

**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 5:02 p.m. on Tuesday, November 18, 2008 in City Council Chambers at Torrance City Hall.

ROLL CALL

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

Absent: None.

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

The City Council immediately relocated to the third floor assembly room for a harassment awareness training session.

At 7:03 p.m., the City Council reconvened in the Council Chambers for regular business.

2. FLAG SALUTE/INVOCATION

The flag salute was led by former Councilmember Paul Nowatka.

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, November 13, 2008, with an addendum posted on Friday, November 14, 2008.

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 Numark and passed by unanimous roll call vote.

4. WITHDRAWN, DEFERRED OR SUPPLEMENTAL ITEMS

City Clerk Herbers announced that supplemental material was available on Agenda Items 9A, 12C, 12D, and 13A.

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS

Councilmember Sutherland announced a meeting of the Finance and Governmental Operations Committee on Tuesday, November 25, 2008 at 5:00 p.m. in the Council Chambers to discuss the First Quarter Budget Review.

Mayor Scotto noted that the City of Torrance has been providing assistance with recent fires and thanked fire and police personnel who were involved.

Fire Chief Racowschi reported on Torrance Fire deployments in Montecito, Sylmar, Yorba Linda, and Hidden Hills, noting that most firefighters would be returning today, November 18.

Police Chief reported on the police task force sent to assist with property protection and crowd control in Sylmar.

6. COMMUNITY MATTERS

6A. PROCLAMATION RE "TORRANCE EDUCATION FOUNDATION MONTH"

Mayor Scotto presented a proclamation declaring the month of **November 2008** as **Torrance Education Foundation Month** in the City of Torrance to Torrance Education Foundation Vice President Kevin O'Brien, Treasurer Melissa Wright, TUSD Superintendent Dr. George Mannon, and Torrance Education Foundation board members, including Councilmembers Brewer and Furey along with Assistant to the City Manager Brian Sunshine.

Torrance Unified School District Superintendent George Mannon expressed appreciation for the support being provided the Torrance Education Foundation and reported on projects being funded by the foundation, including four "21st Century" classrooms, a counseling center at Shery High School, and an accelerated summer school program beginning in 2009.

7. ORAL COMMUNICATIONS #1

7A. Jean Welsome and Carrie Lang, Torrance Elementary School Green Team members, invited the Council to attend the Torrance Elementary tree planting ceremony taking place December 12, 2008 at 10:15 a.m. The public was invited to participate by sponsoring trees or donating funds toward this project.

7B. Bonnie Mae Barnard, Save Historic Old Torrance, announced that the annual Christmas Tea would take place on Saturday, December 6, 2008, at the recently renovated McCoy home, with limited seating available by calling 310.320.0269 or 310.493.1392.

7C. Terry Ragins, TUSD Board Member, thanked the city and the public for their support and assistance in the passage of TUSD Bond Measures Y and Z.

8. CONSENT CALENDAR

8A. APPROVAL OF MINUTES

Recommendation

Recommendation of the City Clerk that City Council approve the City Council minutes of September 9, 2008 and September 16, 2008.

8B. PURCHASE OF PROPANE-FUELED ASPHALT PATCH TRUCKS

Recommendation

Recommendation of the General Services Director that City Council:

- 1) Authorize the purchase of three (3) 2009 GMC TC5C042 propane-fueled asphalt patch trucks from Tom's Truck Center of Santa Ana, CA (B2008-43) in the amount of \$351,968.46 including sales tax and tire fees; and
- 2) Appropriate \$70,400 from the General Fund Reserve for Alternative Fuel Vehicles to offset the cost premium of the propane fuel system on these trucks.

8C. PURCHASE OF PICK-UP TRUCKS

Recommendation

Recommendation of the General Services Director that City Council authorize the purchase of two (2) 2009 Chevrolet Silverado 2500HD Pick-up Trucks from Lake Chevrolet of Lake Elsinore, CA (B2008-61) in the amount of \$53,992.30 including sales tax and tire fees.

