

March 8, 2005

**MINUTES OF AN ADJOURNED REGULAR
MEETING OF THE TORRANCE CITY COUNCIL**

1. CALL TO ORDER

The Torrance City Council convened in an adjourned regular meeting at 6:00 p.m. on March 8, 2005, in Council Chambers.

ROLL CALL

Present: Councilmembers Lieu, McIntyre, Mauno, Nowatka, Scotto, Witkowsky and Mayor Walker.

Absent: None.

Also Present: City Manager Jackson, City Attorney Fellows, City Clerk Herbers and other staff representatives.

Mayor Walker reported that subsequent to the posting of the agenda, he received a letter from Douglas Failing, the Director of the California Department of Transportation - District 7, regarding Council Resolution No. 2005-06. Mr. Failing's letter contained mischaracterizations, factual inaccuracies and numerous inconsistencies regarding the city's position on the proposed traffic signal at 235th and Western Avenue. It is recommended that the city immediately respond to these mischaracterizations, factual inaccuracies and inconsistencies in order that the city not be deemed to have agreed with the representations in the letter.

Community Development department staff requests that the City Council consider adding this item to the agenda.

In order to take action on a matter that is not on the agenda, the California Government Code requires a determination by a two-thirds vote of the Council that immediate action is necessary and that the need to take action arose subsequent to the posting of the agenda.

MOTION: Councilmember Scotto moved to add the item to the agenda as item 9C. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval.

The matter was added and considered under Government Code Section 54954.2(b)(2)

17. EXECUTIVE SESSION

The Council recessed at 6:02 p.m. to closed session with the Redevelopment Agency to confer with the City Manager and the City Attorney on the agenda matters listed under 17.a) Conference with Labor Negotiator and Redevelopment Agency Real Property – Conference with Real Property Negotiator pursuant to California Government Code Section 54957.6 and 54956.8.

The City Council reconvened at 7:30 p.m.

2. FLAG SALUTE/INVOCATION

The Pledge of Allegiance was led by Councilmember Lieu.

The invocation was given by Councilmember Nowatka.

3. AFFIDAVIT OF POSTING/WAIVE FURTHER READING

MOTION: Councilmember Lieu moved to accept and file the report of the City Clerk on the posting of the agenda for this meeting. The motion was seconded by Councilmember Mauno and a voice vote reflected unanimous approval.

MOTION: Councilmember Lieu moved that after the City Clerk has read aloud the number and title to any resolution or ordinance on the meeting agenda, the further reading thereof shall 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 Councilmember Mauno and a roll call vote reflected unanimous approval.

4. WITHDRAWN OR DEFERRED ITEMS

City Manager Jackson indicated that supplemental information for various items was available at the back of the auditorium and he reported that Peninsula Pontiac had asked to continue item 12B to March 22. Without objection Mayor Walker so ordered.

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS

Councilmember Scotto announced that the Finance and Governmental Operations Committee had met Tuesday, March 8 at 5:30 p.m. in Council Chambers to discuss the mid-year budget.

Councilmember Scotto announced that the Ad Hoc Armed Forces Committee meeting would be held March 10 and April 14 at 10:00 a.m. in the Garden Room of the Cultural Arts Center.

Councilmember Lieu announced a meeting of the Public Safety Committee on Monday, March 21 at 4:30 p.m. in the Third Floor Assembly room of City Hall to discuss crime statistics and to provide a demonstration of a license plate recognition system.

City Clerk Herbers announced that the City Clerk's office is extending passport application processing hours to 8:30 a.m. through 2:30 p.m.

6. COMMUNITY MATTERS

6A. COMMISSION APPOINTMENTS

Recommendation of the **City Clerk** that City Council review applications and make appointments to fill vacancies on the Cable Television Advisory Board, Civil Service, Community Services, Environmental Quality and Energy Conservation, and Library Commissions. The City Clerk further recommends that the City Clerk administer the Oath of Office to commissioners present.

