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TORRANCE CITY COUNCIL – FEBRUARY 7, 2012

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At 8:19 p.m., the meeting was adjourned to Tuesday, February 28, 2012 at 5:00 p.m. for a televised workshop with Simon Properties Group regarding proposed plans for Del Amo Fashion Center followed by a joint meeting with the Cultural Arts Commission in the West Annex Commission meeting room at 6:15 p.m. Regular business commences at 7:00 p.m. in the Council Chamber. Tuesday, February 14 and Tuesday, February 21 will be Council dark nights.

**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 5:31 p.m. on Tuesday, February 7, 2012 in the City Council Chamber at Torrance City Hall.

ROLL CALL

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

Absent: None.

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

*

Agenda Item 18 was considered out of order at this time.

18. EXECUTIVE SESSION

The City Council immediately recessed to closed session to confer with the City Manager and City Attorney on agenda matters listed under 18A) Conference with Labor Negotiator, pursuant to California Government Code §54957.6.

The City Council reconvened at 7:04 p.m. with all members present. No formal action was taken on any matter considered in closed session.

2. FLAG SALUTE/INVOCATION

The flag salute was led by Youth Council member Ryan Hirano.

The non-sectarian invocation was given by Councilmember Rhilinger.

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

City Clerk Herbers reported that the agenda was posted on the Public Notice Board at 3031 Torrance Boulevard on Friday, February 2, 2012.

MOTION: Councilmember Barnett 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 Rhilinger and passed by unanimous vote.

4. WITHDRAWN, DEFERRED OR SUPPLEMENTAL ITEMS

City Manager Jackson announced that Item 13B regarding mobile food vendors was being deferred and will be considered at the February 28 meeting as Administrative Item 12A and that Item 12D regarding prevailing wages was being withdrawn and will be considered at a later date.

Mayor Scotto requested that the adjournment be revised because the Simon Properties Group has asked to meet with the City Council to discuss proposed plans for the Del Amo Fashion Center and a televised workshop has been scheduled for Tuesday, February 28, at 5:00 p.m. in the Council Chamber.

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS

Councilmember Rhilinger announced that a City Council Transportation Committee meeting will be held on Wednesday, February 8, at 7:00 p.m. in the Council Chamber to discuss the City of Torrance's participation in the Municipal Area Express (MAX) program.

Councilmember Barnett announced that a community outreach meeting will be held on Thursday, February 9, at 7:00 p.m. in the Katy Geissert Library meeting room to discuss the Torrance Transit Park and Ride Regional Terminal.

City Clerk Herbers invited staff and public to view the works of Torrance Artist Guild member Bobbie Davis on display in the City Clerk's office for the month of February.

City Clerk Herbers announced that appointments for three seats on the Cable TV Advisory Board, two seats on the Civil Service Commission, and two seats on the Traffic Commission will be filled by the City Council on Tuesday, February 28, and that applications will be accepted until 5:30 p.m. on Wednesday, February 22. She noted that new Certification Training classes have tentatively been scheduled for Wednesday May 9, 2012 and Tuesday, October 30, 2012 and additional information will be provided on the City Clerk's website as soon as they have been confirmed.

Mayor Scotto asked that the meeting be adjourned in memory of Elizabeth Thurber who passed away January 13.

6. COMMUNITY MATTERS

6A. RESOLUTION NO. 2012-13 RE MARK GARBE

RESOLUTION NO. 2012-13

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING FIRE ENGINEER **MARK GARBE** UPON HIS RETIRMENT FROM THE CITY OF TORRANCE AFTER THIRTY-TWO YEARS OF SERVICE

MOTION: Councilmember Brewer moved to adopt Resolution No. 2012-13. The motion was seconded by Councilmember Sutherland and passed by unanimous vote.

To be presented at a later date.

6B. RESOLUTION NO. 2012-14 RE STEVEN LLOYD

Considered out of order, see below.

6C. RESOLUTION NO. 2012-15 RE MARK HEIN

RESOLUTION NO. 2012-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING POLICE LIEUTENANT **MARK HEIN** UPON HIS RETIRMENT FROM THE CITY OF TORRANCE AFTER TWENTY-NINE YEARS OF SERVICE

MOTION: Councilmember Brewer moved to adopt Resolution No. 2012-15. The motion was seconded by Councilmember Sutherland and passed by unanimous vote.

To be presented at a later date.

