

INDEX
TORRANCE CITY COUNCIL JUNE 23, 2015

<u>SUBJECT</u>	<u>PAGE</u>
<u>OPENING CEREMONIES</u>	
1. Call to Order/Roll Call	1
2. Flag Salute/Invocation	1
3. Affidavit of Posting/Waive Further Reading	1
4. Withdrawn, Deferred or Supplemental Items	1
5. Council Committee Meetings and Announcements	2
<u>COMMUNITY MATTERS</u>	
6A. Proclamation re "Parks and Recreation Month"	2
6B. South Bay Workforce Investment Board Appointments	2
6C. Recognition of Torrance High Girls Softball Team	2
6D. Recognition of City of Torrance as Silver Sponsor of Relay for Life	2
7. <u>ORAL COMMUNICATIONS #1</u>	3
<u>CONSENT CALENDAR</u>	
8A. Approval of Additional Funds for Stormwater Basin Enhancement Project	3
8B. Purchase Order for Sanitation Truck Repair Parts	3
8C. Approval of Airport Commission Meeting at General Aviation Center	3
8D. Re-titled/ Revised Class Specification for Supervising Producer/Writer	4
8E. License Agreement re North Torrance Well Field Project	4
8F. Fee Agreement re Legal Services	4
8G. Fee Agreement re Legal Services	4
8H. Agreement re Youth/Adult Polynesian Dance Classes	4, 6
8I. Agreement re Youth/Adult Dance and Adult Exercise Class	4
8J. Agreement re Youth, Adult and Senior Tennis Classes	4
8K. Agreement re Movement Education Programs for Parents and Children	5
8L. Agreement re Adult Yoga Classes	5
8M. Agreement re Youth Gymnastics, Martial Arts and Dance Classes	5
8N. Agreement re Promotion of Cultural Arts Center	5
8O. Fee Agreement re Legal Services	5
8P. Fee Agreement re Legal Services	5
8Q. Contract Extension re Telephone System Maintenance	5
<u>PLANNING AND ECONOMIC DEVELOPMENT</u>	
10A. Agreement re Airport Noise Monitoring System	6-9
<u>ADMINISTRATIVE MATTERS</u>	
12A. Maintenance of Former Farm Land at Torrance Municipal Airport	9
12B. Resolutions re Employee Retirement Health Savings Plan	10
12C. Vacation of Street Easement Airspace on Carson Street	11
12D. Purchase Orders for Copiers, Scanners and Maintenance Agreements	11-12
12E. Purchase Orders for Automotive Replacement Tires	12
12F. Purchase Order for Replacement Fire Engine	12
12G. Resolution Implementing Pay Range for Supervising Producer/Writer	13
12H. Reconsideration of Contract for North Torrance Well Field Project	13-15
12I. Renaming of Pueblo Park Recreation Center in Honor of Ruben Ordaz	9, 15
12J. 2015-2016 Grant Assistance Award Program	15-16
12K. Approval of Changes to Crossing Guard Program	16-18
<u>HEARINGS</u>	
13A. PRE15-00002, WAV15-00009: 5207 Paseo de Las Tortugas	18

17	<u>ORAL COMMUNICATIONS #2</u>	18-19
18.	<u>EXECUTIVE SESSION</u>	1, 19
19.	<u>ADJOURNMENT</u>	19

At 10:06 p.m., the meeting was adjourned to Tuesday, July 7, 2015 at 5:30 p.m. for an executive session, with regular business to commence at 7:00 p.m. in the Council Chamber. Tuesday, June 30, 2015 is a City Council dark night.

**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, June 23, 2015 in the Council Chamber at Torrance City Hall.

ROLL CALL

Present: Councilmembers Ashcraft, Barnett, Goodrich, Griffiths, Rizzo, Weideman and Mayor Furey.

Absent: None.

Present: City Manager Jackson, Assistant City Manager Giordano, Assistant City Attorney Sullivan, City Clerk Poirier 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 and 18B) Real Property – Conference with Real Property Negotiator, pursuant to California Government Code §54957.6 and 54956.8.

The City Council reconvened at 7:00 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 Councilmember Griffiths.

The non-sectarian invocation was given by Councilmember Rizzo.

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

City Clerk Poirier reported that the agenda was posted on the Public Notice Board at 3031 Torrance Boulevard on Thursday, June 18, 2015.

MOTION: Councilmember Rizzo 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 Barnett and passed by unanimous vote.

4. WITHDRAWN, DEFERRED OR SUPPLEMENTAL ITEMS

Agenda Items 6D and 12A were withdrawn and Item 13A was continued to August 18, 2015.

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS

Fire Chief Racowski announced that ExxonMobil will be conducting their monthly testing of the Community Alert Siren on Wednesday, July 1, at approximately 11:30 a.m. He advised that should the siren sound at a time other than the monthly testing, the message is to shelter in place, which means that people should go indoors and close all windows and doors, turn off heaters and air conditioners and close fireplace dampers. He noted that details about the procedure are available on the City's website at www.TorranceCa.gov/TPD/9927.htm.

Fire Chief Racowski offered a reminder that all fireworks are illegal in Torrance, including "safe and sane" fireworks sold in neighboring cities and persons found in possession of, or using fireworks can be cited under the Torrance Municipal Code.

6. COMMUNITY MATTERS

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

6B. SOUTH BAY WORKFORCE INVESTMENT NETWORK BOARD APPOINTMENTS

Recommendation

Recommendation of the City Manager that City Council appoint Fran Fulton from the City of Torrance, Chris Braun from Convoid, Inc., Hattie Harrison from Alcoa Fastening Systems, and Ellenmary Michel from Pelican Products, Inc. as South Bay Workforce Investment Network Board representatives for the City of Torrance.

