

**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 5:32 p.m. on Tuesday, December 8, 2009 in City Council Chambers at Torrance City Hall.

ROLL CALL

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

Absent: Councilmember Numark.

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 Labor Negotiator pursuant to California Government Code § 54957.6.

The City Council reconvened at 7:03 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 Brewer.

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, December 3, 2009.

MOTION: Councilmember Rhilinger 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 Furey and passed by unanimous roll call vote (absent Councilmember Numark).

4. WITHDRAWN, DEFERRED OR SUPPLEMENTAL ITEMS – None.

Mayor Scotto announced that subsequent to the posting of the agenda on December 3, during a meeting with the Citizen Development and Enrichment Committee on December 7, the City Manager became aware of the need to meet with the Torrance Unified School District in order to discuss possible election consolidation, coordinated election dates, and vote by mail elections. Therefore, the City Manager has asked that the City Council add this item to the agenda because it was necessary to take immediate action in order to meet the deadlines for the City's general election in June 2010 as any potential ballot matters would have to be approved by the City Council no later than

February 2010. In order to take action on a matter that is not on the agenda, the California Government Code requires a determination by a two-thirds vote of the Council that immediate action was necessary and the need to take action arose subsequent to the posting of the agenda.

MOTION: Councilmember Brewer move to add the item to the agenda. The motion was seconded by Councilmember Barnett and passed by unanimous roll call vote (absent Councilmember Numark).

The matter was considered as Agenda Item 12F pursuant to California Government Code § 54954.2(b)(2).

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS

Public Works Director Beste encouraged residents to continue to conserve water and turn off automatic sprinklers during the rainy season. He gave an update from the Metropolitan Water District, noting that the City of Torrance is 13% below its target water usage.

Police Chief Neu gave an update on the successful outcome of the H1N1 flu vaccination clinic at Wilson Park on December 7. He thanked the E-Prep team, Emergency Coordinator Bonano, volunteers, and staff for their efforts and reported that approximately 2, 500 injections were given.

Councilmember Brewer announced that a workshop on the draft General Plan and Environmental Impact Report would be held at the December 15 City Council meeting.

City Clerk Herbers invited staff and public to view the works of Torrance Artist Guild member Sherry MacGregor on display in the City Clerk's office for the month of December.

Mayor Scotto asked for City Council concurrence to grant Councilmember Numark an excused absence from the meeting due to the birth of his son early this morning.

Mayor Scotto reported that there have been several town hall meetings regarding the Ocean and Bishop Montgomery sumps at which many concerns and ideas were expressed. He asked for City Council concurrence to allow him to explore possible solutions with the neighbors in the Bishop Montgomery Sump area by facilitating a series of smaller follow-up discussions focusing on specific issues. He noted that resulting recommendations will be added to the agenda item to be presented to the City Council sometime after the first of the year.

Mayor Scotto requested that the meeting be adjourned in memory of former City employee Janice Shiozaki who passed away on November 17, 2009.

6. COMMUNITY MATTERS

6A. RESOLUTION NO. 2009-117 RE MYRIAM DOWDY

RESOLUTION NO. 2009-117

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING MYRIAM DOWDY UPON HER RETIREMENT FROM THE CITY AFTER THIRTY-ONE YEARS OF SERVICE

MOTION: Councilmember Barnett moved for the adoption of Resolution No. 2009-117. The motion was seconded by Councilmember Brewer and passed by unanimous roll call vote (absent Councilmember Numark).

To be presented at a later date.

7. ORAL COMMUNICATIONS

7A. Jon Kurtz, retired U.S. Navy Captain, invited the Mayor and Council to contribute to the commissioning ceremony for the USS Dewey to be held on March 6, 2010 in Seal Beach.

7B. Vanessa Barragan announced that West High School was hosting their annual Christmas tree lot at the corner of Victor Street and Del Amo Boulevard and the lot will be open through December 18, additional information available at www.whs.tusd.org.

7C. Debbie Hays, Torrance Historical Society, invited the public to attend the reading of "Twas the Night Before Christmas" at the historical museum on Sunday, December 13, at 4:00 p.m., with additional information available at 310.328.5392.

8. CONSENT CALENDAR

8A. LEASE AMENDMENT RE GREENWOOD PARK

Recommendation

Recommendation of the City Manager that City Council approve a first amendment to lease by and between the City of Torrance (City) and Knowledge Learning Corporation (C2000-101) for use of a portion of certain real property located at 1520 Greenwood Avenue within Greenwood Park.

