

I N D E X

TORRANCE CITY COUNCIL MEETING - APRIL 7, 1992

<u>SUBJECT</u>	<u>PAGE</u>
<u>OPENING CEREMONIES</u>	
1. Call to Order/Roll Call	1
2. Flag Salute/Invocation	1- 2
3. Motion re Further Reading/Posting of Agenda	2
4. Withdrawn or Deferred Items	2
5. Council Committee Meetings	2
<u>6. COMMUNITY MATTERS</u>	
6a. Community Service Awards - Councilmembers Lee and O'Donnell	3 3
6b. Proclamation re "National Library Week"	3
6c. Proclamation re "National Occupational Therapy Month"	3
6d. Proclamation re "Medal of Valor Week"	3
6e. Proclamation re "Harbor Foundation Month"	3
6f. Resolution Honoring Dr. Owen Griffith	3- 4
6g. Commission Appointments - Human Resources and Planning	4
<u>7. CONSENT CALENDAR</u>	
7a. Approval of Minutes - March 10, 1992	4, 6
7b. Emergency Purchase of Sewer Pump at El Retiro Park	4, 6
7c. Tract 46300 Bond Reduction and Agreement Extension	5, 6
7d. Award of Contract - "Recreation Reporter"	5, 6
7e. Release of Bond - Tract No. 43319	5, 6
7f. Release of Bond - Tract No. 44299	6
7g. Acceptance of Donation from Mr. and Mrs. Bill White	6
<u>9. TRANSPORTATION/PUBLIC WORKS MATTERS</u>	
9a. Airport Air Fair/General Aviation Center Dedication	6- 7
9b. Revision to Mandatory Water Conservation Program	7- 8
<u>10. POLICE/FIRE MATTERS</u>	
10a. Adoption of Codes - Underground Storage Tanks	8
<u>12. PERSONNEL MATTERS</u>	
12a. Class Specification and Salary Range for Police Records Administrator	8- 9
<u>13. ADMINISTRATIVE MATTERS</u>	
13a. Selection of Blue Ribbon Committee	9-10
13b. Apointment to Los Angeles County West Mosquito Abatement District Board	10-11
13c. Extension of Bond Advisory Consultant Contract	11
13d. Additional Funds for Eminent Domain Action	12
13e. Annexation with the Los Angeles County West Mosquito Abatement District	12
13f. Opposition to AB 2437 (Mountjoy) Relating to Airports	13
<u>14. HEARINGS</u>	
14a. Mobil Oil Pipeline Franchise	13-22

City Council
April 7, 1992

<u>SUBJECT</u>	<u>PAGE</u>
<u>16. SECOND READING ORDINANCES</u>	
16a. Ordinance 3350 Pertaining to the Certification of Eligibles from Employment Lists	23
<u>19. ORAL COMMUNICATIONS</u>	
19a. Councilman Applegate re AYSO National Games	23
19b. Councilman Applegate re administrative approval of purchase orders	23
19c. Councilman Applegate re problems with radios	23
19d. Councilwoman Hardison re sharing traffic/collision reports with the Traffic Commission	23
19e. Councilman Lee re investment policy information	23
19f. Councilman Nakano re condolences family of Nelson Yamamoto	24
19g. Councilwoman O'Donnell re condolences to families of Nelson Yamamoto and Mark Gravel	24
19h. Councilwoman O'Donnell re orchid show	24
19i. Councilman Wirth re appreciation to Director of Transportation for transportation update	24
19j. Mayor Geissert re praise of Cultural Arts Center events	24
19k. Mayor Geissert re update on matters related to City Treasurer's Office and related policy changes	24
19l. Mayor Geissert re household hazardous waste roundup	24
<u>20. EXECUTIVE SESSION</u>	
20a. Executive Session Matters	24-25
<u>21. ADJOURNMENT</u>	
Adjournment was at 1:07 a.m. (April 8, 1992) to Tuesday, April 14, 1992 (6:00 p.m. hearing; 7:00 p.m. regular meeting)	25-26

Peggy Laverty
Minute Secretary

City Council
April 7, 1992

April 7, 1992

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, April 7, 1992, at 5:35 p.m., in the Council Chambers at Torrance City Hall.

ROLL CALL:

Present: Councilmembers Applegate, Hardison, Lee, Nakano, O'Donnell, Wirth and Mayor Geissert.

Absent: None.

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

* * *

Mayor Geissert announced with sadness the recent passing of Mark Gravel. who was well known in this City, recently serving as assistant to State Attorney General Dan Lungren.

The Mayor also noted, with sadness, the passing of a young Torrance resident, Nelson Yamamoto, who lost his life in the line of duty as a Sheriff's Deputy for Los Angeles County.

Mayor Geissert directed that this meeting be adjourned in memory of these two fine individuals.

2. FLAG SALUTE

Police Chief De Ladurantey led in the salute to the flag.

City Council
April 7, 1992

INVOCATION

The invocation for the meeting was provided by Reverend Roger Woodard, Abundant Life Church of God.

3. MOTION RE FURTHER READING

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 ordinance in regular order. His motion was seconded by Councilwoman Hardison and roll call vote was unanimously favorable.

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 Councilwoman Hardison, carried unanimously by roll call vote.