Economic Development Assistant Domenica Megerdichian briefly reviewed the qualifications of the proposed appointees to the South Bay Workforce Investment Network Board.

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

6A. PROCLAMATION RE "PARKS AND RECREATION MONTH"

Mayor Furey presented a proclamation declaring the month of July as "Parks and Recreation Month" in the City of Torrance to Parks and Recreation Commission Chair 100Robert Baxter.

6C. RECOGNITION OF TORRANCE HIGH GIRLS SOFTBALL TEAM

Mayor Furey recognized the Torrance High Girls Softball Team for winning the CIF-SS Division 4 Championship and presented certificates to team members Desiree Medina, Jade Arslanian, Samantha Pollock, Erin Alvarado, Marissa Moreno, Alyssa Loza, CeCe Da Costa, Britany Jumalon, Katelyn Christian, Katelyn Christian, Kayla Yoshioka, Kayla Aros, Abby Yamamoto, Jennifer Lew, Bridgette Shaw, Sydney Lima, Jenna Wilson; coach Don Glavich and assistant coaches Dan Cowden, Lauren DeCastro, Mike Effler and Mary Pecotich-Glavich.

6D. RECOGNITION OF CITY OF TORRANCE AS SILVER SPONSOR OF RELAY FOR LIFE

Item was withdrawn and deferred to a later date.

7. **ORAL COMMUNICATIONS #1**

- 7A. Margaret Lindsey, Destination Art, spoke.
- 7B. Janet Payne, Torrance Historical Society, spoke.
- 7C. Debbie Hays, Torrance Historical Society, spoke.
- 7D. Lloyd Brown, Torrance, spoke.
- 7E. Mark Stephenson, Torrance, spoke.

8. **CONSENT CALENDAR**

8A. **APPROVAL OF ADDITIONAL FUNDS FOR STORMWATER BASIN ENHANCEMENT PROGRAM**

Recommendation

Recommendation of the Public Works Director that City Council:

- 1) Approve a budget transfer of \$58,858.01 from Teen Center Drainage Improvements, I-160 to Stormwater Basin Enhancement Project, I-102; and
- 2) Approve an amendment and change order to the public works agreement with Environmental Construction, Inc., Of Woodland Hills, CA (C2014-051) in the amount of \$58,858.01 for a total contract amount of \$3,970,791.88, for safety related improvements at Entradero Park as part of the Stormwater Basin Enhancement Project, I-102.

8B. **PURCHASE ORDER FOR SANITATION TRUCK REPAIR PARTS**

Recommendation

Recommendation of the General Services Director that City Council award a sole-source purchase order to Bodyworks Equipment, Inc. of Monrovia, CA in an amount not to exceed \$375,000 to furnish Heil brand sanitation truck repair parts on an as needed basis for a period of three years effective July 1, 2015 through June 30, 2018.

8C. **APPROVAL OF AIRPORT COMMISSION MEETING AT GENERAL AVIATION CENTER**

Recommendation

Recommendation of the General Services Director that City Council approve the Airport Commission to convene a regularly scheduled meeting at the General Aviation Center, rather than the West Annex Commission Room.

8D. **RE-TITLED/ REVISED CLASS SPECIFICATION FOR SUPERVISING PRODUCER/ WRITER**

Recommendation

Recommendation of the Civil Service Commission and Human Resources Administrator that City Council approve the re-titled and revised class specification for Supervising Producer/Writer.

8E. LICENSE AGREEMENT RE NORTH TORRANCE WELL FIELD PROJECT

Recommendation

Recommendation of the Public Works Director that City Council approve a license agreement with Southern California Edison of Rosemead, CA in an amount not to exceed \$323,389 for use of property north of Yukon Elementary School for the North Torrance Well Field Project, I-108 for a period of five years from July 1, 2015 to June 30, 2020.

8F. FEE AGREEMENT RE LEGAL SERVICES

Recommendation

Recommendation of the City Attorney that City Council approve a fee agreement with Liebert Cassidy Whitmore of Los Angeles, CA to provide legal services in the case of Freida King-Girod et al. v. City of Torrance, et al. for a total contract amount not to exceed \$30,000.

8G. FEE AGREEMENT RE LEGAL SERVICES

Recommendation

Recommendation of the City Attorney that City Council approve a fee agreement with Liebert Cassidy Whitmore to provide a legal analysis for a contract amount not to exceed \$10,000.

8H. AGREEMENT RE YOUTH/ADULT POLYNESIAN DANCE CLASSES

Considered separately, see page 6.

8I. AGREEMENT RE YOUTH/ADULT DANCE AND ADULT EXERCISE CLASSES

Recommendation

Recommendation of the Community Services Director that City Council approve a two year contract agreement with Regina Klenjoski Dance Company, of Long Beach, CA for an amount not to exceed \$121,675 to instruct youth dance and adult exercise classes and organize participant showcase performances at the Cultural Arts Center.

8J. AGREEMENT RE YOUTH, ADULT AND SENIOR TENNIS CLASSES

Recommendation

Recommendation of the Community Services Director that City Council approve a two year contract agreement with Scot Crofut, of Torrance, CA, for an amount not to exceed \$93,390 to provide youth, adult and senior tennis classes.

8K. AGREEMENT RE MOVEMENT EDUCATION PROGRAMS

Recommendation

Recommendation of the Community Services Director that City Council approve a two year contract agreement with Family Fun Time, of Torrance, CA for an amount not to exceed \$78,952 to provide various movement education programs for children and parents at the Greenwood Park facility.

8L. AGREEMENT RE ADULT YOGA CLASSES

Recommendation

Recommendation of the Community Services Director that City Council approve a two year contract agreement with Dorene Coles, of Torrance, CA for an amount not to exceed \$137,627 to provide adult yoga classes at the Cultural Arts Center.