8B. CONTRACT AMENDMENT RE LANDSCAPE ARCHITECTURAL SERVICES LOMITA RIGHT OF WAY COORIDOR PARK PROJECT

Recommendation

Recommendation of the General Services Director and Community Services Director that City Council approve a contract amendment with Land Concern Ltd. (C2008-096) for landscape architectural services for the Lomita Right of Way Corridor Park Project (FEAP#653) to extend the term from December 31, 2009 to December 31, 2010.

8C. PURCHASE ORDER RE DECALS FOR TORRANCE TRANSIT BUSES

Considered separately, see page 5.

8D. PURCHASE ORDER FOR NEW DATA NETWORK EQUIPMENT

Recommendation

Recommendation of the Information Technology Director that City Council authorize the appropriation of funds and a purchase order with PC Mall Gov of Torrance, CA for new data network devices in the amount of \$25,414.81.

8E. CONTRACT AMENDMENT RE ARCHITECTURAL SERVICES 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 architectural services for the One Stop Permit Center Project (FEAP#295) to extend the term from December 31, 2009 to December 31, 2010.

8F. PURCHASE ORDER RE USED DATA NETWORK EQUIPMENT

Recommendation

Recommendation of the Information Technology Director that City Council authorize the appropriation of funds and a purchase order with Digital Warehouse of New York, NY for used data network devices in the amount of \$21,047.02.

8G. APPROPRIATION FOR UTILITY UNDERGROUND IMPROVEMENTS ON JEFFERSON STREET

Recommendation

Recommendation of the Community Development Director that City Council:

- 1) Appropriate \$65,018.22 (City's portion) for the utility underground improvements along Jefferson Street between Oak Street and its easterly terminus from the Utility Undergrounding Development Impact Fund, and
- 2) Approve payment in the amount of \$65,018.22 to First American Fund Control, an escrow holder.

8H. PURCHASE ORDER RE DIESEL PARTICULATE FILTERS

Recommendation

Recommendation of the General Services Director that City Council authorize the issuance of a purchase order to Rush Truck Center of Pico Rivera, CA in the amount of \$114,825.33 (including sales tax) to furnish and install diesel particulate filters (DPF's) on six (6) City heavy-duty diesel powered vehicles (B2009-49) in accordance with on-road diesel particulate reductions mandated by the California Air Resources Board (CARB).

8I. AGREEMENT RE SURVEY SERVICES FOR DEL AMO BLVD. EXTENSION

Recommendation

Recommendation of the Public Works Director that City Council award a contract services agreement in the amount of \$86,000 and for a term of three years to Dulin & Boynton to perform survey services for the Del Amo Boulevard Extension, T-30.

8J. PURCHASE ORDER RE LED TRAFFIC SIGNAL MODULES

Considered separately, see pages 5 - 6.

8K. AGREEMENT RE EXCHANGE OF PROPOSITION A LOCAL RETURN FUNDS -CITY OF LA VERNE

Recommendation

Recommendation of the Finance Director that City Council:

- 1) Approve an agreement with the City of La Verne for an exchange of \$202,500 in City of Torrance General Funds for \$300,000 respectively of Proposition A Local Return Funds from the City of La Verne; and
- 2) Appropriate \$202,500 from the General Fund Proposition A Exchange Reserve.

8L. AGREEMENT RE EXCHANGE OF PROPOSITION A LOCAL RETURN FUNDS - CITY OF PALOS VERDES ESTATES

Recommendation

Recommendation of the Finance Director that City Council:

- 1) Approve an agreement with the City of Palos Verdes Estates for an exchange of \$70,000 in City of Torrance General Funds for \$100,000 respectively of Proposition A Local Return Funds from the City of Palos Verdes Estates; and
- 2) Appropriate \$70,000 from the General Fund Proposition A Exchange Reserve.

8M. OCTOBER 2009 MONTHLY INVESTMENT REPORT

Recommendation

Recommendation of the City Treasurer that City Council accept and file the monthly investment report for the month of October 2009.

8N. FEE AMENDMENT FOR LEGAL SERVICES RE 465 CRENSHAW BLVD.

Recommendation

Recommendation of the City Attorney that City Council approve the third amendment to fee agreement with the law firm of Garrett DeFrenze Stiepel (C2008-185) to provide legal services to the City in connection with the proposed purchase of the 465 Crenshaw Boulevard site, adding an additional \$20,000 for a total contract amount not to exceed of \$89,000.

8O. CONTRACT FOR BARTLETT SENIOR CENTER AIR CONDITIONING REPLACEMENT

Recommendation

Recommendation of the General Services Director that City Council:

- 1) Award a contract with DC Danco Air Conditioning Company, Inc. for \$73,755.25 with a 5% contingency of \$6,326 for the replacement and installation of air conditioning units at the Bartlett Senior Center (B2009-39) (FEAP #322); and
- 2) Approve a project management fee of \$73,756.