4. WITHDRAWN OR DEFERRED ITEMS

13b. APPOINTMENT TO MOSQUITO ABATEMENT DISTRICT BOARD
Per City Manager Jackson, this matter may be held at Council's discretion - see Page 10.

13c. EXTENSION OF BOND ADVISORY CONSULTANT CONTRACT
City Attorney Nelson advised that because of the need for separate contracts, this matter should be held for one week - see Page 11.

5. COUNCIL COMMITTEE MEETINGS

None scheduled.

6. COMMUNITY MATTERS

6a. COMMUNITY SERVICE AWARDS - Councilmembers O'Donnell and Lee

Mayor Geissert presented plaques to Councilwoman Maureen O'Donnell and Councilman Don Lee in recognition of their years of service to the community as Commissioners.

City Council
April 7, 1992

6b. PROCLAMATION declaring week of April 5 through 11, 1992 as "National Library Week" in the City of Torrance

SO PROCLAIMED by Mayor Geissert and accepted by City Librarian Buckley and Ms. Sally Stowe, Library Commissioner.

6c. PROCLAMATION naming April 1992 as "National Occupational Therapy Month" in the City of Torrance

SO PROCLAIMED by Mayor Geissert. Ms. Helene Ochi, Director of Occupational Therapy for Torrance Memorial Hospital accepted this proclamation.

6d. PROCLAMATION calling the week of April 6 through 10, 1992, as "Medal of Valor Week" in the City of Torrance

SO PROCLAIMED by Mayor Geissert. This proclamation was presented to Ms. Barbara Glennie, Vice President/General Manager of the Torrance Area Chamber of Commerce.

Ms. Glennie noted that of the 13 Medal of Valor recipients this year, two are from the City of Torrance... William Dorman from the Torrance Police Department and Timmothy McAtee from the Torrance Fire Department.

The Chiefs of the respective departments described the acts of bravery which resulted in bestowal of the Medal of Valor on Firefighter McAtee and Police Officer Dorman. Mayor Geissert directed that these young men be appropriately honored at a future City Council meeting.

6e. PROCLAMATION declaring April 1992 as "Harbor Foundation Month" in celebration of its 40th Anniversary in the City of Torrance

SO PROCLAIMED by Mayor Geissert. This proclamation was presented to Mr. Robert Bothner, member of the Board of Directors of the Harbor Foundation.

6f. RESOLUTION OF COMMENDATION

RESOLUTION NO. 92-50

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE HONORING DR. OWEN GRIFFITH
AS A LONG TIME SUPPORTER AND CHAIRMAN OF

City Council
April 7, 1992

THE BOARD OF THE SCROC TECHNOLOGY EDUCATION
FOUNDATION

MOTION: Councilman Nakano moved to adopt Resolution No. 92-50. His motion was seconded by Councilwoman Hardison and roll call vote was unanimously favorable.

This resolution will be presented at a later date.

6g. COMMISSION APPOINTMENTS

Following interviews, the Council appointed the following members to fill existing Commission vacancies.

Human Resources Commission

Patrick Brady

Planning Commission

Michael Mauno

The Oath of Office was administered by City Clerk Bramhall.

* * *

At 6:32 p.m., Mayor Geissert declared a recess. The Council reconvened at 6:57 p.m.

* * *

7. CONSENT CALENDAR

7a. APPROVAL OF MINUTES - March 10, 1992.

7b. EMERGENCY PURCHASE OF SEWER PUMP AT EL RETIRO PARK

RECOMMENDATION:

The City Engineer and Director of Street Services recommend that your Honorable Body approve an appropriation of \$4100 from the Sewer Revolving Fund for emergency replacement of a pump at the sewer lift station at El Retiro Park.

City Council
April 7, 1992

7c. SUBDIVISION BOND REDUCTION AND SUBDIVISION AGREEMENT
EXTENSION

TRACT NO: 46300
SUBDIVIDER: ARBOLADO DEVELOPMENT
LOCATION: 5501 TORRANCE BOULEVARD
NO. OF LOTS: 94 (90 PATIO HOMES)

RECOMMENDATION:

The Engineering Department recommends that the bonds be reduced [per agenda material, of record] and a six-month extension be granted to October 23, 1992 for completion of public improvements per Subdivision Agreement dated April 23, 1991 for Tract 46300.

7d. COUNCIL AWARD OF CONTRACT - To Print and Deliver
Four (4) Quarterly Issues of the "Recreation Reporter"
Ref: Bid No. B92-12
Expenditure: \$30,753.83 including sales tax

RECOMMENDATION:

The General Services Department and the Parks and Recreation Department recommend that the City Council award a contract to print and deliver four (4) quarterly issues of the "Recreation Reporter" to It Figures Printing, Rancho Palos Verdes, CA, in the total amount of \$30,753.83.

7e. RELEASE OF BOND - TRACT NO. 43319
SUBDIVIDER: WATT HOMES, INC.
ENGINEER: E.L. PEARSON
LOCATION: EAST OF MAPLE AVENUE BETWEEN
MONTEREY STREET AND PLAZA DEL AMO
NUMBER OF LOTS: 7 LOTS

RECOMMENDATION [per supplementary material]:

The Engineering Department recommends that the Payment Bond and Inspection Bond be released and the Performance Bond be reduced from \$500,000 to \$20,000.

