

**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 6:01 p.m. on Tuesday, April 10, 2007 in the City Council Chambers at Torrance City Hall.

ROLL CALL

Present: Councilmembers Brewer, Drevno, McIntyre, Nowatka, Sutherland, Witkowsky, 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 the City Attorney on agenda matters listed under 18A) Conference with Labor Negotiator, pursuant to California Government § 54957.6.

The City Council reconvened at 7:24 p.m. No formal action was taken on any matter considered in closed session.

2. FLAG SALUTE/INVOCATION

The Pledge of Allegiance was led by Councilmember Nowatka.

Councilmember Witkowsky gave the non-sectarian invocation.

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, April 6, 2007.

MOTION: Councilmember Sutherland 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 Witkowsky and passed by unanimous roll call vote.

4. WITHDRAWN OR DEFERRED ITEMS

City Manager Jackson noted that the appellant has requested that Agenda Item 13A be continued to the April 24, 2007 City Council meeting.

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS

Councilmember Nowatka reported that the City Council Community Development and Enrichment Committee had met earlier to discuss the design of the 2008 Rose Float and that an item would be brought forward at the April 24 City Council meeting.

Councilmember Brewer announced the April 17 City Council meeting would be held at 7:00 p.m. in the South High School gymnasium located at 4801 Pacific Coast Highway.

Councilmember Witkowsky announced that the City Council Public Safety Committee would meet on Thursday, April 26, at 4:30 p.m. in the West Annex meeting room to discuss the upcoming Emergency Preparedness Expo, PTA emergency preparedness, residential evacuation plans, and critical facilities within the city.

6. COMMUNITY MATTERS

6A. RESOLUTION NO. 2007-27 RE FRANK D. VALENCIA

RESOLUTION NO. 2007-27

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING FRANK DOROTEO VALENCIA UPON HIS RETIREMENT FROM THE CITY AFTER THIRTY-THREE YEARS OF SERVICE

MOTION: Councilmember McIntyre moved for the adoption of Resolution No. 2007-27. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote.

To be presented at a later date.

6B. RESOLUTION NO. 2007-28 RE FIRE CAPTAIN DAVID M. NESTHUS

RESOLUTION NO. 2007-28

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING FIRE CAPTAIN DAVID M. NESTHUS UPON HIS RETIREMENT FROM THE CITY AFTER TWENTY-NINE YEARS OF SERVICE

MOTION: Councilmember McIntyre moved for the adoption of Resolution No. 2007-28. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote.

Mayor Scotto presented the resolution to Fire Captain Nesthus, who accepted with appreciation.

Fire Chief Bongard commended Captain Nesthus for his service on the Fire Department, citing his expertise in creating training aids and recruitment materials as the department's first Multi-media Officer and his various duties as Hazmat Captain.

6C. RESOLUTION NO. 2007-29 RE FIREFIGHTER TAD M. FRIEDMAN

RESOLUTION NO. 2007-29

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING AND COMMENDING FIREFIGHTER TAD M. FRIEDMAN AS THE RECIPIENT OF A DISTINGUISHED SERVICE AWARD

MOTION: Councilmember McIntyre moved for the adoption of Resolution No. 2007-29. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote.

To be presented at a later date.

6D. RESOLUTION NO. 2007-30 RE FIREFIGHTER JEFFREY S. WILLIAMS

RESOLUTION NO. 2007-30

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING AND COMMENDING FIREFIGHTER JEFFREY S. WILLIAMS AS THE RECIPIENT OF A DISTINGUISHED SERVICE AWARD

MOTION: Councilmember McIntyre moved for the adoption of Resolution No. 2007-30. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote.

To be presented at a later date.

6E. PROCLAMATION RE “GLOBAL NATIONAL YOUTH SERVICES DAYS”

Mayor Scotto presented a proclamation declaring April 20 through April 22, 2007 as ***Global National Youth Services Days*** in the City of Torrance to Torrance Youth Council members Kyle Aguilar and Shreyasi Ghosh.

6F. PROCLAMATION RE “NATIONAL ANIMAL CONTROL APPRECIATION WEEK”

Mayor Scotto presented a proclamation declaring April 8 through April 14, 2007 as ***National Animal Control Appreciation Week*** in the City of Torrance to Animal Control Supervisor Shane Brinkerhoff and Animal Control Staff Assistant Patrick Wren.

Mr. Wren provided an update on the City's Animal Control Program, noting that the number of pets being licensed is increasing; that 126 animals have been returned to their owners this year; and that coverage has been expanded to seven days a week.

Joni Gang, president of Friends of Torrance Animals, commended Animal Control staff for doing an excellent job.

6G. PROCLAMATION RE “NATIONAL LIBRARY WEEK”

Mayor Scotto presented a proclamation declaring April 15 through April 21, 2007 as ***National Library Week*** in the City of Torrance to Library Commissioner Judi Gerber.