6D. RESOLUTION NO. 2012-16 RE SHAUN FUDGE

RESOLUTION NO. 2012-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING FIRE ENGINEER **SHAUN FUDGE** UPON HIS RETIRMENT FROM THE CITY OF TORRANCE AFTER TWENTY-SIX YEARS OF SERVICE

MOTION: Councilmember Brewer moved to adopt Resolution No. 2012-16. The motion was seconded by Councilmember Sutherland and passed by unanimous vote.

To be presented at a later date.

Agenda Item 6B was considered out of order at this time.

6B. RESOLUTION NO. 2012-14 RE STEVEN LLOYD

RESOLUTION NO. 2012-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING FIREFIGHTER/PARAMEDIC **STEVEN LLOYD** UPON HIS RETIRMENT FROM THE CITY OF TORRANCE AFTER TWENTY-NINE YEARS OF SERVICE

MOTION: Councilmember Brewer moved to adopt Resolution No. 2012-14. The motion was seconded by Councilmember Sutherland and passed by unanimous vote.

Mayor Scotto presented the proclamation to Steven Lloyd, who accepted with appreciation.

Fire Chief Racowski thanked and commended Steven Lloyd for his many years of dedicated service and wished him well in his retirement.

6E. ACCEPTANCE/APPROPRIATION OF FRIENDS OF TORRANCE LIBRARY DONATION

Recommendation

Recommendation of the Community Services Director that City Council accept and appropriate a \$21,070 donation from the Friends of the Torrance Library to fund the Summer Reading Program 2012 at the Torrance Public Library.

MOTION: Councilmember Brewer moved to concur with the staff recommendation. The motion was seconded by Councilmember Barnett and passed by unanimous vote.

Helen Ball and Teresa Covey, Friends of Torrance Library, presented the donation to Mayor Scotto, who expressed appreciation for their ongoing support of the library.

7. ORAL COMMUNICATIONS #1

7A. Don Olson, resident, expressed concerns regarding potholes on Palos Verdes Boulevard and Public Works Director Beste reported that the street is scheduled to be resurfaced.

7B. James Duarte, Torrance Fire Fighters Association, announced that a “Tip a Fireman” fundraiser will be held at Sully’s restaurant on Thursday, February 23, from 5:00 – 8:00 p.m., with tips and 10% of proceeds to benefit the Friends of Torrance Exceptional Athletes. He also announced that two City employees, Brian Sunshine and Firefighter/Paramedic Jeff Williams, will be performing in “Dancing with the South Bay Stars” on Saturday, February 25, with additional information available at www.TorranceArts.org.

7C. Frank Masi and Ryan Hirano, Torrance Youth Council, reported on the Youth Forum held earlier in the day and thanked the Council for their support.

8. CONSENT CALENDAR

8A. APPROVAL OF MINUTES

Recommendation

Recommendation of the City Clerk that City Council approve the City Council minutes of December 13, 2011.

8B. LIBRARY COMMISSION REQUEST TO HOLD MEETINGS AT BRANCH LIBRARIES

Considered separately, see page 7.

8C. PROPOSED CLASS SPECIFICATION FOR FIRE PREVENTION MANAGER

Considered separately, see pages 7-8.

8D. ANNUAL MAINTENANCE AGREEMENT FOR HR/ PAYROLL SYSTEM

Recommendation

Recommendation of the Information Technology Director that City Council approve a renewal of annual software maintenance agreement with Now Solutions,

LLC. (C2003-061) for the support and maintenance of the HR/Payroll system in the amount of \$76,965.

8E. DECEMBER 2011 MONTHLY INVESTMENT REPORT

Recommendation

Recommendation of the City Treasurer that City Council accept and file the monthly investment report for December 2011.

8F. 2011-12 GRANT PROGRAM FOR NON-PROFIT SOCIAL SERVICE AGENCIES

Recommendation

Recommendation of the Parks and Recreation Commission and the Community Services Director that City Council approve a total of \$21,000 for fourteen applicants for the year 2011-2012 Grant Program for Non-Profit Social Service Agencies.

8G. APPROPRIATION RE RESIDENTIAL STREET REHABILITATION

Recommendation

Recommendation of the Public Works Director that City Council appropriate \$116,659.04 of Prop 42 funds from the City's unappropriated fund balance to the Residential Street Rehabilitation, I-94.