City Council
April 7, 1992

7f. RELEASE OF BOND - TRACT NO. 44299
SUBDIVIDER: WATT HOMES, INC.
ENGINEER: E.L. PEARSON
LOCATION: BOUNDED BY CRENSHAW BOULEVARD,
 SEPULVEDA BOULEVARD, MADRONA AVENUE
 AND PLAZA DEL AMO
NUMBER OF LOTS: 8 LOTS

RECOMMENDATION:

The Engineering Department recommends that the subject subdivision bonds be released.

7g. ACCEPTANCE OF DONATION FROM MR. AND MRS. BILL WHITE

RECOMMENDATION:

The Parks and Recreation Commission and Parks and Recreation Director recommend that the City Council accept this most generous donation of \$250 from Mr. and Mrs. White, and appropriate the funds for the purchase and installation of a park bench at Hickory Park.

MOTION: Councilman Applegate moved to approve Agenda Items 7a through 7g inclusive, including supplemental information on Item 7e. His motion was seconded by Councilwoman Hardison and roll call vote proved unanimously favorable [Councilman Nakano abstained on Item 7f, advising that he lives across the street from that property].

9. TRANSPORTATION/PUBLIC WORKS MATTERS

9a. AIRPORT AIR FAIR/GENERAL AVIATION CENTER DEDICATION

RECOMMENDATION:

The Department of Transportation and the Airport Commission recommend that City Council approve in concept an Air Fair/Open House in conjunction with dedication of the new General Aviation Center and that a firm date be set for the Summer of 1992.

NOTE: Supplementary material on this agenda item modified the above recommendation to state that dates for the event are currently being formulated for future Council consideration -- Council is not being asked to set a firm date at this time.

City Council
April 7, 1992

Mr. Tom Nosek, 4422 Paseo de las Tortugas, a member of the Airport Commission, urged Council approval.

Following staff clarification of various elements of the proposal, Department of Transportation Director Horkay advised that, if approved in concept, details of the plan will be returned at an early date for Council consideration.

MOTION: Councilwoman Hardison moved to concur in concept with the recommendation of the Department of Transportation and the Airport Commission for an Air Fair/Open House in conjunction with dedication of the new General Aviation Center.

The motion, seconded by Councilman Lee, carried by unanimous roll call vote.

9b. REVISION TO CITY'S MANDATORY WATER CONSERVATION PROGRAM

RECOMMENDATION:

It is the combined recommendation of the Water Division of the Engineering Department and the Water Commission that the City Council authorize the following:

- o Rescind the rebate feature by eliminating Section 76.4.10 of the City's Water Conservation Ordinance entitled "Incentives"; and
- o Reduce the City's Conservation Plan from a Stage V - 20% reduction program to a State I - 10% voluntary reduction program retroactive to March 1, 1992 for bimonthly customers and to April 1, 1992 for monthly customers.

NOTE: The above recommendation was modified in supplementary agenda material to request action rescinding the rebate feature only at this time -- the second recommendation noted above will be returned in resolution form at the next City Council meeting.

Councilwoman Hardison recommended that a strong statement be included in water bills regarding the need for voluntary conservation, as well as notifying the public of the subject program revision.

City Council
April 7, 1992

MOTION: Councilwoman Hardison moved to concur with the recommendation of the Water Division of the Engineering Department and the Water Commission [as modified]. Her motion was seconded by Councilman Wirth and roll call vote was unanimously favorable.

10. POLICE/FIRE MATTERS

10a. ADOPTION OF VARIOUS STATE CODES BY REFERENCE RE:
UNDERGROUND STORAGE TANKS

ORDINANCE NO. 3346

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADDING A NEW ARTICLE 3 TO CHAPTER 5 OF DIVISION 8 OF THE TORRANCE MUNICIPAL CODE, ADOPTING BY REFERENCE CHAPTER 16 OF DIVISION 3 OF TITLE 23, INCLUDING APPENDIX, OF THE CALIFORNIA CODE OF REGULATIONS, AND AMENDING CERTAIN SECTIONS THEREOF PURSUANT TO THE AUTHORITY OF HEALTH AND SAFETY CODE SECTION 25299.2, ALL RELATING TO UNDERGROUND STORAGE TANKS

MOTION: Councilman Nakano moved to approve Ordinance No. 3346 at its first reading. His motion was seconded by Councilwoman Hardison.

Prior to roll call vote on the motion, Mayor Geissert invited public input. There was no response.

Roll call on the motion was unanimously favorable.

12. PERSONNEL MATTERS

12a. CLASS SPECIFICATION AND SALARY RANGE - POLICE RECORDS ADMINISTRATOR

RECOMMENDATION:

The Personnel Department and the Civil Service Commission recommend that the City Council approve the new class specification for Police Records Administrator. The Personnel Department recommends the adoption of the Supplemental Memorandum of Understanding establishing the salary range. The Torrance Professional and Supervisory Association concurs with these recommendations.

City Council
April 7, 1992

Clarification regarding departmental structure and transitional procedures was provided by Personnel Director Winer and Police Chief De Ladurantey.

MOTION: Councilman Wirth moved to concur with the above staff recommendation. His motion was seconded by Councilman Lee and roll call vote was unanimously favorable.

SUPPLEMENTAL #4

RESOLUTION NO. 92-48

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SETTING FORTH CERTAIN CHANGES REGARDING WAGES, HOURS, AND WORKING CONDITIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE PROFESSIONAL AND SUPERVISORY ASSOCIATION AMENDING RESOLUTION NO. 91-100

MOTION: Councilman Nakano moved to adopt Resolution No. 92-48. His motion was seconded by Councilwoman Hardison and roll call vote proved unanimously favorable.

