

INDEX
TORRANCE CITY COUNCIL – MAY 24, 2011

<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 Withdrawn/Deferred or Supplemental Items	1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	1-2
<u>6. COMMUNITY MATTERS</u>	
6A. Resolution No. 2011-58 re John Kulluk	2
6B. Recognition of Jennifer Gough	3
6C. Introduction of Torrance Students Participating in Sister City Cultural Exchange Program	3
6D. Acceptance/Appropriation of ExxonMobil Donation for Green Team	2
7. <u>ORAL COMMUNICATIONS #1</u>	3
<u>8. CONSENT CALENDAR</u>	
8A. Agreement Amendment re CORE Training Services	3, 4
8B. Purchase Order re Traffic Control Equipment	3
8C. Purchase Order re Automated Refuse/Recycling Containers	3
8D. Purchase Order re Pervo Formula Traffic Paint	3
8E. Purchase Order re Computer Loan Benefit Program	3-4
8F. Purchase Order re Xerographic and Specialty Office Paper	4
8G. Contract Amendment re Police Personnel Scheduling/Payroll Services	4
8H. Addendum to Agreement for Library Software License	4
8I. Agreement Amendment re Youth and Adult Yoga Classes	4
<u>ADMINISTRATIVE MATTERS</u>	
12A. Council Dark Nights	5
12B. Deactivation of Level 1 Water Supply Shortage Stage	5-6
12C. Agreement re L.A. Region Imagery Acquisition Consortium	6
12D. Development of Mixed-use Workforce Housing at 1640 Cabrillo Avenue	6, 7-8
12E. Fiscal Year 2011-2012 Tax Revenue Anticipation Notes	6-7
<u>13. HEARINGS</u>	
13A. 2009 Citizens Options for Public Safety Grant Funding	7
17. <u>ORAL COMMUNICATIONS #2</u>	8-9
18. <u>EXECUTIVE SESSION</u>	1, 9
19. <u>ADJOURNMENT</u>	9

At 8:40 p.m., the meeting was adjourned to Tuesday, June 7, 2011 at 5:30 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chamber. **Tuesday, May 31 will be a Council dark night.**

May 24, 2011

**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, May 24, 2011 in City Council Chambers at Torrance City Hall.

ROLL CALL

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

Absent: Councilmember Brewer.

Also Present: City Manager Jackson, City Attorney Fellows, City Clerk Herbers, and other staff representatives.

*

Agenda Item 18 was considered out of order at this time.

18. EXECUTIVE SESSION

The City Council immediately recessed to closed session to confer with the City Manager and City Attorney on agenda matters listed under 18A) Conference with Legal Counsel – Existing Litigation, and 18B) Real Property – Conference with Real Property Negotiator, pursuant to California Government Code § 54956.9(a) and 54956.8.

The City Council reconvened at 7:04 p.m. No action was taken on any matter considered in closed session.

2. FLAG SALUTE/INVOCATION

The flag salute was led by Calle Mayor Middle School Principal Chris Sheck.

The non-sectarian invocation was given by Councilmember Rhilinger.

**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, May 19, 2011.

MOTION: Councilmember Sutherland 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 Brewer).

4. WITHDRAWN, DEFERRED OR SUPPLEMENTAL ITEMS – None.

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS

Councilmember Sutherland announced that budget workshops/public hearings will be held on Tuesday, June 7, and Tuesday, June 21, at 7:00 p.m. during the regular City Council meeting in the Council Chambers.

City Clerk Herbers announced that a free Commissioner Certification Training class will be held on Wednesday, June 29, from 6:00 p.m. to 8:00 p.m.; that reservations are required to attend the training; and that information about Commission service and a reservation form can be found at www.torranceca.gov/CommissionerCert.htm or by contacting the City Manager's office at 310.618.5880 or the City Clerk's office at 310.618.2870. She noted that the last scheduled certification class prior to January 24, 2012 commission appointments will be held on November 9, 2011.

Mayor Scotto asked that the meeting be adjourned in memory of Anne Rhilinger, mother of Councilwoman Susan Rhilinger, who passed away May 17.

Mayor Scotto asked that the meeting also be adjourned in memory of former library commissioner Virginia "Jean" Levanas who passed away May 13.

6. COMMUNITY MATTERS

Agenda Item 6D was considered out of order at this time.

