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Ava Cripe
Minute Secretary

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MINUTES OF A REGULAR MEETING
OF THE TORRANCE CITY COUNCIL

OPENING CEREMONIES:

1. CALL TO ORDER:

The Torrance City Council convened in a Regular Meeting on Tuesday, December 13, 1983, at 7:00 P.M. in the Council Chambers at Torrance City Hall.

2. ROLL CALL:

Present: Councilmembers Applegate, Geissert, Rosberg, Walker, Wilson, Wirth and Mayor Armstrong.

Absent: None.

Also present: City Manager Jackson and Staff representatives.

3. FLAG SALUTE:

Principal Management Assistant Kathy Keane led in the salute to the flag.

4. INVOCATION:

The invocation for the meeting was provided by Ms. Betty Clinquenpeel of the Salvation Army.

STANDARD MOTIONS:

5. APPROVAL OF MINUTES:

None available.

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6. MOTION TO WAIVE FURTHER READING:

Councilman Applegate moved that after the City Clerk has assigned a number and read title to any resolution or ordinance on tonight's agenda, the further reading thereof be waived, reserving and guaranteeing to each Council-member the right to demand the reading of any such resolution or ordinance in regular order. The motion was seconded by Councilwoman Geissert, and roll call vote was unanimously favorable.

7. COUNCIL COMMITTEE MEETINGS:

Transportation:

Met this date re: General Aviation Center -- will meet again in January on this subject.

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Mayor Armstrong announced, with deep regret, the passing of long-time Torrance resident, Joe Orsini, and directed that this meeting be adjourned in his memory.

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8. COMMUNITY MATTERS:

8a. PROCLAMATION - "YWCA Month" - December, 1983.

8b. PROCLAMATION - "Bill of Rights Week" -
December 11-17, 1983.

So proclaimed by Mayor Armstrong.

8c. RESOLUTION supporting AARP re: elimination of disparity in Social Security benefits.

RESOLUTION NO. 83-281

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SUPPORTING THE AMERICAN ASSOCIATION OF RETIRED PERSONS (AARP) QUEST TO ELIMINATE THE DISPARITY IN SOCIAL SECURITY BENEFITS - OR THE "NOTCH BOTCH"

Councilwoman Geissert moved for the adoption of Resolution No. 83-281. Her motion, seconded by Councilman Wilson, was unanimously approved by roll call vote.

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10. TRANSPORTATION/PUBLIC WORKS MATTERS:10a. PAYMENT TO COUNTY ASSESSOR FOR ANNUAL MAPS AND LOCAL ROLLS.

RECOMMENDATION OF CITY ENGINEER/PLANNING DIRECTOR:
That your Honorable Body approve the expenditure of \$5,305.22 for the purchase of the 1983 County Assessor Maps and Local Rolls.

MOTION: Councilwoman Geissert moved to concur with the above stated recommendation. Her motion was seconded by Councilman Walker, and roll call vote was unanimously favorable.

10b. NOTICE OF COMPLETION - Patterned Concrete Crosswalk in Downtown Torrance (B83-43).

RECOMMENDATION OF CITY ENGINEER:
That the work be accepted and final payment be made to the contractor.

MOTION: Councilman Wilson moved to concur with the above recommendation of the City Engineer. His motion was seconded by Councilwoman Geissert, and roll call vote was unanimously favorable.

10c. RESOLUTION re: Agreement for a Supplemental Funding Allocation pertaining to the Crenshaw Boulevard Grade Separation Project.RESOLUTION NO. 83-282

RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE APPROVING THAT
CERTAIN AGREEMENT BETWEEN THE CITY
OF TORRANCE AND THE STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION FOR THE
REIMBURSEMENT TO THE CITY FOR CERTAIN
COSTS ASSOCIATED WITH THE CRENSHAW
BOULEVARD GRADE SEPARATION PROJECT
AND AUTHORIZING THE MAYOR AND CITY
CLERK TO EXECUTE SAID AGREEMENT

Councilwoman Geissert moved for the adoption of Resolution No. 83-282. Her motion was seconded by Councilman Walker, and roll call vote was unanimously favorable.

City Manager Jackson commended City Engineer Bourbonnais and his Staff for their outstanding efforts in attaining the subject substantial funding.