8M. AGREEMENT RE YOUTH GYMNASTICS, MARTIAL ARTS AND DANCE CLASSES

Recommendation

Recommendation of the Community Services Director that City Council approve a two year contract agreement with SuperKids, of Torrance, CA for an amount not to exceed \$131,782 to provide youth gymnastics, martial arts, and dance classes at the Cultural Arts Center.

8N. AGREEMENT RE PROMOTION OF CULTURAL ARTS CENTER

Recommendation

Recommendation of the General Services Director that City Council approve the Torrance Cultural Arts Foundation agreement to promote the Torrance Cultural Arts Center in an amount not to exceed \$169,400 for a period commencing July 1, 2015 and expiring June 30, 2016.

8O. FEE AGREEMENT RE LEGAL SERVICES

Recommendation

Recommendation of the City Attorney that City Council approve a first amendment to the fee agreement with Liebert Cassidy Whitmore of Los Angeles, CA (C2014-142) to provide legal services re Personnel Matter #A14-013060 for an additional \$5,000, for a new not to exceed contract amount of \$10,000.

8P. FEE AGREEMENT RE LEGAL SERVICES

Recommendation

Recommendation of the City Attorney that City Council approve a first amendment to the fee agreement with Rutan & Tucker, LLP of Costa Mesa, CA (C2014-111) to provide legal services to the City regarding Katie Bassilios v. City of Torrance, for an additional \$140,000, for a new not to exceed contract amount of \$215,000.

8Q. CONTRACT EXTENSION RE TELEPHONE SYSTEM MAINTENANCE/ SUPPORT

Recommendation

Recommendation of the Communications & Information Technology Director that City Council authorize a third year extension to contract services agreement (C2013-157) with Digital Telecommunications Company of Van Nuys, CA to provide technical support and maintenance for our NEC telephone system in the amount of \$48,049 from July 1, 2015 to June 30, 2016.

MOTION: Councilmember Griffiths moved for the approval of Consent Calendar Items 8A through 8G and 8I through 8Q. The motion was seconded by Councilmember Weideman and passed by unanimous vote.

Consent Calendar Item 8H was considered separately at this time.

8H. AGREEMENT RE YOUTH/ADULT POLYNESIAN DANCE CLASSES

Recommendation

Recommendation of the Community Services Director that City Council approve a two-year contract agreement with Susan Mann, of Torrance, CA for an amount not to exceed \$48,481 to provide youth and adult Polynesian dance classes and plan, organize, direct and promote six Polynesian dance performances in the Armstrong Theatre.

At Councilmember Weideman's request, Cultural Services Manager Rappoport provided information about the funding of cultural arts/recreational classes.

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

10. PLANNING AND ECONOMIC DEVELOPMENT

10. AGREEMENT RE AIRPORT NOISE MONITORING SYSTEM

Recommendation

Recommendation of the Community Development Director that City Council:

- 1) Approve a NoiseOffice Services Agreement with Bruel & Kjaer of Sacramento, CA for licensing and maintenance of the Airport Noise Monitoring System (ANOMS), Noise Abatement System, NoiseOffice Services, WebTrak and Technology Management for an initial three-year period and two optional extension years for a total of five years at a cost of \$130,836 for the first year (fiscal year 2015-2016), and a total of \$694,626 for five years. This includes a 3% increase for the second through fifth years; and
- 2) Approve an additional expenditure of \$26,602 in the first year (fiscal year 2015-2016) for upgrades to three existing noise monitors and computer workstations, and an additional \$10,512 over the life of the contract for services fees for the additional work station, for a total contract amount of \$731,740.

Deputy Community Development Director Cessna briefly reviewed the proposed contract for the Airport Noise Monitoring System, which includes upgrades to three existing noise monitors and the addition of a computer workstation. She reported that staff looked into the option of adding two noise monitors in response to concerns expressed by the City of Lomita, but was not recommending this due to the cost (\$52,939). She noted that staff also looked into changing the company that supplies the radar feed for the WebTrak system because changes in FAA policy have restricted access to their feed, but staff was not recommending this because Bruel & Kjaer (B&K) is in negotiations with the FAA and believes this matter will soon be resolved.

Mayor Furey requested that staff investigate the City of Lomita's concerns about airport noise to determine if they are valid.

Councilmember Weideman expressed concerns about renewing the contract with this vendor when the noise monitoring system does not work as it was purported to according to a demonstration at City Council meeting in February 2014. He suggested relocating a monitor that gets few "hits" to address concerns about airport noise in the City of Lomita rather than purchasing new ones.

Deputy Community Development Director Cessna clarified that the only portion of the system that is problematic is WebTrak; that the rest of the system is fully functional; and that WebTrak, which costs approximately \$20,000 per year, can easily be removed from the contract.

Councilmember Weideman related his understanding that residents' ability to lodge noise complaints is hampered if WebTrak is not functioning properly and Deputy Community Development Director Cessna advised that it does not change how noise complaints are processed.

In response to Mayor Furey's inquiry, Deputy Community Development Director Cessna estimated that approximately 50 residents use WebTrak to monitor aircraft flights, out of which 15 use it on a regular basis.

Commissioner Goodrich expressed reservations about continuing to pay for a system that is not functioning at its full capability because of an insufficient radar feed. He noted that the City of Burbank has contracted with Exelis, which is mentioned in the staff report as having access to better radar feeds, and asked if switching from the current provide to Exelis would improve WebTrak's capability.

Deputy Community Development Director Cessna stated that staff would need a side-by-side comparison to determine if there would be an improvement since some of the functionality depends on geography, and regardless of the system there will always be some missed flights. She reported that staff approached B&K about providing a demonstration of Exelis, but they were unable to do so, however, if the Council wishes to pursue this, she believes a demonstration can be arranged.