8D. ACCEPTANCE/APPROPRIATION OF CALIFORNIA STATE LIBRARY GRANT

Recommendation

Recommendation of the Community Services Director that City Council accept and appropriate a grant from the California State Library in the amount of \$14,800 for the Torrance Public Library LINK project - Lifelong Information, Networks and Knowledge.

8E. AGREEMENT RE EMERGENCY TELEPHONE NOTIFICATION SERVICES

Recommendation

Recommendation of the Fire Chief that City Council authorize the option to extend the agreement with Avtex Solutions LLC, dba Avtex, (C2005-154) for provision of emergency telephone notification services for one year through December 20, 2009. The agreement will be increased by \$13,000 for a new not to exceed total of \$54,000. The City will have one remaining option for one-year extension.

8F. CONTRACT FOR INSTALLATION OF PHASE II EVR SYSTEM FOR FUEL TANKS AT TORRANCE AIRPORT

Recommendation

Recommendation of the General Services Director that City Council:

- 1) Award a contract to Petcon Technologies, Inc. for \$85,200 with a 5% contingency of \$4,260 for the installation of the Phase II EVR System for the underground fuel tanks at the Torrance Airport (FEAP #445) (B2008-47); and
- 2) Approve a 10% project management fee of \$8,520.

8G. CONTRACT FOR ELECTRICAL WORK AT BRANCH LIBRARIES

Considered separately, see pages 5-6.

8H. PURCHASE OF TRAFFIC SAFETY VESTS

Recommendation

Recommendation of the Chief of Police that City Council:

- 1) Appropriate and allocate \$11,000 of asset forfeiture funds; and
- 2) Authorize a change order to blanket purchase order 2009-124 to Galls/Long Beach Uniform of Long Beach, CA, in the amount of \$11,000, for the purchase of traffic safety vests, for a new total not to exceed \$41,000.

8I. CHANGE ORDER FOR RESIDENTIAL SLURRY SEAL PROGRAM

Recommendation

Recommendation of the Public Works Director that City Council:

- 1) Appropriate Sewer Enterprise funds in the amount of \$18,550 to the Residential Slurry Seal Program, I-6; and
- 2) Approve Change Order No. 1 in the amount of \$33,550 to the public works agreement with Bond Blacktop, Inc. (C2008-162) for the application of slurry seal on the south side of Plaza Del Amo from Border Avenue to Arlington Avenue and the west side service road near Torrance High School and on Cabrillo Avenue between Plaza Del Amo and Sepulveda Boulevard.

8J. CONTRACT FOR WATERPROOFING OF BENSTEAD PLUNGE VIEWING DECK

Recommendation

Recommendation of the General Services Director that City Council

- 1) Award a contract to American Restoration and Coating, Inc. for \$36,500 with a 5% contingency of \$1,825 for the installation of a waterproof coating system for the viewing deck at the Benstead Plunge; and
- 2) Appropriate \$38,325 from the Building Maintenance Capital Project Fund.

8K. FEE AGREEMENT FOR LEGAL COUNSEL

Recommendation

Recommendation of the City Attorney that City Council approve the fee agreement with Woodruff, Spradlin & Smart to provide representation to the City and Officer Rehan Nazir in the pending lawsuit of Dugan v. City of Torrance, USDC Case No. CV08004157 ABC (SSx), in an amount not to exceed \$150,000.

8L. AMENDMENT TO FEE AGREEMENT FOR LEGAL COUNSEL

Recommendation

Recommendation of the City Attorney that City Council approve an amendment to fee agreement with Manning & Marder Kass, Ellrod, Ramirez LLP (C2008-102) to provide legal representation to the City with regard to Henry v. City of Torrance, USDC Case No. CV07-5152 JVS (MLG), in an amount not to exceed \$174,000.

8M. FEE AGREEMENT FOR LEGAL COUNSEL

Recommendation

Recommendation of the City Attorney that City Council approve the fee agreement with Woodruff, Spradlin & Smart to provide representation to the City and the Redevelopment Agency as Cumis counsel with regard to the matter of Angone v. City of Torrance, LASC Case No. YC055500, in an amount not to exceed \$10,000.