The following appointments were made by unanimous ballot:

Cable TV Advisory Board – Carlos Rivera and Stuart Sunshine

Civil Service Commission – Giuliana Barrantes

Community Services Commission – Keri Gilbert

Environmental Quality Commission – Peggy Basile

Library Commission – Carrie Lang

City Clerk Herbers administered the Oath of Office to those appointees present.

The City Council recessed from 7:44 p.m. to 7:54 p.m.

Councilmember Scotto asked to pull item 7K for separate consideration and Councilmember Nowatka asked to pull item 7G.

7. CONSENT CALENDAR

7A. APPROVAL OF MINUTES OF JANUARY 11 AND JANUARY 25, 2005

Approval of minutes of January 11, 2005 and January 25, 2005.

7B. GIFT FROM FRANCIS M. AND HISAKO K. KUDO TRUST TO TORRANCE PUBLIC LIBRARY

Recommendation

Recommendation of the **Community Services Director** that City Council accept a gift made to the Torrance Public Library in the amount of \$86,250 from the Francis M. and Hisako K. Kudo Trust.

7C. SECOND AMENDMENT RE CHANDLER'S PALOS VERDES SAND AND GRAVEL

Recommendation

Recommendation of the **Public Works Director** that City Council:

- 1) Approve a Second Amendment to contract services agreement with Chandler's Palos Verdes Sand and Gravel (C2002-262) to extend the agreement for a second one-year term;
- 2) Increase the not to exceed amount by \$200,000 from a cumulative contract amount of \$400,000 to \$600,000; and
- 3) Authorize the Mayor to execute and the City Clerk to attest to said amendment.

7D. CONTRACT RENEWAL RE IRRIGATION AND PVC SPRINKLER PARTS

Recommendation

Recommendation of the **General Services Director** that City Council authorize the renewal of a vendor contract with Aqua-Flo Supply, Inc. of Torrance, CA in an amount not to exceed \$35,000 to furnish the City's annual requirement for irrigation PVC and sprinkler parts. The vendor contract will be effective April 28, 2005 through April 27, 2006.

7E. MONTHLY INVESTMENT REPORT - JANUARY 2005

Recommendation

Recommendation of the **City Treasurer** that the City Council accept and file the monthly investment report for the month of January 2005.

7F. CITY OF LOS ANGELES FUNDING APPROPRIATION RE HARBOR WORKSOURCE CENTER

Recommendation

Recommendation of the **Human Resources Director** that City Council accept and appropriate \$16,594 in additional funding from the City of Los Angeles to the

Workforce Development Division budget for operation of the Harbor WorkSource Center.

7G. CARSON/LOMITA/TORRANCE WORKFORCE INVESTMENT NETWORK (WiN) POLICY BOARD VOTING ALTERNATE

Recommendation

Recommendation of the **Human Resources Director** and the **Carson/Lomita/Torrance Workforce Investment Network (WiN) Policy Board** that City Council appoint Simmie McDaniel as voting alternate representing Willa Robinson, State Job Service and Dean John Means as voting alternate representing Dr. Patricia Caldwell, El Camino College.

7H. CONSULTING SERVICES AGREEMENT RE STREET LIGHTING ASSESSMENT DISTRICT

Recommendation

Recommendation of the **Community Development Director** that City Council approve the expenditure of not to exceed \$60,750 and execute a consulting services agreement with David Taussig & Associates, Inc. to prepare and administer the Street Lighting Assessment District (LD 2005-2006).

7I. FIRST AMENDMENT TO AGREEMENT RE WOODRUFF, SPRADLIN & SMART

Recommendation

Recommendation of the **City Attorney** that City Council:

- 1) Approve the First Amendment to the Letter Agreement with the law firm of Woodruff, Spradlin & Smart for legal services in re Chappel v. City of Torrance, et, al (C2004-168) for an additional \$150,000 for a total contract amount not to exceed \$174,000; and
- 2) Appropriate \$124,000 from the Self-Insurance Fund Reserve.

