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Torrance City Council - July 25, 1989

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#

Peggy Laverty
Minute Secretary

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MINUTES OF A REGULAR MEETING
OF THE TORRANCE CITY COUNCIL

OPENING CEREMONIES:

1. CALL TO ORDER:

The Torrance City Council convened in a regular meeting on Tuesday, July 25, 1989, at 7:06 p.m., in the Council Chambers at Torrance City Hall.

2. ROLL CALL:

Present: Councilmembers Applegate, Mock, Nakano, Walker, Wirth and Mayor Geissert.

Absent: Councilwoman Hardison.

Also present: City Manager Jackson,
City Attorney Nelson,
City Clerk Bramhall, and
Staff representatives.

3. FLAG SALUTE/INVOCATION:

Ms. Marilyn Throssell led in the salute to the flag.

The invocation for the meeting was provided by Reverend Ray Lambert, First Christian Church.

4. APPROVAL OF MINUTES/MOTION RE FURTHER READING:

MOTION: Councilman Applegate moved to approve the minutes of the City Council meeting of June 20, 1989, as recorded. His motion was seconded by Councilman Mock and roll call vote was unanimously favorable [Councilwoman Hardison absent].

MOTION: Councilman Applegate moved that after the City Clerk has assigned a number and read title to any resolution or ordinance on the agenda for this meeting, the further reading thereof be waived, reserving and guaranteeing to each Councilmember the right to demand the reading of any such resolution or or-

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dinance in regular order. His motion was seconded by Councilman Mock and roll call vote was unanimously favorable [Councilwoman Hardison absent].

5. MOTION RE POSTING OF AGENDA:

MOTION: Councilman Applegate moved to accept and file the report of the City Clerk on the posting of the agenda for this meeting. This motion, seconded by Councilman Mock, carried unanimously by roll call vote [Councilwoman Hardison absent].

6. WITHDRAWN OR DEFERRED ITEMS:

None.

7. COUNCIL COMMITTEE MEETINGS:

None scheduled.

8. COMMUNITY MATTERS:

8a. RETIREMENT RECOGNITION FOR JOHN CLARK, JR.

RESOLUTION NO. 89-163

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE HONORING CIVIL ENGINEER-
ING ASSOCIATE JOHN CLARK, JR. FOR HIS
DEDICATION, PROFESSIONALISM AND CONTRIBU-
TIONS TO THE CITY OF TORRANCE THROUGHOUT
HIS 22 YEARS OF SERVICE

MOTION: Councilman Nakano moved to adopt Resolution No. 89-163. His motion was seconded by Councilman Walker and roll call vote was unanimously favorable [Councilwoman Hardison absent].

This resolution along with a retirement plaque were presented by Mayor Geissert and accepted with sincere appreciation by John Clark.

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10. TRANSPORTATION/PUBLIC WORKS MATTERS:

10a. CITY-WIDE PAVEMENT MANAGEMENT SYSTEM:

RESOLUTION NO. 89-164

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE ANY DOCUMENTS OR AGREEMENTS NECESSARY TO RETAIN PROFESSIONAL ENGINEERING CONSULTING SERVICES WITH PAVEMENT MANAGEMENT SYSTEMS TO DEVELOP A COMPREHENSIVE CITY-WIDE PAVEMENT MANAGEMENT SYSTEM

MOTION: Councilman Nakano moved to adopt Resolution No. 89-164. His motion, seconded by Councilman Walker, carried unanimously by roll call vote [Councilwoman Hardison absent].

10b. AWARD OF COMMUTER TRANSPORTATION IMPLEMENTATION PROGRAM (CTIP) MARKETING PROGRAM CONTRACT:

RESOLUTION NO. 89-165

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING EXECUTION OF A ONE-YEAR CONTRACT WITH ATE MANAGEMENT AND SERVICE CO., INC. TO CARRY OUT THE MARKETING PROGRAM FOR THE COMMUTER TRANSPORTATION IMPLEMENTATION PROGRAM

MOTION: Councilman Nakano moved to adopt Resolution No. 89-165. This motion was seconded by Councilman Mock and roll call vote was unanimously favorable [Councilwoman Hardison absent].