8N. AGREEMENT FOR PLAN REVIEW SERVICES

Recommendation

Recommendation of the Community Development Director that City Council approve a consulting services agreement with California Code Check for plan review services, on an as needed basis, in an amount not to exceed \$250,000.

8O. AMENDMENT TO FORBEARANCE AGREEMENT RE 2909 PACIFIC COAST HIGHWAY

Recommendation

Recommendation of the City Manager that City Council authorize a first amendment to forbearance agreement by and between the City of Torrance, a Municipal Corporation and Argonaut Holdings, Inc., a Delaware corporation concerning a lease for City-owned property located at 2909 Pacific Coast Highway.

8P. AMENDMENT TO AGREEMENT FOR CITYWIDE TRAFFIC ANALYSIS

Recommendation

Recommendation of the Community Development Director that City Council approve an amendment to the consulting services agreement with RBF Consulting (C2004-209) to extend the term until December 30, 2009, to place the Citywide Traffic Analysis on the web pages.

MOTION: Councilmember Rhlinger moved for the approval of Consent Calendar Items 8A through 8F and 8H through 8P. The motion was seconded by Councilmember Furey and passed by unanimous roll call vote.

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

8G. CONTRACT FOR ELECTRICAL WORK AT BRANCH LIBRARIES

Recommendation

Recommendation of the General Services Director that City Council

- 1) Award a contract to Barden Electric, Inc. for \$215,740 with a 5% contingency of \$10,787 for the electric work at five (5) branch libraries (FEAP #590) (B2008-49); and
- 2) Approve a 10% project management fee of \$21,574.

Councilmember Sutherland noted that a 5% contingency is routinely added to every contract and requested that the Council be provided with a report on the amount of contingency funds expended over the past year.

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

9. COMMUNITY SERVICES

9A. CONTRACT FOR EMERGENCY REPAIRS AT BENSTEAD PLUNGE

Recommendation

Recommendation of the Community Services Director and the General Services Director that City Council:

- 1) Approve a contract with Sea-Clear Pools for emergency repairs to the Victor E. Benstead Plunge for \$20,536.50, with a 10% contingency of \$2,054; and
- 2) Appropriate \$22,590.50 from the Building Maintenance Capital Project Fund.

Senior Business Manager Minter advised that the repair work will require the plunge to be closed for two weeks starting November 26, 2008.

MOTION: Councilmember Brewer moved to concur with the staff recommendation. The motion was seconded by Councilmember Barnett and passed by unanimous roll call vote.

12. ADMINISTRATIVE MATTERS

12A. AMENDMENT TO RESOLUTION FOR CERTAIN PART-TIME HOURLY EMPLOYEES

Recommendation

Recommendation of the City Manager that City Council adopt a Resolution amending Resolution 2007-46 for Certain Part Time Hourly Employees to provide the Relief Fire Communications Operator with a training premium. Expenditure: \$1,500.

MOTION: Councilmember Brewer moved to concur with the staff recommendation. The motion was seconded by Councilmember Barnett and passed by unanimous roll call vote.

RESOLUTION NO. 2008-112

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE
AMENDING RESOLUTION NO. 2007-46 SETTING FORTH CHANGES
REGARDING THE HOURS, WAGES AND WORKING CONDITIONS FOR
CERTAIN PART TIME HOURLY EMPLOYEES

MOTION: Councilmember Sutherland moved for the adoption of Resolution No. 2008-112. The motion was seconded by Councilmember Numark and passed by unanimous roll call vote.

12B. REVIEW OF U.S. CONFERENCE OF MAYORS MAIN STREET STIMULUS PLAN

Recommendation

Recommendation of the City Manager that City Council review the United States Conference of Mayors Main Street Stimulus Plan and provide direction with respect to distribution of copies to Senators and Representatives, local media, and the local business community advocating for the stimulus recommendations.

Management Associate Jones reported that Mayor Scotto had received a request from the President, CEO, and Executive Director of the U.S. Conference of Mayors requesting support of the Main Street Stimulus Plan.

Mayor Scotto stressed the importance of a stimulus plan to preserve the local economy in the current economic downturn.

MOTION: Councilmember Brewer moved to direct staff to disseminate the information as outlined in the staff report. The motion was seconded by Councilmember Barnett and passed by unanimous roll call vote.