Councilmember Goodrich suggested that staff contact the City of Burbank to learn about their evaluation process with regard to the decision to change to Exelis. Reiterating his concerns about the insufficient radar feed, he asked if the three-year contract could be structured so that the WebTrak portion would be approved for only one year.

Deputy Community Development Director Cessna related her understanding that that would be possible, noting that the contract itself can be cancelled with 30 days' notice.

Councilmember Griffiths stated that he believes the City's noise monitoring system is critically important, however, it has been plagued with problems and he was hesitant to approve a long-term contract with no guarantee that things will improve, but would support a 6-12 month trial period. Noting that enforcement of airport noise restrictions has been an on-going problem, he asked if there has been any improvement in this area.

Deputy Community Development Director Cessna reported that the City has reestablished the hearing board process, whereby any pilot with three noise violations must appear before the board, which has resulted in a reduction in the number of violations, and curfew and training violations are now subject to the same process. She noted that staff is also exploring taking action against pilots who make an early left turn, but there are legal issues that must be resolved. She explained that penalties are fairly severe because pilots can lose their ability to use the airport for up to three years, so staff must make sure that any evidence is strong and can stand up in court.

Councilmember Griffiths expressed support for a trial period, after which staff would return with statistics detailing violations and any enforcement actions taken. He indicated that he

avored adding at least one noise monitor to provide better coverage and address the concerns of residents in Lomita and he also would like staff to test the Exelis radar feed and report back to the Council.

Lloyd Brown, Torrance, voiced his opinion that this was a huge amount of money to spend for something that does not seem to work.

Mayor Furey explained that the noise monitoring system was installed several years ago to curtail airport noise and it has been very effective in doing so and it also acts as a deterrent because pilots know the monitors are there.

In response to Councilmember Rizzo's inquiry, Deputy Community Development Director Cessna confirmed that the Airport Noise Monitoring System (ANOMS), the Noise Abatement System and associated office services are all fully functional and the only element that is not functioning optimally is the WebTrak system.

Leilani Kimmel-Dagastino, Torrance, reported that the FAA is in the process of holding workshops to evaluate air traffic patterns and a workshop is scheduled in Torrance on Wednesday, June 24, in the Ken Miller Recreation Center at 4:00 p.m.

A brief discussion ensued regarding the WebTrak portion of the contract.

Councilmember Ashcraft asked if staff expects anything to change in the next six months, and Deputy Community Development Director Cessna reported that B&K indicated that the FAA radar feed will be available free of charge by the fall.

Councilmember Weideman proposed that existing noise monitors be evaluated for effectiveness and relocating the least effective monitor to address concerns in Lomita.

City Manager Jackson advised that staff would not recommend relocating any of the existing monitors and offered to have staff explore potential sites in Lomita for one or two new monitors and report back to the Council.

Assistant City Attorney Sullivan clarified that in order for the City to enforce noise restrictions, noise monitors must be located within the City of Torrance.

MOTION: Councilmember Rizzo moved to concur with the staff recommendation, with the exception of the WebTrak system, which shall be subject to a six-month evaluation period to determine the viability of maintaining the system. Staff was directed to explore the addition of two monitors within city limits to monitor noise affecting the City of Lomita and to explore the use of radar data from Exelis to supplement the WebTrak system. The motion was seconded by Councilmember Barnett and passed by unanimous vote.

12. ADMINISTRATIVE MATTERS

12A. MAINTENANCE OF FORMER FARM LAND AT TORRANCE MUNICIPAL AIRPORT

Item was withdrawn.

Agenda Item 12I was considered out of order at this time.

12I. RENAMING OF PUEBLO RECREATION CENTER IN HONOR OF RUBEN ORDAZ

Recommendation

Recommendation of the City Council Ad Hoc Naming of Facilities Committee that City Council approve the application to rename the Pueblo Recreation Center the "Ruben Ordaz Community Center," adopt a Resolution renaming the Center, and update exterior and interior signage to reflect this change in name for an amount not to exceed \$5,000.

Community Services Director Jones reported that the Ad Hoc Naming of Facilities Committee reviewed and recommended approval an application to rename the Pueblo Recreation Center in honor of Ruben Ordaz, who passed away in March 2015. He noted that Mr. Ordaz was a longtime community advocate and he was instrumental in the creation of a recreation center in his neighborhood and more recently in the development of Pueblo Park. He explained that the new signage will consist of an exterior building sign and dedication plaque and an interior history plaque describing Ruben and his wife Irene's accomplishments.

Councilmember Barnett, chair of the Ad Hoc Naming of Facilities Committee, reported that the committee discussed naming the center in honor of both Ruben and Irene, but Mrs. Ordaz preferred that the facility be named in her husband's honor only. He related his belief that this honor was well deserved.

Irene Ordaz thanked the Council for recognizing her husband, noting the he was very committed to his community and worked tirelessly to get recreation facilities built in the neighborhood.

Councilmember Rizzo noted his agreement with the statement in the staff report that Mr. Ordaz's contributions have already stood the test of time.

MOTION: Councilmember Rizzo moved to concur with the Committee's recommendation. The motion was seconded by Councilmember Barnett and passed by unanimous vote.

RESOLUTION NO. 2015-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE
RENAMING THE PUEBLO RECREATION CENTER AT PUEBLO PARK TO BE THE
RUBEN ORDAZ COMMUNITY CENTER IN HONOR OF RUBEN ORDAZ, JR.

MOTION: Councilmember Goodrich moved to adopt Resolution No. 2015-55. The motion was seconded by Councilmember Ashcraft and passed by unanimous vote.

