

I N D E XCity Council - April 27, 1982

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Ava Cripe  
Minute Secretary

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MINUTES OF AN ADJOURNED REGULAR  
MEETING OF THE TORRANCE CITY COUNCIL

OPENING CEREMONIES:

1. CALL TO ORDER:

The Torrance City Council convened in an Adjourned Regular Meeting on Tuesday, April 27, 1982, at 6:00 P.M. in the Council Chambers at Torrance City Hall.

2. ROLL CALL:

Present: Councilmembers Applegate, Geissert, Rossberg, Walker, Wilson, Wirth and Mayor Armstrong. Absent: None.

Also present: City Manager Ferraro and Staff representatives.

CIVIL SERVICE HEARING:

Considered at this time, the appointed hour, by the Council:

14. PERSONNEL MATTERS:

14a. HEARING ON APPEAL OF DOROTHY JAMES, dismissed Bus Operator.

Mayor Armstrong announced that this was the time, date and place to hear the appeal of bus operator Dorothy James, explaining that after a lengthy absence from work, the Director of Transportation recommended to the City Manager that Ms. James be discharged in view of the fact that all administrative leaves authorized by the MOU and Ordinance had been exhausted and Ms. James was unable to return and perform the job for which she had been hired. The recommendation was upheld and Ms. James was discharged after an administrative hearing. Ms. James was served with the Notice of Discharge following which she requested a hearing before the Civil Service Commission as provided for in the City Code.

Continuing, the Mayor further advised that the Civil Service Commission held a hearing on the matter on February 8, 1982. Both the City and Ms. James were represented. Testimony

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was heard and the case was argued before the Commission. Following the hearing, the Commission made Findings of Fact and Conclusions of Law. The conclusions reached by the Commission were, first, that the discharge was upheld and was not an abuse of discretion by the Manager's office, and, second, that due to the apparent misunderstandings, Ms. James should be afforded the benefits of "Inactive Status" for one year commencing February 8, 1982.

It was then noted by Mayor Armstrong that Ms. James filed a timely appeal from the decision of the Commission. The City Code grants employees the right to appeal discharges to the City Council and provides that the City Council may, by a majority vote of the entire membership of the Council, sustain, modify or reverse such decision. Alternatives available to the Council were detailed by the Mayor, following which he outlined the procedures to be followed at this hearing.

It was affirmed by the Council that they had read all the material in this matter, including the transcript.

The comment was made by Deputy City Attorney Quale that it is unfortunate, due to the manner in which the Codes are written, that this matter comes before the Council in the guise or context of a disciplinary matter -- it has not been alleged that Ms. James has done anything wrong; it is just that the termination proceedings happen to come within the disciplinary provisions of the Code. The record should clearly reflect that there is no wrongdoing on Ms. James' part which has brought about this hearing, per Mr. Quale.

Also noted by the Deputy City Attorney was the fact that "Exhibit 8" which appears in the transcript was rejected by the Civil Service Commission; this should not be considered by the Council as part of the evidence in this hearing.

The Mayor then invited presentation by Mr. Josephson, attorney representing Dorothy James.

Mr. Josephson reviewed his written argument provided the Council which contained some of the legal issues, problems and arguments involved, as well as the present state of the law in California related to injured employees. The intent of the MOU, in light of this law, was also reviewed by Mr. Josephson, as interpreted by him. Dorothy James has not yet returned to work; she is still being treated by the treating physician, a physician selected by the City of Torrance; this physician has not yet made Ms. James "permanent and stationary;" and she should, therefore, be considered to be on industrial leave from the City of Torrance, at a rate of disability pay determined

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by the State, to be continued so long as the doctor considers her temporarily disabled. It was added by Mr. Josephson that Leroy Jackson has chosen to unilaterally interpret the MOU to "suit his own personal whims" which resulted in the termination of Ms. James.