7J. CONCESSION AGREEMENT RE SOUTH BAY TENNIS CENTER

Recommendation

Recommendation of the **Community Services Director** that City Council approve a concession agreement with South Bay Tennis Center for operation of the Las Canchas Tennis Facility for a period of five years with a three-year option.

7K. SUBSIDIZE ROOM RENTAL FEES RE 2005 CULTURAL ARTS CENTER FOUNDATION GALA

Recommendation

Recommendation of the **City Manager** that City Council:

- 1) Approve to subsidize the Torrance Cultural Arts Center room rental fees in the amount of \$8,599 for the Torrance Cultural Arts Center Foundation Gala on June 24, 2005; and
- 2) Appropriate \$8,599 from the General Fund Program Contingency Reserve to the City Manager's operating budget.

MOTION: Councilmember Scotto moved to approve items 7a through 7f, and 7h-j as written. Councilmember Lieu seconded the motion and a roll call vote reflected unanimous approval.

Councilmember Nowatka introduced Simmie McDaniel and John Means and thanked them for taking on additional duties noting that they would be serving as voting alternates.

7G. CARSON/LOMITA/TORRANCE WORKFORCE INVESTMENT NETWORK (WiN) POLICY BOARD VOTING ALTERNATE

Recommendation

Recommendation of the **Human Resources Director** and the **Carson/Lomita/Torrance Workforce Investment Network (WiN) Policy Board** that City Council appoint Simmie McDaniel as voting alternate representing Willa Robinson, State Job Service and Dean John Means as voting alternate representing Dr. Patricia Caldwell, El Camino College.

MOTION: Councilmember Nowatka moved to approve item 7G. Councilmember Scotto seconded the motion and a roll call vote reflected unanimous approval.

City Clerk Herbers administered the Oath of Office to Simmie McDaniel and Dean John Means.

7K. GENERAL FUND PROGRAM CONTINGENCY RESERVE APPROPRIATION RE 2005 FOUNDATION GALA

Recommendation

Recommendation of the **City Manager** that City Council:

- 1) Approve to subsidize the Torrance Cultural Arts Center room rental fees in the amount of \$8,599 for the Torrance Cultural Arts Center Foundation Gala on June 24, 2005; and
- 2) Appropriate \$8,599 from the General Fund Program Contingency Reserve to the City Manager's operating budget.

Anne Smisek, Tomlee Avenue, President of the Torrance Cultural Arts Center Foundation, indicated that the gala is the only fundraiser for the year with that income used to provide programming at the center. She summarized planned activities for the year and invited everyone to attend the gala with entertainment by The Coasters and The Diamonds.

MOTION: Councilmember Scotto moved to approve item 7K. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval.

8. COMMUNITY MATTERS

8A. NAMING OF PARK AT 226TH STREET AND OCEAN AVENUE

Recommendation of the **Parks and Recreation Commission** and **Community Services Director** that City Council approve a name for the new park under construction at 226th Street and Ocean Avenue.

Administrative Analyst Witzansky reported that input had been solicited from the Parks and Recreation Commission and professionals with Pediatric Therapy Network who both chose Discovery Park.

Councilmember McIntyre thanked staff for including Pediatric Therapy Network in helping to determine a possible solution.

Councilmember Scotto nominated Discovery Park. Councilmember McIntyre concurred and Councilmember Witkowsky proposed Ability Park.

MOTION: Commissioner Scotto moved to name the park at 226th Street and Ocean Avenue, Discovery Park. Commissioner McIntyre seconded the motion and a roll call vote reflected unanimous approval.

9. PLANNING AND ECONOMIC DEVELOPMENT

9A. RENAMING A PORTION OF 195TH STREET TO TOYOTA WAY

Recommendation of the **Community Development Director** and the **Street Naming Committee** that City Council approve and adopt a **RESOLUTION** renaming 195th Street between Western Avenue and Van Ness Avenue to Toyota Way.