MOTION: Councilmember Furey moved for the approval of Consent Calendar Items 8A, 8B, 8D through 8I, and 8K through 8O. The motion was seconded by Councilmember Sutherland and passed by unanimous roll call vote (absent Councilmember Numark).

Consent Calendar Items 8C and 8J were considered separately at this time.

8C. PURCHASE ORDER RE DECALS FOR TORRANCE TRANSIT BUSES

Recommendation

Recommendation of the Transit Director that City Council authorize a purchase order in the amount of \$169,540.74 to Decals by Design, Incorporated of Murrieta, CA to furnish and install decals on fifty Torrance Transit buses (B2009-47).

Transit Director Turner reported that the decals are part of Torrance Transit's marketing and re-branding efforts and displayed a rendering of the new design and logo for Torrance Transit buses.

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

8J. PURCHASE ORDER RE LED TRAFFIC SIGNAL MODULES

Recommendation

Recommendation of the Public Works Director that City Council authorize a purchase order with Excellence Opto. Inc. of Brea, CA in the amount not to exceed \$76,223.22 (sales tax included) to furnish replacement light emitting diode (LED) traffic signal modules and LED pedestrian indicators on an as requested basis (B2009-46).

Charles Deemer, Torrance, requested information regarding the savings the City has experienced since changing traffic signals to LED lights and the schedule for replacing modules, which was provided by Public Works Director Beste.

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

10. PLANNING AND ECONOMIC DEVELOPMENT

10A. PUBLIC MEETING ON PROPOSED ESTABLISHMENT OF TORRANCE TOURISM BUSINESS IMPROVEMENT DISTRICT

Recommendation

Recommendation of the City Manager that City Council conduct a public meeting to allow public testimony regarding the proposed establishment of a Tourism Business Improvement District and proposed assessments on lodging businesses therein.

Management Associate Fulton reported that on November 17, 2009 the City Council adopted a Resolution of Intention to form a Tourism Business Improvement District (TBID) and tonight's public meeting was an opportunity for the affected hotels and the public to speak on this matter. She advised that the 15 hotels that will be assessed under the TBID have been notified; that no action on the part of the Council was necessary at this time; and that a public hearing on this matter has been scheduled for the January 12, 2010 City Council meeting.

No one from the public came forward to speak.

12. ADMINISTRATIVE MATTERS

12A. APPROVAL OF CITY COUNCIL DARK NIGHTS

Recommendation

Recommendation of the City Manager that City Council approve the following Tuesdays as City Council dark nights from January through July 2010: January 5, February 16, March 30, June 1, June 29, and July 6.

Management Aide Cohen reviewed the proposed Council dark nights.

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

12B. RESOLUTION RE 2010 STATEMENT OF INVESTMENT POLICY

Recommendation

Recommendation of the City Treasurer that City Council adopt a Resolution to establish the Statement of Investment Policy for 2010. (Companion to Redevelopment Agency item 4b)

City Treasurer Barnett reviewed the changes to the Statement of Investment Policy for 2010.

Charles Deemer, Torrance, requested information regarding the City's investment in Time Certificates of Deposit and the selection of qualified public repositories, which was provided by City Treasurer Barnett.

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

RESOLUTION NO. 2009-118

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE ESTABLISHING THE 2010 STATEMENT OF INVESTMENT POLICY IN ACCORDANCE WITH CERTAIN GUIDELINES

MOTION: Councilmember Barnett moved for the adoption of Resolution No. 2009-118. The motion was seconded by Councilmember Brewer and passed by unanimous roll call vote (absent Councilmember Numark).

12C. CONTRACT FOR AIRPORT HANGAR ELECTRICAL UPGRADE

Recommendation

Recommendation of the General Services Director that City Council:

- 1) Award a contract with Y & M Construction, Inc. for \$648,000 with a 5% contingency of \$32,400 for the Airport Hangar Electrical Upgrade (B2009-38) (FEAP #449);
- 2) Approve a project management fee of \$64,800; and
- 3) Appropriate \$179,886 from the Airport Enterprise Fund to the Airport Hangar Electrical Upgrade (FEAP #449).

Facility Services Manager Landis reported that this was the last phase of the Airport Hangar Electrical Upgrade project, which began in 2002.

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

12D. REVISED DRUG AND ALCOHOL POLICY FOR EMPLOYEES IN SAFETY SENSITIVE JOB FUNCTIONS

Recommendation

Recommendation of the Human Resources Director that City Council adopt a revised Drug and Alcohol Policy pursuant to the U.S. Department of Transportation (DOT) regulations covering employees in safety-sensitive job functions.