8H. PURCHASE ORDER RE GREEN WASTE RECYCLING CONTAINERS

Recommendation

Recommendation of the Public Works Director that City Council:

- 1) Appropriate \$675,118.06 from the Sanitation Enterprise Fund balance for the purchase of automated green waste recycling containers; and
- 2) Authorize a purchase order with Toter Incorporated of Statesville, NC in the amount of \$675,118.06 for the sole source purchase of 11,448 96-gallon and 100 64-gallon Toter automated curbside green waste recycling containers, and 548 64-gallon Toter automated curbside black refuse containers.

8I. CONTRACT RE LEGAL SERVICES

Recommendation

Recommendation of the City Attorney that City Council approve a fee agreement with McGuinness & Associates to provide legal services for a total contract amount not to exceed \$12,500.

8J. PURCHASE ORDER RE MONITOR DEFIBRILLATORS

Recommendation

Recommendation of the Fire Chief that City Council authorize a purchase order to ZOLL Medical Corporation in the amount of \$192,464.56 (including sales tax, trade-in, and shipping cost) for ten E Series 12-lead monitor defibrillators as a cooperative purchase with Los Angeles County.

8K. CONTRACT RE SOLAR HEATING SYSTEM AT BENSTEAD PLUNGE

Recommendation

Recommendation of the General Services Director that City Council:

- 1) Award a contract with Mohr Power Solar, Inc. in the amount of \$91,376.52 with a 5% contingency of \$4,569 for installation of a Solar Heating System at Benstead Plunge (B2011-48 FEAP#751); and,

2) Approve a 10% project management fee of \$9,138.

8L. CONTRACT RE WALTERIA LIBRARY ACCESSIBILITY UPGRADES

Recommendation

Recommendation of the General Services Director that City Council:

- 1) Award a contract with Action 1 Construction in the amount of \$89,900 with a 5% contingency of \$4,495 for the Walteria Library Accessibility Upgrades (B2011-47 FEAP#711); and,
- 2) Approve a 10% project management fee of \$8,990 and \$3,000 for abatement monitoring and inspection services.

8M. APPROVAL OF CONTINGENCY FUNDS RE DEL AMO BLVD. EXTENSION

Recommendation

Recommendation of the Public Works Director that City Council authorize additional contingency funds in the amount of \$540,000 to SEMA Construction (C2010-203) for construction of the Del Amo Boulevard Extension, T-30 Federal Project No. ESPLRSTP 5249-(021) increasing the total contingency from \$506,605 (5% of original contract) to \$1,046,605 (10.3% of original contract).

8N. CONTRACT AMENDMENT RE BUILDING INSPECTION SERVICES

Recommendation

Recommendation of the Community Development Director that City Council approve an amendment to the consulting services agreement with Louis Ortega (C2011-115) for building inspection services on a temporary basis for the remainder of fiscal year 2011-2012, in the amount of \$27,000, for a total not to exceed \$62,000.

8O. CONTRACT AMENDMENT RE BUILDING INSPECTION SERVICES

Recommendation

Recommendation of the Community Development Director that City Council approve an amendment to the consulting services agreement with Leaf C. Stilson (C2011-116) for building inspection services on a temporary basis for the remainder of fiscal year 2011-2012, in the amount of \$27,000, for a total not to exceed \$62,000.

MOTION: Councilmember Furey moved for the approval of Consent Calendar Items 8A and 8D through 8O. The motion was seconded by Councilmember Numark and passed by unanimous vote.

Consent Calendar Items 8B and 8C were considered separately at this time.

8B. LIBRARY COMMISSION REQUEST TO HOLD 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 2012 at the branch libraries rather than at the Katy Geissert Civic Center Library.

City Librarian Theyer reviewed the schedule for the meetings at the branch libraries.

Mayor Scotto requested that homeowners associations be notified when there is a meeting at a branch library in their area.

MOTION: Councilmember Brewer moved to approve the meetings. The motion was seconded by Councilmember Rhilinger and passed by unanimous vote.

8C. PROPOSED CLASS SPECIFICATION FOR FIRE PREVENTION MANAGER

Recommendation

Recommendation of the Civil Service Commission and the Acting Human Resources Director that City Council approve the proposed class specification for Fire Prevention Manager.

Human Resources Manager Lawrence reported that the Fire Prevention Manager will replace the Fire Battalion Chief position in the reorganized Fire Prevention Division, which was civilianized during the 2010-2011 budget process, and this will save approximately \$150,000 per year.

Fire Chief Racowski briefly discussed the impact of the reorganization.

Tim McAtte, Torrance Fire Fighters Association, requested that the Council restore the firefighter position that was deleted from Truck 91, relating his belief that there might have been less damage sustained if the truck had been fully staffed during a recent attic fire at the New Horizons complex.

