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**TORRANCE CITY COUNCIL – AUGUST 17, 2010**

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At 8:05 p.m., the meeting was adjourned to Tuesday, August 24, 2010 at 5:30 p.m. for an executive session, with regular business commencing at 7:00 p.m. in the Council Chambers.

August 17, 2010

**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 5:35 p.m. on Tuesday, August 17, 2010 in City Council Chambers at Torrance City Hall.

**ROLL CALL**

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

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, 18B) Conference with Legal Counsel – Anticipated Litigation, 18C) Conference with Labor Negotiator, and 18D) Conference with Real Property Negotiator, pursuant to California Government Code § 54946.9(a), 54956.9(c), 54957.6, and 54956.8.

The City Council reconvened at 7:01 p.m.

City Attorney Fellows announced that during closed session, the City Council granted him the authority to file a lawsuit on behalf of the City and once the lawsuit has been filed, he will disclose upon request, the names of the defendants, the nature of the action, and all the particulars involved.

**2. FLAG SALUTE/INVOCATION**

The flag salute was led by former Youth Council Chairman Zach Gray.

Councilmember Rhilinger 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 Thursday, August 12, 2010.

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

**4. WITHDRAWN, DEFERRED OR SUPPLEMENTAL ITEMS**

None.

**5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS**

City Clerk Herbers announced that appointment to various city commissions and committees is open only to those who have completed or renewed Commissioner Certification training and that a class has been scheduled for Wednesday, October 27. She

reported that notices and reminders to make reservations will be sent out after Labor Day and interested Torrance residents may leave name, address, phone and email information with either the City Manager's office at 310.618.5990 or the City Clerk at 310.618.2870.

Councilmember Brewer announced that a Helicopter Roundtable meeting will be held on Thursday, August 26, at 6:30 p.m. in the meeting room at the Katy Geissert Civic Center Library.

\*

Mayor Scotto presented a Resolution to Theatre Director Ian Tanza upon his retirement from the City.

\*

Consent Calendar Item 8A was considered out of order at this time.

**8. CONSENT CALENDAR**

**8A. APPOINTMENT OF TORRANCE YOUTH COUNCIL MEMBERS**

**Recommendation**

Recommendation of the Community Services Director that City Council appoint 18 members to the 2010-2011 City of Torrance Youth Council and have them officially sworn in by the City Clerk.

**MOTION:** Councilmember Brewer moved to concur with the staff recommendation to appoint the following students to the Youth Council: Tiffany Tran, Phoebe Lu, Andy Tsou, Candance Wu, Jason Kim, Nicole Christy, Tony Joo, Frank Masi, Minji Kim, Diana Im, Lea Atienza, Brendon Villalobos, Peter Vo, Anthony Xian, Adrian Kimmok, Serena Tsay, Jacqueline Bornino, and Matthew Yu. The motion was seconded by Councilmember Sutherland and passed by unanimous roll call vote.

City Clerk Herbers administered the oath of office to Youth Council members.

**7. ORAL COMMUNICATIONS**

**7A.** Terry Ragins, Torrance Unified School District, reminded the public of the Save Our Schools campaign, with additional information available at [www.tef-sos.org](http://www.tef-sos.org).

**7B.** Cyndy Rosell and Joyce Jimenez announced that the annual Employee Variety Show will be held on Saturday, September 11, at 7:00 p.m. at the Armstrong Theatre, with proceeds to benefit the American Cancer Society Relay for Life – Torrance.

**7C.** Debbie Hays, Torrance Historical Society, announced a free walking tour of Downtown Torrance on Sunday, August 29, at 1:30 p.m. starting at the Historical Museum located at 1345 Post Avenue.

**7D.** Vance Winnett, Torrance, requested the public's assistance in locating his lost cat.

**8. CONSENT CALENDAR**

**8A. APPOINTMENT OF TORRANCE YOUTH COUNCIL MEMBERS**

Considered out of order, see above.

**12. ADMINISTRATIVE MATTERS**

**12A. PROPOSITION A FUND EXCHANGE AGREEMENTS**

**Recommendation**

Recommendation of the Finance Director that City Council:

- 1) Approve an agreement with the City of Hermosa Beach for an exchange for \$544,000 in City of Torrance General Funds for \$800,000 respectively of Proposition A Local Return Funds from the City of Hermosa Beach;
- 2) Approve an agreement with the City of La Verne for an exchange for \$101,250 in City of Torrance General Funds for \$150,000 respectively of Proposition A Local Return Funds from the City of La Verne.;
- 3) Transfer and appropriate \$466,707 from the Unappropriated Capital Projects Fund to the General Fund Proposition A Exchange Fund; and
- 4) Appropriate \$178,543 from General Fund Proposition A Exchange Reserve.

Audit Manager McDonough reported that the City has negotiated an exchange of funds with the City of Hermosa Beach at a rate of \$0.68 per \$1.00 and the City of La Verne at a rate of \$0.675 per \$1.00.

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

**12B. RESOLUTIONS RE CERTAIN FULL-TIME SALARIED AND HOURLY EMPLOYEES AND CERTAIN PART-TIME HOURLY EMPLOYEES**

**Recommendation**

Recommendation of the City Manager that City Council adopt Resolutions setting forth the hours, wages, and working conditions for Certain Full Time Salaried and Hourly Employees and Certain Part Time Hourly Employees effective August 29, 2010 and repealing Resolution No. 2007-45 and Resolution No. 2007-46 respectively.

