

**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 6:30 p.m. on Tuesday, June 10, 2008 in the City Council Chambers at Torrance City Hall.

**ROLL CALL**

Present: Councilmembers Barnett, Brewer, Drevno, 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 City Attorney on agenda matters listed under 18A) Conference with Legal Counsel – Existing Litigation, and 18B) Real Property – Conference with Real Property Negotiator, pursuant to California Government Code § 54956.9(a) and 54956.8.

The City Council reconvened at 7:06 p.m. No formal action was taken on any matter considered in closed session.

**2. FLAG SALUTE/INVOCATION**

The flag salute 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, June 5, 2008.

**MOTION:** Councilmember Brewer 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 WITHDRAWN OR DEFERRED ITEMS**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 announced that the public hearing on Agenda Item 13A would be continued to June 17, 2008

**5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS**

City Clerk Herbers invited staff and the public to view watercolors by Torrance Artist Guild member Patricia Brinton on display in the City Clerk's office for the month of June.

City Attorney Fellows asked that the meeting be adjourned in memory of former Deputy City Attorney Herm Herzbrun, who passed away on June 6.

**6. COMMUNITY MATTERS**

**6A. RECOGNITION OF "AGING IN PLACE" DONORS**

Councilmember Witkowsky provided background information about the Aging in Place program whereby homes are remodeled to remove physical barriers so elderly residents can remain in their homes and maintain an independent lifestyle. She introduced Hugh Finley, whose home in New Horizons was remodeled, and presented certificates to representatives of the following "Aging in Place" donors: Benjamin Moore, Carpet Spectrum, Catalina Home, Ceasarstone, Clark Adams Co. Window & Doors, Closet Factory, Delivery Associates, Design That Works-Accessibility, J. McKeeve Plumbing Inc., Nafco Flooring By Tarkett, Platinum Properties Garret Nuttman, Stone Etc., Sun Electric, Inc., The Restoration Factory, The Sterling Collection – Maureen Ivin, Torrance Kiwanis Foundation, and TOTO. Those unable to attend were: Dave Eggli Construction, Decore-ative Specialities, Patricia Edwards, and Southwestern Tile.

**6B. INTRODUCTION OF TORRANCE STUDENTS PARTICIPATING IN SISTER CITY CULTURAL EXCHANGE PROGRAM**

Torrance Sister City Association President Hazel Taniguchi introduced adult leader Kay Ujimori and the following students who will be traveling to Kashiwa, Japan, as part of the Torrance Sister City Cultural Exchange Program: Aaron Burton, Danielle Gimian, Chasen Hayashi, Derek Namimoto, Melissa Shintani, Kenji Ueki, Blaine Yamauchi and Jaime Yoshida.

**7. ORAL COMMUNICATIONS #1**

**7A.** Maria Jennings thanked the City for subsidizing rental fees for the use of Wilson Park softball fields for the Kalaea Jennings Memorial Softball Tournament held on April 20, 2008. She noted that the event raised \$46,420 for First Candle, a charitable organization dedicated to the prevention of Sudden Infant Death Syndrome (SIDS).

**7B.** Richard Browning, resident, expressed concerns that a 911 call requesting paramedics made from a Torrance health club was routed to an out-of-state call center before being relayed to the Torrance Fire Department, which resulted in a delay of several minutes.

**7C.** Jennifer Matsui provided background information about Teens Against Cancer, a non-profit organization run entirely by teens, which raises money for young cancer patients and pediatric cancer research. She requested that the City consider waiving fees for a variety show fundraiser to be held at the Armstrong Theatre.

**7D.** Haley Fricke, Teens Against Cancer, echoed the request for a waiver of fees for the variety show fundraiser.

**7E.** Megan Kimura, Teens Against Cancer, reported that teens throughout the South Bay work all summer for this cause.

**7F.** Melody Lapovich, Teens Against Cancer, noted that in addition to the variety show, members conduct carwashes and sell homemade jam and crafts to support this charity.

**7G.** Jamie Nichols, Teens Against Cancer, reported on the organization's growth and echoed the request for the waiver of fees.

**7H.** Kimberly Yu noted that the young people involved in Teens Against Cancer are very committed to the cause and encouraged the City Council to support them.

**7I.** Michael Wermers announced that the June 12 Airport Commission meeting, which will include a discussion on allowing the sale of jet fuel, has been moved to Council Chambers.

