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TORRANCE CITY COUNCIL – FEBRUARY 5, 2013

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At 10:27 p.m., the meeting was adjourned to Tuesday, February 26, 2013 at 5:30 p.m. for an executive session, with regular business commencing at 7:00 p.m. in the Council Chamber. **Tuesday, February 12 and Tuesday, February 19, 2013 will be Council dark nights.**

February 5, 2013

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

1. CALL TO ORDER

The Torrance City Council convened in an adjourned regular session at 7:06 p.m. on Tuesday, February 5, 2013 in the Council Chamber at Torrance City Hall.

ROLL CALL

Present: Councilmembers Brewer, Furey, Numark, Sutherland and Mayor Scotto.

Absent: Councilmembers Barnett and Rhilinger.

Also Present: City Manager Jackson, Assistant City Attorney Sullivan, Deputy City Clerk Poirier and other staff representatives.

*

Mayor Scotto announced that subsequent to the posting of the agenda, the City of Torrance received a letter from Mr. Chhabria requesting to modify the terms of a loan agreement for real property located at the southeast corner of Pacific Coast Highway and Hawthorne Boulevard. The City Manager needs immediate instruction from the City Council on the matter and has asked that the item be added to the agenda. To take action on an item not on the posted agenda, the California Government Code requires a determination by a two-thirds vote that immediate action is required and that the need to take action arose subsequent to the posting of the agenda.

MOTION: Councilmember Sutherland moved to add the item to the agenda. The motion was seconded by Councilmember Brewer and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

The matter was added and considered under Government Code Sections 54954.2(b)(2) and 54956.8.

2. FLAG SALUTE/ INVOCATION

The flag salute was led by Youth Council member Arielle Stephenson.

The non-sectarian invocation was given by Councilmember Brewer.

**3. REPORT OF CITY CLERK ON POSTING OF THE AGENDA/ MOTION TO
WAIVE FURTHER READING**

Deputy City Clerk Poirier reported that the agenda was posted on the Public Notice Board at 3031 Torrance Boulevard on Thursday, January 31, 2013, with an addendum on Friday, February 1.

MOTION: Councilmember Furey 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 Brewer and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

4. **WITHDRAWN, DEFERRED OR SUPPLEMENTAL ITEMS** – None.

5. **COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS**

Councilmember Furey reported that he and his wife attended President Obama's inauguration and while in Washington, DC, he met with representatives of Senator Feinstein, Senator Boxer, and Congresswoman Hahn, and personally met with Congressman Waxman and Congresswoman Waters to discuss issues of concern to the City, including concerns about the possible closing of the Los Angeles Air Force Base and a number of issues involving water.

Fire Chief Racowski announced that ExxonMobil would be conducting their monthly testing of the Community Alert Siren on Wednesday, February 6, at approximately 11:30 a.m., with additional information available at 310.212.1852.

Councilmember Brewer announced that the City Council Citizen Development and Enrichment Committee will hold a joint meeting with Torrance Unified School District on Monday, February 25, at 4:30 p.m. at the Katy Geissert Civic Center Library meeting room to discuss shared resources.

Deputy City Clerk Poirier invited staff and public to view the works of Torrance Artist Guild member Mary Pichette on display in the City Clerk's office for the month of February.

Mayor Scotto asked that the meeting be adjourned in memory of former city commissioner and retired Torrance Unified School District teacher Dr. Thomas Rische who passed away on January 26 at the age of 82. A moment of silence was observed in his memory.

6. **COMMUNITY MATTERS**

6A. **RECOGNITION OF KASHIWA CITY ASSEMBLYMEMBERS**

Mayor Scotto welcomed the delegation visiting Torrance from Kashiwa, Japan, which has been the Torrance's Sister City for the past 40 years. He presented recognition plaques to Kashiwa City Assemblymembers: Takafumi Furukawa, Shouichi Ishii, Shogo Murata, Tadahiro Sukegawa, and Norihito Tsumuraya.

6B. **RECOGNITION OF JOHN ADAMS SCHOOL TEACHERS AS NATIONAL CITIZENSHIP TEACHER AWARD RECIPIENTS**

Louis Gomez, Lomita Veterans of Foreign Wars, recognized John Adams Elementary School teachers Maureen Arevalo and Allen Chin as recipients of the **National Citizenship Teacher Award**.