10c. STREET NAME CHANGES:

- (1) HAAS STREET FROM 234TH STREET TO 235TH STREET CHANGED TO HAAS AVENUE;
- (2) "A" AND "B" STREETS IN TRACT NO. 45463, NORTH OF LOMITA BOULEVARD EAST OF OCEAN AVENUE CHANGED TO LOS CODONA AVENUE.

A brief summary of this agenda item was provided by City Engineer Burtt, who noted the recommendation of the Street Naming Committee that the above street name changes be adopted.

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Concerns were voiced by Councilman Wirth relative to the east-west ["A"] portion of the "L"-shaped "A" and "B" Street proposal [Tract 45463] because of the inconsistent numbering pattern which could result in confusion.

Discussion developed with input and clarification regarding the Committee's recommendation provided by Building and Safety Director Grippo. Mr. Wirth ultimately indicated his desire that the Street Naming Committee reconsider the "A" [east-west] segment of the street in order that further options might be brought back for Council consideration.

Councilman Walker stated that, because of its relatively short length, he would not support more than one name for the entire street [east-west plus north-south], and he would prefer that name to be a simple one.

Mayor Geissert commented on the difficulty in reconciling "Los Codona" with this street.

The following resolution was adopted concerning Haas Street.

RESOLUTION NO. 89-166

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE CHANGING THE NAME OF
HAAS STREET BETWEEN 234TH STREET AND
235TH STREET TO HAAS AVENUE

MOTION: Councilman Nakano moved to adopt Resolution No. 89-166. His motion, seconded by Councilman Wirth, carried unanimously by roll call vote [Councilwoman Hardison absent].

There being no objection, Mayor Geissert directed that the matter of renaming "A" and "B" Streets be returned to the Street Naming Committee for reconsideration.

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10d. STORM DRAIN CONSTRUCTION IN SPENCER STREET NEAR EARL STREET:

RECOMMENDATION:

The Engineering Department recommends that your Honorable Body: 1) Approve the plans and specifications and authorize the City Engineer to advertise the subject project for construction bids; and 2) Appropriate \$50,000 from the Gas Tax Fund to complete the subject project financing.

Mr. Dick Johnson, 23059A Nadine Circle, requested clarification regarding the scheduling of various street improvement projects throughout the City. Information as desired was provided by City Engineer Burttt.

MOTION: Councilman Wirth moved to concur with the recommendation of the Engineering Department, including the appropriation, on Agenda Item 10d. His motion was seconded by Councilman Mock and roll call vote was unanimously favorable [Councilwoman Hardison absent].

10e. FY 1989-90 TRANSPORTATION DEVELOPMENT ACT/STATE TRANSIT ASSISTANCE (TDA/STA) CLAIM FOR TRANSIT FUNDING ASSISTANCE:

RESOLUTION NO. 89-167

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE CITY MANAGER TO FILE A CLAIM WITH THE LOS ANGELES COUNTY TRANSPORTATION COMMISSION FOR SB-325 LOCAL TRANSPORTATION FUNDS AND AB-2551 STATE TRANSIT ASSISTANCE FUNDS DURING FY 1989-90

MOTION: Councilman Nakano moved to adopt Resolution No. 89-167. His motion was seconded by Councilman Mock and roll call vote proved unanimously favorable [Councilwoman Hardison absent].

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10f. SENIOR RIDE SERVICE CONTRACT - WILMINGTON CAB COMPANY:

RESOLUTION NO. 89-168

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH WILMINGTON CAB COMPANY FOR THE PROVISION OF THE SENIOR RIDE PROGRAM, A DIAL-A TAXI SERVICE FOR SENIOR CITIZENS

MOTION; Councilman Nakano moved to adopt Resolution No. 89-168. This motion was seconded by Councilman Walker.

Prior to roll call vote Mr. Dick Johnson, 23059A Nadine Circle, speaking as a member of the Senior Citizens Council, commended the City for this program.