The attorney representing the City's Personnel Department, Mr. David Lister, pointed out that the jurisdiction in cases of this nature rests with Worker's Compensation Appeals Board -- the issues before the Council at this time are: did the City act properly in following its own administrative procedures and rules in terminating Ms. James' employment? -- was the City's termination action reasonable under the circumstances presented to it? The record amply demonstrates that the answers to both those questions are "yes," per Mr. Lister. Ms. James is being furnished with all legal Worker's Compensation benefits at the present time, including vocational rehabilitation retraining and the payment of temporary disability benefits, in addition to the medical treatment which is being provided by the City, as noted in the record and reiterated by Mr. Lister. It was the opinion of Mr. Lister that the City acted reasonably in the action taken -- Ms. James was off work for almost a year and a half before the City terminated her employment; at the time of the termination there was simply no medical evidence presented by her which indicated that she could or ever would be able to return to her former employment as a bus driver. Further, Mr. Lister noted that the City made a determined effort to find another job, a lateral transfer, for Ms. James within her bargaining unit and within her physical and experience capabilities but was unable to find such a job. Finally, she was offered the inactive status and rejected same, as reflected in the record. In conclusion, Mr. Lister stated that the issue is not the interpretation of the MOU but whether the City followed its own procedures, which it has done, and whether the action was reasonable, which it was.

Rebuttal was then invited by Mayor Armstrong.

Mr. Josephson stated that the benefits provided by Worker's Compensation are mandated by the law, adding that the doctor has never said that Ms. James will not be able to return to work as a bus driver but is, in fact, hopeful, that this will be the case. Under the correct interpretation of the MOU, Ms. James should be considered as still being on industrial leave until such time as the doctor certifies her as being permanent and stationary and, therefore, reinstated to her position as bus driver for the City of Torrance.

Mr. Lister stated that it would appear Mr. Josephson is asking that his client be treated differently from any other City employee similarly situated -- the action of the Civil Service Commission must be upheld.

The Council thereupon recessed in Executive Session on this matter, the hour being 6:35 P.M., returning at 7:20 P.M. to take the following action:

It was the comment of Councilwoman Geissert that she is in disagreement, with all due respect, with the interpretation of the Civil Service Commission of Section 6.4 of the MOU of the employee group -- it is her interpretation that industrial leaves should continue until an employee either returns to work or the doctor finds that the employee's condition is permanent and stationary. Hence the following MOTION: That the subject appeal be granted. The motion was seconded by Councilman Walker, but FAILED TO CARRY, with roll call vote as follows:

AYES: COUNCILMEMBERS: Geissert, Walker, Wirth.  
 NOES: COUNCILMEMBERS: Applegate, Rossberg, Wilson;  
 Mayor Armstrong.

MOTION: Councilman Applegate moved to concur with the recommendation of the Civil Service Commission upholding the dismissal of Ms. Dorothy James. The motion was seconded by Councilman Rossberg, and CARRIED, with roll call vote as follows:

AYES: COUNCILMEMBERS: Applegate, Rossberg, Wilson;  
 Mayor Armstrong.  
 NOES: COUNCILMEMBERS: Geissert, Walker, Wirth.

\* \* \* \* \*

The Council now resumed its regular agenda order.

3. FLAG SALUTE:

Boy Scout Troop 851 led in the salute to the flag.

4. INVOCATION:

Reverend Ray Lambert, First Christian Church, led in the salute to the flag.

STANDARD MOTIONS:

5. APPROVAL OF MINUTES:

Councilman Applegate moved to approve the minutes of March 23, 1982, as recorded. His motion was seconded by Councilwoman Geissert, and roll call vote was unanimously favorable.

6. MOTION TO WAIVE FURTHER READING:

Councilman Applegate moved that after the City Clerk has assigned a number and read title to any resolution or ordinance on tonight's agenda, the further reading thereof be waived, reserving and guaranteeing to each Councilmember the right to demand the reading of any such resolution or ordinance in regular order. The motion was seconded by Councilwoman Geissert, and roll call vote was unanimously favorable.