6C. **ACCEPTANCE/APPROPRIATION OF FRIENDS OF THE TORRANCE LIBRARY DONATION**

Recommendation

Recommendation of the Community Services Director that City Council accept and appropriate a \$48,394 donation from the Friends of the Torrance Library for the following programs: \$12,500 for Library Century of Service activities, \$21,170 for the 2013 Summer Reading Program, and \$14,724 to fund 2013 youth programs and activities.

MOTION: Councilmember Furey moved to concur with the staff recommendation. The motion was seconded by Councilmember Sutherland and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

Helen Ball, president of Friends of the Torrance Library, presented the donation and encouraged residents to volunteer at the library.

City Librarian Theyer expressed appreciation for the invaluable support provided by the Friends of the Torrance Library.

6D. CENTENNIAL COMMITTEE QUARTERLY REPORT

Recommendation

Recommendation of the Torrance Centennial Committee that City Council accept and file the quarterly report from the Centennial Committee covering the period of October 2012 through December 2012.

Laurie Love, chair of Torrance Centennial Committee, reviewed the events held the fourth quarter of 2012, which culminated in the Birthday Bash on October 28, 2012, and noted that the final Centennial Committee meeting was held on November 26. She reported that the Committee raised a total of \$470,635, which includes \$282,700 donated by businesses and residents, and the balance remaining as of January 29, 2013 was \$103,706.

Dee Hardison, vice chair of Torrance Centennial Committee, noted that the Committee was formed three years ago to plan the year-long Centennial celebration and commended Laurie Love for doing an excellent job of chairing it.

Mayor Scotto thanked everyone involved for making the Centennial celebration such a memorable event.

7. ORAL COMMUNICATIONS

7A. Justin Kim, along with other members of the Youth Council, thanked Mayor Scotto and Councilmember Brewer for attending the Youth Forum earlier in the day.

Mayor Scotto commended the Youth Council for this very worthwhile event.

7B. Kirk Gillett, Viet Nam Veterans of American, South Bay Chapter 53, announced that the organization offers scholarships to high school seniors who are related to, or have been significantly influenced by, a Viet Nam veteran, which requires the submittal of a 500-word essay on one of six topics, with additional information at www.vva53.org.

7C. Debbie Hays, Torrance Historical Society, announced that a fundraiser "Tea at Two" will be held on Sunday, February 10, at 2:00 p.m. at the museum located at 1345 Post Avenue.

7D. Mark Stephenson, Torrance, stated that on December 12, 2012, Moody's Investors Service downgraded the City's issuer rating and four lease bonds by one level, citing pension costs and employee benefits as a major driving factor of the downgrade. He expressed concerns about rising pension costs and the impact on the City's finances.

Finance Director Tsao provided clarification regarding bond ratings and for the benefit of those holding Torrance bonds, noted that there was very little risk of default.

8. CONSENT CALENDAR

8A. APPROVAL OF MINUTES

Recommendation

Recommendation of the City Clerk that City Council approve the City Council minutes of December 4, December 11, December 18, 2012, and January 8, 2013.

8B. APPROVAL OF LIBRARY COMMISSION MEETINGS AT BRANCH LIBRARIES

Considered separately, see page 6.

8C. PURCHASE OF 2013 HARLAN GLOBAL CROSSBREED UTILITY TRACTOR

Recommendation

Recommendation of the General Services Director and Transit Director that City Council authorize a purchase order to Harlan Global Manufacturing of Kansas City, KS in the amount of \$45,623.15 (including freight and sales tax) for the purchase of one model year 2013 Harlan Global crossbreed utility tractor.

8D. PURCHASE OF REPLACEMENT DESKTOP COMPUTERS AND MONITORS

Recommendation

Recommendation of the Chief of Police and Information Technology Director that City Council appropriate \$126,152.40 from the Police Computer Replacement Fund and authorize a purchase order to Dell Marketing LP of Round Rock, TX to purchase 132 replacement desktop computers and monitors for the Police Department.