Director of Transportation Horkay praised the efforts of Transit Manager, Ray Schmidt, for his leadership in establishing three new transit-related programs during this year.

Mr. Schmidt's efforts, as well as those of Sr. Administrative Analyst, Bob Hildebrand, and other members of the Transportation Department were acknowledged with appreciation by Mayor Geissert.

Roll call vote to adopt Resolution No. 89-167 was unanimously favorable [Councilwoman Hardison absent].

10g. ADOPTION OF CROSS-CONNECTION CONTROL ORDINANCE:

ORDINANCE NO. 3280

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE ENACTING A NEW ARTICLE 3 OF CHAPTER 6 OF DIVISION 7 COMMENCING AT SECTION 76.3.1 ESTABLISHING A CROSS CONNECTION CONTROL PROGRAM TO PROTECT THE TORRANCE MUNICIPAL WATER SUPPLY

MOTION; Councilman Nakano moved to approve Ordinance No. 3280 at its first reading. His motion was seconded by Councilman Walker and roll call vote was unanimously favorable [Councilwoman Hardison absent].

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10h. FEDERAL-AID URBAN (FAU) FUND AGREEMENT WITH COUNTY FOR RECONSTRUCTION OF GLENBURN AVENUE:

RESOLUTION NO. 89-169

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST THAT CERTAIN AGREEMENT WITH THE COUNTY OF LOS ANGELES TO ASSIGN \$260,000 OF CITY FEDERAL-AID URBAN (FAU) FUNDS TO DESIGN AND RECONSTRUCT GLENBURN AVENUE BETWEEN ARTESIA BOULEVARD AND 182ND STREET IN CONJUNCTION WITH THE PROPOSED NORTH TORRANCE RELIEF DRAIN, UNIT 2

MOTION: Councilman Nakano moved to adopt Resolution No. 89-169. His motion, seconded by Councilman Walker, carried unanimously by roll call vote [Councilwoman Hardison absent].

11. POLICE AND FIRE MATTERS:

11a. AMENDMENT TO DATA COMMUNICATIONS SERVICES AGREEMENT WITH COUNTY:

RESOLUTION NO. 89-170

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE APPROVING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF TORRANCE AND THE LOS ANGELES COUNTY SHERIFF'S DEPARTMENT FOR THE PROVISIONS OF COMPUTER SERVICES AND INFORMATION KNOWN AS JUSTICE DATA INTERFACE CONTROLLER SYSTEM (JDIC)

MOTION: Councilman Nakano moved to adopt Resolution No. 89-170. This motion was seconded by Councilman Walker and roll call vote was unanimously favorable [Councilwoman Hardison absent].

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14. PERSONNEL MATTERS;

14a. FY 1989-90 JOB TRAINING PARTNERSHIP ACT (JTPA)
EMPLOYMENT AND TRAINING CONTRACTS:

RESOLUTION NO. 89-171

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR AND THE CITY CLERK TO EXECUTE AND ATTEST THESE CERTAIN CONTRACTS BETWEEN THE CITY OF TORRANCE AND THE LOS ANGELES CHAPTER NATIONAL TOOLING AND MACHINING ASSOCIATION, SOUTHERN CALIFORNIA REGIONAL OCCUPATIONAL CENTER (SCROC), AND TRAVEL & TRADE CAREER INSTITUTE

MOTION; Councilman Nakano moved to adopt Resolution No. 89-171. His motion, seconded by Councilman Walker, carried unanimously by roll call vote [Councilwoman Hardison absent].

15. HEARINGS:

15a. W 89-7, DAVID B. SHAW:

Mayor Geissert announced that this was the time and place for City Council consideration of an appeal by the applicant of certain conditions of a Planning Commission approval of a Waiver to allow retention of an overheight flagpole on property located in the Hillside Overlay District at 201 Via Mesa Grande in the R-1 zone. W 89-7: DAVID B. SHAW.

Proof of publication, provided by the City Clerk, was filed without objection.