Councilmember Sutherland wanted to make clear that the Torrance Fire Department is not understaffed and there is no threat to public safety, noting that there are 46 firefighters on duty at any given time.

Councilmember Rhilinger stated that there was no mention of any problems in the reports she read about the fire and suggested that if Mr. McAtte truly felt there was a manpower shortage, he should have reported it immediately to supervisors rather than bringing it up at a Council meeting after the fact.

Mayor Scotto reported that he only heard positive comments from New Horizon residents about the fire department's response and related his understanding that there were several fire engines, trucks and paramedic units at the scene. He advised that the Council hopes to be able to restore positions in both the police and fire departments in the future but cannot do so at this time due to ongoing budget deficits.

MOTION: Councilmember Furey moved to concur with the staff recommendation. The motion was seconded by Councilmember Sutherland and passed by unanimous vote.

12. ADMINISTRATIVE MATTERS

12A. RESOLUTION RE SALARY RANGE FOR FIRE PREVENTION MANAGER POSITION

Recommendation

Recommendation of the City Manager that City Council adopt a Resolution amending Resolution No. 2010-75A for Executive and Management Employees, implementing the recommended salary range for the Fire Prevention Manager position.

Assistant to the City Manager Chaparyan reported that this is a companion item to Agenda Item 8C and it completes the civilianization of the Fire Prevention Division.

MOTION: Councilmember Barnett moved to concur with the staff recommendation. The motion was seconded by Councilmember Rhilinger and passed by unanimous vote.

RESOLUTION NO. 2012-17

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING RESOLUTION NO. 2010-75A SETTING FORTH CHANGES REGARDING THE HOURS, WAGES, AND WORKING CONDITIONS FOR EXECUTIVE AND MANAGEMENT EMPLOYEES

MOTION: Councilmember Brewer moved to adopt Resolution No. 2012-17. The motion was seconded by Councilmember Sutherland and passed by unanimous vote.

12B. AUTHORIZATION OF COMMUNITY MEETINGS RE TORRANCE TRANSIT SERVICE CHANGES

Recommendation

Recommendation of the Transit Director that City Council authorize two (2) community meetings to be held by the Torrance Transit department to request public input regarding the implementation of the Torrance Rapid Bus program and proposed modifications to the Transit Line #3 service.

Transit Administration Manager Mills reported that the Transit Department would like to hold two public meetings regarding the proposed Rapid Bus service between the South Bay Galleria and the Long Beach First Street Transit Gallery, with the first meeting to be held on February 23, 2012 at 7:00 p.m. in the Katy Geissert Civic Center Library and the second to be held in Long Beach on a date to be determined.

MOTION: Councilmember Barnett moved to concur with the staff recommendation. The motion was seconded by Councilmember Rhilinger and passed by unanimous vote.

12C. LETTER OF AGREEMENT RE 2007 CALL FOR PROJECTS FUNDING

Recommendation

Recommendation of the Transit Director that City Council approve a Letter of Agreement (LOA) with the Los Angeles County Metropolitan Transportation Authority (Metro) for 2007 Call for Projects funding. Expenditure: \$4,350,800.

Transit Administration Manager Mills reported that the grant funding will be used to purchase eight alternative fuel buses.

MOTION: Councilmember Barnett moved to concur with the staff recommendation. The motion was seconded by Councilmember Rhilinger and passed by unanimous vote.

12D. FORMALIZATION OF CITY POLICY RE PAYMENT OF PREVAILING WAGES

Recommendation

Recommendation of the City Manager that the City Council adopt a Resolution affirming and formalizing City policy regarding payment of prevailing wages on public works projects using only local or private funds.

Item was withdrawn and deferred to a later date.

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 2010 and 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; and
- 3) Appropriate and allocate \$176,283.60 and any interest to the recommended projects.

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.

Administrative Analyst Sentinella reported that the Police Chief was recommending that Citizens Options for Public Safety (COPS) grant funding be allocated as follows:

<u>2010 Grant Funds</u>	
Cadet Program	\$ 36,000.00
Public Safety Information System Server	<u>88,736.60</u>
Total	\$124,783.60
<u>2011 Grant Funds</u>	
2011 Victim Assistance Program	\$ 35,000.00
2011 Dispute Resolution Program	<u>16,500.00</u>
Total	\$ 51,500.00

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

MOTION: Councilmember Barnett moved to close the public hearing. The motion was seconded by Councilmember Rhilinger and passed by unanimous vote.