8E. CONTRACT AMENDMENT RE INSTALLATION OF FIRE ALARM DEVICES

Recommendation

Recommendation of the General Services Director that City Council approve a contract amendment with A-Tech Systems Inc. (C2012-072) for installation of 32 additional fire alarm devices at the Cultural Arts Center for \$17,000 and a new total not to exceed \$50,350 (FEAP #737).

8F. AGREEMENTS RE CHEMICALS FOR GOLDSWORTHY DESALINATION FACILITY AND WELL NO. 9

Recommendation

Recommendation of the Public Works Director that City Council appropriate funds in the total amount of \$245,950 to furnish chemicals for the Goldsworthy Desalination Facility and Well No. 9 as follows:

- 1) Approve a change order to the agreement with King Lee Technology of San Diego, CA (PO #2011-583) for a third-year period;
- 2) Approve a change order to the agreement with Carus Corporation of Peru, IL (PO #2011-584) for a third-year period in the amount of \$112,200 for a new not to exceed amount of \$282,200;
- 3) Approve a change order to the agreement with JCI Jones Chemicals of Torrance, CA (PO #2011-585) for a third-year period in the amount of \$70,250 for a new amount not to exceed \$214,250; and
- 4) Approve a change order to the agreement with Univar USA Inc. of City Commerce, CA (PO #2011-586) for a third-year period in the amount of \$63,500 for a new amount not exceed \$213,500.

8G. AMENDMENT TO 2011 URBAN AREA SECURITY INITIATIVE AGREEMENT

Recommendation

Recommendation of the Chief of Police that City Council

- 1) Approve a first amendment to the 2011 Urban Area Security Initiative (UASI) Subrecipient Agreement with the City of Los Angeles (C2012-125);
- 2) Appropriate and allocate an award increase of \$22,600 for counter-terrorism training, thus accepting a revised total award of \$171,785; and
- 3) Authorize the City Manager as the city signatory for the amendment.

8H. AGREEMENT RE ENGINEERING DESIGN SERVICES FOR 190TH STREET REHABILITATION PROJECT

Considered separately, see pages 6-7.

8I. CONSULTING SERVICES AGREEMENT RE INSPECTION SERVICES FOR TORRANCE BRIDGE

Considered separately, see page 7.

8J. AGREEMENTS RE MEASURE R: N47 MAPLE AVENUE @ SEPULVEDA BLVD.

Considered separately, see pages 7-8.

8K. APPROVAL OF 2012-13 GRANT FUNDING FOR NON-PROFIT SOCIAL SERVICE AGENCIES/REALLOCATION OF UNUSED FUNDS TO 2013-14 GRANT PROGRAM

Considered separately, see page 8.

8L. TEMPORARY LEASE OF GROUNDWATER RIGHTS

Considered separately, see pages 8-9.

8M. AGREEMENTS RE FY2012-13 CITYWIDE SIDEWALK GRINDING PROGRAM

Recommendation

Recommendation of the Public Works Director that City Council:

- 1) Approve the FY2012-2013 Citywide Sidewalk Grinding Program as a new project in the City's current Capital budget and appropriate \$149,975 of Gas Tax funds to said project;
- 2) Approve a public works agreement with The Jungle Nursery, Inc., in the amount of \$109,500 for construction of the FY2012-2013 Citywide Sidewalk Grinding Program and authorize a 5% contingency in the amount of \$5,475;
- 3) Approve a consulting services agreement with Project Partners in the amount of \$25,000 to provide daily construction inspection services for this project; and
- 4) Approve \$10,000 for City staff to provide project and construction management.

8N. DECEMBER 2012 MONTHLY INVESTMENT REPORT

Recommendation

Recommendation of the City Treasurer that City Council accept and file the monthly investment report for December 2012.

80. PURCHASE ORDER FOR TRAILER MOUNTED SOUND ATTENUATED PUMP

Recommendation

Recommendation of the Public Works Director that City Council authorize a purchase order to Charles King Co. Inc. of Signal Hill, CA in the amount of \$49,344.30 to furnish one (1) trailer mounted 6" sound attenuated pump.