7. COUNCIL COMMITTEE MEETINGS:

None scheduled.

8. COMMUNITY MATTERS:

8a. PRESENTATIONS TO RETIRING COUNCILMAN DOUG BROWN.

Plaques of commendation to retiring Councilman Doug Brown were forthcoming from:

Los Angeles County, Supervisor Deane Dana;  
State of California, Assemblywoman Marilyn Ryan;  
Congress of the United, States, Congressmen Glenn  
Anderson, Robert Dornan and Mervyn Dymally.

These tributes were accepted, with deep gratitude, by Mr. Brown.

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8b. RECOGNITION AND PRESENTATION OF RETIREMENT PLAQUE TO JOHN BORGWAT.

RESOLUTION NO. 82-87

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING WATER SYSTEM MANAGER JOHN Q. BORGWAT FOR HIS YEARS OF DEDICATED SERVICE TO THE CITY OF TORRANCE

Councilman Wilson moved for the adoption of Resolution No. 82-87. His motion was seconded by Councilman Rossberg; roll call vote was unanimously favorable.

Water System Manager Borgwat graciously acknowledged this recognition, <sup>stated</sup> his appreciation for his rewarding association with the City of Torrance, and expressed his optimism for his future in Northern California as General Manager of the Shasta Dam Area Public Utility District.

8c. RECOGNITION OF THE 1982 WEST HIGH WARRIORS GIRLS' SOCCER TEAM.

Letters of Recognition were presented the members of this championship soccer team, with warm congratulations, by Councilman Applegate and Mayor Armstrong.

8d. PLAQUES TO AMERICAN FIELD SERVICE STUDENTS currently attending local high schools.

Tile plaques were presented by Mayor Armstrong to the following students:

Yusrina Yosoff (Malaysia)	Attending North High
Oliver Meier (Germany)	Torrance High
Tal Gold (Israel)	South High
Simona Comolli (Italy)	South High
John Kiminta Prinsloo (Kenya)	South High

8e. RESOLUTION congratulating Sumitomo Bank on its 10th Year Anniversary.

RESOLUTION NO. 82-88

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE CONGRATULATING SUMITOMO BANK ON ITS 10TH ANNIVERSARY

Councilman Wilson moved for the adoption of Resolution No. 82-88. His motion was seconded by Councilman Applegate, and roll call vote was unanimously favorable.

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- 8f. PROCLAMATION declaring the week of May 2-8, 1982, as "Youth Week."
- 8g. PROCLAMATION proclaiming the week of May 1-7, 1982, as "Respect for Law Week."
- 8h. PROCLAMATION declaring April 30, 1982, as "Beta Sigma Phi Day."

So proclaimed by Mayor Armstrong.

- 8i. RESOLUTION commending the Torrance Junior Women's Club for outstanding community service.

RESOLUTION NO. 82-89

A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF TORRANCE COMMENDING THE TORRANCE  
JUNIOR WOMEN'S CLUB FOR OUTSTANDING  
COMMUNITY SERVICE

Councilwoman Geissert moved for the adoption of Resolution No. 82-89. Her motion was seconded by Councilman Walker, and roll call vote was unanimously favorable.

10. TRANSPORTATION/PUBLIC WORKS MATTERS:

- 10a. RESOLUTION re: Community Transit Services Contract Revision.

RESOLUTION NO. 82-90

A RESOLUTION OF THE CITY COUNCIL OF  
THE CITY OF TORRANCE AUTHORIZING AN AMEND-  
MENT TO THE CITY'S FY 1982 AGREEMENT WITH  
COMMUNITY TRANSIT SERVICES

Councilman Wilson moved for the adoption of Resolution No. 82-90. His motion was seconded by Councilman Applegate, and roll call vote was unanimously favorable.