14. PERSONNEL MATTERS:

14a. RESOLUTION re: Utility Maintainer Revisions.

RESOLUTION NO. 83-283

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SETTING FORTH CERTAIN CHANGES REGARDING WAGES, HOURS AND WORKING CONDITIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE MUNICIPAL EMPLOYEES ASSOCIATION AMENDING RESOLUTION NO. 83-190

Councilman Wilson moved for the adoption of Resolution No. 83-283. His motion was seconded by Councilwoman Geissert, and roll call vote was unanimously favorable.

15. HEARINGS:

15a. VP83-1, DEAN C. DWYER: Continuation of City Council consideration of an appeal of a Validation Permit to allow the retention of an illegally constructed second unit in the R-3 zone at 1103 Cota Street. THE PLANNING COMMISSION AND THE PLANNING DEPARTMENT RECOMMEND DENIAL OF THE SUBJECT REQUEST AND THE SUBJECT APPEAL.

Mayor Armstrong announced that this was the time and place for the subject continued public hearing, and inquired if anyone wished to be heard.

Representing the proponent, Mr. Milan D. Smith, Jr. reiterated his request for approval of the Validation Permit, and reviewed follow-through since the November 1st meeting relative to Code violations. Council clemency was urged by Mr. Smith.

At Councilwoman Geissert's request, Mr. Smith responded to concerns relative to a "third unit," advising that it apparently has been rented in the past but is not currently rented.

It was the comment of Councilman Walker that there appears to have been an attempt to deceive the Council by Mr. Smith's client -- this matter must be resolved, and integrity must be maintained. Mr. Smith expressed appreciation for Mr. Walker's candor, and requested that the Council

grant the present garage tenants a six-month time period in which to find another place to live.

There being no one else present who wished to be heard, Councilman Walker moved that the hearing be closed. His motion was seconded by Councilman Rossberg, and roll call vote was unanimously favorable.

MOTION: Councilman Walker moved to concur with the recommendation of the Planning Department and Planning Commission for DENIAL of the subject request and subject appeal, concurring with Mr. Smith's recommendation re: the six-month time period for the tenants. The motion was seconded by Councilman Applegate, and roll call vote was unanimously favorable.

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15b. UNION OIL COMPANY PIPELINE FRANCHISE.

RECOMMENDATION OF CITY MANAGER/CITY ATTORNEY:

That Union Oil Company of California be granted a new pipeline franchise on the terms and conditions set forth in accompanying proposed franchise ordinance.

Mayor Armstrong announced that this was the time and place for the subject public hearing.

Councilwoman Geissert advised that she would abstain in this matter for the reason that her husband is employed by Union Oil Company; she then departed from the Chambers.

It was then confirmed by all Councilmembers present that they had read all the pertinent material relative to this item.

Proof of Publication was presented by City Clerk Babb. Councilman Applegate moved that it be received and filed. His motion was seconded by Councilman Rossberg. There were no objections, and it was so ordered.

The procedures to be followed during the course of this hearing were outlined by Mayor Armstrong -- the Mayor also provided the background history of the subject franchise request.

An in-depth presentation regarding the provisions of the Franchise Ordinance was given by City Attorney Remelmeyer, along with clarification re: the revisions which have been made (per material of record).

Consultants Charles Champion and Charles Petersen were introduced by Mr. Remelmeyer, with an expression of appreciation for their invaluable assistance in this matter.

Mayor Armstrong then invited comments from the audience.

Mr. Vernon Grimshaw, Union Oil Company, 461 South Boylston, Los Angeles, reviewed background of negotiations with the City -- an extensive process. The fee structure has yet to be finalized, per Mr. Grimshaw, who further noted that Union Oil Company has an excellent record in the City of Torrance, and that reputation will be maintained in future operations.

Next to speak was Mr. Nat Shivera, Union Oil Company, who discussed the proposed fee structure -- a rate structure deemed unfair by Union Oil. Mr. Shivera then elaborated on the reason for this finding, with note of the experience of neighboring cities re: fee schedules, reaffirming his feelings regarding the unfair fee structure proposed by Torrance.