8P. AGREEMENT RE LABORATORY ANALYSIS/TESTING OF WATER SAMPLES

Recommendation

Recommendation of the Public Works Director that City Council accept the proposal submitted by Clinical Lab of San Bernardino, CA and award a consulting services agreement for a three-year term in the amount of \$240,000, with an option for an additional two years at the same rate, for services related to laboratory analysis and testing of water samples (RFP B2012-43).

MOTION: Councilmember Numark moved for the approval of Consent Calendar Items 8A, 8C through 8G and 8M through 8P. The motion was seconded by Councilmember Brewer and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

Consent Calendar Items 8B, 8H, 8I, 8J, 8K and 8L were considered separately at this time.

8B. APPROVAL OF LIBRARY COMMISSION MEETINGS AT BRANCH LIBRARIES

Recommendation

Recommendation of the Community Services Director that City Council approve of the Library Commission convening five regularly scheduled meetings in 2013 at the branch libraries rather than at the Katy Geissert Civic Center Library.

At Councilmember Brewer's request, City Librarian Theyer reviewed the schedule for Library Commission meetings to be held at branch libraries in order to inform the public.

MOTION: Councilmember Brewer moved to concur with the staff recommendation. The motion was seconded by Councilmember Sutherland and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

8H. AGREEMENT RE ENGINEERING DESIGN SERVICES FOR 190TH STREET REHABILITATION PROJECT

Recommendation

Recommendation of the Public Works Director that City Council award a consulting services agreement in the amount of \$106,695 to Onward Engineering of Anaheim, CA to perform design services for the 190th Street Rehabilitation, I-130 (Hawthorne Boulevard to Prairie Avenue).

Mark Stephenson, Torrance, questioned why only six firms were asked to bid on this project. He expressed concerns that the recommended firm would have a much larger environmental footprint as opposed to a local firm due to the long commute and asked if commute time was included in the contract. He related his belief that the City should not have to pay prevailing wages for a locally-funded project.

Public Works Director Beste clarified that this was not a competitive bid, but rather a selection process, which involves interviewing firms that have submitted proposals and selecting the most qualified firm. He stated that an RFP (Request for Proposal) for

engineering services was sent out to various firms and it was also advertised. He reported that the City does not pay for commute time.

City Manager Jackson advised that the City was not required to pay prevailing wages since this was not a construction contract.

Engineering Manager Bilezarian explained that the RFP was sent out to engineering firms that had responded to Torrance's RFPs in the past and Onward Engineering was selected because it was the most qualified firm and it had the most cost-effective proposal.

MOTION: Councilmember Brewer moved to concur with the staff recommendation. The motion was seconded by Councilmember Sutherland and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

8I. CONSULTING SERVICES AGREEMENT RE INSPECTION SERVICES FOR TORRANCE BRIDGE

Recommendation

Recommendation of the Public Works Director that City Council approve a one year consulting services agreement with KOA Corporation in the amount of \$39,680 to provide inspection services for the construction of the Pacific Electric Railroad Bridge (a.k.a. Torrance Bridge) Maintenance and Beautification, I-125.

Councilmember Sutherland expressed concerns that the contract amount reflects the cost of having an inspector present virtually full-time during the entire three-month period to complete the project, which seems excessive.

Public Works Director Beste advised that the City only pays for the time an inspector is actually on-site so the final cost could differ from the amount of the agreement.

Associate Engineer Reis explained that because the bridge is historical, an inspector must be present during part of the construction process to ensure that repairs are done correctly.

Councilmember Sutherland requested that staff provide an accounting of the actual hours billed for inspection services after the project has been completed.

MOTION: Councilmember Sutherland moved to concur with the staff recommendation. The motion was seconded by Councilmember Brewer and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

8J. AGREEMENTS RE MEASURE R: N47 MAPLE AVENUE @ SEPULVEDA BLVD.

Recommendation

Recommendation of the Public Works Director that City Council:

- 1) Approve the plans and specifications for the Measure R: N47 Maple Avenue @ Sepulveda Boulevard, I-111 (B2012-48);
- 2) Award a one-year public works agreement to GMC Engineering, Inc. in an amount not to exceed \$186,319 for construction of the Measure R: N47 Maple Avenue @ Sepulveda Boulevard, I-111 and authorize a 5% contingency in the amount of \$9,315; and
- 3) Award a one-year consulting services agreement to AndersonPenna Partners, Inc. in an amount not to exceed \$24,480 to perform construction inspection services for this project.

