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TORRANCE CITY COUNCIL – AUGUST 23, 2011

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At 8:45 p.m., the meeting was adjourned to Tuesday, September 13, 2011 at 5:30 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chambers. **Tuesday, August 30, and Tuesday, September 6, 2011 will be Council dark nights.**

**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 5:30 p.m. on Tuesday, August 23, 2011 in City Council Chambers at Torrance City Hall.

ROLL CALL

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

Absent: Councilmember Rhilinger.

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

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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) Legal Counsel – Existing Litigation, pursuant to California Government Code § 54956.9(a).

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

City Attorney Fellows reported that in closed session, the City Council considered a conflict of interest waiver for Colantuono & Levin, PC, a law firm that is currently representing San Diego County Water Authority in a case adverse to the Metropolitan Water District of which Torrance is a part, and that the Council approved the waiver by a unanimous 6-0 vote (absent Councilmember Rhilinger) to allow the firm to represent the City, along with a number of other cities and counties in California, in the case of Donald Sipple et al., v. City of Torrance et al.

2. FLAG SALUTE/INVOCATION

The flag salute was led by Planning Associate Danny Santana.

The non-sectarian invocation was given by Councilmember Furey.

**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 Friday, August 19, 2011.

MOTION: Councilmember Brewer 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 Barnett and passed by unanimous vote (absent Councilmember Rhilinger).

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 **WITHDRAWN, DEFERRED OR SUPPLEMENTAL ITEMS**

None.

5. **COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS**

Mayor Scotto, Councilmembers, and executive staff commended and honored City Manager Jackson on his 45th anniversary with the City of Torrance.

Fire Chief Racowski announced that ExxonMobil will be conducting the monthly Community Alert Siren testing on Wednesday, September 7, at approximately 11:30 a.m.

Police Chief Neu reminded everyone that the 2011 school year has started or will soon start and provided safety tips for drivers.

Councilmember Brewer announced that the City Council Transportation Committee will meet on Tuesday, September 13, at 4:00 p.m. in the West Annex Commission room to discuss the South Bay Bicycle Master Plan.

Mayor Scotto announced that the City will commemorate the 10th anniversary of the 9/11 terrorist attacks in a ceremony in front of City Hall on Sunday, September 11, that will conclude with a moment of reflection and the ringing of bells/sounding of sirens at 10:00 a.m. and encouraged everyone to participate in the remembrance of this date.

6. **COMMUNITY MATTERS**

6A. **RECOGNITION OF TORRANCE GIRLS SOFTBALL TEAM**

Mayor Scotto recognized the Torrance Girls Softball Team (Guts 'N Glory) for winning the Amateur Softball Association Western National Championship and presented certificates to the following players: Miranda Gonzalez, Kylie Fraser, Amy Hanners, Madison Jacobus, Tiare Jennings, Sommer Kisling, Kori Liu, Mailee Newman, Samantha Pech, Charlee Pond, Jessica Porter, Lauren Walsh; coaches: John Newman, Mike Porter, Rob Kisling, Carlos Gonzalez; and team mom Betty Liu.

6B. **ACCEPTANCE/APPROPRIATION OF FRIENDS OF TORRANCE LIBRARY DONATION**

Recommendation

Recommendation of the Community Services Director that City Council accept and appropriate a \$2,500 donation from the Friends of the Torrance Library to fund a two year subscription to Constant Contact, an email marketing service for the Torrance Public Library system.

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

Theresa Covey, Friends of Torrance Library, presented to the donation to Mayor Scotto, who expressed appreciation for the generous donation.

7. ORAL COMMUNICATIONS #1

7A. Perry Shields, Friends of Torrance Theatre Company, encouraged the public to attend the Torrance Theatre Company's production of the musical *Chicago* on Friday, August 26, and Saturday, August 27, at 8:00 p.m. at the Armstrong Theatre. He noted that the TTC is moving to downtown Torrance at 1316 Cabrillo Avenue and information about the upcoming season is available at www.TorranceTheatreCompany.com. He thanked the Council for their support.

7B. Debbie Hayes, Torrance Historical Society, announced that a free walking tour of Downtown Torrance will be held on Sunday, August 28, beginning at the museum located at 1345 Post Avenue at 1:30 p.m.

7C. Maureen O'Donnell, former City Councilwoman, expressed gratitude to City Manager Jackson for his 45 years of service, stating that he is an exemplary role model for all public officials.

7D. Anthony Martin, Torrance, urged people to follow the Ten Commandments.