**7J.** Debra Corwin, resident, requested that the City consider a mandatory spay/neuter program for animals.

**8. CONSENT CALENDAR**

**8A. APPROVAL OF MINUTES – APRIL 15 AND APRIL 22, 2008**

**Recommendation**

Recommendation of the **City Clerk** that City Council approve the City Council minutes of April 15 and April 22, 2008. **Note:** Minutes of April 22 were not available and will be approved at a later date.

**8B. APRIL 2008 INVESTMENT REPORT**

**Recommendation**

Recommendation of the **City Treasurer** that City Council accept and file the monthly investment report for the month of April 2008.

**8C. APPROVAL OF FINAL TRACT MAP NO. 52989**

**Recommendation**

Recommendation of the **Community Development Director** that City Council approve the release of three subdivision bonds for Tract Map No. 52989, which was subdivided by Kort & Scott Financial Group, and located at 23701 Western Avenue.

**8D. APPROVAL OF FINAL TRACT MAP NO. 54015**

**Recommendation**

Recommendation of the **Community Development Director** that City Council approve the release of three subdivision bonds for Tract Map No. 54015, which was subdivided by The Olson Company and Park Gibbs Development Company, and located at 2708 Cabrillo Avenue.

**8E. APPROVAL OF FINAL PARCEL MAP NO. 26151**

**Recommendation**

Recommendation of the **Community Development Director** that City Council:

- 1) Approve Final Parcel Map No. 26151 creating two lots, subdivided by Magellan Group, Inc. and located at 4300 - 4320 190th Street, which substantially conforms to and meets all conditions of approval of the Tentative Parcel Map; and
- 2) Accept an additional 2' public sewer easement to an existing 10' public sewer easement.

**8F. SOLE SOURCE PURCHASE OF ELECTRONIC DATABASES**

**Recommendation**

Recommendation of the **Community Services Director** that City Council approve the sole source purchase of three electronic databases (EBSCO Host, NovelList, and Auto Repair Reference Center) from EBSCO, Inc., for \$34,580 for the Torrance library system.

**8G. 2008-2009 GRANT PROGRAM FOR NON-PROFIT ARTS ORGANIZATIONS**

**Recommendation**

Recommendation of the **Cultural Arts Commission** and the **Community Services Director** that City Council approve funding of \$4,000 under the Fiscal Year 2008-2009 Grant Program for Non-profit Arts Organizations.

**8H. FINANCIAL/NARRATIVE REPORTS FOR 2007-2008 NON-PROFIT SOCIAL SERVICES AGENCY GRANT RECIPIENTS**

**Recommendation**

Recommendation of the **Parks and Recreation Commission** and the **Community Services Director** that City Council accept and file the Financial and Narrative Reports of completed projects for the 2007 Fiscal year non-profit social services agency grant recipients.

**8I. PURCHASE AGREEMENTS FOR BOOKS, AUDIO/VIDEO MATERIALS, ELECTRONIC DATABASES AND MISCELLANEOUS LIBRARY SUPPLIES**

**Recommendation**

Recommendation of the **Community Services Director** that City Council authorize purchase agreements in a combined total not to exceed \$476,796 to:

- 1) Baker & Taylor of Reno, NV in the amount of \$292,600;
- 2) Gale Group of Farmington Hills, MI in the amount of \$53,619;
- 3) ProQuest Information & Learning of Ann Arbor, MI in the amount of \$31,777;

- 4) Baker & Taylor Entertainment of Reno, NV in the amount of \$80,800; and
- 5) Demco Company of Williamsport, PA in the amount of \$18,000 for the annual requirement of various books, audio and video materials, electronic databases and miscellaneous library supplies on an as needed basis for the Torrance Library system for FY 2008-09.

**8J. PURCHASE ORDER FOR RIDESHARE PROGRAM INCENTIVES**

**Recommendation**

Recommendation of the **Human Resources Director** that City Council authorize a purchase order for Fiscal Year 2008-2009 with Just Rewards for Rideshare Program incentives in an amount not to exceed \$80,000.

**8K. CONSULTING SERVICES AGREEMENT WITH WECK LABORATORIES**

**Recommendation**

Recommendation of the **Public Works Director** that City Council accept the proposal submitted by Weck Laboratories, Inc. for laboratory analysis and testing of water samples and award a consulting services agreement in the amount of \$30,000.