Mark Stephenson, Torrance, requested clarification regarding prevailing wage requirements.

City Manager Jackson explained that the construction of major public works projects generally requires the payment of prevailing wages, however, there are some exceptions because Torrance has a charter provision that allows some latitude.

Mayor Scotto noted that the City must pay prevailing wages for this project because Measure R funds are being used.

Assistant City Attorney Sullivan clarified that prevailing wages must be paid if any State or Federal funds are used for a project and the exemption for charter cities only applies if a project is paid for entirely with local funds.

MOTION: Councilmember Sutherland moved to concur with the staff recommendation. The motion was seconded by Councilmember Brewer and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

8K. APPROVAL OF 2012-13 GRANT FUNDING FOR NON-PROFIT SOCIAL SERVICE AGENCIES/REALLOCATION OF UNUSED FUNDS TO 2013-14 GRANT PROGRAM

Recommendation

Recommendation of the Parks and Recreation Commission and the Community Services Director that City Council:

- 1) Approve a total of \$18,500 for fourteen applicants for the year 2012-2013 Grant Program for Non-Profit Social Services Agencies and,
- 2) Reallocate \$1,500 in unused funds to the 2013-2014 Grant Program for Non-Profit Social Service Agencies.

Mark Stephenson, Torrance, questioned whether the City requires the non-profit social service agencies to provide accounting information to ensure that funds are not being used to pay supplemental compensation perks or above-average administration costs.

Senior Recreation Supervisor Kelso advised that grant recipients are required to provide financial narrative statements, which are reviewed by the Parks and Recreation Commission, followed by the City Council, to ensure that funds are properly spent.

Mayor Scotto stated that grants are typically used for a specific program and may not be used for general expenses, such as executive salaries.

MOTION: Councilmember Sutherland moved to concur with the staff recommendation. The motion was seconded by Councilmember Brewer and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

8L. TEMPORARY LEASE OF GROUNDWATER RIGHTS

Recommendation

Recommendation of the Public Works Director that City Council approve an agreement to temporarily lease 150 acre-feet of groundwater rights to the Roman Catholic Archbishop of Los Angeles, a non-profit California Corporation, at \$125 per acre-foot during the 2012-2013 fiscal year.

Mark Stephenson, Torrance, asked if the price per acre-foot was a subsidized rate and whether the lease of groundwater rights was available to other denominations or faith-based organizations.

Public Works Director Beste stated that there is no set price for the lease of water in the basin, however, the typical price is about \$100 per acre foot, so the City was receiving a favorable price from the archdiocese. He explained that the City does not use all of its groundwater rights in a given year because it does not have the pumping capacity and if you don't use them, you lose them. He reported that once all wells have been completed, the City will be able to use all of its groundwater rights and will no longer be leasing water to the archdiocese.

City Manager Jackson noted that the water is available to anyone who wants to lease the groundwater rights, but this is the only group that has come forward.

Councilmember Furey reported that one of the things he discussed with federal legislators during his recent trip to Washington, D.C. was the need for funding for infrastructure to enable the City to use all of its groundwater rights.

MOTION: Councilmember Sutherland moved to concur with the staff recommendation. The motion was seconded by Councilmember Brewer and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

10. PLANNING AND ECONOMIC DEVELOPMENT

10A. L.A. COUNTY ECONOMIC DEVELOPMENT CORPORATION FILM FRIENDLINESS INITIATIVE

Recommendation

Recommendation of the City Manager that City Council approve support of the Los Angeles County Economic Development Corporation (LAEDC) Film Friendliness Initiative to encourage film production as an economic development tool in the City of Torrance.

Staff Assistant Megerdichian briefly summarized the staff report, noting that approving the LAEDC Film Friendliness Initiative this does not make any changes to current policies.

Mark Stephenson, Torrance, noted that the *Guidelines for Best Practices in Film Regulations and Policies* (Attachment A - staff report) calls for rapid permit issuance and questioned how the City would ensure that residential and business permit applications are not delayed in order to expedite film permits. He expressed concerns that some of the guidelines appear to have a financial impact because they call for the City to provide support, coordination and problem solving for the film company, as well as free office space, and fee-free filming locations at city-owned properties.

