authorized the Director of Public Works to adjust the program budget, as necessary, to take into account the final CDBG allocation and any amounts unexpended at the close of the current fiscal year.
- (15 mins) 6. Draft 2013 Rancho Palos Verdes/Rolling Hills Estates (RPV/RHE) All Hazards Multijurisdictional Mitigation Plan (Bonano)
Action Taken: ADOPTED RESOLUTION NO. 2013-78, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, ADOPTING THE 2013 ALL HAZARDS MULTIJURISDICTIONAL MITIGATION PLAN, AS PRESENTED.
- (10 mins) 7. Certificate of Deposit Account Registry Service (CDARS) Agreement (Mills)
Action Taken: 1) Approved form of the Certificate of Deposit Account Registry Service (CDARS) agreement through Promontory Interfinancial Network; 2) Approved form of the Custodial Agreement with Malaga Bank; and, 3) ADOPTED RESOLUTION NO. 2013-77, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, APPROVING THE FORM CDARS AGREEMENT AND CUSTODIAL AGREEMENT, DIRECTING THE MAYOR TO SIGN THE CDARS AGREEMENT AND CUSTODIAL AGREEMENT WITH MALAGA BANK, AND DESIGNATING THE CITY MANAGER, CITY TREASURER AND DEPUTY CITY MANAGER AS SIGNATORIES TO EXECUTE ANY SUBORDINATE AGREEMENTS AND OTHER DOCUMENTS TO IMPLEMENT THE CDARS PROGRAM.
- (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.)
- (10 mins) **CITY COUNCIL ORAL REPORTS:** (This section of the agenda is designated for oral reports from Council Members, as elected officials of the City, to report action taken at intergovernmental organizations, committee, or association meetings. Council Members are required to provide a brief oral report on their attendance at any meetings where City funds have been expended. Detailed reports should be made in writing and will be posted on the City's website.)

CLOSED SESSION REPORT:

City Attorney Lynch reported that with respect to the existing litigation regarding the Nakamura, et al. (City of Rancho Palos Verdes) versus Southern California Edison case, the Council met in Closed Session to discuss this item and the Council voted (4-0), with

Councilman Campbell absent, to authorize the City Attorney's Office to engage an expert to address issues that were raised.

ADJOURNMENT: Adjourned at 9:52 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: Nakamura, et al. v. Southern California Edison, Case No. YC065387
(Consolidated with YC067413).

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 agenda 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.