6D. ACCEPTANCE/APPROPRIATION OF DONATION FROM EXXONMOBIL FOR 2011 GREEN TEAM PROGRAM

Recommendation

Recommendation of the City Manager that City Council:

- 1) Accept a \$75,000 donation from ExxonMobil Corporation;
- 2) Appropriate the \$75,000 donation to the 2011 Green Team Program;
- 3) Transfer the remaining appropriation of \$4,356 from the 2010 Green Team (FEAP #706) to the 2011 Green Team program; and
- 4) Authorize payment to Torrance Unified School District (TUSD) for the 2011 Green Team Program in an amount not to exceed \$20,000.

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

Ken Freeman, ExxonMobil Public and Government Affairs Manager, presented the \$75,000 check to Mayor Scotto for the 2011 Green Team Program, noting that over 700 students from Torrance high schools have participated in the Green Team youth summer employment program over the past 18 years. Mayor Scotto expressed appreciation for the generous donation.

6A. RESOLUTION NO. 2011-58 RE JOHN D. KULLUK

RESOLUTION NO. 2011-58

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE HONORING **DR. JOHN D. KULLUK, PH.D.** UPON HIS RETIREMENT FROM THE CITY OF TORRANCE AFTER TWENTY-TWO YEARS OF SERVICE

MOTION: Councilmember Numark moved to adopt Resolution No. 2011-58. The motion was seconded by Councilmember Furey and passed by unanimous vote (absent Councilmember Brewer).

Mayor Scotto presented the Resolution to Dr. Kulluk, who accepted with appreciation. Fire Chief Racowschi commended Dr. Kulluk for his dedicated service and wished him well in his retirement.

6B. RECOGNITION OF JENNIFER GOUGH

Mayor Scotto presented a plaque to Jennifer Gough in honor of her retirement from the City of Torrance after eleven years of service.

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

Mayor Scotto reported that due to the devastating earthquake and tsunami in Japan, the students selected for this year's Torrance Sister City Cultural Exchange Program will be unable to visit Kashiwa, Japan, this summer but will be given priority in summer 2012, noting that Kashiwa students will be visiting Torrance in August as scheduled. Torrance Sister City President Teri Kuwahara introduced the students and Mayor Scotto presented each of them with city pins: Alison Abraham, Wyatt Comon, Michelle Cordhill, Kristen Inouye, Zachary Johnson, Jonah Sakado, Thomas Saraydarian, Rachel Todd, and adult leader Dana Vinke.

7. ORAL COMMUNICATIONS #1

None.

8. CONSENT CALENDAR

8A. AGREEMENT AMENDMENT RE CORE TRAINING SERVICES

Considered separately, see page 5.

8B. PURCHASE ORDER RE TRAFFIC CONTROL EQUIPMENT

Recommendation

Recommendation of the Public Works Director that City Council authorize purchase order with Econolite Control Products of Anaheim, CA, in an amount not to exceed \$100,000, for the sole source purchase of traffic control equipment and signal hardware on an as requested basis from July 1, 2011 to June 30, 2012.

8C. PURCHASE ORDER FOR AUTOMATED REFUSE/RECYCLING CONTAINERS

Recommendation

Recommendation of the Public Works Director that City Council:

- 1) Appropriate \$33,982.96 from the Sanitation Enterprise Fund balance for the purchase of automated refuse and recycling containers; and
- 2) Authorize a purchase order with Toter Incorporated of Statesville, NC in the amount of \$33,982.96 for the sole source purchase of 636 Toter automated curbside refuse and recycling containers.

8D. PURCHASE ORDER FOR PERVO FORMULA TRAFFIC PAINT

Recommendation

Recommendation of the Public Works Director that City Council authorize a purchase order, as a cooperative purchase (Ref: County of El Dorado CA Bid #11-289-043), with Ennis Traffic Safety Solutions of Dallas, TX in an amount not to exceed \$55,000, for the purchase of Pervo formula traffic paint on an as requested basis, from July 1, 2011 through June 30, 2012.

8E. PURCHASE ORDER FOR COMPUTER LOAN BENEFIT PROGRAM

Recommendation

Recommendation of the City Manager that City Council:

- 1) Appropriate \$44,000 from the Computer Loan Fund; and

- 2) Approve a purchase order to Dell Marketing LP of Round Rock, TX, in the amount of \$44,000 for the City of Torrance Computer Loan Benefit Program for the term July 1, 2011 through June 30, 2012.

