

April 22, 2003

**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 5:30 p.m. on Tuesday, March 25, 2003, in City Council Chambers at Torrance City Hall.

ROLL CALL

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

Absent: Councilmember McIntyre.

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

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17. EXECUTIVE SESSION

The Council immediately recessed to closed session to confer with the City Manager and the City Attorney on agenda matters listed under 17a) Conference with Legal Counsel - Existing Litigation; 17b) Conference with Legal Counsel - Anticipated Litigation; and 17c) Real Property - Conference with Real Property Negotiator; pursuant to California Government Code § 54956.9 (a), 54956.9, and 54956.8.

City Council reconvened at 7:22 p.m. (Councilmember McIntyre absent.)

2. FLAG SALUTE/INVOCATION

Councilmember Lieu led the Pledge of Allegiance.

Reverend Derek Jones, Crenshaw Baptist Church, gave the invocation.

3. AFFIDAVIT OF POSTING/WAIVE FURTHER READING

MOTION: Councilmember Mauno 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 Witkowsky, and passed by unanimous roll call vote (Councilmember McIntyre absent).

MOTION: Councilmember Mauno 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 Mayor Walker and passed by unanimous roll call vote (Councilmember McIntyre absent).

4. WITHDRAWN OR DEFERRED ITEMS

None.

5. **COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS**

Councilmember Nowatka announced that a joint meeting of the Citizen Development and Enrichment Committee and Torrance Unified School District would be held on Wednesday, April 30, 2003, in the T.U.S.D. District Conference Room at 2335 Plaza Del Amo Boulevard to discuss the vending machine issue.

Mayor Walker announced a City Council Budget Workshop would be held on Tuesday, May 13th at 5:30 p.m. in the Council Chambers of City Hall.

Councilmember Lieu announced the birth of his first-born son, Brennan Chim Lieu, on April 21 at Little Company Hospital weighing 7 lbs, 5 oz and 19" long.

6. **COMMUNITY MATTERS**

6a. **NATIONAL YOUTH SERVICES DAY**

Proclamation declaring Saturday, April 26, 2003, as "***National Youth Services Day***" in the City of Torrance, and urging all area youth to become involved in their cities and help build a brighter tomorrow.

Mayor Walker presented the proclamation, read by Councilmember Scotto, to Torrance Youth Council President Lindsey Adams.

6b. **NATIONAL VOLUNTEER WEEK**

Proclamation declaring the week of April 27 through May 3, 2003, as "***National Volunteer Week***" in the City of Torrance, and urging all the citizens of Torrance to observe this week by recognizing the individuals who have enriched our community through their volunteer service.

Mayor Walker presented the proclamation, read by Councilmember Witkowsky, by volunteers Virginia Greenhouse, Police Department, Tony D'Acquisito, Parks and Recreation, Yurika Mori, Library, Yuhoon Yoon, City Attorney's office and Christina Cotto, Cultural Arts Center on behalf of all the City's volunteers.

6c. **2004 TORRANCE ROSE FLOAT DESIGN AND AGREEMENT**

Recommendation of the City Council Ad Hoc Committee Rose Float Committee that City Council:

- 1) Approve the design entitled "AMERICA THE BEAUTIFUL" for the City float entry in the Pasadena Tournament of Roses Parade on January 2, 2004;
- 2) Approve an agreement between the City of Torrance and Fiesta Parade Floats for the design, construction, entry, display and operation of the Torrance Float in the 2004 Pasadena Tournament of Roses Parade; and
- 3) Approve the expenditure of \$80,000 for related costs.

MOTION: Councilmember Witkowsky moved to concur with the staff recommendation. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote (Councilmember McIntyre absent).

Councilmember Witkowsky as representative of the City Council to the Torrance Rose Float Association congratulated and applauded Ms. Hoffman, as President and all of the wonderful volunteers for their hard work.

Mary Hoffman, Torrance Rose Float Association President, presented the Mayor and Council a photo of the TRFA 2003 float "Catching the Brass Ring", winner of the Princess Trophy.

Tim Estes, Jim Hynd, and Raul Rodriguez of Fiesta Floats presented the proposed 2004 float design. Tim Estes expressed their organization's pride in the prize-winning floats produced for Torrance stating that one of the main reasons was the hard work of Mary, the officers and the workers. He noted that as they are coming to the 50th anniversary for the City of Torrance of being in the Rose Parade that they are going for the gold and expressed hope that the design chosen would hit home for the 2004 Rose Parade.

7. CONSENT CALENDAR

7a. CONFIRMATION OF SUPERCEDED COVENANT AND AGREEMENT TORRANCE COMPANY AND CARSON-MADRONA COMPANY

Recommendation

Recommendation of the Building and Safety Director that City Council approve a "Confirmation of a Superceded Covenant and Agreement" from the Torrance Company and Carson-Madrona Company, and authorize the Mayor to execute and the City Clerk to attest to said agreement.

7b. ANNUAL REPORT – TORRANCE ROSE FLOAT ASSOCIATION

Recommendation

Recommendation of the Parks and Recreation Director that City Council accept and file the Torrance Rose Float Association Annual Report for 2002/2003 (2003 Float).