- 10b. RESOLUTION re: Proposed Vacation of a Six-Foot Wide Sanitary Sewer Easement Adjacent to Madison Street and Rolling Hills Road.  
Proponents and Beneficiaries: Bissell Associates and Richard Meine

RESOLUTION NO. 82-91

A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF TORRANCE ORDERING THE VACATION OF  
A SIX-FOOT WIDE SANITARY SEWER EASEMENT  
ADJACENT TO ROLLING HILLS ROAD AND MADISON  
STREET

Councilman Applegate moved for the adoption of Resolution No. 82-91. His motion was seconded by Councilman Rossberg, and roll call vote was unanimously favorable.

11. POLICE AND FIRE MATTERS:

- 11a. RESOLUTION re: Intern Program for City of El Segundo Paramedic.

RESOLUTION NO. 82-92

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF TORRANCE AND THE CITY OF EL SEGUNDO, CALIFORNIA, FOR AN INTERNSHIP FOR ONE EL SEGUNDO PARAMEDIC

Councilman Walker moved for the adoption of Resolution No. 82-92. His motion, seconded by Councilman Rossberg, was unanimously approved by roll call vote.

12. PLANNING AND ZONING MATTERS:

- 12a. CONSIDERATION OF THE CITY'S PARTICIPATION IN THE NEW COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

RECOMMENDATION:

The City Manager recommends City participation in the new CDBG Program, and that Staff be directed to implement tasks necessary for participation in the 1982-83 Program Year. The goals, objectives and implementation procedures of the new Program have never been more suited to the interests of the City.

Staff presentation, and desired clarification, was provided by Community Development Administrator Moore, following which Mayor Armstrong invited comments from the audience.

Speakers were:

Mr. Lawrence Gitscher, 1303 Acacia: Requested that the Council give "careful consideration" to Downtown Torrance and support for the senior citizens.

Mrs. Pat Uerkwitz, 23136 Anza Avenue: The subject discussion paper, in her opinion, contains the same old innuendos, suppositions, "maybes," and contradictions as presented before. The Council has been led down the garden path once by certain elements who said before "all is well," and now the song is again repeated -- "once burned is twice shy" -- per Mrs. Uerkwitz.

Ms. Marilyn Abati, representing the West Side Community for Independent Living: Urged that the Council support and accept the CDBG funds.

Mr. Ambrose Rasmussen, 1420½ Marcellina Avenue:  
Provided the City Manager a Preliminary Plan and proposal  
for redevelopment of the City (without cost).

Mr. Lee Dante, 2912 Briarwood: Prior to any Community  
Block Grant Program, he strongly recommended that the City  
of Torrance purchase the City streets from Alter Realty.

Ms. Patty Lynch, 3912 - 178th Street: Noted that she has  
a child in Torrance Children's Center, as well as their valuable  
community contribution -- a "yes" vote was requested.

There being no other speakers, Council discussion followed,  
with further input by Community Development Administrator Moore,  
Planning Associate Progen and City Manager Ferraro. Reviewed  
were goals/objectives; procedures; accounting methods; possible  
constraints; past conflicts; priorities; "string" aspects; etc.

It was the general consensus of the Council that there was  
a need for assurance and firm commitment by HUD relative to the  
conditions of the subject program, along with a position regarding  
senior citizen and handicapped housing. A further need for a  
renewal of confidence in the HUD operation was also indicated.

Formal action taken by the Council is reflected below:

**MOTION:** Councilwoman Geissert moved that the Council take  
a "wait and see" posture on reentering the program, with re-  
evaluation next year. The motion was seconded by Councilman  
Rossberg, and carried, with roll call vote as follows:

AYES: COUNCILMEMBERS: Applegate, Geissert, Rossberg,  
Walker.  
NOES: COUNCILMEMBERS: Wilson; Mayor Armstrong.  
ABSTAIN: COUNCILMEMBERS: Wirth (Wife is employed as teacher  
at Children's Center; there is,  
therefore, a financial interest).

