

**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 6:30 p.m. on Tuesday, June 10, 2003, in City Council Chambers at Torrance City Hall.

ROLL CALL

Present: Councilmembers Lieu, McIntyre, Mauno, Scotto, Witkowsky, and Mayor Pro Tem Nowatka.

Absent: Mayor Walker.

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

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Agenda Item 17 was considered out of order at this time.

17. EXECUTIVE SESSION

The Council immediately recessed to closed session to confer with the City Manager and the City Attorney on agenda matters listed under 17a) Conference with Legal Counsel – Existing Litigation pursuant to California Government Code Section 54956.9.

The Council reconvened in Council Chambers at 7:03 p.m. No formal action was taken on any matter considered in closed session.

2. FLAG SALUTE/INVOCATION

The Pledge of Allegiance was led by Councilmember Scotto.

Major Don Gilger, of the Salvation Army, gave the non-sectarian invocation for the meeting.

3. AFFIDAVIT OF POSTING/WAIVE FURTHER READING

MOTION: Councilmember Mauno moved to accept and file the report of the City Clerk on the posting of the agenda for this meeting. The motion was seconded by Councilmember Scotto, and passed by unanimous roll call vote.

MOTION: Councilmember Mauno 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 Scotto and passed by unanimous roll call vote.

4. WITHDRAWN OR DEFERRED ITEMS

City Manager Jackson noted that the public hearing on agenda item 12b would be opened at the appropriate time and continued to June 17.

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Mayor Pro Tem Nowatka announced that subsequent to the posting of the agenda on June 6, the City Attorney's office was made aware that it was necessary for the City Council to consent to the proposed termination of a 1990 reciprocal easement and operating agreement for property located at 4301 and 4325 West 190th Street and that it was necessary for the City Council to take immediate action in order for the owners of the property at 4325 West 190th Street to conclude escrow proceedings. He noted that the California Government Code requires a determination by a two-thirds vote that immediate action is required and that the need to take action arose subsequent to the posting of the agenda.

MOTION: Councilmember McIntyre moved to add the aforementioned item to the agenda as Item 11c. The motion was seconded by Councilmember Scotto and passed by unanimous roll call vote (absent Mayor Walker).

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS

City Clerk Herbers announced that the City Council would hold a joint meeting with the Commission on Aging on Tuesday, June 17, at 5:30 p.m. in the meeting room at the Katy Geissert Civic Center Library.

Parks and Recreation Director Barnett announced that the 23rd Annual 4th of July Celebration would be held at Wilson Park from 11:00 a.m. to 9:00 p.m., with a fireworks show at 9:00 p.m.

6. COMMUNITY MATTERS

6a. RESOLUTION NO. 2003-55 HONORING MAJOR DON GILGER

RESOLUTION NO. 2003-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE
HONORING SALVATION ARMY MAJOR DON GILGER FOR HIS SERVICE
IN THE CITY OF TORRANCE

MOTION: Councilmember Witkowsky moved for the adoption of Resolution No. 2003-55. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote.

Mayor Pro Tem Nowatka presented Resolution No. 2003-55 to Salvation Army Major Don Gilger, who accepted with appreciation. Mayor Pro Tem Nowatka commended Major Gilger for providing food and solace to workers at Ground Zero following the 9/11 terrorist attacks, as well as for the work he and his wife have done locally over the last eight years.

6b. RECOGNITION OF 2002 WASTE REDUCTION AWARD RECIPIENTS

Mayor Pro Tem Nowatka presented certificates of recognition to Torrance Businesses that participated in the 2002 Waste Reduction Awards Program (WRAP), honoring them for their outstanding waste reduction and recycling efforts. Certificates were presented to Albertson's, Inc. and Sav-On Drug Stores - **Arnie Walder, Crisenda Dalangin, Shihab Alam, Andre Lopez, Earle Robinson, Brad Lanning, Ron Berrier and Brandon Lawler**; American Honda Motor Co., Inc. - **John Savage**; Ball Metal Beverage Container, Torrance Plant - **Don Johnson, Danny Miguire, Sam Russell, and Bob Kilmer**; Southern California Edison - **Sharon Natoli**; Target - **Harriett May**; Virco Mfg. Corporation - **Patrick Tam and Toni Brock**; Vons - **Brian Loudermilk and Jeff Driscoll**; and Walser's - **Jack, Janey, and Janene Walser**.

7. CONSENT CALENDAR

7a. APPROVAL OF MINUTES – MARCH 25, 2003

7b. AMENDMENT OF CALWORKS YOUTH AGREEMENTS

Recommendation

Recommendation of the **Human Resources Director** that City Council authorize the execution of Amendment Three to the County of Los Angeles CalWORKs Youth Agreements (C2001-184) to increase funding for Fiscal Year 2002-2003 by \$12,130.