Mr. Greg McClintoch, Western Oil and Gas, 600 Wilshire Boulevard, Los Angeles, stated that this Council's action at this time represents a future policy, and there is great concern by his organization re: the amount of the fee. Precedent-setting aspects were of great concern as well. Mr. McClintoch stated that they would like to sit down with Staff and/or a committee to attempt to negotiate the fee structure.

Other speakers were:

Ms. Sue Herbers, 2264 West 230th Street: Noted the absence of any requirement for property improvement in the ordinance.

Mr. John Bailey, 23404 Walnut Street, representing SETHA and "Stop the Pipeline in Torrance": Commented that the product could be moved by truck rather than pipeline; noted unsuccessful meetings with homeowners. Indicated agreement with franchise now before the Council; however, the franchise should be for only five years, language should be stronger re: additional pipelines, and tank farm requirements should be included. Concerns were also expressed by Mr. Bailey re: maintenance -- further, all avenues have not been pursued.

Mr. John Miller, Torrance: "the real issue is need....." and such need should be firmly established.

Ms. Dee Hardison, 2024 West 236th Street: This should be a much safer operation under the terms of the new franchise -- there is a need for education for Southeast Torrance residents relative to oil leakage.

There being no one else who wished to be heard, Councilman Walker moved that the hearing be closed. His motion was seconded by Councilman Rossberg, and roll call vote was unanimously favorable, with Councilwoman Geissert abstaining.

A straw vote of the Council reflected a consensus that discussion and possible action be taken on the pipeline franchise at this time.

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The hour being 9:05 P.M., a 10-minute recess was ordered by Mayor Armstrong.

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Discussion ensued. It was the recommendation of Councilman Rossberg, concurred in by the Council, that the matter of fees, beautification, the tank farm, etc. be negotiated with Staff and an Ad Hoc Committee.

Mayor Armstrong thereupon appointed the following Ad Hoc Committee for this purpose:

- Councilman Applegate, Chairman
- Councilman Rossberg
- Councilman Wirth.

Committee considerations, per the Mayor, should include:

- Fee rationale
- Fee structures and amounts
- Aesthetic/environmental quality issues
- Safety
- Drainage problems
- Land and street dedication.

MOTION: Councilman Rossberg moved to refer Item 15b to the above named Ad Hoc Committee. The motion was seconded by Councilman Wirth. There were no objections, and it was so ordered.

It was the further direction of Mayor Armstrong that Staff work out the time schedules, set up the time schedules, and notify all interested parties.

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(Councilwoman Geissert returned to the Council Chambers at this time.)

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At 9:46 P.M. the Council recessed and reconvened as the Redevelopment Agency, returning to its agenda at 9:47 P.M.

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17. ADMINISTRATIVE MATTERS:

17a. RESOLUTION re: Contract for Consulting Services.

RESOLUTION NO. 83-284

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF TORRANCE AUTHORIZING
THE EXECUTION OF AN AGREEMENT BETWEEN
THE CITY OF TORRANCE AND MR. JOHN
MCKINNON FOR CONSTRUCTION MANAGEMENT
SERVICES

Councilman Wilson moved for the adoption of Resolution No. 83-284. His motion was seconded by Councilman Applegate, and roll call vote was unanimously favorable.

17b. RESOLUTION re: Contract for Appraisal Services -
Madrona Marsh.

RESOLUTION NO. 83-285

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF TORRANCE APPROVING AN
AGREEMENT BETWEEN THE CITY AND
ROBERT A. SWANSON, M.A.I., FOR
APPRAISAL WORK IN CONNECTION WITH
THE PURCHASE OF A PORTION OF THE
MADRONA MARSH, AND APPROPRIATING
\$10,000.00 FOR SUCH PURPOSE

Councilwoman Geissert moved for the adoption of Resolution No. 83-285. Her motion, seconded by Councilman Wirth, was unanimously approved by roll call vote.

17c. EXECUTIVE SESSION regarding Litigation.

See Page 12.