Ms. Gerber noted special events to be held during National Library Week; invited everyone to attend the Friends of Torrance Library book sale on Saturday, April 21; and thanked the Friends of Torrance Library for their continued support.

7. ORAL COMMUNICATIONS #1 – None.

8. CONSENT CALENDAR

8A. RELEASE OF SUBDIVISION BONDS FOR TRACT MAP NO. 54013

Recommendation

The **Community Development Director** recommends that City Council approve the release of three subdivision bonds for Tract Map No. 54013, which was subdivided by PE Ventures, LLC, and located at 1226 Engracia Avenue.

8B. RELEASE OF SUBDIVISION BONDS FOR TRACT MAP NO. 54014

Recommendation

The **Community Development Director** recommends that City Council approve the release of three subdivision bonds for Tract Map No. 54014, which was subdivided by PE Ventures, LLC, and located at 1321 Post Avenue.

8C. MERGING OF HARVEST HEALTH FAIR AND HEALTH AND RESOURCE FAIR

Recommendation

The **Community Services Director** recommends that City Council approve the concept of merging the Harvest Health Fair, currently sponsored by the Community Services Department, and the Health and Resource Fair, currently sponsored by the Salvation Army, Torrance Corps, the first combined fair to be held on Saturday, September 15, 2007 at the Salvation Army, Torrance Corps facility.

8D. PURCHASING AGREEMENT FOR LUBRICATING OILS

Recommendation

The **General Services Director** and **Transit Director** recommend that City Council authorize renewing an annual purchasing agreement with G.P. Resources, Inc., dba General Petroleum of Long Beach, CA, in an amount not to exceed \$90,600 including sales tax and applicable fees, to furnish lubricating oils on an as needed basis for a period of one (1) year. The subject purchasing agreement will be effective April 20, 2007 through April 19, 2008.

8E. AMENDMENT RE LEGAL SERVICES FOR WILLETT V. CITY OF TORRANCE

Recommendation

The **City Attorney** recommends that City Council approve the Third Amendment to the fee agreement with the law firm of Rutan and Tucker (C2006-021) to provide legal services in the matter of Willett v. City of Torrance in the additional amount of \$100,000 for a not to exceed total of \$199,000.

8F. INTERIM AGREEMENT WITH WATER REPLENISHMENT DISTRICT OF SOUTHERN CALIFORNIA

Recommendation

The **Public Works Director** recommends that City Council approve an interim service agreement with the Water Replenishment District of Southern California (WRD) to provide treated potable water supplies from the Goldsworthy Desalter Project for the balance of calendar year 2007, calendar year 2008, and calendar year 2009, with an option to extend the agreement for two additional years through 2011.

MOTION: Councilmember Drevno moved for the approval of Consent Calendar Items 8A through 8F. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote.

9. COMMUNITY SERVICES

9A. ORDINANCE NO. 3693 RE OVERNIGHT PARKING AT PUBLIC PARKS

Recommendation

The **Community Services Director** and the **Chief of Police** recommend that City Council adopt an Ordinance adding Section 49.2.9 to the Torrance Municipal Code related to parking of vehicles in public parks and parking lots servicing public parks between the hours of 10:00 p.m. and 6:00 a.m. and approve an ordinance summary for publication.

Recreation Services Manager Jones reported that the proposed ordinance mirrors the existing ordinance prohibiting people from entering or remaining in City parks during the hours of 10:00 p.m. and 6:00 a.m.

Responding to questions from the Council, Police Chief Neu confirmed that there will be a campaign to inform the public about the new regulation; that officers will regularly patrol City parks to enforce the ordinance; and that permits will be available so those who park at Wilson Park and take a bus to the Hollywood Bowl will not be cited.

Councilmember Witkowsky asked that staff explore the possibility of extending the ban on overnight parking to all public parking lots in Torrance.

Debbie Hays, resident, reported that she and other people walk/jog at City parks before 6:00 a.m. and expressed concerns that they will receive citations. Police Chief Neu agreed to look into this issue.

MOTION: Councilmember Sutherland moved to concur with the staff recommendation and approve an ordinance summary for publication. The motion was seconded by Councilmember Brewer and passed by unanimous roll call vote.

ORDINANCE NO. 3693

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADDING SECTION 49.2.9 OF THE TORRANCE MUNICIPAL CODE PROHIBITING THE PARKING OF VEHICLES IN PARKING AREAS SERVICING PUBLIC PARKS

MOTION: Councilmember McIntyre moved for the adoption of Ordinance No. 3693. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote.

12. ADMINISTRATIVE MATTERS

12A. LEASE FOR 25200-25202 CRENSHAW BOULEVARD

Recommendation

The **Land Management Team** recommends that City Council:

- 1) Adopt a Resolution determining certain city-owned property not required for city purposes and that leasing the property is in the public interest (Resolution); and
- 2) Authorize a lease by and between the City of Torrance (Lessor) and Robert Hollis (Lessee) for City-owned property located at 25200 – 25202 Crenshaw Boulevard in the City of Torrance.