8F. PURCHASE ORDER FOR XEROGRAPHIC AND SPECIALTY OFFICE PAPER

Recommendation

Recommendation of the General Services Director that City Council authorize the award of a purchase order to Spicers Paper Inc. of Santa Fe Springs CA in an amount not to exceed \$100,000 for the purchase of xerographic and specialty office paper categories A, E, F, K, M, N, and O (B2011-14) for the term of July 1, 2011 through June 30, 2012.

8G. CONTRACT AMENDMENT RE POLICE PERSONNEL SCHEDULING AND PAYROLL TIMEKEEPING AUTOMATION SERVICES

Recommendation

Recommendation of the Chief of Police that City Council approve a contract amendment with CAPSIT (C2010-124) to provide personnel scheduling and payroll timekeeping automation services in the amount of \$30,000, and extend the contract term one year, through June 30, 2012.

8H. ADDENDUM TO AGREEMENT FOR LIBRARY SOFTWARE LICENSE

Recommendation

Recommendation of the Information Technology Director and the Community Services Director that City Council ratify the May 21, 2002 addendum and approve the April 6, 2011 addendum to the Agreement with SirsiDynix (C2000-199) Library Software license increasing the Library Title count from 350,000 to 400,000 for a one-time cost of \$8,523, with a not to exceed total amount of \$53,992.81 for Fiscal Year 2010-2011.

8I. AGREEMENT AMENDMENT RE YOUTH AND ADULT YOGA CLASSES

Recommendation

Recommendation of the Community Services Director that City Council approve an amendment to the contract with Dorene Coles (C2009-120) in the amount of \$11,708 for a new not to exceed total amount of \$112,893 to provide youth and adult yoga classes.

MOTION: Councilmember Barnett moved for the approval of Consent Calendar Items 8B through 8I. The motion was seconded by Councilmember Rhilinger and passed by unanimous vote (absent Councilmember Brewer).

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

8A. AGREEMENT AMENDMENT RE CORE TRAINING SERVICES

Recommendation

Recommendation of the City Manager that City Council approve a second amendment to the agreement with El Camino College (C2009-070) to extend the term from July 1, 2011 to December 31, 2012 for CORE training services.

Councilmember Numark expressed concerns that there was currently no way to evaluate the success of the CORE program other than anecdotal evidence..

City Manager Jackson offered to relay Councilmember Numark's comments to the CORE team.

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

12. ADMINISTRATIVE MATTERS

12A. COUNCIL DARK NIGHTS

Recommendation

Recommendation of the City Manager that City Council declares the following Tuesdays as City Council Dark Nights from July through December 2011: July 5, August 30, September 6, November 29, and December 27, 2011.

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

12B. DEACTIVATION OF LEVEL 1 WATER SUPPLY SHORTAGE STAGE

Recommendation

Recommendation of the Water Commission and the Public Works Director that City Council adopt a Resolution authorizing the deactivation of the Level 1 Water Supply Shortage stage, reinstate the Permanent Water Conservation Requirements stage, in accordance with Ordinance No. 3717 and repeal Resolution No. 2009-70. This change in the Ordinance implementation stage is the result of a substantial improvement in the water supply situation and curtailment of the Metropolitan Water District of Southern California's (MWD) Water Allocation Supply Program (WASP) that reduced imported water deliveries to member agencies.

Public Works Director Beste advised that after years of drought, the state's water supply has improved substantially due to heavy rains and both the State and the Metropolitan Water District have lifted restrictions on the delivery of imported water, therefore staff was recommending the deactivation of the Level 1 Water Supply Shortage stage and the resumption of the Permanent Water Conservation Requirements stage. He explained that the main difference is that outdoor watering restrictions would be relaxed allowing residents to water 7 days a week instead of 3 days a week and the hours during which watering is prohibited would change from 9:00 a.m. – 5:00 p.m. to 10:00 a.m. – 4:00 p.m. He reported that residents have done an excellent job of conserving water over the past two years, averaging a 17% reduction, and the City will continue to encourage residents to conserve water. He noted that the City will still have to meet overall water use reduction goals by 2020 and that the recently revised water rates reward residents who conserve water.