Mayor Armstrong reviewed the past and present history of this  
matter -- it was his opinion that the program now before the Council  
offered greater flexibility and greater control than ever before;  
he would have favored participation in the new Program.

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The hour being 9:05 P.M. Mayor Armstrong ordered a 15-  
minute recess.

On resumption of the meeting at 9:20 P.M. the Council and Redevelopment Agency convened in Joint Session to consider the following item:

12. PLANNING AND ZONING MATTERS:

12b. ADVANCING OF FUNDS TO THE REDEVELOPMENT AGENCY FOR EXPENSES IN CONNECTION WITH THE PROPOSED TORRANCE INDUSTRIAL REDEVELOPMENT PROJECT.

Clarification regarding the eminent domain aspects of the subject project was requested by Council/Agency members. Executive Director Ferraro described the imperative need for eminent domain in this case; only in that manner can this be made a viable project. A formal report regarding the use of eminent domain is being prepared, and will be forthcoming to the Council/Agency. This is the most opportune time for the City to go into the old Downtown Torrance area and do something truly significant, per Mr. Ferraro.

Following discussion, it was the consensus of the Council/Agency members that this matter be held until the above noted discussion paper has been reviewed. Mrs. Geissert recommended that there be a Workshop involving all interested parties, Staff and the Council. Mr. Ferraro will arrange such a session.

14. PERSONNEL MATTERS:

14a. HEARING ON APPEAL OF DOROTHY JAMES, dismissed Bus Operator.

See Page 1.

15. HEARINGS:

15a. ZC 81-8 (EA 81-35) GARDENA VALLEY JAPANESE CULTURAL INSTITUTE: Request for approval for a change of zone from R-1 to P-1 to allow a portion of the JCI property for a 68-space subterranean and grade-level parking structure at 2001 West 164th Street. THE PLANNING COMMISSION AND PLANNING DEPARTMENT RECOMMEND APPROVAL OF THIS REQUEST.

Affidavit of Publication was presented by City Clerk Babb, and it was ordered filed, there being no objection.

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Mayor Armstrong announced that this was the time and place for the subject public hearing, and inquired if anyone wished to be heard. There was no response.

Councilman Walker moved that the hearing be closed. His motion was seconded by Councilman Rossberg, and roll call vote was unanimously favorable.

MOTION: Councilman Walker moved to concur with the recommendation of the Planning Commission and Planning Department for approval of ZC 81-8. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

ORDINANCE NO. 3040

AN ORDINANCE OF THE CITY COUNCIL OF  
THE CITY OF TORRANCE, CALIFORNIA,  
AMENDING DIVISION 9 OF THE TORRANCE  
MUNICIPAL CODE TO RECLASSIFY THAT  
CERTAIN PROPERTY WHICH IS LOCATED AT  
2001 WEST 164TH STREET FROM R-1 TO P-1  
ZC 81-8 (EA 81-35): GARDENA  
VALLEY JAPANESE CULTURAL INSTITUTE

Councilman Wilson moved for the approval of Ordinance No. 3040 at its first reading. His motion was seconded by Councilman Applegate, and roll call vote was unanimously favorable.

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- 15b. CUP 81-40, TT 42663, V 82-1 (EA 81-41) BISSELL ASSOCIATES (Rolling Hills Property, Ltd., Henry Zdonek): Appeal of Planning Commission approval of Conditional Use Permit and Tentative Tract, and Request for a Height Exception Variance to allow construction of a two- to four-story condominium office building in the C-5 zone at the north-east corner of Hawthorne Boulevard and Rolling Hills Road. THE PLANNING COMMISSION AND PLANNING DEPARTMENT RECOMMEND DENIAL OF THE APPEAL AND APPROVAL OF THE VARIANCE AND PROJECT.

An Affidavit of Publication was presented by City Clerk Babb, and it was ordered filed, there being no objection.