Assistant to the City Manager Sunshine briefly reviewed the terms of the lease per written material of record.

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

RESOLUTION NO. 2007-32

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE DETERMINING CERTAIN CITY-OWNED PROPERTY NOT REQUIRED FOR CITY PURPOSES AND THAT LEASING THE PROPERTY IS IN THE PUBLIC INTEREST (25200-25202 CRENSHAW BOULEVARD)

MOTION: Councilmember McIntyre moved for the adoption of Resolution No. 2007-32. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote.

12B. VACATION OF PUBLIC WALK EASEMENT

Recommendation

The **Community Development Director** recommends that City Council adopt a Resolution summarily vacating a public walk easement on the southwest side of Columbia Place between Van Ness Avenue and Dominguez Street.

Community Development Director Gibson reported that there is no need for the subject walkway easement, which was granted in the 1920s to provide access to an alley that was never created, therefore, an adjacent property owner has requested that it be vacated to allow for improvements.

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

RESOLUTION NO. 2007-33

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE ORDERING THE SUMMARY VACATION OF A WALK EASEMENT ON THE SOUTHWEST SIDE OF COLUMBIA PLACE BETWEEN VAN NESS AVENUE AND DOMINGUEZ STREET IN THE CITY OF TORRANCE

MOTION: Councilmember McIntyre moved for the adoption of Resolution No. 2007-33. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote.

12C. ALLOCATION OF PROCEEDS FROM LEASE WITH SPRINT PCS ASSETS

Recommendation

The **City Manager** recommends that City Council authorize the deposit of lease proceeds from a lease by and between the City of Torrance (City) and Sprint PCS Assets, L.L.C., a Delaware Limited Liability Company, for a portion of City-owned property located at 4727 Emerald Street (Victor Park Parking Lot) to the Parks and Recreation Enterprise Fund to be utilized for the purchase of new and replacement park equipment at various City parks.

Assistant to the City Manager Sunshine reported that the Parks and Recreation Commission has recommended that revenue from the lease with Sprint PCS Assets to allow a cell antenna at Victor Park be directed to the Parks and Recreation Fund for the purchasing/replacement of park equipment.

In response to Councilmember Sutherland's inquiry, Mr. Sunshine confirmed that by approving this item, the Council would not be setting a precedent with regard to the allocation of funds from future cell antenna leases.

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

13. HEARINGS

13A. CUP06-00019, DIV06-00017: 1903 WEST 222ND STREET – MIKE CHAMBERLAIN (PITA PROPERTIES, LLC)

Recommendation

The **Planning Commission** and **Community Development Director** recommend that City Council deny the appeal and take the following action on property located in the R-3 zone at 1903 West 222nd Street:

- 1) Adopt a Resolution approving a Conditional Use Permit to allow construction of a four unit condominium project; and
- 2) Adopt a Resolution approving a Division of Lot for condominium purposes.

CUP06-00019 and DIV06-00017: MIKE CHAMBERLAIN

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.

Community Development Director Gibson reported that the appellant requested that the hearing be continued to the April 24 City Council meeting and the applicant has agreed to the continuance.

MOTION: Councilmember Sutherland moved to continue the hearing to April 24, 2007. The motion was seconded by Councilmember Brewer and passed by unanimous roll call vote.

16. SECOND READING ORDINANCES

16A. SECOND AND FINAL READING OF ORDINANCE NO. 3692

ORDINANCE NO. 3692

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTION 225.1.15 OF THE TORRANCE MUNICIPAL CODE RELATING TO UTILITY USERS' TAX REFUNDS

MOTION: Councilmember McIntyre moved for the adoption of Ordinance No. 3692. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote.

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The Council met as the Redevelopment Agency from 8:21 p.m. to 8:22 p.m.

17. ORAL COMMUNICATIONS

17A. Councilmember Sutherland noted that the Torrance Unified School District was currently on spring break and asked everyone to use caution when driving.

17B. Mayor Scotto announced that there would be a Computer/Electronics recycling event at Toyota on Earth Day, Saturday, April 21, between the hours of 9:00 a.m. and 3:00 p.m.

17C. City Manager Jackson clarified that although the April 17 City Council meeting at South High School would focus on issues in the south and southwest areas of Torrance, everyone was welcome to attend and discuss any concerns.

18. EXECUTIVE SESSION

Considered earlier in the meeting, see page 1.

19. ADJOURNMENT

At 8:26 p.m., the meeting was adjourned to Tuesday, April 17, 2007, for the regular meeting commencing at 7:00 p.m. in the South Torrance High School Gymnasium located at 4801 Pacific Coast Highway.

Attest:

/s/ Frank Scotto

Mayor of the City of Torrance

/s/ Sue Herbers

Sue Herbers,
City Clerk of the City of Torrance

Approved on June 5, 2007