Sr. Human Resources Analyst Weinmeister reported that the City's Drug and Alcohol Policy, which was originally adopted in 1995, has been revised in accordance with recommendations made by the Federal Transit Administration after conducting a random audit of the policy in December 2008.

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

12E. SETTING OF DATE FOR APPOINTMENT OF MEMBERS TO PALOS VERDES LANDFILL ADVISORY COMMITTEE

Recommendation

Recommendation of City Manager that City Council set a date of December 15, 2009 to appoint members to the Palos Verdes Landfill Citizens Advisory Committee.

Mayor Scotto reported that the City of Torrance has been asked to participate in the Palos Verdes Landfill Citizens Advisory Committee, along with the City of Rolling Hills, and appointments will be made at the December 15 City Council meeting.

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

12F. REPORT OF CITIZEN DEVELOPMENT AND ENRICHMENT COMMITTEE RE ELECTION CONSOLIDATION

Recommendation

Recommendation of the City Council Citizen Development and Enrichment Committee that City Council receive the Committee report and provide direction with respect to an action item proposed at the December 7, 2009 meeting of the Committee. *(Added by vote of the City Council earlier in the meeting)*

Assistant to the City Manager Chaparyan advised that the City Council Citizen Development and Enrichment Committee met on December 7, 2009 to discuss the possibility of consolidating City and TUSD School Board elections; that the City's election date would have to be changed if the elections are consolidated, which requires a ballot measure that would have to be prepared immediately to meet deadlines for the June 2010 election; and that staff was requesting approval to seek input from the TUSD School Board on this matter.

Councilmember Furey noted that he suggested looking into the consolidation of elections at the City Council's joint meeting with the TUSD School Board on November 9, 2009 after learning that the November 2, 2009 stand alone TUSD School Board Election cost the district \$280,000 and related his understanding that consolidating elections would result in significant cost savings for TUSD.

Councilmember Sutherland stated that he supports consolidating elections, but believes the TUSD election should conform to the City's June election date because voters indicated their preference for an election date that coincides with the statewide primary when they approved a ballot measure six years ago.

MOTION: Councilmember Rhilinger moved to concur with the staff recommendation and authorized staff to obtain input from TUSD regarding the feasibility of joint elections. The motion was seconded by Councilmember Furey and passed by unanimous roll call vote (absent Councilmember Numark).

The Council met as the Redevelopment Agency from 7:53 p.m. to 7:56 p.m.

17. ORAL COMMUNICATIONS #2

17A. Councilmember Rhilinger announced that the 27th Annual Christmas Boutique sponsored by the Torrance Youth Council would be held at Wilson Park on Sunday, December 13, from 9:00 a.m. to 4:00 p.m.

17B. Councilmember Rhilinger commended Police Department and City staff involved with the preparation and organization of the H1N1 vaccination clinic at Wilson Park.

17C. Councilmember Sutherland announced that the Torrance Civic Chorale and Orchestra will be presenting a concert, Joys of the Season, on December 11 and 12 at the James Armstrong Theatre, with additional information available by contacting the box office at 310.781.7171.

17D. Councilmember Sutherland echoed comments regarding the success of the H1N1 vaccination clinic.

17E. Councilmember Barnett congratulated Councilmember Numark and his wife on the birth of their son.

17F. Councilmember Furey announced a book fair at Barnes and Noble, 21400 Hawthorne Boulevard, from December 7 through December 9, with a portion of the sales to benefit the Torrance Education Foundation.

17G. Councilmember Furey announced a Christmas bird count class being offered at Madrona Marsh Nature Center on Saturday, December 19, from 8:00 - 11:00 a.m. in preparation for the Christmas bird count to be held on Sunday, December 27, with additional information available at 310.782.3989 or www.TorranceCA.Gov.

17H. Mayor Scotto congratulated the Miyako Hybrid Hotel on their grand opening.

17I. Mayor Scotto also congratulated Little Company of Mary Hospital on the opening of a new Neonatal unit and expressed appreciation that the city has two great hospitals including Torrance Memorial Hospital within its boundaries.

18. EXECUTIVE SESSION

Considered earlier in the meeting, see page 1.

19. ADJOURNMENT

At 8:02 p.m., the meeting was adjourned to Tuesday, December 15, 2009 at 6:30 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chamber.

***Adjourned in Memory of
Janice Shiozaki***

Attest:

/s/ Frank Scotto

Mayor of the City of Torrance

/s/ Sue Herbers

Sue Herbers,
City Clerk of the City of Torrance

Approved on February 9, 2010