**8L. AMENDMENT TO FEE AGREEMENT FOR LEGAL SERVICES**

**Recommendation**

Recommendation of the **City Attorney** that City Council approve the amendment to the fee agreement with the law firm of Buchalter Nemer (C2008-040) for an additional \$24,000 for a total contract amount not to exceed \$48,000 to provide legal services.

**8M. CONSULTING SERVICES AGREEMENT FOR CRITICAL INCIDENT STRESS MANAGEMENT PROGRAM**

**Recommendation**

Recommendation of the **Fire Chief** that City Council approve a one-year consulting services agreement with Gary F. Brown, PHD, LMFT ("Consultant"), from July 1, 2008 to June 30, 2009, in an amount not to exceed \$28,000 for provision of Critical Incident Stress Management Program.

**8N. PROPOSITION A FUND EXCHANGE AGREEMENT WITH CITY OF PALOS VERDES ESTATES**

**Recommendation**

Recommendation of the **Finance Director** that City Council approve Proposition A Fund Exchange agreement with the City of Palos Verdes Estates for \$70,000 and \$140,000 of City of Torrance General Funds for \$100,000 and \$200,000 Proposition A Funds from City of Palos Verdes Estates.

**80. CONTRACT RE KATY GEISSERT CIVIC CENTER LIBRARY REMODEL**

**Recommendation**

Recommendation of the **General Services Director** and the **Community Services Director** that City Council award a contract to Action Contractors, Inc. for \$729,443 with a 5% contingency of \$36,472 for the Katy Geissert Civic Center Library 1st Floor Remodel (FEAP #327) and approve a 10% project management fee of \$72,944 and \$5,000 for engineering services.

**8P. CONTRACT FOR COMMUTER TRANSPORTATION CONSULTING SERVICES**

**Recommendation**

Recommendation of the **Human Resources Director** that City Council approve a contract with Kim Fuentes, in an amount not to exceed \$65,520, for commuter transportation (Rideshare) consultant services for July 1, 2008 through June 30, 2009.

**8Q. PURCHASE AGREEMENT AMENDMENT FOR AUTOMOTIVE REPAIR PARTS AND SUPPLIES**

**Recommendation**

Recommendation of the **General Services Director** that City Council authorize an amendment to an existing purchasing agreement with Peerless Auto Parts of Torrance, CA, in an amount not to exceed \$15,000, for a total not to exceed expenditure of \$65,000 for the purchase of automotive repair parts and supplies. The purchasing agreement was for a period of one year and is due to expire October 5, 2008.

**8R. PURCHASE ORDER RE COMMUNICATIONS AND ELECTRONICS EQUIPMENT FOR POLICE VEHICLES**

**Recommendation**

Recommendation of the **General Services Director** and the **Police Chief** that City Council award a purchase order to 10-8 Retrofit Inc. of La Verne, CA in an amount not to exceed \$41,055.09, including sales tax and a ten percent (10%) contingency of \$3,732.28. This purchase order will cover purchase and installation of various items of communications and electronics equipment and other accessories in fifteen (15) new 2008 Ford Crown Victoria Police Interceptors (CVPI) (B2008-19).

**8S. ACCEPTANCE/APPROPRIATION OF GRANTS FOR SUMMER INTERNS**

**Recommendation**

Recommendation of the **Community Services Director** that City Council accepts and appropriates two grants of \$4,000 each from the Los Angeles County Arts Commission and the Getty Foundation to pay for summer interns in the Cultural Services Division.

**8T. CONTRACT AMENDMENT FOR ONE-STOP PERMIT CENTER**

**Recommendation**

Recommendation of the **General Services Director** that City Council approve a contract amendment with GA Design, Architecture and Planning (C2007-049) for an additional \$24,000 for total contract amount of \$167,500 and to extend the term to December 31, 2009.

**MOTION:** Councilmember Nowatka moved for the approval of Consent Calendar Items 8A through 8T. The motion was seconded by Councilmember Barnett and passed by unanimous roll call vote.