7c. ACCEPTANCE AND APPROPRIATION OF WORKFORCE INVESTMENT ACT (WIA) YOUTH FUNDS

Recommendation

Recommendation of the **Workforce Investment Network (WIN) Board** and the **Human Resources Director** that City Council:

- 1) Accept and appropriate \$462,069 in Workforce Investment Act (WIA) youth funds to the Workforce Development Division budget;
- 2) Authorize the execution of WIA service agreements with Joint Efforts Inc. \$70,759 to run a year round older-youth program; and Southern California Regional Occupational Center \$78,842 and Los Angeles Unified School District \$118,262 to run a year round younger-youth program which includes the Summer Work Experience Component; and
- 3) Direct WDD staff to run a year-round older-youth program for twelve (12) at-risk youth and provide overall program management, youth counseling services, and Teen Employment Network (TEN) Committee Support.

7d. PURCHASE ORDERS RE ANNUAL REQUIREMENT OF OFFICE SUPPLIES

Recommendation

Recommendation of the **Finance Director** that City Council award purchase orders in an anticipated total amount not-to-exceed \$199,500 to Office Depot Business Services Division for the purchase of the City's annual requirement of office supply items. The term of these purchase orders will be July 1, 2003 through June 30, 2004.

7e. AGREEMENT RE GYMNASTIC CLASSES AT WILSON PARK

Recommendation

Recommendation of the **Parks and Recreation Director** that City Council approve an agreement with Aviation Gymnastics to provide gymnastics classes at the Wilson Parks Sports Center, in an amount not-to-exceed \$46,816.

7f. CONTRACT EXTENSION RE DIAL-A-LIFT PROGRAM

Recommendation

Recommendation of the **Transit Director** that City Council approve and authorize the Mayor to execute and the City Clerk to attest to a contract extension (C2002-104) with Laidlaw Transit Services, Incorporated to operate and manage the Torrance Dial-A-Lift Program from July 1, 2003 to September 30, 2003 at a total cost not-to-exceed \$369,113 for the full 15 months of the contract.

7g. CONTRACT FOR KITCHEN RENOVATION OF FIRE STATION #1 AND #6

Recommendation

Recommendation of the **Fire Chief** and **General Services Director** that City Council:

- 1) Award a contract with Action Contractors of Gardena, CA for \$36,240 for renovation of the kitchen cabinets at Fire Station #1 and # 6 (FEAP #301) with a 5% contingency of \$1,812; and
- 2) Approve a 10% project management fee of \$3,624.

7h. CONTRACT RE SOCCER CAMPS AT WILSON PARK

Recommendation

Recommendation of the **Parks and Recreation Director** that City Council approve the contract with Jim Millinder Soccer Academy to provide fee offset Soccer Camps at Wilson Park, in an amount not-to-exceed \$46,500.

7i. PUBLIC WORKS AGREEMENT RE ARTESIA BOULEVARD IMPROVEMENTS

Recommendation

Recommendation of the **Engineering Director** that City Council:

- 1) Approve the plans and specifications for the Artesia Boulevard Improvements (B2003-09); HP21L-5249(010);
- 2) Award a public works agreement to Sully-Miller Contracting Co. in the amount of \$9,752,686 and authorize a 5% contingency in the amount of \$487,634 for this project; and
- 3) Authorize the Mayor to execute and the City Clerk to attest to said agreement.

Considered separately, see page 6

7j. PUBLIC WORKS AGREEMENT RE WALTERIA RESERVOIR LANDSCAPING

Recommendation

Recommendation of the **Engineering Director** that City Council:

- 1) Approve the plans and specifications for the Walteria Reservoir Landscaping and Slope Stability, (CIP No. A-21, (B2003-13) on file in the City Clerk's Office;
- 2) Award a public works agreement to the lowest bidder, Pima Corporation, in the amount of \$488,814 and authorize a 5% contingency in the amount of \$24,441 for this project; and
- 3) Authorize the Mayor to execute and the City Clerk to attest to said agreement.

7k. PUBLIC WORKS AGREEMENT RE SANITARY SEWER REHABILITATION

Recommendation

Recommendation of the **Engineering Director** and the **Street Services Director** that City Council:

- 1) Approve the plans and specifications for the Sanitary Sewer Rehabilitation - Phase 2, (CIP No. I-53), (B2003-11) on file in the City Clerk's Office;
- 2) Award a public works agreement to Sancon Engineering II, Inc., in the amount of \$100,121 and authorize a 5% contingency in the amount of \$5,006.05 for this project;
- 3) Authorize the Mayor to execute and the City Clerk to attest to said agreement; and
- 4) Approve budget transfer from the Street Services Wastewater Operating budget to the Sanitary Sewer Rehabilitation (CIP No. I-53) in the amount of \$38,667.30.