12B. RESOLUTIONS RE ENGINEERS/TORRANCE FISCAL EMPLOYEES ASSOCIATION AND TORRANCE PROFESSIONAL AND SUPERVISORY ASSOCIATION

Recommendation

Recommendation of the City Manager that City Council:

- 1) Adopt Resolutions pursuant to Memoranda of Understanding for employees represented by Engineers and Torrance Fiscal Employees Association Resolution No. 2014-30 and Torrance Professional and Supervisory Association Resolution No. 2014-26 setting forth hours, wages and working conditions; and
- 2) Adopt a Resolution relating to the Employee Retirement Health Savings Plan (RHSP) to allow distribution of non-vested funds to the deceased participant's beneficiary.

Assistant to the City Manager Chaparyan briefly reviewed the proposed amendments to the Memoranda of Understanding for Engineers/Torrance Fiscal Employees Association and Torrance Professional and Supervisory Association relating to the Employee Retirement Health Savings Plan.

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

RESOLUTION NO. 2015-50

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING RESOLUTION NO. 2014-30 SETTING FORTH CHANGES REGARDING HOURS, WAGES AND WORKING CONDITIONS FOR EMPLOYEES REPRESENTED BY ENGINEERS/TORRANCE FISCAL EMPLOYEES ASSOCIATION

MOTION: Councilmember Goodrich moved to adopt Resolution No. 2015-50. The motion was seconded by Councilmember Ashcraft and passed by unanimous vote.

RESOLUTION NO. 2015-51

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING RESOLUTION NO. 2014-26 SETTING FORTH CHANGES REGARDING HOURS, WAGES AND WORKING CONDITIONS FOR EMPLOYEES REPRESENTED BY TORRANCE PROFESSIONAL AND SUPERVISORY ASSOCIATION

MOTION: Councilmember Goodrich moved to adopt Resolution No. 2015-51. The motion was seconded by Councilmember Ashcraft and passed by unanimous vote.

RESOLUTION NO. 2015-52

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE RELATING TO THE EMPLOYEE RETIREMENT HEALTH SAVINGS PLAN

MOTION: Councilmember Goodrich moved to adopt Resolution No. 2015-52. The motion was seconded by Councilmember Ashcraft and passed by unanimous vote.

12C. VACATION OF STREET EASEMENT ON CARSON STREET BETWEEN HAWTHORNE BOULEVARD AND MADRONA AVENUE

Recommendation

Recommendation of the Community Development Director that City Council adopt a Resolution summarily vacating the airspace for a portion of street easement on Carson Street between Hawthorne Boulevard and Madrona Avenue.

Associate Civil Engineer Symons reported that the vacation of this easement is necessary to allow the construction of architectural framework and illuminated signs on the west and east sides of bridges over Carson Street in conjunction with major renovations underway at Del Amo Fashion Center. He noted that the street easement will remain in force up to a height of approximately 16 feet above the road's surface.

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

RESOLUTION NO. 2015-53

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE ORDERING THE SUMMARY VACATION OF A CERTAIN AIRSPACE OF THE STREET EASEMENT OVER CARSON STREET BETWEEN HAWTHORNE BOULEVARD AND MADRONA AVENUE IN THE CITY OF TORRANCE

MOTION: Councilmember Goodrich moved to adopt Resolution No. 2015-53. The motion was seconded by Councilmember Ashcraft and passed by unanimous vote.

12D. PURCHASE ORDERS FOR COPIERS, SCANNERS AND MAINTENANCE

Recommendation

Recommendation of the General Services Director that City Council:

- 1) Authorize purchase orders to Canon Solutions of Gardena, CA for: one (1) Canon Image Press C800 color copier for \$66,401.71 and five (5) years of maintenance in the amount of \$105,000 or \$21,000 annually, one (1) Canon VarioPrint 135 high speed copier for \$53,786.05 and five (5) years of maintenance in the amount of \$48,000 or \$9,600 annually, one (1) CanonDR-G1100 high speed scanner for \$46,073.21, and a five (5) year service contract for \$110,880 or \$22,176 annually for one (1) Canon Océ VarioPrint 6160 high speed copier;
- 2) Authorize a purchase order to Canon Financial Services (CFS) of Carol Stream, IL to lease for a five (5) year term, one (1) Canon Océ VarioPrint 6160 high speed copier \$38,757.68 annually or \$193,788.39 total with a \$1 buyout at the end of the lease period; and
- 3) Authorize appropriation of \$83,000 from the Central Services Equipment Replacement Fund and transfer \$54,000 from the General Services Operating Budget to FEAP #557, High Speed Copiers and Scanner, for a new not to exceed project budget of \$167,000.

Facility Operations Manager Megerdichian briefly summarized the staff recommendation regarding the purchase and lease of copying and scanning equipment for the General Services Department along with maintenance agreements, noting that existing equipment has performed far beyond its expected life span.

At Councilmember Ashcraft's request, Facility Operations Manager Megerdichian reported on the other brands of equipment that were considered and the rationale for selecting Canon. He stated that cost factors were considered and a cooperative purchasing agreement with the National Intergovernmental Purchasing Alliance (NIPA) offered the most favorable price.

Councilmember Griffiths commented on the tremendous amount of paperwork the City processes and noted that he has been working with the City Clerk and other staff members on ideas to minimize paper usage utilizing new technology.

Mark Stephenson, Torrance, expressed concerns about the high cost charged by the City to reproduce blueprints using antiquated equipment and recommended that a new copier be purchased for this purpose.

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

12E. PURCHASE ORDERS FOR AUTOMOTIVE REPLACEMENT TIRES

Recommendation

Recommendation of the General Services Director that City Council:

- 1) Award a purchase order to Daniels Tire Service of Santa Fe Springs, CA;
- 2) Award a purchase order to Parkhouse Tire, Inc. of Bell Gardens, CA; and
- 3) Award a purchase order to Y Tire Sales of Alhambra, CA to furnish various automotive replacement tires on an as requested basis for a period of three (3) years in a combined total amount not to exceed \$1,185,000 effective July 1, 2015 through June 30, 2018 (RFQ 2015-822).