7E. The Torrance Toremelles offered a singing reminder about the Torrance Employee Variety Show benefitting the American Cancer Society Relay for Life on Saturday, September 10, at 7:00 p.m. in the Armstrong Theatre.

8. CONSENT CALENDAR

8A. APPROVAL OF MINUTES

Recommendation

Recommendation of the City Clerk that City Council approve the City Council minutes of July 26, 2011.

8B. SUBSIDY OF RENTAL FEES OF CITY FACILITIES FOR CENTENNIAL EVENTS

Recommendation

Recommendation of the City Manager that City Council approve the subsidy of rental fees of City facilities in the amount of \$3,000 for Centennial events scheduled between August 24, 2011 through June 30, 2012.

8C. PURCHASE ORDER FOR NEPTUNE BRAND WATER METERS

Recommendation

Recommendation of the General Services Director and the Public Works Director that City Council authorize a sole-source purchase order to Neptune Technology Group, Inc. of Tallahassee, AL, in an amount not to exceed \$331,000 to furnish Neptune brand water meters on an as requested basis during the period of August 24, 2011 through June 30, 2012.

8D. PURCHASE ORDER FOR PETERBILT BRAND REPAIR PARTS

Recommendation

Recommendation of the General Services Director that City Council authorize a sole-source purchase order to Rush Truck Center of Pico Rivera, CA, in an amount not to exceed \$120,000 to furnish Peterbilt brand repair parts on an as needed basis for a 10-month term beginning August 24, 2011, ending June 30, 2012.

8E. AGREEMENT AMENDMENT RE TREE MAINTENANCE SERVICES

Recommendation

Recommendation of the Public Works Director that City Council:

- 1) Authorize a 24-month extension option to the agreement with West Coast Arborists (C2008-179) in the amount of \$460,000, for a new total not to exceed \$940,000, to furnish all labor, materials, and equipment required for tree and/or stump removal, tree planting and tree trimming within the city on an as requested basis; and
- 2) Appropriate \$10,000 from capital project T-43/44 (Torrance Blvd) to this agreement.

8F. AGREEMENT RE SECURITY FOR TORRANCE TRANSIT SYSTEM

Recommendation

Recommendation of the Transit Director that City Council approve a ten-month contract services agreement with World Private Security Incorporated to provide security services (RFP B2011-29) for the Torrance Transit System from September 1, 2011 to June 30, 2012, at a cost not to exceed \$118,216.80.

8G. SUPPLEMENTAL LEASE AGREEMENT FOR AIR TRAFFIC CONTROL TOWER

Recommendation

Recommendation of the City Manager that City Council approve a supplemental lease agreement (DTFAWP-07-L-00011) by and between the City of Torrance (City) and the Federal Aviation Administration (FAA) to increase the lease term through September 30, 2021 and allow the upgrade to the City-owned air traffic control tower with improvements to include Fire Life Safety, Seismic Safety and other improvements at the sole cost of the FAA.

8H. AGREEMENT FOR CASH PROCESSING AND BANK DEPOSIT SERVICES

Recommendation

Recommendation of the Transit Director and the City Treasurer that City Council award a ten-month contract services agreement with GARDA Cash Logistics for the processing and bank deposit of Transit System revenue and the City of Torrance daily revenue deposits (B2011-13) for the term of September 1, 2011 to June 30, 2012 at a cost not to exceed \$60,000.

MOTION: Councilmember Brewer moved to approve Consent Calendar Items 8A through 8H. The motion was seconded by Councilmember Barnett and passed by unanimous vote (absent Councilmember Rhilinger).

10. PLANNING AND ECONOMIC DEVELOPMENT

10A. AGREEMENT RE RECONNECT CALIFORNIA ELECTRIC VEHICLE CHARGING STATION GRANT

Recommendation

Recommendation of the Community Development Director that City Council approve an agreement to participate in the Reconnect California Program, a grant program that would allow replacement of an existing Electric Vehicle charging station with a new charging unit at no cost to the City.

Deputy Community Development Director Cessna advised that the grant will allow the outdated electric vehicle (EV) charging station on the west side of the West Annex to be replaced with a functioning charger at no cost to the City. She reported on the City's efforts to facilitate the development of an extensive EV charging infrastructure, with the ultimate goal of never being more than one mile away from a charging station anywhere in Torrance. She noted that the agenda item includes information and a pin map from the Community Development Department website where residents are invited to provide input on the location of future EV charging stations.