12C. RESOLUTION OF NECESSITY RE 305 CRENSHAW BOULEVARD

Recommendation

Recommendation of the City Manager that City Council adopt a Resolution finding that the public interest and necessity require the acquisition of various interests in property located at 305 Crenshaw Boulevard, Torrance, CA., to facilitate construction of the extension of Del Amo Boulevard from Madrona Avenue to Crenshaw Boulevard ("Project").

With the aid of slides, Assistant to the City Manager Sunshine provided a summary of the staff report. He explained that the design of the Del Amo Boulevard Extension Project has been completed and in order to move forward with the project, the City must obtain rights-of-way for property at 305 Crenshaw Boulevard owned by Dow Chemical. He advised that the proposed resolution is necessary to commence the eminent domain process, however, Dow has requested that the City enter into mediation and this action does not preclude a mediated settlement.

In response to Councilmember Sutherland's inquiry, Mr. Sunshine confirmed that the rights-of-way to be acquired will not interfere with Dow's operation.

RESOLUTION NO. 2008-113

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE FINDING THAT THE PUBLIC INTEREST AND NECESSITY REQUIRE THE ACQUISITION OF VARIOUS PROPERTY INTERESTS IN AND TO PROPERTY LOCATED AT 305 CRENSHAW BOULEVARD, A.P. NO 7532-002-017, FOR THE EXTENSION OF DEL AMO BOULEVARD, FROM MADRONA TO CRENSHAW, AND AUTHORIZING THE USE OF EMINENT DOMAIN TO ACQUIRE SUCH PROPERTY

MOTION: Councilmember Sutherland moved for the adoption of Resolution No. 2008-113. The motion was seconded by Councilmember Numark and passed by unanimous roll call vote.

12D. RESOLUTIONS RE HOURS, WAGES, WORKING CONDITIONS FOR CITY MANAGER AND CITY ATTORNEY

Recommendation

Recommendation that City Council adopt Resolutions setting the hours, wages, and working conditions for the City Attorney and the City Manager to reflect an increase of 4%, effective November 9, 2008.

MOTION: Councilmember Brewer moved to concur with the staff recommendation. The motion was seconded by Councilmember Barnett and passed by unanimous roll call vote.

RESOLUTION NO. 2008-114

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE
SETTING FORTH THE HOURS, WAGES, AND WORKING CONDITIONS FOR
THE CITY ATTORNEY EFFECTIVE NOVEMBER 9, 2008

MOTION: Councilmember Sutherland moved for the adoption of Resolution No. 2008-114. The motion was seconded by Councilmember Numark and passed by unanimous roll call vote.

RESOLUTION NO. 2008-115

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE
SETTING FORTH THE HOURS, WAGES, AND WORKING CONDITIONS FOR
THE CITY MANAGER EFFECTIVE NOVEMBER 9, 2008

MOTION: Councilmember Sutherland moved for the adoption of Resolution No. 2008-115. The motion was seconded by Councilmember Numark and passed by unanimous roll call vote.

12E. REAPPOINTMENT OF METROPOLITAN WATER DISTRICT REPRESENTATIVE

Recommendation

Recommendation of the Mayor that City Council approve the reappointment of Bill Wright as the City's representative on the Metropolitan Water District Board for a four year term through December 31, 2012.

Public Works Director Beste reported that Bill Wright has done an excellent job in this position, therefore staff was recommending that he be reappointed.

Bill Wright, MWD Board representative, provided an update on the status of the City's water supply. He noted that imported water is in limited supply due to the ongoing drought, however, Torrance has been developing the local water supply, which is more dependable and less expensive.

MOTION: Councilmember Brewer moved to concur with the staff recommendation. The motion was seconded by Councilmember Barnett and passed by unanimous roll call vote.

RESOLUTION NO. 2008-116

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE FOR THE REAPPOINTMENT OF BILL WRIGHT TO THE POST AS THE CITY OF TORRANCE'S REPRESENTATIVE ON THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

MOTION: Councilmember Sutherland moved for the adoption of Resolution No. 2008-116. The motion was seconded by Councilmember Numark and passed by unanimous roll call vote.