13. ADMINISTRATIVE MATTERS

13a. PROCEDURES FOR SELECTION OF BLUE RIBBON COMMITTEE ON CHARTER REVIEW

Procedures were discussed for the selection of a Blue Ribbon Committee which would make recommendations regarding placement on the November ballot the issues of City Council term restrictions and appointment/election of City Treasurer and City Clerk.

Individual Councilmembers provided input as to various approaches to committee selection and recommended guidelines for implementation of the process.

Councilwoman O'Donnell strongly recommended selection of the committee by the lottery system, rather than appointment by Council.

The suggestion was presented by Councilman Applegate that the committee provide an interim report to the City Council in terms of the frequency of their meetings, progress realized, etc.

The utilization of application forms and the establishment of certain basic criteria were generally agreed upon by the Council.

City Council
April 7, 1992

Audience comments were invited.

Mr. Craig Kessler, 3910 Emerald Street, concurred with Councilwoman O'Donnell's recommendation that committee appointment be by lottery.

Ms. Eileen Hawkins, 1303 Date Avenue, opposed the appointment of current Commission members to this committee and suggested that applicants be allowed to provide a brief oral background statement on the night of the appointments.

A resident of 21005 Reynolds Drive [name unintelligible - no speaker card submitted], recommended that the selection be by Council appointment.

MOTION: Councilman Wirth moved that the Blue Ribbon Committee be chosen by vote of the members of the City Council; that the Committee select its own Chair; and that Thursday be designated as the first meeting date.

The motion was seconded by Councilwoman Hardison.

Prior to roll call vote, Mr. Burton Fletcher addressed the Council indicating his support of the lottery system of committee selection.

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

AYES: Councilmembers Applegate, Hardison, Lee, Nakano, Wirth and Mayor Geissert.

NOES: Councilwoman O'Donnell [preferred selection by the lottery system].

13b. APPOINTMENT TO THE LOS ANGELES COUNTY WEST MOSQUITO ABATEMENT DISTRICT BOARD

RECOMMENDATION:

Recommendation of the City Manager that Council select a representative to the Los Angeles County West Mosquito Abatement District.

Mayor Geissert noted that the issue had been raised as to whether or not it would be premature to make the subject appointment at this time, inasmuch as the City of Torrance will not become a member of the District until July, 1992. [See Page 2].

City Council
April 7, 1992

Councilman Lee noted that a misstatement was made at a recent School Board meeting indicating that the assessment to cover this Board membership would be more than \$200.00 per resident, while the correct assessment figure will be \$2.89, per year. Mayor Geissert agreed that the statement regarding assessment and the general attitude expressed by the School Board was very misleading

MOTION: Councilman Wirth moved to hold the appointment of a representative to the Board until a time which is closer to the City's official joining of the District; meantime, City staff be directed to have City of Torrance staff representatives attend Board meetings so that information can be shared with the Council and the City as a whole.

The motion, seconded by Councilman Nakano, carried without objection.

Mayor Geissert requested, when the matter is returned, that Council be apprised of the time demands placed on Board members. Councilwoman Hardison requested that the Council also be informed as to the specific time of day the meetings are held.

* * *

At 8:02 p.m., the City Council recessed and met in joint session with the Redevelopment Agency. During that joint session, the following City Council agenda item was considered.

13c. EXTENSION OF BOND ADVISORY CONSULTANT CONTRACT

City Attorney Nelson recommended that the above noted contract be considered in concept and that staff be directed to return at the next meeting with a finalized version of the contract.

MOTION: Councilman Lee moved to approve the subject Extension of Bond Advisory Consultant Contract in concept. His motion was seconded by Councilwoman Hardison and roll call vote was unanimously favorable.

At 8:05 p.m., the regular City Council agenda order was resumed. The Council/Agency remained in joint session for purposes of a joint executive session to be held later in the meeting [see Page 24].

* * *

City Council
April 7, 1992

13d. APPROVAL OF ADDITIONAL FUNDS FOR EMINENT DOMAIN ACTION

RECOMMENDATION:

The City Attorney and City Engineer recommend approval of an additional \$50,000 to the agreement for professional legal services (C90-059) with Angelo Palmieri to provide special counsel condemnation services in any eminent domain proceeding needed in conjunction with the realignment of Torrance Boulevard.

Responding to the Mayor's invitation for audience comments, Ms. Eileen Hawkins, 1303 Date Avenue, inquired regarding the reason for the request for additional funding. City Attorney Nelson responded to this question, as well as other inquiries by Ms. Hawkins related to the above-referenced eminent domain proceedings.

MOTION: Councilman Wirth moved to concur with the above staff recommendation for the additional appropriation. His motion was seconded by Councilwoman Hardison and roll call vote was unanimously favorable.

13e. ANNEXATION OF THE CITY OF TORRANCE AND THE LOS ANGELES COUNTY WEST MOSQUITO ABATEMENT DISTRICT

RESOLUTION NO. 92-49

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES AND THE CITY
COUNCIL OF THE CITY OF TORRANCE APPROVING
AND ACCEPTING NEGOTIATED EXCHANGE OF
PROPERTY TAX REVENUE RESULTING FROM
ANNEXATION OF THE CITY OF TORRANCE TO
LOS ANGELES COUNTY WEST MOSQUITO ABATEMENT
DISTRICT

MOTION: Councilman Nakano moved to adopt Resolution No. 92-49. His motion, seconded by Councilwoman Hardison, carried by unanimous roll call vote.