Brian Sunshine, City Manager's Office, stated that film permits do not cause other permit applications to be bypassed because they originate in the City Manager's Office, while building permits are handled by the Community Development Department. He explained that he is the primary point of contact for film companies when they do business within Torrance and this is part of his normal duties. He further explained that if police or fire personnel are required on the set for safety or traffic control, they are directly reimbursed and there are also

charges for any inspections that must be done. He reported that the City charges for the use of any city-owned property or facilities.

MOTION: Councilmember Sutherland moved to concur with the staff recommendation. The motion was seconded by Councilmember Brewer and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

12. ADMINISTRATIVE MATTERS

12A. REAPPOINTMENT OF REPRESENTATIVE TO THE METROPOLITAN WATER DISTRICT BOARD OF DIRECTORS

Recommendation

Recommendation of the Mayor that City Council adopt a Resolution approving the reappointment of Bill Wright as the City of Torrance representative on the Metropolitan Water District Board of Directors for a four year term through December 31, 2016.

Public Works Director Beste reported that Bill Wright has done an excellent job as the City's representative on the Metropolitan Water District Board of Directors for the past several years and urged the Council to reappoint him to this position.

Mayor Scotto noted that Mr. Wright only receives a \$200 per month stipend for what is virtually a full-time job, and Councilmember Sutherland commented on the wealth of knowledge Mr. Wright has on water issues.

Bill Wright stated that it has been a pleasure to represent Torrance and if appointed, he will try to emulate the high standards set for Torrance officials and staff.

MOTION: Councilmember Furey moved to concur with the staff recommendation. The motion was seconded by Councilmember Sutherland and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

RESOLUTION NO. 2013-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE FOR THE REAPPOINTMENT OF BILL WRIGHT TO THE POST AS THE CITY OF TORRANCE REPRESENTATIVE ON THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA BOARD OF DIRECTORS

MOTION: Councilmember Brewer moved for the adoption of Resolution No. 2013-09. The motion was seconded by Councilmember Sutherland and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

12B. RESOLUTION RE SENIOR BUSINESS MANAGER POSITION

Recommendation

Recommendation of the City Manager that City Council adopt a Resolution amending Resolution 2011-77 setting forth changes regarding the hours, wages, and working conditions for employees covered by the Certain Full Time Salaried and Hourly Employees, designating the Business Manager position at the Fire Department as Senior Business Manager.

Assistant to the City Manager Chaparyan stated that this action completes the conversion of two sworn positions in the Fire Prevention Division to civilian positions as approved as part of the 2010-11 City budget.

In response to Councilmember Brewer's inquiry, Assistant to the City Manager Chaparyan reported that the conversion will save approximately \$300,000 per year.

MOTION: Councilmember Furey moved to concur with the staff recommendation. The motion was seconded by Councilmember Sutherland and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

RESOLUTION NO. 2013-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING RESOLUTION NO. 2011-77 SETTING FORTH CHANGES REGARDING THE HOURS, WAGES, AND WORKING CONDITIONS FOR CERTAIN FULL TIME SALARIED AND HOURLY EMPLOYEES

MOTION: Councilmember Brewer moved for the adoption of Resolution No. 2013-10. The motion was seconded by Councilmember Sutherland and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

12C. PAYMENT TO ROSE FLOAT ASSOCIATION RE 2013 ROSE PARADE FLOAT

Recommendation

Recommendation of the City Manager that City Council:

- 1) Approve a \$17,500 payment to the Torrance Rose Float Association to pay float builder, Fiesta Floats, remaining balance for services rendered for the City of Torrance 2013 Rose Parade Float; and
- 2) Appropriate the funds from the General Fund Reserve for Program Contingencies.

Senior Management Associate Fulton briefly summarized the staff report.

Councilmember Sutherland expressed support for paying the \$17,500 balance for the 2013 Rose Parade Float, noting that constructing the float involves approximately 800 volunteer hours and it provides great exposure for the City in terms of advertising.