7l. PUBLIC WORKS AGREEMENT RE 234TH ST. CHANNEL IMPROVEMENTS

Recommendation

Recommendation of the **Engineering Director** that City Council:

- 1) Approve the plans and specifications for the construction of 234th Street Channel Improvements, Phase 2 - Ladeene Avenue to Evalyn Avenue, I-63, (B2003-16);
- 2) Award a public works agreement to Beador Construction Company in the amount of \$980,700 and authorize a 5% contingency in the amount of \$49,035 for the construction of the project;
- 3) Authorize staff to prepare a standard public works agreement between the City and Beador Construction Company; and
- 4) Authorize the Mayor to execute and the City Clerk to attest to said agreement.

7m. CONSULTING SERVICES AGREEMENT RE UPDATE OF PAVEMENT MANAGEMENT SYSTEM

Recommendation

Recommendation of the **Engineering Director** that City Council:

- 1) Approve a consulting services agreement with Nichols Consulting Engineers, Chtd., in the amount of \$66,700 to update the City's Pavement Management System, I-47; and
- 2) Authorize the Mayor to execute and the City Clerk to attest to said agreement.

7n. CONTRACT RE SENIOR CITIZENS PROGRAM EXCURSIONS

Recommendation

Recommendation of the **Parks and Recreation Director** that City Council approve contracts with Main Street Tours in the amount of \$12,892 and with American Travel Club/Tours in the amount of \$24,468, for a total amount not-to-exceed \$37,360, for Senior Citizens Program excursions planned for the months of July through December, 2003.

MOTION: Councilmember Witkowsky moved for the approval of Consent Calendar Items 7a through 7n, with the exception of Item 7i. The motion was seconded by Councilmember Scotto and passed by unanimous roll call vote (absent Mayor Walker).

7i. PUBLIC WORKS AGREEMENT RE ARTESIA BOULEVARD IMPROVEMENTS

Recommendation

Recommendation of the **Engineering Director** that City Council:

- 1) Approve the plans and specifications for the Artesia Boulevard Improvements (B2003-09); HP21L-5249(010);
- 2) Award a public works agreement to Sully-Miller Contracting Co. in the amount of \$9,752,686 and authorize a 5% contingency in the amount of \$487,634 for this project; and
- 3) Authorize the Mayor to execute and the City Clerk to attest to said agreement.

Councilmember Mauno stated that he asked that this item be considered separately because he wanted to call attention to the progress that has been made on this project, which staff has been working on for several years.

City Manager Jackson briefly updated the Council on the Artesia Boulevard project, noting that the undergrounding of utilities, the replacement of water mains, and the installation of a reclaimed water line for landscaping purposes have been completed and that the next phase involves the reconstruction of the entire street within City boundaries, which will link up with projects being done in Redondo Beach and Gardena.

Engineering Director Burt reported that the project was scheduled to begin on July 7 and would take approximately 12 to 14 months to complete.

MOTION: Councilmember Witkowsky moved to concur with the staff recommendation. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Mayor Walker).

10. PUBLIC SAFETY

10a. RENEWAL OF COUNTY OF LOS ANGELES ANIMAL CONTROL CONTRACT FOR FISCAL YEARS 2003-05

Recommendation

Recommendation of the **Chief of Police** that City Council approve a two-year contract with the County of Los Angeles for provision of certain Animal Control services.

Police Chief Herren stated that the two-year contract includes a 30-day cancellation clause, which may be activated by either party; that the contract ensures that animal control services will continue to be provided by L.A. County until the City-run program has been fully implemented; and that the City's program will likely be in place by the fall at which time staff will return with revisions to the contract.

MOTION: Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Mayor Walker).

RESOLUTION NO. 2003-52

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE EXECUTION OF THAT CERTAIN AGREEMENT FOR ANIMAL CONTROL SERVICES BETWEEN THE CITY OF TORRANCE AND LOS ANGELES COUNTY

MOTION: Councilmember Witkowsky moved for the adoption of Resolution No. 2003-52. The motion was seconded by Councilmember Scotto and passed by unanimous roll call vote (absent Mayor Walker).

11. ADMINISTRATIVE MATTERS

11a. PROGRAM SUPPLEMENT AGREEMENT RE ARTESIA BOULEVARD IMPROVEMENTS

Recommendation

Recommendation of the **Engineering Director** that City Council:

- 1) Adopt a Resolution authorizing approval of Program Supplement Agreement No. M006 with the State of California in conjunction with the Artesia Boulevard Improvement, T-26, (B2003-09) HP21L-5249 (010); and
- 2) Authorize the Mayor to execute and the City Clerk to attest to Program Supplement Agreement No. M006 to the Administering Agency-State Agreement for Federal-Aid Projects No. 07-5249.

Engineering Director Burt advised that the Program Supplement Agreement was necessary to secure \$2.5 million in Federal funds for which the City is eligible as reimbursement for the Artesia Boulevard Improvement project.