MOTION: Councilmember Scotto moved to concur with the staff recommendation. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval.

RESOLUTION NO. 2005-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE CHANGING THE STREET NAME OF 195TH BETWEEN WESTERN AVENUE AND VAN NESS AVENUE TO TOYOTA WAY

MOTION: Councilmember McIntyre moved to adopt Resolution No. 2005-11. Councilmember Scotto seconded the motion and a roll call vote reflected unanimous approval.

9B. REVISED JOINT USER AGREEMENT WITH SOUTHERN CALIFORNIA EDISON

Recommendation of the **Community Development Director** that City Council approve and adopt a **RESOLUTION** and the Mayor and City Clerk to sign the revised Joint User Agreement with Southern California Edison Company.

MOTION: Councilmember Scotto moved to concur with the staff recommendation. Councilmember McIntyre seconded the motion and a roll call vote reflected unanimous approval.

RESOLUTION NO. 2005-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE APPROVING THAT CERTAIN AGREEMENT BETWEEN THE CITY OF TORRANCE AND SOUTHERN CALIFORNIA EDISON COMPANY FOR JOINT USE OF DEDICATED STREET RIGHTS-OF-WAY ON WESTERN AVENUE AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID AGREEMENT

MOTION: Councilmember McIntyre moved to adopt Resolution No. 2005-12. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval.

9C. RESPONSE TO CALTRANS RE THE CITY'S POSITION ON PROPOSED TRAFFIC SIGNAL AT 235TH STREET AND WESTERN AVENUE

Recommendation of the **Community Development staff** that City Council review the letter from Caltrans Director Douglas Failing and authorize the Mayor to accept and file the draft response letter with such amendments and changes as Council deems appropriate.

Mayor Walker explained that the item had been added to the agenda as a result of the mischaracterizations, factual inaccuracies and numerous inconsistencies regarding the city's position on the proposed traffic signal at 235th Street and Western Avenue.

Transportation Manager Semaan indicated that the letter from the city would respond back to the inaccuracies in the letter from Mr. Failing.

Councilmember Scotto referred to a meeting between Torrance staff and the City of Los Angeles where Torrance is alleged to have agreed to certain issues and he questioned how Los Angeles could have gotten things so confused. Transportation Manager Semaan indicated that their staff had misinterpreted issues that were discussed and he reported that the meetings of February 9 and 17 are mischaracterized in the letter which is why Torrance is responding. He reported that the meeting of February 9, 2005 was attended by staff from the City Manager's office, the City Attorney's office, Community Development, and Public Works, and he was present for the February 17 meeting and nothing had changed as far as the city's position.

Mayor Walker felt the letter made the city's position perfectly clear.

City Attorney Fellows asked permission to tone down some of the rhetoric while preserving the essential points of the letter noting that he had made adjustments to the style of the letter which was largely drafted by Community Development and Public Works staff.

Mayor Walker asserted that if the style got their attention and helped them realize the city's strong position the Council felt the current version of the letter would be fine. He asserted that there had been an attempt to run over the city by others and the change would no be in the best interests or the safety of the community. He asserted that the strongest imaginable response was very appropriate to the situation and he felt it unnecessary to tone down the concerns.

City Attorney Fellows reported the city had made a significant public records request that Caltrans was delinquent in responding to though they had committed to responding by March 9, 2005. He further reported that staff had spent 1-2 weeks putting together a lengthy comment letter about the Caltrans process with respect to their project approval on the signal and that is almost complete. Staff is doing all within their power to make sure Caltrans and Los Angeles understand that Torrance is serious and they are being kept fully all apprised of the city's objections and concerns. Mayor Walker allowed that the City Attorney could make minor changes in the communication before it is signed except to tone.

Commissioner Lieu requested that the Assemblymember's office be copied and City Attorney Fellows agreed noting that anyone copied in the original letter from Mr. Failing would also be copied on the response.

MOTION: Councilmember Scotto moved to accept the staff recommendation. Councilmember McIntyre seconded the motion and a roll call vote reflected unanimous approval.