During the staff presentation on this item, Principal Planner Gibson noted that the applicant is appealing two conditions of approval imposed by the Planning Commission -- reduction in the flagpole height to 24 feet and disallowing Christmas lights on the pole.

Mr. Gibson noted that the Planning Commission recommends denial of the appeal and approval of the project as conditioned by the Commission [24-foot height with no Christmas lights]; the Planning Department recommends approval of the appeal and approval of the pole at its existing height of 51 feet and no Christmas lights.

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The proponent, Mr. David Shaw, 201 Via Mesa Grande, submitted six letters [of record] in support of the existing 51-foot pole and the Christmas lights. Mr. Shaw described improvements he has made to the subject property which included removal of trees to open the view for neighbors, and noted that, although he is familiar with the construction permit process, he did not obtain a permit for the installation of this flagpole. Approval of the existing 51-foot pole and permission to display Christmas lights on that pole were requested.

Audience speakers who voiced OPPOSITION were:

- Ms. Rosalie Woodward, 208 Via Mesa Grande - submitted petition in opposition; read letter [submitted for the record] from Mr. and Mrs. Rosenthal, 209 Via Mesa Grande, indicating acceptance of a 12 to 14-foot pole.
- Ms. Ruth Weil, 169 Via Pasqual - 24-feet still too high; submitted photos illustrating view blockage.
- Mr. Thomas Bauer, 622 Via los Miradores - 24-foot height acceptable.

Of issue was the height of the pole and the view intrusion represented by the large size of the flag; precedent-setting considerations; incompatibility with residential neighborhood; etc.

Speaking in FAVOR of the pole as it stands were:

- Ms. Jane High, 144 Via la Soledad.
- Mr. Jim Frank, 165 Via Pasqual - polaroid pictures submitted for the record.
- Ms. Jean Vanderleest, 607 Via los Miradores.

These speakers expressed an appreciation for the flagpole, the flag, and Christmas lights on the pole.

There being no further speakers, Councilman Applegate moved to close the hearing. His motion was seconded by Councilman Mock and roll call vote was unanimously favorable [Councilwoman Hardison absent].

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During the Council discussion which developed it was generally agreed that, had the proponent followed the City's established permit process, neighbors would have had an opportunity to voice their views and the flagpole at the 51-foot height would not have been approved. The desire to preserve the integrity of the residential neighborhood was voiced and it was generally acknowledged that a smaller flag flown at a "reasonable" height would be acceptable.

Councilman Walker indicated his intent to vote in favor of the 51-foot pole principally because it is already existing; however, he acknowledged that he would look at the matter differently were it otherwise and this was an application for permission to install a flagpole of that height.

Concurring with previous comments regarding the issue of conformity with the residential neighborhood, Councilman Mock voiced his opinion that a 14-foot height might be more compatible. He then offered the following --

MOTION: Councilman Mock moved to allow the applicant to fly a flag with the pole not to exceed 14 feet in height. His motion was seconded by Councilman Applegate.

Mayor Geissert commented on the need to consider the siting of the pole on the lot as well as the height, a matter which would have been addressed had the normal permit procedure been followed.

The motion carried by way of the following roll call vote:

AYES: Councilmembers Applegate, Mock, Nakano, Wirth and Mayor Geissert.
NOES: Councilman Walker.
ABSENT: Councilwoman Hardison.

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17. ADMINISTRATIVE MATTERS:

17a. FY 1989-90 ANNUAL APPROPRIATIONS LIMIT:

RESOLUTION NO. 89-172

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE APPROVING AND ADOPTING
THE ANNUAL APPROPRIATIONS LIMIT FOR THE
FISCAL YEAR 1989-90

MOTION: Councilman Nakano moved to adopt Resolution No. 89-172. His motion, seconded by Councilman Walker, carried unanimously by roll call vote [Councilwoman Hardison absent].

17b. AB 1894 (ISENBERG) -- VEHICLE CODE AMENDMENT:

RECOMMENDATION:

It is the recommendation of the City Manager and the Police Chief that the City Council support AB 1894, with appropriate correspondence to be drafted for the Mayor's signature and sent to the appropriate state legislators.