In response to Councilmember Brewer's inquiry, Deputy Community Development Director Cessna stated that the City does not plan to pay for charging stations on private property, but hopes to encourage them by streamlining the permit process and possibly offering incentives. She reported that charging stations cost \$3,000-5,000 plus the cost of connecting them to the electrical infrastructure.

Mayor Scotto suggested that City staff send a letter to Shell requesting that an EV charging station be included in their new hydrogen fueling station.

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

10B. SENIOR MOBILE HOME SPACE RENT SUBSIDY PROGRAM

Recommendation

Recommendation of the Community Development Director that City Council appropriate funding in the amount of \$72,000 from the Reserve for Program Contingencies for 60 subsidies for the Senior Mobile Home Space Rent Subsidy Program for an additional year. Funding: \$72,000 annually from the Reserve for Program Contingencies

Deputy Community Development Director Cessna reported that there are currently 45 mobile home residents participating in the program, with 8 more on the waiting list pending approval of this funding.

Mayor Scotto related his experience that the residents are very grateful for this assistance because many are on a fixed income that covers only the bare necessities.

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

12. ADMINISTRATIVE MATTERS

12A. CONCEPTUAL PLAN FOR TORRANCE BRIDGE MAINTENANCE/BEAUTIFICATION

Recommendation

Recommendation of the City Council Citizen Development and Enrichment Committee that City Council approve a conceptual project for the maintenance and beautification of the Torrance Bridge.

Councilmember Brewer, chair of the Citizen Development and Enrichment Committee, reported that with the upcoming Centennial celebration, it was suggested that it might be a good time to refurbish the Torrance Bridge, which is pictured on City logos, and the idea was enthusiastically received at a Committee meeting held on August 2 to discuss this topic.

With the aid of slides, Engineering Manager Overstreet provided background information about the historical significance of the bridge and reviewed the proposed improvements, which include the repair of spalls and cracks on the bridge deck and columns; repair of broken wooden railings; removal and/or trimming of old plants and ivy overgrowth; removal of paint/graffiti and application of new protective coating; and installation of energy efficient flood lights. She reported that the possibility of adding a lighted "Torrance" sign to the center archway was discussed, but the Committee favored replacing a missing "Torrance" monument sign in the parkway instead and this has been included in the project. She noted that the Committee recommended that a qualified professional experienced in historical preservation be hired to design and oversee the repairs to ensure that historical characteristics of the bridge are preserved. She reviewed the estimated timeline and budget for the project.

Janet Payne, Torrance, requested clarification regarding the renovation of the bridge's surface.

At Councilmember Brewer's request, Engineering Manager Overstreet discussed staff's long-term vision to make the bridge a pedestrian structure.

MOTION: Councilmember Brewer moved to approve the conceptual project. The motion was seconded by Councilmember Barnett and passed by unanimous vote (absent Councilmember Rhilinger).

13. HEARINGS

13A. CONGESTION MANAGEMENT PROGRAM

Recommendation

Recommendation of the Community Development Director that the City Council:

- 1) Conduct a public hearing as required by the Congestion Management Program of the Los Angeles County Metropolitan Transportation Authority;
- 2) Adopt a Resolution to self-certify that the City of Torrance is in conformance with local Congestion Management Program (CMP) requirements; and
- 3) Direct staff to submit the CMP Local Development Report (LDR) as required by the Los Angeles County Metropolitan Transportation Authority.

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.

Planning Associate Crump reported that the City is required to self-certify conformance with the local Congestion Management Program on an annual basis.

Mayor Scotto invited public comment, and as no one came forward to speak the public hearing was closed.

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

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

RESOLUTION NO. 2011-86

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089

MOTION: Councilmember Sutherland moved to adopt Resolution No. 2011-86. The motion was seconded by Councilmember Numark and passed by unanimous vote (absent Councilmember Rhilinger).

13B. INTERIM URGENCY ORDINANCE EXTENDING MORATORIUM ON PERMITS/ LICENSES FOR NEW MASSAGE AND ACUPUNCTURE ESTABLISHMENTS

Recommendation

Recommendation of the Community Development Director that City Council adopt an Interim Urgency Ordinance extending a moratorium on issuance on any permits or licenses for new massage and acupuncture establishments and approve an Ordinance Summary for publication.