Mayor Armstrong announced that this was the time and place for the subject public hearing, and following Staff presentation by Planning Assistant Hasselbach, invited comments from the audience.

Representing the proponent, architect Ross Andrews provided a slide presentation related to the proposed project.

Attorney David Cornwell, representing Country Hills Association, 21515 Hawthorne Boulevard, stated that the Association is not against development of the parcel; they are against this "atrocious -- a structure totally incompatible with the area." Hillside standards should also be applied to commercial structures; to do otherwise is a denial of equal protection. Mr. Cornwell stated that there will be tremendous impacts in areas of traffic, privacy and noise by the subject project. It was the further expressed opinion of Mr. Cornwell that Planning Commission Chairman Ritchie should have abstained in this matter.

The following speakers also voiced their protests to the proposed project: Jim Vandever, 2941 Briarwood; Dave Brent, 3614 Leyte Drive; Ron Bradyhoff, 3342 Brandywine Way; Chuck Chambers, 3347 Candlewood; Mrs. Marlene Allen, 4086 Newton Street; Mr. Prez, 3235 Singing Wood Drive; Ms. Sandra Gallian, 3608 Eleda Drive; Lee Dante, 2912 Briarwood Drive; Bob Dennis, 3231 Singing Wood; Dave Rankin, 1011 Beech Avenue; Ms. Leslie Carl, 3607 Blair Way; and Ms. Bernice Custic, 3239 Singing Wood Drive. These concerns encompassed: the massiveness of the project; noise; traffic; privacy and view impairment; aesthetic considerations; property depreciation; office building vacancy factor, etc. Redesign of the project was urged.

Speaking in favor of the project were: Ms. Patricia Lewellen, 131 Paseo de la Concha; Dorothy Adeline, 22815 Nadine Circle; Abraham Avoian, 21405 Ocean Avenue; Robert Morris, 22943 Fonhill; Robert Halbert, 4556 Narrot Street; William Henderson, 3480 Garnet Street; Tom Fitzpatrick, 2305 Torrance Boulevard; and Jack Henz, 1511 Post Avenue. These speakers were of the opinion that the project as proposed would be a credit to the community.

There being no one else present who wished to be heard, Councilman Applegate moved that the hearing be closed. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

Council discussion ensued. Councilman Applegate specifically deplored the earlier reference to Planning Commission Chairman Ritchie, assuming that alluded to a recent newspaper story -- if that be the case, the reader has been misled by insinuations and implications in what Mr. Applegate considers to be one of the worst cases of "junk journalism" that has been written in this city in a long time. Addressing the project, he indicated his concerns regarding the 4-story height and the wall effect which would be created on Hawthorne Boulevard, as well as concern re: the amount of parking provided.

Also reviewed were the negative impact on the surrounding residences by a building of this scale; the inevitable increase in traffic which will be generated; the rejection of the 4-story concept; the opposition to the reflective glass and the stark nature of the building, etc.

At Councilman Rossberg's question regarding the basis Council would have for denial of the subject development, Deputy City Attorney Quale advised that there are three items before the Council -- an appeal of the Conditional Use Permit which was granted, an appeal of the Tentative Tract which was approved, and the matter of the Variance. To void the Variance, the Council would take no action whatsoever, but action should be taken on the CUP and Tentative Tract appeals, per Mr. Quale. Findings for denial were then outlined by Mr. Quale.

MOTION: Councilman Rossberg moved to grant the appeal and DENY WITHOUT PREJUDICE. The motion was seconded by Councilman Walker, and roll call vote was unanimously favorable.

It was clarified by Mayor Armstrong that the effect of the above action is that the appeal has been granted, and the building as had been proposed and approved by the Planning Commission will not go forward.

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The hour being 11:30 P.M., a 5-minute recess was ordered by Mayor Armstrong.