City Council
April 7, 1992

13f. OPPOSITION TO AB 2437 (MOUNTJOY) RELATING TO AIRPORTS

RECOMMENDATION:

It is the recommendation of the City Manager that the City Council oppose AB 2437 (Mountjoy), and that letters of opposition be drafted for the Mayor's signature and sent to the appropriate state legislators.

MOTION: Councilman Lee moved to concur with the above recommendation on Agenda Item 13f. His recommendation was seconded by Councilwoman Hardison.

Prior to roll call vote, an update of the current status of the legislation was provided by Sr. Management Assistant Sunshine.

Councilman Wirth requested that the progress of this legislation be closely followed and that the City of Torrance work with the League of California Cities and other cities with General Aviation Airports.

Roll call vote on the above motion was unanimously favorable.

14. HEARINGS

14a. MOBIL OIL PIPELINE FRANCHISE

NOTE: Proof of publication on this agenda item was filed without comment.

Mayor Geissert read the following statement into the record.

Now is the time and place for Item 14a on the agenda. This is a public hearing to consider the renewal of a pipeline franchise for Mobil Oil Corporation. The pipeline is to be increased from 12 inches to 16, and it has been the subject of a combined Environmental Impact Report and Environmental Impact Statement under both state and federal law.

The combined EIR/EIS was prepared by the City of Los Angeles, as the lead agency, and Torrance now considers it as a final EIR/EIS.

City Council
April 7, 1992

Members of Council, in response to a question by the Mayor, indicated that they had each had an opportunity to consider the EIR/EIS.

Prior to the presentation by the proponent, individual Councilmembers voiced concerns and requested clarification regarding various aspects of the project -- response from staff is immediately following. Responses provided by the proponent's representatives follow.

City Engineer Burtt advised that residents will be notified of a 24-hour contact person should problems arise during construction, with personnel from the City's inspection staff also to be available.

City Attorney Nelson acknowledged the potential for increased refinery activity as a result of the increased pipeline capacity and noted that the Air Quality Management District is the primary regulatory agency.

Mr. David Novitski, with law firm of Latham and Watkins, 633 West Fifth Street, Los Angeles, attorney representing Mobil Oil, first addressed questions concerning construction, noting that the total construction time from Redondo Beach Boulevard to 190th Street is anticipated to take no longer than four weeks total, with any one location to be impacted no longer than one week. This speaker affirmed that Mobil, as well as contractor personnel, will be on call at all times in connection with the construction project.

Concerning capacity, Mr. Novitski advised that a condition of approval of the Los Angeles Department of Transportation restricts the volumetric through put of the pipeline to an annual average of 95,000 barrels per day. He further pointed out a provision which states that if the capacity of the refinery is expanded above 130,000 barrels per day [unless the South Coast AQMD determines the expansion will not adversely affect air quality], the allowable through put will be reduced to 63,500 barrels per day annual average.

Following a video tape presentation of the project, Mr. Novitski advised that the applicants would propose construction in the City of Torrance to coincide with the summer school vacation. He further advised that the workday would be limited to between 9:00 a.m. and 3:30 p.m.

City Council
April 7, 1992

* * *

At 8:58 p.m., Mayor Geissert called a recess. The meeting was reconvened at 9:25 p.m.

* * *

Continuing with the proponent's representatives responding to questions, Project Manager Bill Ham, 3020 Old Ranch Parkway, Seal Beach, affirmed Mr. Novitski's statements relative to length of construction and advised that traffic plans, as approved by the City Engineer, will be complied with.

As to reimbursement for lost revenue for businesses along the construction route, Mr. Ham advised that when a loss of business can be demonstrated by certified public accountant records, Mobil will enter into negotiations to settle the claim, a process which usually takes one to two weeks.

Mr. Barry Engleberg, representing Mobil Oil, 3700 West 190th Street, offered to ascertain whether or not the Mobil Oil Refinery presently has a license through the AQMD specifying the maximum amount of pollutants they may put into the air. He stated that there are no plans to expand the refinery, and pointed out that such expansion would require appropriate permits from the City, from the AQMD, and from State and Federal jurisdictions.

Mr. Engleberg advised that abandonment of the old pipeline would be in accordance with City of Torrance requirements. City Engineer Burt suggested that various options might be explored for utilization of that pipe by the City.

Details concerning production and capacity were discussed. Mr. Engleberg offered to determine the basis which establishes the current refinery capacity. With the increased through put represented by the pipeline, Mr. Engleberg advised that there will be a net commensurate reduction in crude oil from other sources. He was unable to provide information as to who, besides Mobil Oil, would monitor the production of Mobil so that it did not increase as a result of the proposed pipeline.

As to the City's desire to eliminate some of the truck traffic to Mobil, Mr. Ham advised that the trucks "are not going to go completely away with the pipeline." The controlling mechanism being the capacity of the refinery, Mr. Ham noted that, as presently configured, the most significant reduction would likely be in receipt from the marine source.