Fleet Services Manager Botiller reported that using multiple vendors allows the City to secure any tire as quickly as possible to minimize vehicle downtime during repairs.

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

12F. PURCHASE ORDER FOR ONE REPLACEMENT FIRE ENGINE

Recommendation

Recommendation of the Fire Chief and General Services Director that City Council authorize a purchase order to Pierce Manufacturing Inc. of Appleton WI to furnish one Pierce 1500 GPM Triple Combination Pumper (Fire Engine) in the amount of \$588,523.40 as a sole source purchase (included in the cost are also performance bond, 90% prepayment discount, sales tax, and trade-in allowance for one old fire engine).

Fire Chief Racowski reviewed the staff recommendation.

In response to Councilmember Rizzo's inquiry, Fire Chief Racowski reported that the City was not able to take advantage of any cooperative purchase agreements for the fire engine, however the price was \$2,000 less than the price the City paid for identical fire engines two years ago with a multi-unit discount.

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

12G. RESOLUTION IMPLEMENTING PAY RANGE FOR SUPERVISING PRODUCER/WRITER

Recommendation

Recommendation of the Human Resources Administrator that City Council adopt a Resolution pursuant to the Memorandum of Understanding (MOU) amending Resolution No. 2014-26 for employees represented by Torrance Professional and Supervisory Association (TPSA) to reflect the title change and implement the pay range for Supervising Producer/Writer.

Human Resources Manager Lawrence reported that this action implements the pay range for the Supervising Producer/Writer position approved under Consent Calendar Item 8D and brings it in line with the current labor market.

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

RESOLUTION NO. 2015-54

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE
AMENDING RESOLUTION NO. 2014-26 SETTING FORTH CHANGES REGARDING
HOURS, WAGES AND WORKING CONDITIONS FOR EMPLOYEES REPRESENTED
BY TORRANCE PROFESSIONAL AND SUPERVISORY ASSOCIATION

MOTION: Councilmember Goodrich moved to adopt Resolution No. 2015-54. The motion was seconded by Councilmember Ashcraft and passed by unanimous vote.

12H. RECONSIDERATION OF AWARD OF AGREEMENT FOR NORTH TORRANCE WELL FIELD PROJECT, PHASE II

Recommendation

Recommendation of the City Manager that City Council provide direction regarding the request to reconsider the award of agreement for the North Torrance Well Field Project, Phase II, I-108 (B2015-13) from the June 9, 2015 City Council meeting. It is further recommended that in the event the City Council determines to reconsider the matter that it be set for the City Council meeting of July 7, 2015.

Mayor Furey reported that he asked that this item be placed on the agenda because on June 11, he received a voluminous packet of information from the Center for Contract Compliance that raised a number of issues about the contract awarded to GRFCO for the North Torrance Well Field Project on June 9; that this was followed by an equally large submittal from GRFCO and a letter from a law firm representing GRFCO regarding a potential lawsuit; and that he felt it was in the City's best interests for all members of the Council to have this information and determine if they want to move forward with the contract or reconsider it.

Responding to questions from the Council, Assistant City Attorney Sullivan clarified that the Council was only deciding whether or not to reconsider the award of this contract at the July 7 City Council meeting and the contract will remain in effect if the Council decides not to reconsider.

Councilmember Ashcraft asked about background checks regarding this contract.

Deputy Public Works Director Bilezerian advised that staff followed the standard procedure for evaluating bids, which includes verifying that the bidder has a valid contractor's license and that both the general contractor and subcontractors are registered with the Department of Industrial Relations. He reported that GRFCO notified staff on May 20, 2015 that there may be documentation forthcoming from the Center for Contract Compliance and this entity subsequently submitted information to the City Clerk's office on May 27. He explained that after reviewing the documents, staff verified several references from other cities that have recently entered into public works contracts with GRFCO and received favorable responses and nothing was discovered that would cause the bid to be declared non-responsive or the bidder non-responsible. He stated that most recently, staff checked with two cities that received the same documentation from the Center for Contract Compliance and still awarded contracts to GRFCO because they reached the same conclusion as City staff.

Councilmember Ashcraft asked if staff discovered any discrepancies with regard to GRFCO's payment of wages.

Deputy Public Works Director Bilezerian reported that staff reviewed the payroll documents mentioned by the person alleging that GRFCO committed infractions and a determination was made that the workers in question may have been working off the job site so their wages were not part of the contract. He confirmed that staff reviewed payroll records from other projects done by GRFCO and did not discover any problems. He noted that the City has a process by which a Public Works Inspector verifies who is working on the job site, the type of work they are doing, and the number of hours they work.

Mayor Furey expressed dismay that the Council did not learn about the Center for Contract Compliance's submittal to the City Clerk's office until two days after the contract was awarded. He reported that he received numerous phone calls from GRFCO requesting a meeting, which he declined because it is the City's policy not to communicate with any party that has threatened a lawsuit.

City Manager Jackson advised that staff made an error in judgment by not including this information in the staff report and procedures have been changed so this does not happen in the future. He noted this was an unusual situation because the information submitted did not come from someone not involved in the bidding process.

Councilmember Barnett commented that he appreciates that changes have been made to address this issue and he has total confidence in staff and their ability to analyze bid documents and believes the City has a very effective RFP process.

Councilmember Rizzo related his preference that staff review all of the information that has been submitted and return with an executive summary that clearly identifies the issues and makes a determination as to whether they are valid or non-issues to the extent that staff is satisfied that GRFCO is a responsible, reliable bidder.