MOTION: Councilmember Barnett moved to concur with the staff recommendation. The motion was seconded by Councilmember Rhilinger and passed by unanimous vote.

13B. ORDINANCE REGULATING MOBILE FOOD VENDORS AND EVENTS

Recommendation

Recommendation of the Community Development Director that City Council:

- 1) Adopt an Ordinance amending the Torrance Municipal Code establishing standards for regulating mobile food vendors and events; and

2) Approve an ordinance summary for publication.

Item 13B was withdrawn and deferred to the February 28 meeting as Item 12A.

17. ORAL COMMUNICATIONS #2

17A. Councilmember Rhilinger announced that Torrance Rose Float Association will be holding fundraisers on Thursday, February 9, at The Counter, 21209 Hawthorne Boulevard; Thursday, February 16, at the Black Olive, 2418 Lomita Boulevard; and Thursday, February 23, at the California Pizza Kitchen, 25304 Crenshaw Boulevard. She noted that a flyer available at www.torrancerosefloat.com must be presented at the time of the meal in order for TRFA to receive credit.

17B. Councilmember Sutherland reminded viewers that next Tuesday is Valentine's Day.

17C. Councilmember Barnett reported that Torrance High School will be hosting a national tournament for high school varsity softball teams on March 22 through March 24 at Wilson Park and North High will be among the 16 teams participating. With the concurrence of Council, he requested that staff prepare an agenda item so the Council could consider waiving field and lighting fees associated with the tournament in an amount not to exceed \$2,000.

17D. Councilmember Brewer reported on his attendance at a meeting of the Independent Cities Association held in conjunction with the L.A. County Police Chiefs Association last weekend in Santa Barbara, noting that topics included the realignment of the prison system and regulating the sale of medical marijuana.

17E. Councilmember Brewer announced that the Torrance Education Foundation's annual "Celebrate Education" dinner will be held on March 23, which will include silent and live auctions, the raffle of a Lexus hybrid, and a performance by comedian Debi Gutierrez, with additional information available at www.torranceeducationfoundation.org.

17F. With the concurrence of Council, Councilmember Furey requested that staff prepare an agenda item so the Council could consider subsidizing the use of Cultural Art Center/Recreation Center facilities for the Southern California Orchestra and Band Association Music Festival to be held on March 20, noting that high schools and middle schools throughout Southern California will be participating.

17G. Councilmember Furey reported that for the eighth consecutive year, Toyota Motor Sales has generously donated a vehicle to be raffled off at the "Celebrate Education" dinner and raffle tickets for the 2012 Lexus hybrid are available for \$30, \$20 of which goes directly to the school or school organization specified. He noted that Bert Lynn Middle School has already netted \$5200 from raffle proceeds.

17H. Councilmember Numark announced that there will be a free “Seniors Don’t Be Scammed” seminar on the topic of preventing elder abuse on February 21 at 10:00 a.m. at the Katy Geissert Civic Center Library.

17I. Councilmember Numark announced that the Torrance Symphony will be holding a fundraiser “Speakeasy Cabaret” on Saturday, February 25, at 8:00 p.m. in the Armstrong Theatre.

17J. With the concurrence of Council, Councilmember Numark requested that staff draft an ordinance that would ban registered sex offenders from parks and other public places in Torrance.

17K. With the concurrence of Council, Mayor Scotto requested that staff confirm that the City owns a turf management aerator and to explore a method that would allow non-profit youth organizations to use it for soccer and school fields.

17L. Mayor Scotto thanked Assistant City Manager Giordano for her efforts to encourage the renovation of Del Amo Fashion Center and related his belief that people will be pleasantly surprised by the plans to be presented by the Simon Properties Group at the City Council workshop on Tuesday, February 28.

17M. Mayor Scotto wished everyone a happy Valentine’s Day.

18. EXECUTIVE SESSION

Considered earlier in the meeting, see page 1.

19. ADJOURNMENT

At 8:19 p.m., the meeting was adjourned to Tuesday, February 28, 2012 at 5:00 p.m. for a televised workshop with Simon Properties Group regarding proposed plans for Del Amo Fashion Center followed by a joint meeting with the Cultural Arts Commission in the West Annex Commission meeting room at 6:15 p.m. Regular business commences at 7:00 p.m. in the Council Chamber. Tuesday, February 14 and Tuesday, February 21 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 13, 2012