City Council
April 7, 1992

Mr. Ham described the factors which will make the new pipeline safer than the one presently in place -- coating system which has been demonstrated to withstand the operating temperatures; uniform larger pipeline which allows a lower operating temperature and will give the coating system a better life; allowable lower operating pressure for increased safety; and the capability to utilize an internal inspection tool to verify the integrity of the pipeline without causing any disruption.

* * *

Audience comments were invited.

Ms. Michele Grumet, 2036 West 77th Street, Los Angeles, who identified herself as one of the plaintiff's in the lawsuit against the pipeline [Coalition Against the Pipeline (CAP)], read aloud names of organizations which are part of the coalition, and submitted the following documents for the record...

- List of legislators who were part of the appeal on the Mobil pipeline;
- Correspondence dated October 18, 1991, from Senator Paul D. Wellstone to Deputy Regional Forester;
- Letter dated October 17, 1991, from North Valley Coalition to Congressman Howard Berman;
- Memorandum dated October 31, 1990, from James K. Hahn, City Attorney for City of Los Angeles, to Kenneth E. Cude, Department of Transportation Franchise Regulation.

This speaker provided a history of the litigation involving the coalition. Expressing her opinion that the EIR is inadequate, Ms. Grumet urged the Council to table their decision at this time.

*

Mr. John Obeshine? [no speaker card submitted], P.O. Box 42177, Los Angeles, addressed his remarks to safety-related concerns. He further noted statements in the EIR that abandonment of the old pipeline could create serious risks to surface and ground water quality and that, because of variations in its diameter, that line cannot be inspected with internal inspection devices. Removal of the old pipeline, if the new line is permitted, was urged by this speaker.

City Council
April 7, 1992

*

Mr. Samuel Schiffer, 729 Onanga Avenue, Los Angeles, a registered professional engineer who, until his retirement, worked at major refineries and on pipelines, alleged a conflict of interest represented by the fact that the designer of the pipeline also prepared the EIR. He stated his opinion that the many omissions in the EIR indicate that the design has been "skimped".

Mr. Schiffer maintained that major hazards are omitted from the EIR, such as the vulnerability of the pipeline to rupture in the case of an earthquake; resultant danger to water treating plants in the vicinity; and the likelihood of fire because of overhead power lines.

It was suggested by this speaker that welds should be inspected by a third party independent of Mobil, rather than a subcontractor to Mobil as he had observed on the portion of the pipeline currently under construction. He further recommended that X-Rays of the welds be filed in perpetuity with a third party independent of Mobil.

Where the pipeline crosses an earthquake fault, Mr. Schiffer maintained that automatic shutoff valves should be installed. It was his recommendation that the matter be tabled and the manner in which the EIR was drawn up should be examined very closely.

*

Ms. Wysocki [first name unintelligible - no card submitted], 1006 King Avenue, Wilmington, President of the Wilmington Homeowners Association and of the Harbor Coalition Against Toxic Waste, requested postponement of the matter. This speaker called for a general moratorium on construction of new oil and gas pipelines, as well as the establishment of a city commission to investigate already-established pipelines.

*

Ms. Susan Nelson, 1675 Sargent Place, Los Angeles, representing the Coalition in Defense of Residential Environment and Friends of the Santa Monica Mountains, recommended that the cumulative impact of the this pipeline in conjunction with all other pipelines be considered. This speaker urged consideration of alternative fuels and maintained that there are major problems with the temperature of the oil under consideration.

*

City Council
April 7, 1992

Ms. Eileen Hawkins, 1303 Date Avenue, recalled past Mobil fires and incidents of concern to citizens and related information imparted to her that the chance for human error at the Torrance Mobil refinery is "tremendous."

*

Mr. Larry Siegel, 3476 Garnet Street, cautioned against any intensified air pollution in this area. He further stated that Mobil was required by the EIS to increase the thickness of its pipeline in the vicinity of its plant; however, there are strong indications that has not been done.

This speaker also took the position that the pipeline should be double hulled because of the potential for water contamination, and suggested that an adequate number of shut-off valves should be installed.

*

Ms. Georgia Bell, 1742 Juniper Avenue, addressed the issue of safety for citizens and urged that the issue be tabled for further review and research.

*

Mr. Craig Kessler, 3910 Emerald Avenue, maintained that questions regarding the fact that the pipeline replacement raises the capacity of the refinery from 63,500 barrels per day to 95,000 barrels per day have not been satisfactorily addressed by Mobil.

Mr. Kessler further noted his understanding that the pipeline must be operated as a common carrier which will preclude Mobil from denying access to any other refiners. He urged that the matter be tabled.

*

Ms. Margaret Miller, 901 East 68th Street, Inglewood, questioned, inasmuch as the control of the proposed system will be in Dallas, Texas, the implication should telephone lines be down for a period of time as the result of an earthquake.

This speaker then read aloud a letter from Assemblyman Curtis Tucker directed to Mr. Richard Borden, USDA Forest Service, stating Assemblyman Tucker's preference that no replacement of the pipeline take place.

City Council
April 7, 1992

The letter further noted that, should replacement of the line be deemed necessary for safety reasons, the capacity of the pipeline should not be increased to 16 inches. In order to ensure that the supply of crude oil is not increased via the M-70 pipeline, Mr. Tucker recommended restricting Mobil's pipeline replacement project to a diameter of 12 inches.