In response to a question by Councilman Nakano, Deputy Police Chief Popp described the City's regulatory means of citing and enforcing "Boom Box" sound amplification infractions in vehicles. Deputy Chief Popp indicated that the subject legislation will serve to strengthen Torrance's position.

Ms. Pam O'Brien, 5005 Sepulveda Boulevard, indicated her concurrence with the subject Assembly Bill, but questioned the rationale behind the reference to speed limit requirements in conjunction with enforcement of stereo noise violations. Ms. O'Brien questioned other facets of the proposed legislation, recommending that the amount of the fine or penalty imposed be substantial and also that enforcement be allowable in congested traffic conditions.

City Manager Jackson indicated that staff will review the legislation and communicate Ms. O'Brien's concerns to the appropriate legislative representatives. Mayor Geissert also requested that follow-up information be directed to Ms. O'Brien.

MOTION: Councilman Wirth moved to concur with the staff recommendation on Agenda Item 17b. His motion was seconded by Councilman Walker and roll call vote was unanimously favorable [Councilwoman Hardison absent].

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17c.

COUNCIL AWARD OF CONTRACTS for dismantling and disposal
of Building #4 at Charles Wilson Park.

Ref: Dismantling Bid #B89-49

Expenditures:

- A. \$35,000 - Dismantling bid amount
- B. \$20,000 - Special dump fee for hazardous panels
- C. \$24,000 - For licensed asbestos abatement service
- D. \$21,000 - For contingency fund (for hazardous
material abatement process)

\$100,000

RECOMMENDATION:

- A. It is the recommendation of staff that Council authorize the awarding of the following contracts:
 - 1. An award of \$34,990 to the A-1 Land Clearing Company to dismantle Charles Wilson Park Building #4 (old Navy supply building).
 - 2. An award to the B&D and Associates Company (a licensed asbestos abatement company) to provide management and monitoring services of the project to ensure compliance with applicable laws in the amount of \$24,000.
 - 3. An award to the BKK Corp. to cover "certified" hazardous material disposal fees for all panels containing the problem materials in the approximate amount of \$20,000.
 - 4. Approve of the establishing of a \$21,000 contingency fee to cover "unanticipated" requirements necessitated by this project.
- B. It is the recommendation of the City Manager that the City Council appropriate the \$100,000 from the funds set aside for the City Yard gas mitigation system.

At the request of Council, General Services Director White provided details regarding the subject project, noting that it is anticipated that the work will take approximately 60 - 90 days to complete. Councilman Mock requested that the Council be updated on a regular basis.

MOTION: Councilman Walker moved to concur with staff's recommendation on Agenda Item 17c. His motion, seconded by Councilman Nakano, carried unanimously by roll call vote [Councilwoman Hardison absent].

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20. CONSENT CALENDAR:

- 20a. COUNCIL AWARD OF CONTRACT: For the purchase of ten (10) bullet resistant vests and ten (10) strike plates for the Torrance Police Department.
Ref: Bid No. B89-44
Expenditure: \$10,873.65 including tax.

RECOMMENDATION:

The Purchasing Division and Police Department recommend that your Honorable Body award a contract for the procurement of ten (10) bullet resistant vests and ten (10) strike plates to the lowest responsible bidder, West End Uniforms of Montclair, in the total amount of \$10,873.65 including tax.

MOTION: Councilman Applegate moved to concur with staff recommendation on Agenda Item 20a. His motion was seconded by Councilman Mock and roll call vote was unanimously favorable [Councilwoman Hardison absent].

* * *

At 9:01 p.m., the City Council convened in joint session with the Redevelopment Agency of the City of Torrance. The Redevelopment Agency was adjourned at 9:02 p.m., and the Council remained in session to continue in regular agenda order.

* * *

22. ORAL COMMUNICATIONS;

- 22a. Councilman Nakano noted that a proposal recently came before the South Bay Cities Association requesting State legislation which would require that, by January 1, 1993, any oil tanker coming within 12 miles of the California coastline be double-hulled. It was Mr. Nakano's request that the Council take a position in this regard.