Assistant to the City Manager Chaparyan reported that the Resolutions provide that new employees hired after August 29, 2010 will contribute 7% to the Public Employees Retirement System (PERS), reflecting the Council's decision during June 2010 budget action to phase out the City's paying of the employee portion of the contribution to PERS.

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

**RESOLUTION NO. 2010-78**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SETTING FORTH THE HOURS, WAGES, AND WORKING CONDITIONS FOR CERTAIN FULL TIME SALARIED AND HOURLY EMPLOYEES BEGINNING AUGUST 29, 2010 AND REPEALING RESOLUTION NO. 2007-45

**MOTION:** Councilmember Furey moved to adopt Resolution No. 2010-78. The motion was seconded by Councilmember Rhilinger and passed by unanimous roll call vote.

**RESOLUTION NO. 2010-79**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SETTING FORTH THE HOURS, WAGES, AND WORKING CONDITIONS FOR CERTAIN PART TIME HOURLY EMPLOYEES BEGINNING AUGUST 29, 2010 AND REPEALING RESOLUTION NO. 2007-46

**MOTION:** Councilmember Furey moved to adopt Resolution No. 2010-79. The motion was seconded by Councilmember Rhilinger and passed by unanimous roll call vote.

**12C. RESOLUTION SETTING REFERENCE POINTS FOR EXECUTIVE AND MANAGEMENT EMPLOYEES**

**Recommendation**

Recommendation of the City Manager that City Council adopt a Resolution for Executive and Management Employees, increasing the reference point by CPI pursuant to provisions of the Merit Plan and implementing a 7% employee contribution to PERS for new hires.

Assistant to the City Manager Chaparyan reported that the Resolution sets the reference points for Executive and Management employees and implements a 7% employee contribution to PERS for new hires. He noted supplemental material clarifying that the contribution for the positions of Fire Chief and Police Chief is 9%.

Newt Young, Torrance, voiced objections to a two-tier employment structure whereby new employees contribute to the retirement system while existing employees do not and urged the City to eliminate the contribution for all employees in order to address budget shortfalls.

City Manager Jackson clarified that the City's paying of the employee portion of PERS contributions is the result of negotiated agreements with employee organizations and was in lieu of pay increases in many cases and any changes to the terms of the agreements is subject to the meet and confer process.

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

**RESOLUTION NO. 2010-75A**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SETTING FORTH CHANGES REGARDING EMPLOYMENT COMPENSATION FOR EXECUTIVE AND MANAGEMENT EMPLOYEES EFFECTIVE AUGUST 29, 2010 AND REPEALING RESOLUTION NO. 2009-94

**MOTION:** Councilmember Furey moved to adopt Resolution No. 2010-75A. The motion was seconded by Councilmember Rhilinger and passed by unanimous roll call vote.

**17. ORAL COMMUNICATIONS #2**

**17A.** Councilmember Numark invited the public to attend a free Concert in the Park by the Torrance Symphony featuring music from the movies on Sunday, August 22, at 1:30 p.m. in the lagoon area of Wilson Park.

**17B.** Councilmember Rhilinger congratulated the following Torrance businesses on being among the top 100 woman-owned businesses in Los Angeles County according to the *Los Angeles Business Journal*: (No. 3) Act 1 Group; (No. 19) Timeshare Relief, Inc.; (No. 24) Express Postal Options International; (No. 76) First Call Staffing Services; and (No. 94) Amy Zimmerman Associates, Inc.

**17C.** Councilmember Rhilinger requested that an item be included on next week's agenda that would allow the Council to reconsider their decision at the last meeting to deny the Precise Plan of Development at 22221 Warmside Avenue. She explained that she would have voted to continue the hearing if she had known that the applicant would have to pay \$4,000-4,500 in fees to resubmit the application.

**MOTION:** Councilmember Rhilinger moved to direct staff to prepare an item for next week's agenda to allow the Council to vote on whether to reconsider their decision on PRE08-00011. The motion was seconded by Councilmember Brewer and passed by unanimous roll call vote.

**17D.** Councilmember Sutherland reported that he visited the Pediatric Therapy Network's summer camp earlier in the day, which has been downsized from 400 to 200 participants due to budget cuts, and encouraged donations to this worthwhile organization.

**17E.** Councilmember Barnett commented positively on the Wilson Park pond restoration.

**17F.** Councilmember Brewer encouraged the public to attend the Torrance Theatre Company's production of *Pirates of Penzance* this weekend at the Armstrong Theatre.

**17G.** Councilmember Furey announced that for the seventh year in a row, Toyota Motor Sales USA has agreed to donate a new Toyota Prius to be raffled off by the Torrance Education Foundation to benefit the Torrance Unified School District, which has been hard hit by budget cuts.

**17H.** Mayor Scotto encouraged attendance at the Concert in the Park on Sunday, August 22, at Wilson Park.

**17I.** City Manager Jackson reported that staff will continue to negotiate with employee organizations concerning employee PERS contributions within the established timeframe, but wanted to note that this element of compensation was included when comparative surveys were done.

**18. EXECUTIVE SESSION**

Considered earlier in the meeting, see page 1.

**19. ADJOURNMENT**

At 8:05 p.m., the meeting was adjourned to Tuesday, August 24, 2010 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 September 28, 2010

Sue Sweet  
Recording Secretary