18. SECOND READING ORDINANCES.18a. ORDINANCE NO. 3082.ORDINANCE NO. 3082

AN ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF TORRANCE AMENDING SECTIONS
220.3.14, 220.3.15 AND 220.3.16 OF
THE TORRANCE MUNICIPAL CODE RELATING
TO CERTAIN EXEMPTIONS FROM THE SALES
AND USE TAXES RESULTING FROM A CHANGE
IN STATE LAW

Councilwoman Geissert moved for the adoption of Ordinance No. 3082 at its second and final reading. Her motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

20. CONSENT CALENDAR:20a. RELEASE OF SUBDIVISION DEPOSIT -
Tract No. 32816
Chacksfield Merit Homes

RECOMMENDATION OF CITY ENGINEER:
That the deposit balance of \$3,885.09 be released.

20b. AWARD OF CONTRACT - To provide Window Cleaning Services for City Buildings.
Ref. Bid No. B83-71
Annual Expenditure: \$5,656.00

RECOMMENDATION OF PURCHASING AGENT/BUYER:
That Council award a contract to the Contact Cleaning Company of Canoga Park in the total amount of \$5,656.00.

MOTION: Councilman Applegate moved to concur with Staff recommendations on agenda items 20a and 20b. His motion was seconded by Councilman Wilson; roll call vote was unanimously favorable.

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22. ORAL COMMUNICATIONS:

22a. Councilman Applegate requested to be excused early from the January 17th Council meeting in order that he might attend Supervisor Dana's event. There were no objections, and it was so ordered.

22b. Councilwoman Geissert requested appropriate recognition of Standard Brands Paint for the sculpture presented by them for Columbia Park.

Staff input re: the history and significance of this sculpture was requested by Councilman Applegate.

Also noted by Mrs. Geissert was the fact that Standard Brands Paint Company has installed a pedestrian access to encourage employees to visit and enjoy Columbia Park during lunch hours, etc.

22c. Councilman Rossberg requested Staff review re: radar use on Palos Verdes Boulevard between Catalina and the Palos Verdes city limits -- there are serious speeding problems in this area.

22d. Councilman Rossberg noted the need for obtaining a consensus re: the availability of Councilmembers when scheduling street dedications, with specific note of recent street dedication in Downtown Torrance.

22e. Councilman Rossberg announced that the South Bay Cities Association will be meeting on December 15th, this being the occasion of their annual Christmas Dinner.

22f. Councilman Rossberg noted the Union Oil Company EIR, some 100 pages, all photographed on one side, and recommended that in the future such documents be photographed on both sides of the paper.

22g. Councilman Wirth reported on recent seminar attended by him and Information Systems Director Boutwell on telecommunication -- it was most informative and beneficial. Also, a Western Cable Show attended by Messrs. Wirth and Boutwell was likewise found to be a rewarding experience.

22h. Mayor Armstrong requested appropriate recognition for Dr. Donald Gerth, president, Cal State, Dominguez Hills, who has been reassigned to Sacramento State.

22i. Appropriate recognition for Professor Julius Sumner Miller, recipient of "American Association of Physics Teachers Distinguished Service Award," was requested by Mayor Armstrong.

22j. Councilman Applegate requested appropriate recognition for the North Torrance Football Team for their outstanding record this season. There should be like recognition for the Bishop Montgomery Team, per Mayor Armstrong.

22k. Ms. Georgean Griswold invited all present to attend the annual Historical Society Tree Trimming party on December 18th.

22l. Mr. John Bailey reviewed citizen concerns regarding Union Oil Company's tank farms.

These concerns will be studied by the Ad Hoc Committee, per earlier action this date, according to Mayor Armstrong.

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17c. EXECUTIVE SESSION.

At 10:10 P.M. the Council recessed for an Executive Session, returning at 10:40 P.M. No formal action was taken.

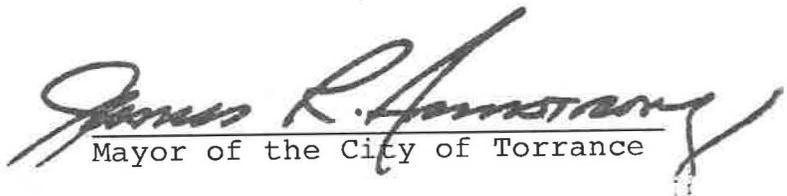
The meeting was regularly adjourned at 10:40 P.M. Adjournment was dedicated to the memory of Mr. Joe Orsini.

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Ava Cripe
Minute Secretary

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Mayor of the City of Torrance


City Clerk of the City of Torrance