Councilman Applegate requested that all available information be provided to the Council prior to their consideration of this matter, it being his opinion that the regulations proposed may not be feasible.

An agenda item on this subject will be prepared, per City Manager Jackson.

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22b. Councilman Walker noted that the Regional Water Quality Control Board has recently considered the problems involved in allowing the Exxon tanker Valdez to anchor at San Clemente Island during needed repairs. It was Mr. Walker's opinion that strong efforts to protect the California coastline will be forthcoming from various governmental levels.

22c. Councilman Wirth requested staff investigate the abandoned building on Hawthorne Boulevard between 230th Street and Sepulveda Boulevard, formerly occupied by the Eagle Tire dealership, because of a growing problem regarding the dumping of old tires at the site.

City Manager Jackson advised that staff will investigate.

22d. Mayor Geissert reported briefly on her attendance at the recent Sister City International Conference in Portland, Oregon, where she accepted an award on behalf of the cities of Torrance and Kashiwa. The Mayor advised that an agenda item will be scheduled in the near future for a re-presentation of the award by Mr. Vic Kilburn, President of the Torrance Sister City Association.

22e. Ms. Pam O'Brien, 5005 Sepulveda Boulevard, expressed appreciation to staff for the scheduling of the Environmental Review Board meeting on the Torrance Drive-In site for an evening hour, rather than daytime.

22f. Mr. Robert Davis, 3648 West 227th Place, described problems in his neighborhood [particularly in front of his property] involving the parking of recreational vehicles.

City Manager Jackson advised that the problem is being assessed and various options explored. A report will be forthcoming.

The possibility of red-curb-ing to allow for the parking of normal sized vehicles, but not over sized vehicles, was suggested by Councilman Applegate as an option to be considered.

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22g. Mr. Dick Johnson, 23059A Nadine Circle, requested and received information from various members of staff regarding --

- Dismantling of Building #4 at Wilson Park,
- Plaza Del Amo/223rd Street alignment,
- Madrona Marsh improvements,
- Extension of Lomita Boulevard.

A copy of the City's Public Works Capital Improvement Program Action Plan was provided to Mr. Johnson for his edification.

23. EXECUTIVE SESSION:

23a. EXECUTIVE SESSION MATTERS;

Mayor Geissert read the following statement into the record.

The City Council will now recess to closed session to confer with the City Manager and/or the City Attorney on the following subjects:

- Salaries, salary schedules and compensation for certain unrepresented employees, represented employee groups, elected and appointed officials, as well as certain other personnel matters;
- Pending litigation entitled People of the State of California, ex rel, vs. Mobil Oil Corporation, et al., Los Angeles Superior Court Case No. C 719953;
- Pending litigation affecting both the City and the Redevelopment Agency entitled The City of Torrance vs. Walter J. Egan, Los Angeles Superior Court Case No. C 694935; and,
- Pending litigation entitled Candelaria Lara vs. City of Torrance, Los Angeles Superior Court Case Number C 568575.

Authority to hold an executive session for these purposes is contained in Government Code Sections 54957 & 54957.6 (a); and 54956.9 (a).

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City Attorney Nelson clarified that the Egan matter will be considered by the City Council only this evening, rather than by the Redevelopment Agency/Council.

Councilman Nakano announced that, upon the advice of the City Attorney, he will abstain from consideration of the Egan matter. Mr. Nakano subsequently absented himself from the meeting room during discussion of that case.

At 9:30 p.m. Mayor Geissert called a brief recess, followed immediately by the above noted executive session. The Council returned at 10:20 p.m. at which time it was announced that no action concerning executive session items would be forthcoming.

24. ADJOURNMENT:

At 10:21 p.m., this meeting of the City Council was formally adjourned to Tuesday, August 1, 1989, 5:30 p.m.

#



Mayor of the City of Torrance



Clerk of the City of Torrance

Peggy Laverty
Minute Secretary

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