11. ADMINISTRATIVE MATTERS

11A. CONTRACT RE UTILITY BILLING SERVICES

Recommendation of the **Finance Director** that City Council approve a three year contract with three two-year options (indexed to CPI) with American States Utility Services Inc. (AWR) to provide utility billing services.

Fiscal Years	Annual Amount (exclusive of postage)
2005-2006	\$307,740
2006-2007	321,696
2007-2008	345,168

Assistant Finance Director Flewellyn made comments noting that American States Utility Services Inc. (AWR) had been a partner with the City for five years. And the contract includes all provisions of the prior contract which remains cost efficient.

Councilmember Mauno asked staff to look at the integration of animal licensing with this function and Assistant Finance Director Flewellyn agreed to investigate the possibility.

MOTION: Councilmember Witkowsky moved to concur with the staff recommendation. Councilmember McIntyre seconded the motion and a roll call vote reflected unanimous approval.

11B. RENAMING THE STAGE TWO THEATRE – THE GEORGE NAKANO THEATRE

Recommendation of the **City Manager** that City Council adopt a **RESOLUTION** renaming the Stage Two Theatre located at 3330 Civic Center Drive in honor of Assemblyman George Nakano.

MOTION: Councilmember Mauno moved to concur with the staff recommendation. Councilmember McIntyre seconded the motion and a roll call vote reflected unanimous approval.

RESOLUTION NO. 2005-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE RENAMING OF THE STAGE TWO THEATRE LOCATED AT 3330 CIVIC CENTER DRIVE TO THE “GEORGE NAKANO THEATRE” IN HONOR OF ASSEMBLYMAN GEORGE NAKANO.

MOTION: Councilmember McIntyre moved to adopt Resolution No. 2005-10. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval.

Mayor Walker extended congratulations to George Nakano.

12. HEARINGS

12A. EAS04-00006, CUP04-00026, AND DIV04-00021 RE 2700 SKYPARK DRIVE

Recommendation of the **Community Development Director** that City Council take the following actions on property located in the M-2 zone at 2700 Skypark Drive:

- 1) Adopt a Negative Declaration (EAS04-00006).
- 2) Adopt a **RESOLUTION** approving a Conditional Use Permit (CUP04-00026) to allow the construction and operation of a home improvement retail center; and
- 3) Adopt a **RESOLUTION** approving a Division of Lot (DIV04-00021) to allow the division of one leasehold parcel into two parcels.

The **Planning Commission** recommends that City Council deny the project.

Mayor Walker opened the public hearing at 8:18 p.m.

Planning Manager Isomoto made a brief presentation which summarized the material of record.

Councilmember Scotto observed that there had been many discussions about driveways and he questioned whether staff had considered the left turn to be a problem at the west exit.

Transportation Manager Semaan indicated that was not a concern as the signal would present breaks in the traffic patterns to allow for left hand turns and those drivers who are uncomfortable with that can use the signal at the easterly driveway.

Councilmember Scotto felt that people should be encouraged to use the light for safety reasons and he noted that the other plan showed two left hand turn lanes from the signal which would encourage that to be used.

Councilmember Witkowsky expressed support for the plan and felt the changes would be an opportunity to address the tremendous back up of people going into Costco to get gas. Transportation Manager Semaan indicated that Costco was amenable to working with the city on the design or rechannelization of entry points.

Councilmember Mauno received clarification that the signal would alleviate Councilmember Witkowsky's concerns and also that the two way left turn pocket would remain.

Councilmember Scotto received clarification that the latest plan had two left turn lanes and was depicted on the pink supplemental.

Councilmember Nowatka expressed concern that there would not be enough room for trucks to make left turns traveling south bound to east bound and Transportation Manager Semaan explained that the lane designation and movements would remain the same but the limit line might have to be shifted.

Keith Palmer with Bryant, Palmer, Soto Architects believed that the new improved version was a satisfactory solution to the applicants, to Lowe's and had the support of the neighbors at Skypark Business Center.