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

City Attorney Fellow reported that based on comments at August 16 Council meeting, the Interim Urgency Ordinance was revised to define sole proprietorship as a business where the owner is the only person employed by the business to provide massage services, a definition that is consistent with State legislation regulating massage establishments. He noted that City Attorney staff, along with the Police Department, will be meeting with California Massage Therapy Council enforcement staff on September 16 to explore measures to deal with illegal massage activities, while allowing legitimate massage businesses to operate in Torrance.

Mayor Scotto invited public comment, and as no one came forward to speak the public hearing was closed.

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

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

ORDINANCE NO. 3750

AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE EXTENDING A TEMPORARY MORATORIUM ON ISSUANCE OF BUSINESS LICENSES FOR MASSAGE AND ACUPUNCTURE ESTABLISHMENTS PURSUANT TO GOVERNMENT CODE SECTION 65858 AND SECTION 7 OF ARTICLE XI OF THE CALIFORNIA CONSTITUTION

MOTION: Councilmember Sutherland moved to adopt Interim Urgency Ordinance No. 3750. The motion was seconded by Councilmember Numark and passed by unanimous vote (absent Councilmember Rhilinger).

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The City Council met as the Redevelopment Agency from 8:22 p.m. to 8:30 p.m.

17. ORAL COMMUNICATIONS #2

17A. Councilmember Sutherland encouraged the public to attend Torrance Theatre Company's production of *Chicago* at the Armstrong Theatre on Friday, August 26, and Saturday, August 27.

17B. Councilmember Barnett echoed comments about *Chicago*.

17C. Councilmember Barnett announced that the movie *Love Bug* will be presented at La Romeria Park on Saturday, August 27, at 8:00 p.m. as part of the Community Service Department's Movie in the Park series.

17D. Councilmember Barnett commended the Torrance Sister City Association for the Sayonara Banquet held the previous evening.

17E. Councilmember Brewer, with the concurrence of Council, requested that staff bring forward an item to subsidize rental fees for the Ken Miller Recreation Center for a charity event sponsored by the Teague Family Foundation to be held on Saturday, December 3.

17F. Councilmember Brewer encouraged the public to visit the Farmers Market in downtown Torrance at the corner of El Prado and Sartori on Thursdays from 4:00-8:00 p.m., noting that many of the nearby restaurants offer specials on that evening.

17G. Councilmember Brewer noted that Centennial merchandise, including T-shirts, pins, pens, bags and hats, will be available for purchase at the Farmers Market on Saturday at Wilson Park, as well as the Movie in the Park at La Romeria Park.

17H. Councilmember Furey echoed comments on *Chicago*.

17I. Councilmember Furey announced that the Sons of Italy, Centinela Lodge, will be hosting a dinner dance on Sunday, August 28, at 6:00 p.m. at the Sons of Italy Hall, located at 1744 Carson Street.

17J. Councilmember Furey reminded the public that the Employee Variety Show will be held on Saturday, September 10, in the Armstrong Theatre at 7:00 p.m.

17K. Councilmember Numark announced that the Torrance Symphony will be offering a free concert at Wilson Park in the lagoon area on Sunday, August 28, at 1:30 p.m.

17L. Mayor Scotto encouraged people to sign up for “Lights, Camera, Action,” the kick-off event for the Centennial Celebration on November 6, 2012.

17M. Noting the growing popularity of gourmet food trucks, Mayor Scotto, with the concurrence of Council, requested that staff explore how such businesses could be allowed to operate in Torrance, without negatively impacting Torrance-based businesses, and to bring an item to the Planning Commission for their consideration, with recommendations from Planning Commission to be forwarded to the City Council.

17N. Mayor Scotto, with the concurrence of Council, requested that staff bring forward an item on becoming a part of the Hometown Heroes Banner Program.

17O. Mayor Scotto encouraged everyone to attend the ceremony commemorating 9/11 in front of City Hall on September 11, at 9:30 a.m.

17P. Janet Payne, Torrance Historical Society, announced that the museum will be open until 8:00 p.m. on Thursday, August 25, as part of their “Hot August Nights.” She reported that the Historical Society will be passing out glow bracelets at the La Romeria Park movie night to remind residents to sign up for “Lights, Camera, Action.” She noted that the Historical Society is seeking people to help with researching the lives of the veterans listed on Torrance’s memorial wall.

18. EXECUTIVE SESSION

Considered earlier in the meeting, see page 1.

19. ADJOURNMENT

At 8:45 p.m., the meeting was adjourned to Tuesday, September 13, 2011 at 5:30 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chambers. **Tuesday, August 30, and Tuesday, September 6, 2011 will be Council dark nights.**

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 September 13, 2011