7c. DONATIONS FOR LIVING TREE DEDICATION PROGRAM

Recommendation

Recommendation of the Parks and Recreation Commission and the Parks and Recreation Director that City Council accept donations totaling \$1,575 for the Living Tree Dedication Program.

7d. PURCHASE ORDER TO CUROTTO-CAN - RECYCLING TRUCK CONTAINERS

Recommendation

Recommendation of the Street Services Director that City Council authorize a purchase order to be issued to Curotto-Can, Inc. of Sonoma, CA in the amount of \$60,071.66 for the sole source purchase of three automated front loader recycling truck containers.

7e. **SUBLEASE WITH MAXIMUS - CARSON WORKSOURCE CENTER**

Recommendation

Recommendation of the Human Resources Director that the City Council authorize the Mayor to execute and the City Clerk attest to an amendment to the sublease agreement by and between the City of Torrance and MAXIMUS C2002-213 for approximately 230 sq. ft. of space at the Carson WorkSource Center for a total of \$11,036.34 over the term of the sublease.

MOTION: Councilmember Lieu moved for the approval of Consent Calendar Items 7a through 7e. The motion was seconded by Councilmember Scotto and passed by unanimous roll call vote (Councilmember McIntyre absent).

11. **ADMINISTRATIVE MATTERS**

11a. **RESOLUTION SUMMARILY VACATING A SEWER EASEMENT**

Recommendation of the Engineering Director that City Council approve and adopt a **RESOLUTION** summarily vacating a sewer easement east of Anza Avenue between Maricopa and Emerald Streets.

MOTION: Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember Nowatka and passed by unanimous roll call vote (Councilmember McIntyre absent).

City Clerk Herbers read number and title to

RESOLUTION 2003-33

**ORDERING THE SUMMARY VACATION OF A SEWER
EASEMENT EAST OF ANZA AVENUE BETWEEN
MARICOPA AND EMERALD STREETS IN THE CITY OF
TORRANCE**

MOTION: Councilmember Nowatka moved to adopt Resolution 2003-33. The motion was seconded by Councilmember Scotto and passed by unanimous roll call vote (Councilmember McIntyre absent).

11a. **CONTINUATION OF STATE OF LOCAL EMERGENCY RE CAROLWOOD
LANE/SINGINGWOOD DRIVE**

Recommendation

Recommendation of the City Manager and the City Attorney that City Council continue the state of local emergency proclaimed March 2, 2001 for properties located on Carolwood Lane and Singingwood Drive.

MOTION: Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote. (Councilmember McIntyre absent).

12. **HEARINGS**

12a. **TORRANCE LIGHTING DISTRICT NO. 99-1 FOR FISCAL YEAR 2003-2004**

Recommendation

Recommendation of the Planning Director that City Council:

- 1) Hold a Public Hearing on the proposed levy of assessment within the City of Torrance Lighting District No. 99-1 for Fiscal Year 2003/2004; and
- 2) Adopt a Resolution confirming the diagram and assessment for Fiscal Year 2003/2004 and ordering the improvements in connection with the City of Torrance Lighting District No. 99-1.

Mayor Walker opened the Public Hearing opened at 7:41 p.m.

Rick Marshall, 2065 W. 235th Street, Torrance, questioned the actual amount that will require the assessment to be increased and brought the City Council's attention to page 14 on the agenda Item – allocation of cost and benefits. He mentioned that there were light standards that are still bagged with many of the bags flapping and stated his understanding that something was to be done with them. He questioned the need to raise the assessment, as there were savings that should be realized specifically through negotiations with Southern California Edison (SCE) for a \$10,000 rate cutback or through salaries and benefits.

Transportation Planner Semaan stated that the numbers are based on actual costs that the City incurs, not only for the City Staff, but also for SCE bills paid, that the rates are not set by the City but by the California Public Utilities Commission, and are not subject to negotiations.

Councilman Scotto stated that when the City bagged the lights, the intent was not necessarily to save money, but to save electricity as our civic responsibility at that specific time.

MOTION: Councilmember Scotto moved to close the Public Hearing at 7:47 p.m. Councilmember Witkowsky seconded the motion that passed by a unanimous roll call vote. (Absent Councilmember McIntyre)

MOTION: Councilmember Scotto moved to concur with the staff recommendation. Councilmember Nowatka seconded the motion that passed by a unanimous roll call vote. (Absent Councilmember McIntyre)

City Clerk Herbers gave a number and read the title to

RESOLUTION 2003-34

CONFIRMING THE DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2003-2004 IN CONNECTION WITH THE CITY OF TORRANCE LIGHTING DISTRICT NO. 99-01 PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAY CODE, AND AS PROVIDED BY ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION

MOTION: Councilmember Nowatka moved to adopt Resolution 2003-34. Councilmember Scotto seconded the motion that passed by a unanimous roll call vote. (Absent Councilmember McIntyre)

12b. AMEND TORRANCE MUNICIPAL CODE – POSTED SPEED LIMITS

Recommendation of the **Planning Director** and **Police Chief** that City Council concur with staff's recommendation to:

- 1) Amend Section 61.10.3 "Subsection g" of the Torrance Municipal Code (TMC) to read Torrance Boulevard between Madrona Avenue to east City limit within the City with a maximum speed limit of thirty-five (35) miles per hour;
- 2) Amend Section 61.10.3 of the TMC to add "Subsection u" which adds Madrona Avenue between Sepulveda Boulevard and Torrance Boulevard to the list of locations with a maximum speed limit of thirty-five (35) miles per hour;
- 3) Amend Section 61.10.4 "Subsection l" of the TMC to read Torrance Boulevard between west City limit and Madrona Avenue with a maximum speed limit of forty (40) miles per hour; and
- 4) Amend Section 61.10.4 of the TMC to add "Subsection n" which adds Madrona Avenue between Torrance Boulevard and Del Amo Boulevard to the list of locations with a maximum speed limit of forty (40) miles per hour.

Mayor Walker opened the public hearing at 7:49 p.m. No one from the public came forward to speak.

MOTION: Councilmember Scotto moved to close the public hearing at 7:50 p.m. Councilmember Witkowsky seconded the motion and a roll call vote was unanimous (Absent Councilmember McIntyre).

MOTION: Councilmember Scotto moved to concur with the staff recommendation. Councilmember Nowatka seconded the motion and a roll call vote was unanimous (Absent Councilmember McIntyre).

City Clerk Herbers gave a number and read the title to

ORDINANCE 3533

AMENDING SECTIONS 61.10.3 AND 61.10.4 OF DIVISION 6 OF THE TORRANCE MUNICIPAL CODE RELATING TO POSTED SPEED LIMITS WITHIN THE CITY.

MOTION: Councilmember Nowatka moved to adopt Ordinance 3533. Councilmember Witkowsky seconded the motion and a roll call vote was unanimous (Absent Councilmember McIntyre).

15. SECOND READING ORDINANCES

15a. SECOND AND FINAL READING OF ORDINANCE NO. 3532

ORDINANCE NO. 3532

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING CHAPTER 7 OF DIVISION 4 OF THE TORRANCE MUNICIPAL CODE RELATING TO ADOPTION BY REFERENCE OF CERTAIN PORTIONS OF THE LOS ANGELES COUNTY HEALTH AND SAFETY CODE (TITLE 11) AND OF TITLE 8 (CONSUMER PROTECTION AND BUSINESS REGULATIONS)

MOTION: Councilmember Nowatka moved for the adoption of Ordinance No. 3532 at the second and final reading. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote (Councilmember McIntyre absent).

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Redevelopment Agency convened at 5:30 p.m. for a Closed Session and met from 7:50 p.m. to 7:53 p.m.

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16. ORAL COMMUNICATIONS

16a. Fire Chief Bongard announced Fire Services Day would be held on May 10th between 10:00 a.m. and 4:00 p.m. with open houses at the various fire stations and live fire demonstrations in the south parking lot of SCROC at 11:00 a.m., 1:00 p.m., and 3:00 p.m. He invited the public to attend.

16b. Councilmember Lieu noted he was glad to see the POW's return home safely and his thoughts and prayers were out to those still overseas and their families.

16c. Councilmember Lieu thanked the Little Company of Mary Hospital staff for taking good care of his wife during the birth of his son.

16d. Councilmember Mauno thanked the Torrance Rose Float Association for a wonderful choice for the 2004 float entry.

16e. Councilmember Mauno noted his attendance at Toyota's award-winning South Campus building grand opening commenting that it was an architectural gem that promotes a cleaner environment. He also mentioned the hydrogen-fueled car had a very smooth ride.

16f. Councilmember Nowatka echoed comments on the new Toyota green buildings stating that it was one of only twelve in the nation that had received a Gold Level Certification from the U. S. Green Building Council's Leadership in Energy and Environmental Design (LEED) Green Building rating system

16g. Councilmember Nowatka noted he was proud of the design picked by the Rose Float Association as the 2004 float entry.

16h. Councilmember Nowatka announced the Armed Forces Day Parade would be on Saturday, May 17 at 1:30 p.m.

16i. Councilmember Scotto echoed comments on the grand opening of Toyota's South Campus building and added that the buildings will house approximately 500 employees.

16j. Councilmember Scotto noted he attended ExxonMobil plant tour with Councilmember Mauno and was pleased at the safety measures taken.

16k. Councilmember Witkowsky echoed comments on the Toyota South Campus building and added that the carpeting was made out of natural fibers and the solar panels on the roof would contribute 20% of each building's electricity needs.

16l. Councilmember Witkowsky congratulated Councilmember Lieu and his wife Betty on the birth of their son.

16m. Mayor Walker stated he had the opportunity to drive the Toyota hydrogen fueled car.

16n. Mayor Walker commented on the birth of Councilmember Lieu's son and trusted that they would cherish the moment.

17. EXECUTIVE SESSION

Considered earlier in the meeting.

18. ADJOURNMENT

At 8:01 p.m., the meeting was adjourned to Tuesday, May 6, 2003, for regular meeting commencing at 6:00 p.m. in the Council Chambers. Tuesday, April 29, 2003, will be a Council dark night.

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 July 15, 2003