Roger Bernstein, Site Development Manager with Lowe's, expressed excitement about having an additional store in the city and he indicated it was not their intent to close the other store in the area.

Jim Juneau, Skypark Drive, reported that he was located in the business center and had been concerned with a four-legged signal but was present to support the current five-legged version of the plan.

Steve Fechner, President of Surf Management, owner and operator of the Skypark Business Center expressed support for the latest version of the plan noting that it was obvious that once additional traffic was added to the mix a signal would be necessary. He asserted that they did not want a four-legged signal as it would be difficult to access their property and he commented that with this latest plan their light would only be triggered when someone is waiting in their driveway which has nominal traffic. Mr. Fechner explained that the five-legged signal was important to them as the signal is only access to the property and he asked that sufficient time be provided when more than one car is waiting to exit the center. He indicated that in previous hearings he had committed \$20,000 toward the cost of the intersection but he reported that Mr. La Caze had agreed to pick up that cost and all the ongoing maintenance costs.

John Bowman representing Skypark Industrial Builders indicated that there were concerns about potential impacts on access to the business center and substantial evidence was presented to the Planning Commission that the four-legged signal plan would not only significantly impede access to the center but would also create a very dangerous condition which undermined the proposed negative declaration as the project would have an impact on the environment. During Planning Commission hearings his client took it upon himself to find a solution, retained a traffic consultant to create a five-legged plan and staff found a way to adjust the plan to make it work. They are prepared to support the project on the condition that the five legged plan is chosen. He asked that Condition 19 be amended to indicate that a new traffic signal be designed in substantial conformance to the conceptual design for the five-legged signal prepared by the Community Development Department staff

MOTION: At 8:45 p.m. Councilmember Scotto moved to close the public hearing. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval.

Mayor Walker noted that this was the culmination of a lot of hard work resulting in a plan that everyone could be proud of. He thanked everyone for their hard work and commented that the development meant the city would go from an income of \$30-40,000 per year to \$1 million and a half dollars per year.

MOTION: Councilmember Scotto moved to concur with the staff recommendation with the addition of item 19 of the resolution that the conceptual design of the five-legged signal light be included as proposed in the pink supplement. Councilmember Witkowsky seconded the motion and the discussion continued

Councilmember Lieu noted that Mr. La Caze had created beautiful developments in the city but he could not support the motion because the area was already congested and this would create more traffic.

Mayor Walker acknowledged the congested ingress and egress out of Costco and Skypark but he felt that adding a business with traffic controls would be a significant step to improving the flow in the area and it would work to a positive benefit.

A roll call vote was taken on the motion which reflected unanimous approval with the exception of Councilmember Lieu who dissented.

RESOLUTION NO. 2005-13

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA APPROVING A CONDITIONAL USE PERMIT AS PROVIDED FOR IN DIVISION 9, CHAPTER 5, ARTICLE 1 OF THE TORRANCE MUNICIPAL CODE TO ALLOW THE CONSTRUCTION AND OPERATION OF A HOME IMPROVEMENT RETAIL CENTER WITH A PERMANENT SEASONAL SALES LOT ON PROPERTY LOCATED IN THE M-2 ZONE AT 2700 SKYPARK DRIVE

MOTION: Councilmember McIntyre moved to adopt Resolution No. 2005-13 as modified. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval with the exception of Councilmember Lieu who dissented.

RESOLUTION NO. 2005-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA APPROVING A DIVISION OF LOT TO ALLOW THE DIVISION OF ONE LEASEHOLD PARCEL INTO TWO LEASEHOLD PARCELS ON PROPERTY LOCATED IN THE M-2 ZONE AT 2700 SKYPARK DRIVE

MOTION: Councilmember McIntyre moved to adopt Resolution No. 2005-14. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval with the exception of Councilmember Lieu who dissented.

City Manager Jackson noted that item 12B would be held until March 22, 2005, and re-advertising would not be necessary.