* * *

There being no further audience speakers, Council discussion resumed.

Councilman Lee expressed concerns regarding the possibility of Mobil selling off extra crude that could be received as a result of the increased pipeline capacity. He suggested that, if possible, a condition be added to ensure that the refinery be limited to 130,000 barrels per day and that the oil that passes to Torrance be used in Torrance. An additional concern expressed by Mr. Lee was the question of loss of telephone lines in an earthquake situation.

Mr. Novitski stated that the pipeline under consideration will not be operated as a Public Utility Commission common carrier line; however, he advised that, pursuant to the Federal Mineral Leasing Act, Mobil would not be allowed to deny the ability to transport crude which is presented at one end of the pipeline. He stated that Mobil would have to purchase the crude and the line would then have Mobil's crude in it -- Mobil will not be posting a tariff and accepting crudes for transportation on the line, per Mr. Novitski.

Responding to Councilman Lee's concerns relative to downed phone lines and the effect of a major earthquake, Mr. Ham explained that uninterruptible power sources have been installed and that mechanisms are in place to stop the fuel flow within two to three minutes.

Councilman Lee requested an added condition of approval that would control Mobil's ability to sell excess crude. Possible problems in this regard relating to interstate commerce were noted by City Attorney Nelson.

Councilwoman Hardison expressed concerns regarding the common carrier aspect and was informed by Mr. Novitski that the pipeline will not be operated as a PUC common carrier. The requirement of a review by the Public Utilities Commission in order to so change the designation of the line was affirmed by Mr. Novitski and by City Attorney Nelson.

City Council
April 7, 1992

Councilwoman O'Donnell noted her personal concerns regarding the size of the pipeline because there is apparently no way of prohibiting the pipeline from becoming a common carrier, or increased production and environmental dangers. She also expressed concern regarding technical and safety aspects; etc. Miss O'Donnell voiced her preference for a 12-inch pipeline which would provide some controls.

Mr. Schiffer returned to the podium at this time to urge the placement of strategically-placed shutoff valves because of the danger represented by fire due to a rupture in the line caused by an earthquake. Mr. Schiffer maintained that the cost of the valves would be so significant as to result in Mobil desiring to place them farther apart than he would recommend.

The supervising pipeline safety engineer for the State Fire Marshal's Office, Mr. Chuck Samo, advised that as the result of an inspection some years ago, the State Fire Marshal's Office had recommended that Mobil replace the M-70 pipeline. Mr. Samo explained that his office is responsible for enforcement of construction inspection insofar as safety is concerned and described the process of the weld inspections.

Mr. Samo stated his opinion that the cost of valves is significantly less than was earlier represented by Mr. Schiffer and he further maintained that crude oil from a ruptured pipeline would not be likely to catch fire from a high voltage line.

MOTION: Councilman Applegate moved that the hearing be closed. His motion was seconded by Councilman Wirth and roll call vote was unanimously favorable.

Discussion continued.

Among the various aspects considered were: whether or not the old pipeline in the City of Torrance should be removed; abandonment procedures; and options to be explored in the event that line were to remain in place.

A significant concern expressed by Councilwoman Har-dison was her desire that the proposed pipeline result in the need for fewer trucks and tankers on the streets of Torrance.

City Council
April 7, 1992

Mrs. Hardison pointed out that Page 3.2-97 of the Final Environmental Impact Report/Statement references Perry School which, she pointed out, has not existed for many years. It was her request that this error be corrected.

Councilman Applegate referred to Page ES-10 of the EIR/EIS wherein it is indicated that if more than 130,000 barrels of oil per day are processed at the plant, the number of barrels being produced through the M-70 pipeline will then immediately have to be reduced to that produced through the 10-inch pipeline.

Mr. Applegate pointed out that there are identifiable improvements represented by the new 16-inch pipeline, including lower temperature, lower pressure, and less demand for oil from the port which will result in fewer oil tankers on the ocean.

The safer operation represented by the new pipeline was acknowledged by Councilman Wirth who nevertheless expressed some disappointment that independent answers were not available to certain questions raised.

Mayor Geissert pointed out that the issue currently before Council is the manner in which crude oil is to be transported to the refinery; and, in her opinion, the proposed pipeline is a far superior method than the existing pipeline. The Mayor expressed the hope that a decrease in truck traffic would result.

Councilman Nakano indicated his preference that the matter be held until answers to certain questions, such as the issue of truck traffic and a possible increase in the coke by-product, are provided.

Pointing out that the only change should be the method of delivery of the crude, not the operating capacity of the refinery, Councilman Applegate offered the following...

MOTION: Councilman Applegate moved, based on the Environmental Impact Report/Environmental Impact Statement provided and the findings and statement of overriding considerations presented, that the City Council approve the franchise. The motion was seconded by Councilman Wirth. [This motion was ultimately amended - see Page 22].

City Council
April 7, 1992

Councilman Lee reiterated his previously stated concerns regarding the possibility of excess capacity resulting in the Torrance Mobil refinery becoming a crude oil distribution point. City Attorney Nelson suggested that a mitigation measure be added stating that the M-70 pipeline will be limited to a through put of 95,000 barrels per day annual average, with a reduction of the allowable through put to 63,500 barrels per day annual average if the Torrance refinery limit is expanded above 130,000 barrels per day, unless the SCAQMD determines this expansion will not adversely affect air quality.