Councilmember Sutherland indicated that he favored leaving water use restrictions in place because he believes repealing them would send the wrong message – that there is plenty of water and there's no need to conserve.

In response to Councilmember Numark's inquiry, Public Works Director Beste reported that restricting outdoor watering was factor in the large reduction in water usage in Torrance, along with a greater awareness of the need to conserve water.

MOTION: Councilmember Barnett moved to concur with the staff recommendation. The motion was seconded by Councilmember Rhilinger and passed by a 4-2 vote, with Councilmembers Numark and Sutherland dissenting (absent Councilmember Brewer).

RESOLUTION NO. 2011-63

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING RESOLUTION NO. 2009-70, DEACTIVATING THE LEVEL 1 WATER SHORTAGE CONDITION AND REINSTATING THE BASELINE PERMANENT WATER CONSERVATION REQUIREMENTS IN ACCORDANCE WITH SECTIONS 76.4.060 AND 76.4.070 OF THE TORRANCE MUNICIPAL CODE

MOTION: Councilmember Barnett moved to adopt Resolution No. 2011-63. The motion was seconded by Councilmember Furey and passed by a 4-2 vote, with Councilmembers Numark and Sutherland dissenting (absent Councilmember Brewer).

12C. AGREEMENT RE LOS ANGELES REGION IMAGERY ACQUISITION CONSORTIUM

Recommendation

Recommendation of the Community Development Director that City Council:

- 1) Approve a participant agreement by and between the County of Los Angeles and the City of Torrance for the Los Angeles Region Imagery Acquisition Consortium (LAR-IAC 3) Program; and
- 2) Authorize expenditure of \$46,994 for updated digital aerial photography.

Systems Analyst Gough reported that aerial photography of Los Angeles County has been completed and aerial photos are expected to be delivered to the City by the end of the year.

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

12D. DEVELOPMENT OF MIXED-USE WORKFORCE HOUSING AT 1640 CABRILLO AVENUE

Considered out of order, see pages 8-9.

12E. FISCAL YEAR 2011-2012 TAX REVENUE ANTICIPATION NOTES

Recommendation

Recommendation of the Finance Director that City Council adopt a Resolution approving the sale and issuance of Fiscal Year 2011-2012 Tax Revenue Anticipation Notes (TRAN's) not to exceed \$38,000,000.

Finance Director Tsao reported that the Tax Revenue Anticipation Notes provide working capital for the City during the first five months of the year when there is a negative cash flow, noting that the cost of funds is projected to be between 0.60% and 0.75%.

In response to an inquiry from resident Charles Deemer, Finance Director Tsao provided clarification regarding the timing of the City's receipt of property tax and sales tax revenues.

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

RESOLUTION NO. 2011-64

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE
PROVIDING FOR THE BORROWING OF FUNDS FOR FISCAL YEAR 2011-2012
AND THE ISSUANCE AND SALE OF 2011-2012 TAX AND REVENUE
ANTICIPATION NOTES IN AN AMOUNT NOT TO EXCEED \$38,000,000
THEREFOR

MOTION: Councilmember Numark moved to adopt Resolution No. 2011-64. The motion was seconded by Councilmember Furey and passed by unanimous vote (absent Councilmember Brewer).

13. HEARINGS

13A. CITIZENS OPTIONS FOR PUBLIC SAFETY GRANT FUNDING

Recommendation

Recommendation of the Chief of Police that City Council:

- 1) Conduct a public hearing concerning Assembly Bill 3229, the 2009 Citizens Options for Public Safety (COPS) grant funding;
- 2) Receive input from staff on programs of interest to the Chief of Police and City Council as well as the public on the use of the grant funds; and
- 3) Reallocate \$15,067.63 of grant funds to the recommended projects.

Mayor Scotto announced that this was the time and place for a public hearing on this matter. City Clerk Herbers confirmed that the hearing was properly advertised.

Kent Sentinella, Torrance Police Department, reported that due to savings realized on items already purchased under this grant, the 2009 COPS grant now has a balance of \$15,067.63, which must be used by June 2011, therefore staff was recommending that these funds be reallocated for the acquisition of field equipment and officer training.

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

MOTION: Councilmember Sutherland moved to close the public hearing. The motion was seconded by Councilmember Rhilinger and passed by unanimous vote (absent Councilmember Brewer).