12B. MOD04-00018 RE 2909 PACIFIC COAST HIGHWAY

Recommendation of the **Community Development Director** that City Council take the following action on property located in the C-3 zone at 2909 Pacific Coast Highway:

- 1) Adopt a **RESOLUTION** approving a Modification of a previously approved Conditional Use Permit (CUP69-38) to allow the construction of new service bays, offices, and a parking deck for an existing automobile dealership

The **Planning Commission** recommends that City Council approve the project with an additional condition requiring the completion of a parking deck within three years of the completion of phase one of the project.

MOD04-00018: Peninsula Pontiac/DCA Civil Engineering

Mayor Walker opened the public hearing at 8:45 p.m.

MOTION: Mayor Walker moved to continue the hearing to March 22, 2005. The matter will not be re-advertised. Councilmember Scotto seconded the motion and a roll call vote reflected unanimous approval.

12C. ORDINANCE NO. 3663 RE RESIDENTIAL PERMIT PARKING

Recommendation of the **Community Development Director** that City Council concur with staff's recommendation to adopt an **ORDINANCE** amending Section 61.6.32 of the Torrance Municipal Code expanding the permit parking districts to include:

- 1) Weston Road between Dalemead Street and Winlock Road in the South Torrance neighborhood and,
- 2) Wilkie Avenue between Redondo Beach Boulevard and 163rd Street, 162nd Street east of Wilkie Avenue, 163rd Street between Wilkie Avenue and Casimir Avenue, Casimir Avenue between 163rd Street and 164th Street and 164th Street between Wilkie Avenue and Casimir Avenue in the Northeast Torrance neighborhood.

Mayor Walker recused himself from the meeting as he has business dealings located in the area. He asked that Mayor Pro Tem McIntyre take over the hearing.

Mayor Pro Tem McIntyre opened the public hearing at 8:47 p.m.

Transportation Manager Semaan reported that supplemental information was available on the item.

Responding to Councilmember Witkowsky, Transportation Manager Semaan explained that there was an initial trial period of six months and the Council subsequently approved a permanent arrangement and this is an expansion on the permit parking zone.

Councilmember Witkowsky reported receiving a phone call from a resident who did not feel the permit parking was necessary and she indicated that if permit parking became permanent, there is a mechanism to revert back to no permit parking.

Transportation Manager Semaan concurred that if staff receives a petition from the public in the area requesting removal the item could be brought back. He reported that the relatively new program has been positively received.

Councilmember Nowatka observed that the permit area was being extended eastward and he questioned how far that would go. Transportation Manager Semaan explained that at some stage it becomes too far for the students to walk and the amount of intrusion becomes insignificant. He indicated that they would continue until they see a stop of the expansion.

MOTION: At 8:52 p.m. Councilmember Scotto moved to close the public hearing. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval (absent Mayor Walker).

Councilmember Scotto initially supported the permit parking and he noted that the program had helped the community but he expressed concern about moving further east. Despite his concerns he felt the program had to be continued because the situation was unbearable for residents otherwise.

Councilmember Nowatka commented that every time a block is added they add to police department enforcement responsibilities.

MOTION: Councilmember Scotto moved to concur with the staff recommendation. Councilmember Nowatka seconded the motion and a roll call reflected unanimous approval (absent Mayor Walker).

ORDINANCE NO. 3663

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTION 61.6.32 OF THE TORRANCE MUNICIPAL CODE RELATED TO RESIDENTIAL PARKING

MOTION: Councilmember Mauno moved to adopt Ordinance No. 3663. Councilmember Scotto seconded the motion and a roll call vote reflected unanimous approval (absent Mayor Walker).

Mayor Walker returned to Council Chambers at 8:55 p.m.

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The Torrance Redevelopment Agency met from 8:55 p.m. to 8:57 p.m.