Jim Jackson, representing GRFCO, explained that timing is a major issue with regard to this contract because the site is adjacent to Yukon Elementary School and work can only be done in the summer when school is not in session. He reported that the company has been preparing for the contract for four weeks and is ready to go, but if the project does not start soon, it will be very difficult to finish by the September 8, 2015 deadline.

Councilmember Goodrich indicated that he favored reconsidering the contract at the July 7 Council meeting because the allegations of wrongdoing are serious and merit a public hearing and further examination.

Councilmember Griffiths asked if staff stands by comments in the original staff report stating that they are confident that GRFCO will be able to complete the project in the time stipulated in the bid package and their references have been checked and all have provided positive feedback.

Deputy Public Works Director Bilezerian reported that staff has found nothing that would cause them to change their original recommendation.

Councilmember Griffiths asked about recourse should the contractor fail to perform in accordance with the requirements of the contract.

Deputy Public Works Director Bilezerian explained that staff closely monitors all projects in an effort to prevent contractors from deliberately or inadvertently deviating from contract specifications and in this case, there will be a full-time Public Works Inspector charged with monitoring the contractor's performance and special attention will be paid to the issues that have been raised.

Councilmember Rizzo questioned whether delaying this project would create an insurmountable problem.

Public Works Director Beste stated that it would depend on what action the Council takes on July 7. He explained that if the Council approves the contract, an effort will be made to complete work nearest the school first, but the contractor would not be able to complete the project before school starts and if the Council decides not to award the contract, then staff would recommend that all bids be rejected and the project will probably be delayed until next summer.

MOTION: Councilmember Rizzo moved to reconsider the award of contract for the North Torrance Well Field Project, Phase II, on July 7, 2015. The motion was seconded by Councilmember Goodrich and passed by a 5-2 vote, with Councilmembers Ashcraft and Griffiths dissenting.

12I. RENAMING OF PUEBLO RECREATION CENTER IN HONOR OF RUBEN ORDAZ

Considered earlier, see page 9.

12J. 2015-2016 GRANT ASSISTANCE PROGRAM AWARD

Recommendation

Recommendation of the Police Chief that City Council:

- 1) Adopt a Resolution accepting the 2015-2016 Grant Assistance Program contract;
- 2) Authorize the Chief of Police as the City's signatory for the contract; and
- 3) Appropriate and allocate \$35,000 award for alcohol-related education and enforcement.

Business Manager Anderson reported that the City was awarded a competitive grant from the California Department of Alcoholic Beverage Control to address alcohol-related issues and explained that the funds will be used to increase media attention about underage drinking, train police personnel on alcohol-related laws and ABC sponsored programs, conduct operations to

reduce the sale of alcohol to minors, and reduce problematic activities at licensed establishments and during special events.

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

RESOLUTION NO. 2015-56

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA, ACCEPTING THE 2015-2016 GRANT ASSISTANCE PROGRAM (GAP) AWARD FROM THE STATE OF CALIFORNIA DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL (ABC)

MOTION: Councilmember Goodrich moved to adopt Resolution No. 2015-56. The motion was seconded by Councilmember Ashcraft and passed by unanimous vote.

The Council briefly recessed from 9:22 p.m. to 9:33 p.m.

12K. CHANGES TO CROSSING GUARD PROGRAM

Recommendation

Recommendation of the City Council Employee Relations and Public Safety Committee that City Council:

- 1) Concur with the staff recommendations regarding post coverage;
- 2) Implement the recommendations of the Traffic Commission on a one-year basis with funding of \$42,450, not to exceed \$169,800 over four years, subject to City Council approval;
- 3) Review post coverage and return to the Employee Relations and Public Safety Committee for further direction prior to the end of the 2016 school year, and
- 4) Explore utilization of a security company to provide the temporary coverage.

Assistant to the City Manager Chaparyan briefly summarized proposed changes to the City's Crossing Guard Program, which would increase the number of posts covered from 29 to 32 and require additional funding of \$42,450 per year. He thanked Employee Relations and Public Safety Committee members Councilmembers Ashcraft, Griffiths and Rizzo for their efforts.

In response to Councilmember Griffiths' inquiry, Assistant to the City Manager Chaparyan explained that staff was recommending allocating funding for the three additional posts for up to four years using one-time funds from the boundary modification with the City of Rolling Hills Estates and it is anticipated that General Fund revenues will experience enough growth to allow for funding on an ongoing basis should the Council decide to continue the additional post coverage beyond that time period.

City Manager Jackson advised that should funding become available in the General Fund during the initial four-year period, the money allocated from boundary modification funds would revert to capital projects.

Councilmember Griffiths asked about the proposed utilization of a security company to provide temporary coverage. Assistant to the City Manager Chaparyan explained that this would allow the City to avoid hiring permanent staff and then letting them go. He noted that the City already relies on a back-up provider when there are higher than anticipated vacancies and long-

term absences. He confirmed that it is more cost efficient when crossing guards are City employees.

Councilmember Ashcraft clarified that the Police Department's recommendation was to keep the number of posts covered at 29, but the Traffic Commission recommended that three additional posts be covered and the Committee concurred with this recommendation. She reported that there was discussion about the intersection of Hickory Avenue/Sepulveda Boulevard at the Committee meeting, but it was determined that not enough students use the intersection to warrant a crossing guard. She expressed reservations about using boundary modification funds for the three additional posts, indicating that funding was not discussed at the Committee meeting.

Councilmember Weideman related his preference that any unused funds be reallocated for projects identified as priorities for the use of boundary modification funds instead of reverting to the capital projects budget.

Noting that it's impossible to mitigate all of the risk, Councilmember Goodrich commented on the difficulty of determining how many crossing guards are enough and asked about the methodology used to arrive at the recommendation.