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It was the comment of Councilman Rossberg, withheld for this point in the meeting, that he was in complete concurrence with the above comments of Councilman Applegate re: the Ritchie

newspaper item -- "making the news" is going too far. It was his strong suggestion that when City officials are referred to that they be quoted and that their names be used. What happened in the Ritchie matter was "poor, poor journalism," per Councilman Rossberg.

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17. ADMINISTRATIVE MATTERS:

17a. RESOLUTION re: Capital Projects Administrator.

RESOLUTION NO. 82-93

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SETTING FORTH WAGES, HOURS AND WORKING CONDITIONS FOR LIMITED TENURE EMPLOYEES FOR THE PERIOD FROM JANUARY 1, 1982, TO JUNE 30, 1982

Councilman Wilson moved for the adoption of Resolution No. 82-93, and the appropriation of \$12,000 from the General Fund Contingency Reserve to provide financing for the balance of 1981-82, and to direct Staff to include the position in the 1982-83 Budget as a new program. Motion was seconded by Councilman Wilson; roll call vote was unanimously favorable.

17b. EXECUTIVE SESSION re: Litigation.

See Page 17.

20. CONSENT CALENDAR:

20a. TRACT NO. 41168 - Ponderosa Homes.  
 Location: Hillside School Site  
 (25600 Crenshaw Boulevard)  
 No. of Lots: 40

RECOMMENDATION OF CITY ENGINEER/PLANNING DIRECTOR:  
 That Final Tract Map No. 41168 be approved.

20b. SUBDIVISION AGREEMENT RENEWAL AND BOND REDUCTION FOR TRACT NO. 32754.

Subdivider: Rod Barker  
 Location: Vine Avenue and 239th Street  
 Bonding Company: Al Barker Insurance

<u>Bond Type:</u>	<u>Bond No.</u>	<u>Existing Amt.</u>	<u>Proposed Reduction to:</u>
Performance/ Payment	8SM-573-779	\$36,500	\$10,000.
Inspection	8SM-173-780	1,950	600.

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RECOMMENDATION OF CITY ENGINEER:

That the subdivision bonds be reduced contingent upon renewal of the subdivision agreement.

- 20c. AWARD OF ANNUAL CONTRACTS - Furnishing Miscellaneous Custodial Supplies  
 Ref. Bid No. B82-22  
 Expenditure: \$44,702.84

RECOMMENDATION

It is, therefore, recommended that your Honorable Body award, annual contracts as follows:

- A. Award a contract to Ball Industries in the amount of \$315.14 including tax to furnish bid items 13, 35 and 53.
- B. Award a contract to Champion Chemical Company in the amount of \$2,816.95 including tax to furnish be items 28 and 57-59.
- C. Award a contract to First Company in the amount of \$32,302.60 including tax to furnish bid items 1, 2, 5, 6, 8, 10, 11, 14-23, 27, 29-31, 33, 34, 36, 39-42, 44-46 and 48-50.
- D. Award a contract to Foremost Maintenance Supply in the amount of \$1,556.86 including tax to furnish bid items 3, 7, 24-26, 37, 38, 47, 52, 54 and 56.
- E. Award a contract to Key Chemical Company in the amount of \$1,533.40 including tax to furnish bid items 4, 9 and 43.
- F. Award a contract to Peerless Wiping Materials Company in the amount of \$5,830.00 including tax to furnish bid item 32.
- G. Award a contract to Universal Laboratories in the amount of \$51.39 including tax to furnish bid item 55.
- H. Award a contract to Vernon Sanitation Supply Company in the amount of \$296.50 including tax to furnish bid items 12 and 51.

20d. APPROPRIATION OF FUNDS FOR:

- 1) Reconstruction of Catch Basin in El Dorado Street at Fern Avenue;
- 2) The elimination of Cross-Gutter on Deelane Street east of Inglewood Avenue; and
- 3) The construction of City street improvements at the south end of Bluff Street.