Mark Stephenson, Torrance, voiced objections to the use of City funds for this purpose, contending that it was not a core governmental function. He related his understanding that the City is going to have to come up with approximately \$11 million in about 5 months to fund increases in pension costs and workman's comp and longevity and premium pay increases for employees. He asserted that the Council was increasing the City's financial risk profile by funding non-governmental functions.

City Manager Jackson advised that the City's budget is balanced and the recent quarterly report indicates that revenues and expenditures are on target through this fiscal year. He reported that the City will be establishing its next two-year budget within the next few months and is aware that there are increases in some of the costs related to benefits, such as PERS rates, and these factors are taken into consideration when developing the budget.

Dee Hardison, Torrance Rose Float Association, urged the Council to approve the payment, relating her belief that it was money well spent because the float brings the

community together and provides a tremendous amount of publicity for Torrance. She voiced her opinion that the Torrance Rose Float Association should be commended for raising close to \$150,000 for this year's float.

Councilmember Numark suggested that budget workshops/hearings were the appropriate forum for Mr. Stephenson to discuss his concerns.

City Manager Jackson reported that budget workshops will begin in early May and will culminate in a public hearing for City Council adoption of the budget.

Councilmember Brewer related his experience that the community supports the Rose Parade Float and believes it is one of the things that makes Torrance special. He pointed out that Fiesta Floats has not raised the price of the float for at least two or three years.

MOTION: Councilmember Furey moved to concur with the staff recommendation. The motion was seconded by Councilmember Sutherland passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

12D. RESOLUTION AMENDING ARTICLE 9 OF COUNCIL RULES OF ORDER

Recommendation

Recommendation of the City Manager that City Council adopt a Resolution amending the City Council Rules of Order (Resolution 2006-65) amending Article 9 to designate the Mayor as permanent voting alternate member of all standing committees of the City Council.

Assistant to the City Manager Chaparyan reported that the proposed amendment would allow the mayor to take the place of a councilmember who is unable to attend a standing committee meeting so meetings do not have to be canceled due to a lack of a quorum.

Councilmember Sutherland expressed concerns that this amendment would take power away from councilmembers and give it to the mayor.

Councilmember Furey voiced support for the proposed amendment, noting that recommendations made by standing committees are advisory only.

Councilmember Numark also voiced support for the proposed amendment, relating his belief that having the mayor as an alternate for standing committee members was a reasonable solution.

MOTION: Councilmember Furey moved to concur with the staff recommendation. The motion was seconded by Councilmember Brewer passed by a 4-1 vote, with Councilmember Sutherland dissenting (absent Councilmembers Barnett and Rhilinger).

RESOLUTION NO. 2013-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING THE CITY COUNCIL RULES OF ORDER TO ADD A NEW SECTION 9.6 TO ARTICLE 9, DESIGNATING THE MAYOR AS PERMANENT VOTING ALTERNATE MEMBER OF ALL STANDING COMMITTEES OF THE CITY COUNCIL

MOTION: Councilmember Brewer moved for the adoption of Resolution No. 2013-11. The motion was seconded by Councilmember Furey and passed by a 4-1 vote, with Councilmember Sutherland dissenting (absent Councilmembers Barnett and Rhilinger).

13. HEARINGS

13A. CITIZENS OPTIONS FOR PUBLIC SAFETY GRANT FUNDING

Recommendation

Recommendation of the Chief of Police that City Council:

- 1) Conduct a public hearing concerning Assembly Bill 3229, the 2011 Citizens Options for Public Safety (COPS) grant funding;
- 2) Receive input from staff on programs of interest to the Chief of Police and City Council as well as the public on the use of the grant funds;
- 3) Appropriate and allocate \$157,852.37 plus interest to the recommended projects; and
- 4) Authorize a purchase order to Mobile Concepts by Scotty of Mt. Pleasant, PA, in the amount of \$101,055.57 for a SWAT transport van. (The City will self-assess Use Tax in the amount of \$8,573.)

Mayor Scotto announced that this was the time and place for a public hearing on this matter. City Clerk Herbers confirmed that the hearing was properly advertised.