**10. PLANNING AND ECONOMIC DEVELOPMENT**

**10A. RESOLUTIONS APPROVING PRE07-00018 AND WAV07-00018:  
109 VIA SEVILLA – TOMARO ARCHITECTURE (BOB & PAT HOFFMAN)**

**Recommendation**

Recommendation of the **Community Development Director** that City Council adopt Resolutions reflecting their decision at the May 6, 2008 City Council meeting to approve a Precise Plan of Development to allow the construction of a new one story single family residence in conjunction with a Waiver for a reduction of the average front, front facing garage and exterior side yard setback requirements within the Hillside Overlay District at 109 Via Sevilla.  
**PRE08-00018 & WAV07-00018 / TOMARO ARCHITECTURE (BOB & PAT HOFFMAN)**

Community Development Director Gibson noted that the Resolutions reflect the Council's action at the May 6, 2008 Council meeting.

**RESOLUTION NO. 2008-69**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE APPROVING A PRECISE PLAN OF DEVELOPMENT AS PROVIDED FOR IN DIVISION 9, CHAPTER 1, ARTICLE 41 OF THE TORRANCE MUNICIPAL CODE TO ALLOW A NEW ONE-STORY SINGLE-FAMILY RESIDENCE ON PROPERTY LOCATED IN THE HILLSIDE OVERLAY DISTRICT IN THE R-1 ZONE AT 109 VIA SEVILLA

**PRE07-00018 TOMOARO ARCHITECTURE (BOB & PAT HOFFMAN)**

**MOTION:** Councilmember Brewer moved for the adoption of Resolution No. 2008-69. The motion was seconded by Councilmember Sutherland and passed by a 6-1 roll call vote, with Councilmember Barnett dissenting.

**RESOLUTION NO. 2008-70**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE APPROVING A WAIVER AS PROVIDED FOR IN DIVISION 9, CHAPTER 4, ARTICLE 2 OF THE TORRANCE MUNICIPAL CODE TO ALLOW A REDUCTION IN THE MINIMUM FRONT YARD, AVERAGE FRONT YARD, FRONT FACING GARAGE AND EXTERIOR SIDE YARD SETBACK REQUIREMENTS ON PROPERTY LOCATED IN THE HILLSIDE OVERLAY DISTRICT IN THE R-1 ZONE AT 109 VIA SEVILLA

**WAV07-00018 TOMOARO ARCHITECTURE (BOB & PAT HOFFMAN)**

**MOTION:** Councilmember Brewer moved for the adoption of Resolution No. 2008-69. The motion was seconded by Councilmember Sutherland and passed by unanimous roll call vote.

**10B. RESOLUTION APPROVING PRE07-00030: 602 PASEO DE LA PLAYA – JAMES MEYER (MICHAEL GUZMAN)**

**Recommendation**

Recommendation of the **Community Development Director** that City Council adopt a Resolution reflecting their decision at the May 13, 2008 City Council meeting to approve a Precise Plan of Development to allow first and second story additions to an existing two-story single family residence on property located within the Hillside Overlay District at 602 Paseo de la Playa.

**PRE07-00030: JAMES MEYER (MICHAEL GUZMAN)**

Community Development Director Gibson noted that the Resolution reflects the Council's action at the May 13, 2008 Council meeting.

**RESOLUTION NO. 2008-71**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE APPROVING A PRECISE PLAN OF DEVELOPMENT AS PROVIDED FOR IN DIVISION 9, CHAPTER 1, ARTICLE 41 OF THE TORRANCE MUNICIPAL CODE TO ALLOW FIRST AND SECOND STORY ADDITIONS TO AN EXISTING TWO-STORY SINGLE FAMILY RESIDENCE ON PROPERTY LOCATED IN THE HILLSIDE OVERLAY DISTRICT IN THE R-1 ZONE AT 602 PASEO DE LA PLAYA

**PRE07-00030: JAMES MEYER (MICHAEL GUZMAN)**

**MOTION:** Councilmember Brewer moved for the adoption of Resolution No. 2008-71. The motion was seconded by Councilmember Drevno and passed by 6-1 roll call vote, with Councilmember Sutherland dissenting.

**12. ADMINISTRATIVE MATTERS**

**12A. CONSIDERATION OF COUNCIL DARK NIGHTS**

**Recommendation**

Recommendation of the **City Manager** that City Council declare the following Tuesdays as City Council dark nights from July 1 through December 31, 2008: July 29, September 2, September 30, November 11, December 2, December 23, and December 30, and provide direction with respect to November 4, 2008.