RECOMMENDATION OF CITY ENGINEER:

That your Honorable Body appropriate \$16,500 in Gas Tax Funds for the construction of: 1) catch basin in El Dorado Street at Fern Avenue; 2) the elimination of cross-gutter on Deelane Street, east of Inglewood Avenue; and 3) the construction of City street improvements at the south end of Bluff Street.

MOTION: Councilman Applegate moved to concur with Staff recommendations on agenda items 20a, 20b, 20c and 20d. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

22. ORAL COMMUNICATIONS:

22a. Councilman Applegate requested Staff review and report re: proposed railroad lines to expand Port Service and possible impacts on the City of Torrance relative to traffic.

22b. It was the position of Councilman Applegate that the "Torrance Topics" should not be included in the Recreation Reporter, per recent memo regarding same. It was the comment of Mayor Armstrong that, in his opinion, "we just are not ready for it." Councilwoman Geissert indicated approval of little news blurbs in the Reporter; there should not be articles of a political nature, however. Councilman Wirth favored "Torrance Topics" in the Recreation Reporter. It was agreed that Staff will pursue an appropriate format which will meet with the approval of the entire Council.

22c. Councilwoman Geissert stated that it would be an advantage to the City to have the Probation Office remain open, and requested that appropriate communication be undertaken. Staff is following through in this matter.

22d. Councilwoman Geissert expressed concern re: Excellon, or any other company, leasing the Nike Site, per recent communication. Staff will provide further information in this matter.

22e. Councilman Rossberg extended best wishes to John Borgwat in his new assignment, and congratulated Ralph Grippo on his appointment as Acting Building and Safety Director. These sentiments were unanimously concurred in by the entire Council.

22f. Councilman Rossberg praised all responsible for the recent highly successful Bunka-Sai, and noted the forthcoming Armed Forces Day Parade and the 10K Run.

22g. Mayor Armstrong reviewed recent meetings with representatives of the "Friends of Madrona Marsh" and the Park Del Amo Project in an effort to resolve the conflict in this matter.

22h. Mr. Michael Bedinger, president, Southwood Riviera Homeowners Association, presented a letter, of record, pertaining to the airplane crash in front of Farrell's Ice Cream Parlor on April 9th, which noted, among other things,

that the new airplane count now underway should be incorporated in the pertinent ordinance and the Airport Master Plan -- further, "the danger to the people on the west side of the Airport can be minimized by restricting growth, retaining the ban on jet fuel and enforcing the designated flight path." Staff will analyze this communication and report back to the Council.

22i. Mr. Mitch Rose, 17522 Kornblum, inquired as to the status of a petition submitted by him re: the baseball diamond at McMaster Park, and was advised that this item will appear on the Council agenda in the near future.

17b. EXECUTIVE SESSION re: Litigation.

The hour being 12:15 A.M., the Council recessed for an Executive Session.

The Council returned at 12:25 A.M. to take the following action:

MOTION: Councilman Applegate moved to concur with the recommendation of the City Attorney's office for the maximum amounts to be offered in negotiation of settlement of the two law suits filed against the City by Eileen Harwood and Nona Hernandez, and for the sum of \$13,000.00 in settlement of the law suit filed against the City by Rena Gartner. The motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

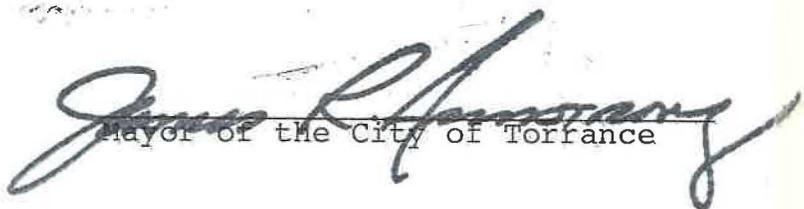
The meeting was regularly adjourned at 12:30 A.M.

\* \* \* \* \*

Ava Cripe  
Minute Secretary

17.

City Council  
April 27, 1982

  
Mayor of the City of Torrance

  
City Clerk of the City of Torrance