RESOLUTION NO. 2003-57

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR AND THE CITY CLERK TO EXECUTE AND ATTEST TO PROGRAM SUPPLEMENT AGREEMENT NO. M006 TO ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS NO. 07-5249 WITH THE STATE OF CALIFORNIA

MOTION: Councilmember Witkowsky moved for the adoption of Resolution No. 2003-57. The motion was seconded by Councilmember Scotto and passed by unanimous roll call vote (absent Mayor Walker).

11b. CONTINUATION OF STATE OF LOCAL EMERGENCY RE CAROLWOOD LANE/ SINGINGWOOD DRIVE

Recommendation

Recommendation of the **City Manager** and the **City Attorney** that City Council continue the state of local emergency, proclaimed March 2, 2001 for properties located on Carolwood Lane and Singingwood Drive.

MOTION: Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Mayor Walker).

11c. CONSENT TO TERMINATION OF 1990 RECIPROCAL EASEMENT AND OPERATING AGREEMENT RE 4301 AND 4325 WEST 190TH STREET

Recommendation

Recommendation of the **Planning Director** and the **City Attorney** that City Council consent to the termination of the 1990 Reciprocal Easement and Operating Agreement for the properties located at 4301 and 4325 West 190th Street and authorize the Mayor or in his absence the City Manager to execute the consent and the City Clerk to attest. (*Addendum item – see page 2*)

MOTION: Councilmember Scotto moved to concur with the staff recommendation. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Mayor Walker).

At 7:35 p.m., the Redevelopment Agency convened in joint session with the City Council to consider Redevelopment Agency Agenda Item 4a concurrently with Agenda Item 12a.

12. HEARINGS

12a. PUBLIC HEARING ON PROPOSED BUDGET FOR FY 2003-05

Recommendation

Recommendation of the **Finance Director** that City Council open the first public hearing on the City of Torrance proposed two-year Operating Budget for Fiscal Years 2003-2005.

Mayor Pro Tem Nowatka 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.

City Manager Jackson reviewed the budget process, noting that tonight's hearing was the first of two public hearings to be followed by formal adoption of the budget. He discussed the measures taken to achieve a balanced budget while offsetting the \$12 million shortfall projected for the second year of the 2003-05 Operating Budget and expressed concerns that additional reductions could be required in the next two-year budget cycle should the Public Employee Retirement System (PERS) continue to suffer investment losses.

Mayor Pro Tem Nowatka invited public comment.

Debra Rogers, a Torrance Police Department dispatcher, voiced her opinion that it was not appropriate to go forward with the consolidation of Police and Fire communications at this time because there are issues that need to be addressed, including the disparity in pay between Police and Fire dispatchers and differences in background checks.

Alan Lee, representing Torrance Municipal Employees, commented on the important work performed by Police dispatchers, noting that they are the real “first responders,” and urged that sufficient funds be set aside to bring their pay up to the level of Fire dispatchers.

MOTION: Councilmember Scotto moved to continue the public hearing to Tuesday, June 17, 2003. The motion was seconded by Councilmember McIntyre and passed by unanimous roll call vote (absent Mayor Walker).

Councilmember Witkowsky requested additional information outlining the plan for consolidating Police and Fire communications and questioned how the disparity in salaries would be addressed.

City Manager Jackson explained that while the budget includes savings to be achieved by consolidation, implementation has been deferred for six months to allow Torrance Fire Fighters Association an opportunity to explore other options. He recommended that the issue of dispatchers’ pay be addressed in executive session at next week’s meeting as part of negotiations with Torrance Fire Fighters Association and Torrance Municipal Employees.

12b. CUP02-00025, PCR02-00001, DIV02-00013: TAE SEOK OH

Recommendation

Recommendation of the **Planning Director** that City Council continue hearing of CUP02-00025, PCR02-00001, and DIV02-00013 to the City Council meeting of June 17, 2003. Property owners within 300 feet of the property will be re-notified of the new hearing date.

Mayor Pro Tem Nowatka 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.

Planning Director Gibson stated that staff was recommending that the hearing be continued to June 17, noting that property owners within 300 feet had been notified of the continuance.

MOTION: Councilmember Scotto moved to continue the hearing to Tuesday, June 17, 2003. The motion was seconded by Councilmember Witkowsky and passed by unanimous roll call vote (absent Mayor Walker).

15. SECOND READING ORDINANCES

15a. SECOND AND FINAL READING OF ORDINANCE NO. 3536

ORDINANCE NO. 3536

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE
ADDING ARTICLE 17 TO CHAPTER 5 OF DIVISION 4 OF THE
TORRANCE MUNICIPAL CODE, PROHIBITING SPECTATORS AT
SPEED CONTESTS AND EXHIBITION OF SPEED