Responding to Councilman Lee's further concern that the crude oil delivery from all sources not be allowed to exceed the capacity of the refinery, City Attorney Nelson suggested a further mitigation measure incorporating language that, should that occur, the pipeline will be shut back to a level equalizing the intake to the consumption.

Mayor Geissert suggested that the project be approved in concept subject to the City Attorney's submittal of wording establishing that the operational potential of the refinery shall not be expanded.

Councilwoman Hardison requested that the Council be provided with a list of processes that Mobil would be required to go through should they wish to expand the refinery at some point in the future. She also requested that information specifying the capacity of the refinery be provided, as well as information on truck traffic leaving the refinery.

Councilman Applegate AMENDED HIS MOTION to include language which would indicate that the proposal is approved in concept with the City Attorney to return in two weeks [April 21, 1992] with additional language to satisfy concerns in terms of through put capacity of the line and its restrictions so as not to create a distribution center or increase the capacity of the refinery.

The amended motion carried by unanimous roll call vote.

* * *

City Council
April 7, 1992

16. SECOND READING ORDINANCES

16a. ORDINANCE NO. 3350

ORDINANCE NO. 3350

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF TORRANCE AMENDING SECTIONS 14.17.2
AND 14.17.3 OF THE TORRANCE MUNICIPAL CODE
PERTAINING TO THE CERTIFICATION OF ELIGIBLES
FROM EMPLOYMENT LISTS

MOTION: Councilman Nakano moved to adopt Ordinance No. 3350 at its second and final reading. His motion, seconded by Councilwoman Hardison, carried by unanimous roll call vote.

19. ORAL COMMUNICATIONS

19a. Councilman Applegate suggested that the matter of the AYSO National Games be referred to the Council Citizen Development and Enrichment Committee. There were no objections and it was so ordered.

19b. Councilman Applegate requested that staff honor the intent of the Council regarding the administrative approval of purchase orders.

19c. Councilman Applegate expressed extreme disappointment that the City is experiencing major problems with recently purchased Motorola radios. Mr. Applegate suggested that Motorola be approached as to extended warranties and upgrades/replacement of the faulty equipment during the next 24-month period. City Manager Jackson will investigate and report back.

19d. Councilwoman Hardison suggested that traffic/collision reports for various intersections in the City of Torrance be shared with the Traffic Commission for study and recommendations. There was no objection and it was so ordered.

19e. Councilman Lee requested that he and Miss O'Donnell, as recently-seated Councilmembers, be apprised of details of the investment process of the City. City Manager Jackson to follow up.

City Council
April 7, 1992

19f. Councilman Nakano offered condolences to the family of Nelson Yamamoto.

19g. Councilwoman O'Donnell expressed her condolences to the families of Nelson Yamamoto and Mark Gravel.

19h. Councilwoman O'Donnell praised the orchid show recently held at the Recreation Center.

19i. Councilman Wirth expressed appreciation to Director of Transportation Horkay for the transportation update provided to the Council.

19j. Mayor Geissert praised the variety of outstanding entertainment and activities held recently at the Cultural Arts Center.

19k. Mayor Geissert requested a written update regarding matters concerning the City Treasurer's Office and related policy changes adopted by the Council. City Manager to follow through.

19l. Mayor Geissert announced a household hazardous waste roundup to be held at Cal State University Dominguez Hills on Saturday, April 11.

20. EXECUTIVE SESSION

20a. 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 and represented employee groups as well as certain other personnel matters.

City Council
April 7, 1992

- Litigation entitled Securities and Exchange Commission vs. Institutional Treasury Management, Inc., United States District Court, Central District of California Civil Action Case No. 91-6715RG (Ex) .
- Pending litigation entitled City of Torrance vs. Walter J. Egan, Los Angeles Superior Court Case No. C 013630.
- Pending litigation entitled Artistic Landscape and Engineering, Inc. vs. City of Torrance, et al., Los Angeles Superior Court Case No. C 750048.
- Lease update regarding undeveloped portion of property adjacent to Madison Park site.
- Lease update on Robinson Helicopter Service Center at Torrance Municipal Airport.
- Potential litigation by the City against Integrated Resources and/or its successors.

Authority to hold an executive session for these purposes is contained in Government Code Sections 54957.6 (a), 54956.9 (a), 54956.8 and 54956.9 (c) .

The City Council, acting as the Redevelopment Agency, will recess to closed session to confer with Agency Counsel regarding the sale or lease of Agency property within the Meadowpark Redevelopment Project Area.

Authority to hold an executive session for this purpose is contained in Government Code Section 54956.8.

At 12:22 a.m., the City Council/Redevelopment Agency recessed to executive session, returning at 1:07 a.m. No action was taken as a result of the executive session.

21. ADJOURNMENT

At 1:07 a.m., [April 8, 1992], this meeting of the City Council was formally adjourned to Tuesday, April 14, 1992, 6:00 p.m., for the purpose of conducting a closed hearing on a dismissal appeal from a City employee. The regular City Council meeting will convene at 7:00 p.m., that date.

City Council
April 7, 1992

Adjournment was dedicated

to the memory of

Mark Gravel
and
Nelson Yamamoto

#



Mayor of the City of Torrance

ATTEST:



Clerk of the City of Torrance

Peggy Lavery
Minute Secretary

City Council
April 7, 1992