

**TORRANCE CITY COUNCIL AGENDA
SEPTEMBER 16, 2008
ADJOURNED REGULAR MEETING
5:00 P.M. – PERSONNEL HEARING
5:05 P.M. – SPECIAL MEETING AS POSTED
7:00 P.M. - REGULAR BUSINESS BEGINS
IN COUNCIL CHAMBERS AT 3031 TORRANCE BL.**

OPENING CEREMONIES

1. CALL MEETING TO ORDER

ROLL CALL: Mr. Barnett, Mr. Brewer, Mr. Furey, Mr. Numark,
Ms. Rhilinger, Mr. Sutherland, Mayor Scotto

2. FLAG SALUTE:

NON SECTARIAN INVOCATION:

The Courts have concluded that sectarian prayer as part of City Council meetings is not permitted under the Constitution.

3. REPORT OF THE CITY CLERK ON THE POSTING OF THE AGENDA.

The agenda was posted on the Public Notice Board at 3031 Torrance Blvd on Thursday, September 11, 2008 /s/ Sue Herbers

MOTION TO WAIVE FURTHER READING OF RESOLUTIONS OR ORDINANCES AFTER NUMBER & TITLE

See Council Rules of Order Section 2.11 (Resolution 2006-65)

4. ANNOUNCEMENT OF WITHDRAWN OR DEFERRED ITEMS

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS:

6. COMMUNITY MATTERS

6A. RECOGNITION of the West Torrance Warriors Girls Soccer Team from AYSO Region 14.

6B. RECOGNITION of the Torrance Babe Ruth All Star Baseball Team (14 Year Olds).

6C. RECOGNITION of the Torrance Babe Ruth All Star Baseball Team (15 Year Olds).

6D. PROCLAMATION declaring Saturday, September 20, 2008 as **Coastal Cleanup Day** in the City of Torrance.

7. ORAL COMMUNICATIONS #1 (Limited to a 30 minute period)

Comments on this portion of the agenda are limited to items not on the agenda and to no longer than 3 minutes per speaker. Speakers under Orals are limited to either Oral Communications #1 or Oral Communication #2. Under the provisions of the Brown Act, the legislative body is prohibited from taking action or engaging in discussion on any item not appearing on the posted agenda.

8. CONSENT CALENDAR

Matters listed under the Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Calendar and considered separately.

8A. Community Services – Authorize purchase earthquake-braced shelving for branch libraries. Expenditure: \$390,693.42 plus 5% contingency of \$19,534.67

Recommendation of the Community Services Director that City Council authorize the purchase of new earthquake-braced shelving for the five (5) branch libraries from Yamada enterprises of Huntington Beach, California, in the amount of \$390,693.42 plus a 5% contingency of \$19,534.67.

8B. Community Services – Authorize purchase order for periodicals for the Torrance Public Library System. Expenditure: Not to exceed \$52,500

Recommendation of the Community Services Director that City Council authorize a purchase order not to exceed an amount of \$52,500 to renew the contract for the annual requirement of periodicals for the Torrance Public Library System for Calendar Year 2009 with W. T. Cox Subscriptions of Shallotte, North Carolina.

8C. General Services – Appropriate fund balance to update donor wall panels in the James R. Armstrong Theatre. Expenditure: \$12,000.

Recommendation that City Council approve an appropriation of \$12,000 from the Cultural Arts Center fund balance to be used for the design and fabrication of updated donor wall panels in the James R. Armstrong Theatre.

8D. General Services – Accept and file 2007-2008 Airport Commission Annual Report.

Recommendation of the General Services Director and the Airport Commission that City Council accept and file the Airport Commission Annual Report for August 2007 through June 2008.

8E. Public Works – Award agreement for improvements to Rolling Hills Way and traffic signal installations on Rolling Hills Road, S-34. Expenditure: \$ 554,937.60

Recommendation of the Public Works Director that City Council:

- 1) Approve the plans and specifications for the construction of improvements to Rolling Hills Way and traffic signal installations on Rolling Hills Road, S-34 (B2008-32); and
- 2) Award a Public Works Agreement to C. T. & F., Inc. in the amount of \$528,512.00 and authorize a 5% contingency in the amount of \$26,425.60 for the construction of improvements to Rolling Hills Way and traffic signal installations on Rolling Hills Road, S-34.

12. ADMINISTRATIVE MATTERS

12A. City Manager – Amend 1999 Mobil Agreement relating to refinery throughput and costs associated with the Del Amo Boulevard Extension.

Recommendation of the City Manager that City Council authorize the Mayor to execute and the City Clerk to attest to Amendment No. 1 to an existing Agreement (C99-100) by and between the City of Torrance, California, a municipal corporation ("City") and ExxonMobil Oil Corporation ("ExxonMobil"), a New York corporation, as the successor company to Mobil Oil Corporation that will:

- Increase ExxonMobil's contribution to the Del Amo Extension by an amount up to \$4 million; and
- Require City of Torrance to cover \$5.5 million (reimbursable through Federal Grant Funds) to ExxonMobil for on-site capital expenditures related to Project; and
- Allows for the City to consider a ten percent (10%) increase in maximum total input for the Refinery, including a total maximum average annual input of crude at 176 Thousand Barrels per Day ("TBPD") and intermediate feedstock for a total not to exceed 220 TBPD, excluding external blend components.

13. HEARINGS

TO BE CONSIDERED OUT OF ORDER AT 5:00 P.M.

13A. City Manager – Conduct employee termination appeal hearing.

Recommendation of the City Manager that the City Council conduct the hearing on the appeal of the Civil Service Commission decision sustaining the termination of Russell Halleen, and the deliberation of this matter shall occur in Executive Session.

18. EXECUTIVE SESSION

City Council Closed Session (authorized under California Government Code 54967)

- 18A. CONFERENCE WITH LABOR NEGOTIATOR
(California Government Code § 54957.6):
Agency Negotiator: LeRoy J. Jackson
Employee Organization/Association: Crossing Guards
- 18B. CONFERENCE WITH LABOR NEGOTIATOR
(California Government Code § 54957.6):
Agency Negotiator: Mayor Frank Scotto
Unrepresented Employee: City Attorney
- 18C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – CITY ATTORNEY
(California Government Code § 54957)
- 18D. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) (1) of
Section 54956.9:
1 case
South Bay Independent Physicians is threatening to sue the City if the City
continues to bill physicians' offices for paramedic transport services to emergency
rooms from physicians' offices.

17. ORAL COMMUNICATIONS #2 Staff & Public Comments

Council Order Numark Rhilinger Sutherland Barnett Brewer Furey
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19. ADJOURNMENT

- 19A. Recommendation of the City Manager that City Council adjourn tonight's City Council and Redevelopment Agency meeting to Tuesday, September 23, 2008, at 5:30 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chamber.

Sue Herbers, City Clerk

"The American Constitution is, so far as I can see, the most wonderful work ever struck off at a given time by the brain and purpose of man." -

William E Gladstone