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16. ORAL COMMUNICATIONS

16a. City Manager Jackson recommended that the Council adjourn the meeting to a joint meeting with the Commission on Aging on March 22 at 5:30 p.m. with an early executive session for employee relations at 6:00 p.m. or 6:30 p.m.

16b. Fire Chief Bongard announced the Torrance Fire Fighter Association's 44th Annual Spaghetti Dinner on March 12th from 4:30 p.m. to 8:30 p.m. at the Cultural Arts Center Toyota Meeting Hall to benefit the Alisa Ann Ruch Burn Foundation.

16c. City Manager Jackson questioned Councilmember availability and it was agreed that the Executive Session regarding would be held on April 12.

16e. City Attorney Fellows indicated that outside counsel would be coming on March 22 to brief Councilmembers on the Chappelle case.

16f. Councilmember Lieu asked for the concurrence of Council to have a get well scroll located in city hall for people to sign for Assemblyman Mike Gordon who was recently hospitalized with a brain tumor. Without objection Mayor Walker so ordered.

16g. Councilmember Mauno reported attending the Save Historic Old Torrance fundraiser where he met very nice people who care about the community.

16h. Councilmember McIntyre announced that Lynn Middle School students had advanced to the finals of the Math Counts competition.

16i. Councilmember Nowatka announced that tickets were still available for the Torrance Education Foundation fundraising dinner on March 19.

16j. Councilmember Scotto commented that it was an election night for most neighboring cities.

16k. Mayor Walker reported that the large lot adjacent to the courthouse may be coming available and he asked City Manager Jackson to look into possible acquisition for expansion for public use. City Manager Jackson agreed to look into the matter with Mayor Walker noting that in the near future they should be receiving significant revenue that can be used to offset that expense.

16l. Sandi Monda, Talisman, reported that the Shea Home appeal had been postponed to sometime in April and the Southwood Homeowners Association meeting featuring speakers from the developer has been changed to April 4 at the Anza Elementary Cafetorium at 7:00 p.m. She advised the public to look for hearing notices from the Community Development Department advertised in the Daily Breeze.

Ms. Monda questioned why TME-AFSCME financial statements requested last November had not yet been made available when other unions had no problem complying. She reported that they had notified Mr. Jackson that they were consulting an attorney and she was uncertain why they would need legal advice as to whether or not they have to comply with provisions of their MOU.

16m. Mayor Walker explained that the Shea date was moved in part because all necessary staff and a full Council should be present and he noted that as soon as schedules can be worked out everyone will be notified.

16p. Tom Brewer, Evalyn Avenue, stated that the personal attacks by Alan Lee had to stop and he questioned why Mr. Lee was spending so much time and effort to attack him. He noted that the attacks deflected attention from the issue of a phone call. He stated that his email address was a personal email address provided by his employer and that listing employment on campaign literature was allowed by his employer. Mr. Brewer also stated that he felt that Mr. Lee had made gross manipulations of fact and cast a shadow on the city. He asked for his right to face his accuser and that proof of the case be brought forward.

Mr. Brewer spoke to due process and the 14th Amendment citing the case of Lubey v. San Francisco. He asserted that everyone has the right to freedom of speech, that the continuing campaign against him would set a precedent to unsubstantiated attacks against commissioners and sends a chill throughout the commission system.

17. EXECUTIVE SESSION

Considered previously.

18. ADJOURNMENT

At 9:15 p.m., the meeting was adjourned to Tuesday, March 22, 2005, at 5:30 p.m. for a joint meeting with the Commission on Aging in the community meeting room of the Katy Geissert Civic Center Library at 5:30 p.m. The City Council and Redevelopment Agency will convene in an Executive Session at 6:30 p.m. and the City Council and Redevelopment Agency will then convene for its regular meeting at 7:00 p.m. in the Council Chambers. **Tuesday, March 15, 2005 will be a Council dark night.**

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Attest:

/s/ Dan Walker
Mayor of the City of Torrance

/s/ Sue Herbers
Sue Herbers, CMC
City Clerk of the City of Torrance

Approved on April 12, 2005