Business Manager Anderson reported that the Police Chief was recommending that the remaining balance in 2011 COPS grant funding be allocated as follows:

| | |
|---|----------------------------------|
| Mobile Concepts Sprinter Command/SWAT Van | \$109,628.57 (including use tax) |
| Spellman Compstat Dashboard Software | 30,800.00 |
| Cadet Program | <u>17,423.80</u> |
| TOTAL | \$157,852.37 |

As no one from the public came forward to speak, the public hearing was closed.

MOTION: Councilmember Furey moved to close the public hearing. The motion was seconded by Councilmember Sutherland and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

MOTION: Councilmember Furey moved to concur with the staff recommendation. The motion was seconded by Councilmember Sutherland passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

15.1. OTHER – SUCCESSOR AGENCY to the former Redevelopment Agency of the City of Torrance

15.1A. RESOLUTION AUTHORIZING THE INVESTMENT OF MONIES IN LOCAL AGENCY INVESTMENT FUND

Recommendation

Recommendation of the City Treasurer, acting as the Successor Agency Treasurer, that City Council, as successor agency to the former Redevelopment Agency of the City of Torrance, adopt a Resolution authorizing the Successor Agency Treasurer to deposit and withdraw monies of Redevelopment Agency Successor Account in the Local Agency Investment Fund (LAIF) in the State of California for the purpose of investment

City Treasurer Cortez reported that when the Redevelopment Agency was dissolved, any agreements associated with it expired, therefore it was necessary to take this action in order to allow monies to be invested in the Local Agency Investment Fund, as was the practice when the Redevelopment Agency was in place.

MOTION: Councilmember Furey moved to concur with the staff recommendation. The motion was seconded by Councilmember Sutherland passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

RESOLUTION NO. SA 2013-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE USE OF THE LOCAL AGENCY INVESTMENT FUND UNDER THE OFFICE OF THE CALIFORNIA STATE TREASURER AS AN INVESTMENT VEHICLE ALTERNATIVE

MOTION: Councilmember Brewer moved for the adoption of Resolution No. SA 2013-01. The motion was seconded by Councilmember Sutherland and passed by unanimous vote (absent Councilmembers Barnett and Rhilinger).

17. ORAL COMMUNICATIONS #2

17A. Councilmember Brewer reported that he attended a conference of the Independent Cities Association in Santa Barbara last weekend at which Fire Chief Racowschi spoke on fire services.

17B. Councilmember Brewer requested that a meeting of the Transportation Committee be scheduled to discuss the Car2Go proposal.

17C. Councilmember Brewer announced that the Torrance Education Foundation was selling tickets for the annual Celebrate Education dinner to be held on March 29 at the Marriott Hotel, with additional information available at www.TorranceEducationFoundation.org.

17D. Councilmember Furey announced that Toyota Motor Sales USA has generously donated a 2013 Lexus hybrid to be raffled off at the Celebrate Education dinner, noting that tickets are \$30, \$20 of which goes directly to the designated school organization.

17E. Councilmember Sutherland, with the concurrence of Council, requested that the City look into designing a banner to be placed side-by-side with the Torrance Hometown Heroes banners.

17F. Mayor Scotto, with the concurrence of Council, requested that staff bring forward an item to subsidize fees for the use of the Armstrong Theatre on Friday, June 7, 2013 for a free concert by the 300th Army Band entitled "Songs from the Home Front."

18. EXECUTIVE SESSION

At 9:05 p.m., the City Council recessed to closed session to confer with the City Manager and the City Attorney on the urgency item (see page 1) and agenda matters listed under 18A) Conference with Labor Negotiator, 18B) Conference with Legal Counsel – Existing Litigation, and 18C) Real Property – Conference with Real Property Negotiator pursuant to California Government Code §54957.6, 54956.9(d)(1) and 54956.8.

The City Council reconvened at 10:27 p.m. No formal action was taken on any matter considered in closed session.

19. ADJOURNMENT

At 10:27 p.m., the meeting was adjourned to Tuesday, February 26, 2013 at 5:30 p.m. for an executive session, with regular business commencing at 7:00 p.m. in the Council Chamber. **Tuesday, February 12, and Tuesday, February 19, 2013 will be Council dark nights.**

Attest:

/s/ Frank Scotto
Mayor of the City of Torrance

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

Approved on March 12, 2013