Management Associate Barthe-Jones noted supplemental material recommending that the Council not be dark on December 23, 2008 and adding the dates of January 6 and January 20, 2009 as Council dark nights.

Following a brief discussion, it was the consensus of the Council to meet on November 4, 2008, possibly starting the meeting earlier due to the presidential election.

**MOTION:** Councilmember Brewer moved to concur with the staff recommendation, with November 4, 2008 to be a regular meeting. The motion was seconded by Councilmember Sutherland and passed by unanimous roll call vote.

**12B. 2008/09 - 2010/11 USED OIL RECYCLING BLOCK GRANT APPLICATIONS/ APPROPRIATIONS**

**Recommendation**

Recommendation of the **Public Works Director** that City Council adopt a Resolution approving the 2008-2009 to 2010-2011 Used Oil Block Grant applications and approve the appropriation of funds. Expenditure: Approximately \$120,000 (\$40,000 each year for three years).

Waste Management Coordinator Sherman explained that the funds will be used to provide incentives for residents to recycle used motor oil and to educate the public about the importance of the proper disposal of toxic materials and e-waste to avoid polluting storm water run-off. She noted that a new website was being launched this week [www.recycletorrance.org](http://www.recycletorrance.org), which provides information about recycling and the location of recycling facilities.

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

**RESOLUTION NO. 2008-72**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE  
AUTHORIZING THE USED OIL RECYCLING BLOCK GRANT APPLICATION  
FOR A PERIOD OF UP TO FIVE (5) YEARS BEGINNING FISCAL YEAR (FY)  
2008-2009 THROUGH FISCAL YEAR (FY) 2012-2013

**MOTION:** Councilmember Brewer moved for the adoption of Resolution No. 2008-72. The motion was seconded by Councilmember Sutherland and passed by unanimous roll call vote.

**12C. AMENDMENT TO COUNCIL RULES OF ORDER**

**Recommendation**

Recommendation of the **City Attorney** that City Council adopt a Resolution amending the Council Rules of Order governing motions for reconsideration.

Deputy City Attorney Whitham noted that this item was being brought forward at the request of the City Council to extend the time period during which a Motion for Reconsideration may be made. She explained that, currently, such a motion must be made within 14 days of the Council's action, which can be problematic when meetings are more than 2 weeks apart, therefore the proposed amendment would allow a Motion for Reconsideration to be made within the succeeding two meetings.

In response to Councilmember Brewer's inquiry, Deputy City Whitham confirmed that this change would also address the Planning Commission's concern about this issue because they also follow the Council Rules of Order.

Richard Browning, on behalf of the Planning Commission, urged adoption of the amendment, explaining that this has been a problem for the commission because meetings are often spaced more than two weeks apart.

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

**RESOLUTION NO. 2008-73**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE  
AMENDING SECTION 3.6 OF THE COUNCIL RULES OF  
ORDER GOVERNING MOTIONS FOR RECONSIDERATION

**MOTION:** Councilmember Brewer moved for the adoption of Resolution No. 2008-73. The motion was seconded by Councilmember Sutherland and passed by unanimous roll call vote.

**12D. APPROVAL OF FY 2008-09 APPROPRIATIONS LIMIT AND SELECTION OF ANNUAL ADJUSTMENT FACTORS**

**Recommendation**

Recommendation of the **Finance Director** that City Council adopt a Resolution approving the City's appropriations limit for fiscal year 2008-2009 in the amount of \$872,287,085; and selection of the 2008-2009 percentage change in Non-Residential Assessed Valuations as the cost of living factor, together with the increase in the County's population, as the annual adjustment factors for the same fiscal year.

Administrative Analyst Eng noted that this action is required in order to comply with the Gann Initiative.

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

**RESOLUTION NO. 2008-74**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE  
APPROVING THE 2008-2009 APPROPRIATIONS LIMIT AND SELECTION OF  
THE ANNUAL ADJUSTMENT FACTORS FOR THE SAME FISCAL YEAR

**MOTION:** Councilmember Brewer moved for the adoption of Resolution No. 2008-74. The motion was seconded by Councilmember Sutherland and passed by unanimous roll call vote.