Police Captain Irvine reported that staff monitored intersections around elementary schools for a one-day period and took a count of the number of elementary school aged children and the number of adults and then apportioned the existing 29 crossing guards to the intersections where they are most needed. He noted that a second crossing guard was recommended for two intersections due to the high volume of school children using them. He explained that adults were counted because crossing guards are not needed as much at intersections where most children are accompanied by their parents.

Engineering Manager Semaan clarified that the role of crossing guards is to create a gap in traffic so children can cross the street and make drivers more aware of the presence of school-aged children, but they are not a safety device and should not be viewed as a way to prevent all accidents.

In response to Councilmember Goodrich's inquiry, Assistant City Attorney Sullivan advised that having a crossing guard at an intersection does not mitigate the risk of a lawsuit should an accident occur, noting that Torrance had a crossing guard who was killed while on duty.

City Manager Jackson reported that technically it is the school district's responsibility to provide crossing guards, however, the City of Torrance has chosen to provide this service for the schools.

Mayor Furey noted that the school district has been approached about resuming this responsibility, but was not receptive to this idea because the City does such a great job. He reported that the review of the crossing guard program came about because a child was hit by a car in an unprotected intersection; pointed out that crosswalks can give one a false sense of security; and emphasized the need for education. He suggested that the school district may be able to apply for grant funding to assist with the cost of the additional crossing guards, and City Manager Jackson agreed to explore this possibility.

Councilmember Ashcraft reported that the Committee also discussed the false sense of security crosswalks can provide and recommended that some be removed because they were in unsafe locations. She agreed that the need to educate school children and their parents about traffic safety was paramount and suggested enlisting PTAs to help with the education process.

Councilmember Griffiths stated that while crossing guards do not guarantee safety or eliminate the risk of lawsuits, their presence does provide another level of protection for school children and he believes this was a relatively small price to pay for that protection.

Councilmember Weideman asked if not having a crossing guard at an intersection poses a liability for the City.

Assistant City Attorney Sullivan responded that while cities can be sued for anything, it's not possible to have a crossing guard at every intersection and even children are obligated to obey traffic laws.

MOTION: Councilmember Rizzo moved to concur with the Committee's recommendation, with funding as submitted by the Finance Director and any excess shall be allocated for priorities established for the use of boundary modification funds. The motion was seconded by Councilmember Barnett and passed by unanimous vote.

13. HEARINGS

13A. PRE15-00002, WAV15-00009: 5207 PASEO DE LAS TORTUGAS – KENT HOLTORF

Recommendation

Recommendation of the Planning Commission that City Council deny the appeal and adopt Resolutions denying a Precise Plan of Development to allow a new two-story single family residence with basement level, in conjunction with a Waiver of the fence height requirement, on property located within the Hillside Overlay District in the R-1 Zone at 5207 Paseo de las Tortugas.

Recommendation of the Community Development Director that City Council uphold the appeal and adopt Resolutions approving a Precise Plan of Development to allow a new two-story single family residence with basement level, in conjunction with a Waiver of the fence height requirement, on property located within the Hillside Overlay District in the R-1 Zone at 5207 Paseo de las Tortugas.

City Clerk Poirier confirmed that the hearing was properly advertised.

Mayor Furey announced that the City received a request from the applicant to continue the hearing to August 18, 2015.

MOTION: Councilmember Rizzo moved to continue the hearing to August 18, 2015. The motion was seconded by Councilmember Barnett and passed by unanimous vote.

17. ORAL COMMUNICATIONS #2

17A. Councilmember Ashcraft wished everyone a happy 4th of July and offered a reminder about the Torrance Cultural Arts Foundation gala on Friday, June 26.

17B. Councilmember Barnett announced that the Community Services Department in conjunction with various homeowners associations, will be hosting "Movies in the Park" this summer and the first one will take place on Saturday, June 27, at Victor Park featuring the movie *The Muppets*.

17C. Councilmember Griffiths offered a reminder that services for former City Councilman Dick Rossberg will be held on Wednesday, June 24, at 3:00 p.m. at St. Lawrence Martyr Church. He wished everyone a happy Independence Day.

17D. Mayor Furey noted that a public notice has gone out regarding design options for the 405 Freeway/182nd Street/Crenshaw Boulevard Improvement Project, which has been in the works for some time, and thanked staff for their efforts.

17E. Mayor Furey reported that he hosted a “Breakfast with the Clergy” last Friday, which was attended by a number of local clergy members, and he hopes to continue this event on a regular basis to foster a good working relationship for mutual benefit.

17F. Mayor Furey reported on his attendance at the U.S. Conference of Mayors June 19-22 in San Francisco, at which President Obama spoke. He noted that approximately 200 resolutions were adopted, including one in support of giving the President of the United States Trade Promotion Authority and one in support of the Open Skies Policy, and detailed information about all of the resolutions is available at www.USMayors.org.

17G. Councilmember Goodrich announced that Amateur Radio Field Day, an annual event where amateur radio operators set up portable stations and practice their communication skills, will take place on Saturday, June 27, beginning at 11:00 a.m. and continuing through Sunday morning, at the top level of the Torrance Memorial Medical Center parking structure.

18. EXECUTIVE SESSION

Considered out of order, see page 1.

19. ADJOURNMENT

At 10:06 p.m., the meeting was adjourned to Tuesday, July 7, 2015 at 5:30 p.m. for an executive session, with regular business to commence at 7:00 p.m. in the Council Chamber. Tuesday, June 30, 2015 is a City Council dark night.

Attest:

/s/ Patrick J. Furey
Mayor Patrick J. Furey

/s/ R. Poirier
City Clerk Rebecca Poirier, MMC

Approved on July 21, 2015