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

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

**12D. DEVELOPMENT OF MIXED-USE WORKFORCE HOUSING AT
1640 CABRILLO AVENUE**

Recommendation

Recommendation of the Community Development Director that City Council authorize and approve the City of Torrance to enter into an exclusive negotiation period with Meta Housing Group for the development of mixed-use workforce

housing at 1640 Cabrillo Avenue in accordance with the 5-Year Implementation Plan for the Downtown Redevelopment Project area.

Mayor Scotto stressed the need for a more standardized way to evaluate proposals for this type of project due to the many variables.

City Manager Jackson discussed the point system that was devised to evaluate the proposals and to assist staff in arriving at a recommendation. He noted that the RFP (Request for Proposal) process, which was used for this project, allows for more latitude in evaluating proposals as opposed to the bidding process, where the contract is awarded to the lowest bidder.

Mayor Scotto noted that some of the proposals are based on the developer's obtaining grant funds and/or tax credits and expressed concerns that the City may have to make up the difference if the funding does not come through. He related his experience that a consultant is sometimes needed to find a way to eliminate the variables and standardize bids.

Councilmember Numark voiced support for hiring a consultant, stating that he was particularly concerned about the financing of the project since each proposal was based on different assumptions.

City Manager Jackson agreed to return with an agenda item to approve the hiring of a consultant with expertise in this area.

Aaron Mandel, representing Meta Housing Group, stated that the company was under the impression that they were responsible for any assumptions made regarding funding of the project and that the City's contribution would remain "set in stone." He noted that some developers can obtain superior financing terms and related his belief that this should be considered when evaluating proposals.

Councilmember Numark, echoed by Councilmember Rhilinger, related his belief that a consultant was needed to thoroughly evaluate the financial strength of each proposal.

MOTION: Councilmember Rhilinger moved to direct staff to return with an item to hire a consultant to evaluate the proposals and to defer this matter to a later date. The motion was seconded by Councilmember Numark and passed by unanimous roll call vote (absent Councilmember Brewer).

17. ORAL COMMUNICATIONS #2

17A. Councilmember Furey commented on the Armed Forces Day Parade and Celebration held the previous weekend and commended the Police Department and City staff for their efforts.

17B. Councilmember Furey, with the concurrence of Council, requested that staff bring forward an item to waive the fees for the National Guard Military Family Day to be held at Torrance Park on Saturday, June 18.

17C. Councilmember Numark echoed comments on the Armed Forces Day Parade and Celebration.

17D. Councilmember Numark announced that as part of the Torrance Saves Lives campaign, a blood drive will be held on Wednesday, June 8, from 7:30 a.m. to 1:30 p.m. at the Ken Miller Recreation Center.

17E. Councilmember Numark offered condolences to Councilmember Rhilinger and her family.

17F. Councilmember Rhilinger thanked her colleagues on the Council, executive staff, past and present employees, and residents for the warm and caring expressions of support after the loss of her mother.

17G. Councilmember Sutherland echoed comments on the Armed Forces Day Parade and Celebration and extended condolences to Councilmember Rhilinger on behalf of him and his wife.

17H. Councilmember Sutherland offered a reminder about the new Certified Farmers Market held in Downtown Torrance every Thursday evening from 4:00 p.m. to 8:00 p.m. at El Prado and Sartori Avenue.

17I. Councilmember Barnett echoed comments on the Armed Forces Day Parade and Celebration.

17J. Mayor Scotto commended the Police Department and City staff for doing an exceptional job on the Armed Forces Parade and Celebration and thanked General Robert Cone and Shawn Parr for servings as grand marshals.

17K. Mayor Scotto reminded residents to remember our military and their families during Memorial Day gatherings.

17L. Charles Deemer, Torrance, requested information regarding the Parks & Recreation Enterprise Fund.

18. EXECUTIVE SESSION

Considered earlier in the meeting, see page 1.

19. ADJOURNMENT

At 8:40 p.m., the meeting was adjourned to Tuesday, June 7, 2011 at 5:30 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chamber. **Tuesday, May 31 will be a Council dark night.**

Attest:

/s/ Frank Scotto

Mayor of the City of Torrance

/s/ Sue Herbers

Sue Herbers, CMC
City Clerk of the City of Torrance

Approved on June 28, 2011