**12E. AMENDMENT TO TCEA MOU RE LEGAL SECRETARY POSITION**

**Recommendation**

Recommendation of the **Human Resources Director** that City Council adopt a Resolution amending the Memorandum of Understanding for the Torrance City Employees Association (TCEA) Resolution No. 2007-48 to implement the proposed salary range and premium for legal secretary.

Assistant to the City Manager Chaparyan reported that the salary adjustment would help attract qualified job applicants from the private sector.

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

### **RESOLUTION NO. 2008-75**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING RESOLUTION NO. 2007-48 SETTING FORTH CHANGES REGARDING HOURS, WAGES, AND WORKING CONDITIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE CITY EMPLOYEES ASSOCIATION (LEGAL SECRETARY)

**MOTION:** Councilmember Brewer moved for the adoption of Resolution No. 2008-75. The motion was seconded by Councilmember Sutherland and passed by unanimous roll call vote.

### **13. HEARINGS**

#### **13A. EAS08-00001, CUP08-00009, DIV08-00002, VAR08-00001: 728 SARTORI AVENUE – SUBTEC/CHERYL VARGO**

##### **Recommendation**

Recommendation of the **Planning Commission** that City Council deny the appeal and take the following action for property located at 728 Sartori Avenue:

- 1) Adopt a Negative Declaration of a proposal to construct a new two-unit residential condominium project; and
- 2) Adopt Resolutions approving a Conditional Use Permit to allow the construction of multiple owner-occupied residential units, a Division of Lot for condominium purposes, and a Variance to allow tandem parking.

Recommendation of the **Community Development Director** that City Council uphold the appeal and take the following action:

- 1) Adopt a Negative Declaration of a proposal to construct a new two-unit residential condominium project; and
- 2) Deny without prejudice a Conditional Use Permit to allow the construction of multiple owner-occupied residential units, a Division of Lot for condominium purposes, and a Variance to allow tandem parking.

At 8:38 p.m. Mayor Scotto announced that this was the time and place for a public hearing on this matter and noted that staff had recommended that the hearing be continued to June 17 due to an error in notification.

**MOTION:** Councilmember Sutherland moved to continue the hearing to June 17, 2008. The motion was seconded by Councilmember Barnett and passed by unanimous roll call vote.

**13B. ESTABLISHMENT OF UNDERGROUND UTILITY DISTRICT NO. 17**

**Recommendation**

Recommendation of the **Community Development Director** that City Council:

- 1) Conduct a public hearing to determine whether public necessity, health, safety or welfare requires the removal of poles, overhead wires, and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication or similar service in the Underground Utility District No. 17;
- 2) Accept the Engineer's Report;
- 3) Adopt a Resolution establishing Underground Utility District No. 17 (Skypark Drive from Garnier Street to Crenshaw Boulevard);
- 4) Adopt a Resolution authorizing the Mayor and City Clerk to attest the subject grant of easement to Southern California Edison Company for underground electrical systems and appurtenances along the south side of Skypark Drive west of Crenshaw Boulevard.
- 5) Execute an agreement with Southern California Edison for replacement of overhead with underground distribution facilities in the amount of \$514,824 plus a 5% contingency of \$25,741; and
- 6) Approve an expenditure not to exceed \$25,000 for the reimbursement to modify existing on-site overhead service panel connections.

At 8:42. p.m. 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.

Transportation Manager Semaan reported that the recommended actions would allow for the completion of the undergrounding of utilities along Skypark Drive.

Mayor Scotto announced that the Engineer's Report had been received and filed, and invited public input.

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

**MOTION:** Councilmember Brewer moved to close the public hearing. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote.

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

**RESOLUTION NO. 2008-76**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE DESIGNATING SKYPARK DRIVE FROM GARNIER STREET TO CRENSHAW BOULEVARD AS UNDERGROUND UTILITY DISTRICT NO. 17 AND ORDERING THE REMOVAL OF POLES, OVERHEAD WIRES AND ASSOCIATED OVERHEAD STRUCTURES WITHIN THE DESIGNATED AREA AS PROVIDED IN SECTION 77.1.21 OF THE TORRANCE MUNICIPAL CODE

**MOTION:** Councilmember Brewer moved for the adoption of Resolution No. 2008-76. The motion was seconded by Councilmember Sutherland and passed by unanimous roll call vote.

**RESOLUTION NO. 2008-77**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST AN EASEMENT TO SOUTHERN CALIFORNIA EDISON COMPANY FOR UNDERGROUND ELECTRICAL SYSTEMS AND APPURTENANCES

**MOTION:** Councilmember Brewer moved for the adoption of Resolution No. 2008-77. The motion was seconded by Councilmember Sutherland and passed by unanimous roll call vote.

**16. SECOND READING ORDINANCES**

**16A. SECOND AND FINAL READING OF ORDINANCE NO. 3711**

**ORDINANCE NO. 3711**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTIONS 61.10.1, 61.10.2, 61.10.3, 61.10.4, AND 61.10.5 OF THE TORRANCE MUNICIPAL CODE RELATED TO POSTED SPEED LIMITS WITHIN THE CITY

**MOTION:** Councilmember Brewer moved for the adoption of Ordinance No. 3711. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote, with Councilmember Drevno abstaining.

**16B. SECOND AND FINAL READING OF ORDINANCE NO. 3712**

**ORDINANCE NO. 3712**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTION 1 OF ARTICLE 3 OF CHAPTER 6 OF DIVISION 4 OF THE TORRANCE MUNICIPAL CODE RESTRICTING THE HOURS AND DAYS IN WHICH CONSTRUCTION IS PERMITTED

**MOTION:** Councilmember Brewer moved for the adoption of Ordinance No. 3712. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote, with Councilmember Drevno abstaining.

\*

The Council met as the Redevelopment Agency from 8:47 p.m. to 8:49 p.m.

**17. ORAL COMMUNICATIONS**

**17A.** Councilmember Witkowsky congratulated newly elected City Councilmembers Susan Rhilinger, Pat Furey, Cliff Numark and Gene Barnett.

- 17B.** Councilmember Witkowsky asked that staff continue to explore recycling for apartment buildings in Torrance.
- 17C.** Councilmember Barnett stated that he looked forward to four more years on the Council and congratulated Susan Rhilinger, Pat Furey and Cliff Numark.
- 17D.** Councilmember Brewer congratulated newly elected Councilmembers.
- 17E.** Councilmember Brewer commended staff for the City Yard Open House held the previous Saturday.
- 17F.** Councilmember Brewer encouraged everyone to attend the 4<sup>th</sup> of July Celebration at Wilson Park.
- 17G.** Councilmember Drevno echoed congratulations to newly elected Councilmembers.
- 17H.** Councilmember Nowatka congratulated newly elected Councilmembers.
- 17I.** Councilmember Nowatka, referring to Councilmember Witkowsky's comments, noted that pending Assembly Bill 2640 requires that both commercial and multi-unit residential developments recycle.
- 17J.** Councilmember Nowatka noted that the Torrance Theatre Company would be presenting the Laramie Project on June 12, 13 and 14 at the George Nakano Theatre.
- 17K.** Councilmember Sutherland announced a showing of the documentary "Who Killed the Electric Car" followed by a panel discussion on June 21, 2:00 p.m., at the Katy Geissert Civic Center Library.
- 17L.** Councilmember Sutherland commended City employees for the recent blood drive and their many other charitable works.
- 17M.** Mayor Scotto commented on the recent election, thanking residents for passing Measure T and commending candidates for conducting honorable campaigns.
- 17N.** Mayor Scotto directed staff to bring forward programs to encourage residents to conserve water over the summer due to the ongoing drought.
- 17O.** Councilmember Nowatka invited the public to visit the Energy Savings Center, 3868 Carson Street, Suite 110, which offers information about conserving energy and free energy saving devices.
- 17P.** Mayor Scotto, with the concurrence of Council, directed staff to explore ways of improving service at the batting cages at Wilson Park, possibly employing an outside vendor.
- 17Q.** Mayor Scotto requested that the Police Department explore the possibility of allowing local non-profit organizations to conduct Bingo games in Torrance, as long as they are run by the organization without the assistance of outside agencies.

18. **EXECUTIVE SESSION**

Considered earlier in the meeting, see page 1.

19. **ADJOURNMENT**

At 9:02 p.m., the meeting was adjourned to Tuesday, June 17, 2008 at 5:30 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chambers.

###

Attest:

/s/ Frank Scotto  
Mayor of the City of Torrance

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

Approved on August 5, 2008