13. HEARINGS

13A. PRE08-00017, VAR08-00002, WAV08-00008: 5615 VIA DEL COLLADO-CLINTON EULL

Recommendation

Recommendation of the Community Development Director and the Planning Commission that City Council deny the appeal and take the following action on property located within the Hillside Overlay District, in the R-1 Zone at 5615 Via del Collado:

- 1) Adopt a Resolution denying a Precise Plan of Development to allow semi-subterranean, first and second story additions to an existing one story single family residence;
- 2) Adopt a Resolution denying a Waiver to exceed the maximum building height; and
- 3) Adopt a Resolution denying a Variance to exceed the maximum allowable floor area ratio.

Mayor Scotto announced that he was recusing himself from consideration of this item because he lives within 500 feet of the project and exited Council Chambers.

Councilmember Sutherland, as Mayor Pro Tem, chaired the hearing.

Mayor Pro Tem Sutherland 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 Manager Lodan noted supplemental material consisting of correspondence from the applicant requesting a continuance and a proposal to revise the project. He noted that no representative of the applicant was present and that no revised plans had been submitted.

After a show of hands revealed that several people were in the audience to speak on this matter, it was the consensus of the Council to go forward with the hearing.

With the aid of slides, Planning Manager Lodan briefly reviewed the project and shared photographs taken from various vantage points in the neighborhood. He reported that the Planning Commission voted unanimously to deny the project on August 6, 2008 due to concerns about the unusual characteristics and dimensions of the project and the adverse impact on neighbors.

In response to Councilmember Brewer's inquiry, Planning Manager Lodan confirmed that the applicant was informed by Community Development staff that the proposed project greatly exceeds Floor Area Ratio (FAR) standards for the Hillside Overlay.

Kathy Lipp, 5519 Via del Collado, voiced objections to the project due to the impact on her view, contending that it would block approximately 90% of her view of the L.A. basin.

Jean Hirata, 5309 Calle de Ricardo, reported that the project would block her view of King Harbor and urged that it be denied.

Paul Stiglic, 5409 Calle de Ricardo, requested that the Council deny the project because it would block his view of the L.A. basin and it does not comply with standards in the Hillside Ordinance.

Dan Beck, 5617 Via del Collado, stated that he was strongly opposed to the project as it would impair his view, intrude on his privacy, and block sunlight from his home. He noted that he was required to make many costly concessions when he remodeled his home four years ago.

Robert Stahl, 5610 Via del Collado, reported that he was opposed to the project even though it does not personally affect him because it was out of character with the neighborhood and it does not meet the requirements of the Hillside Ordinance. He expressed concerns that the applicant has made no effort to share plans with neighbors.

Janice Lee, 532 Via El Chico, voiced objections to the project because it would intrude on her privacy and potentially destabilize the hillside.

Michael Myatt, 5609 Via del Collado, stated that he has many concerns about this massive project, but was particularly concerned about potential safety hazards during the building process, which would require demolition and dirt moving equipment.

Marge Robinson, 5401 Calle de Ricardo, reported that the proposed project would take away part of the view that she and her husband have enjoyed for 34 years.

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

Councilmember Numark indicated that he would not support the project because the FAR greatly exceeds the maximum permitted in the Hillside Overlay. He asked about the applicant's claim (supplemental material - Attachment B) that he had asked to withdraw the project in an email to the Community Development Department on October 28, 2008.

Planning Manager Lodan reported that an email was received on that date requesting that the hearing on the project be postponed and the applicant was informed that he should request a continuance in person at this Council meeting because the hearing had already been scheduled.

Councilmember Rhilinger voiced her opinion that the proposed project was completely unacceptable. She noted that according to the agenda material, the applicant also requested a continuance of the Planning Commission hearing at the last minute and appears to have little respect for the process since he removed the silhouette before the Council had a chance to see it.

Councilmember Brewer stated that he also thought the project was unacceptable and found it hard to believe the applicant's claim (supplemental material - Attachment B) that he was never informed about FAR limits until a couple of days ago.

Councilmember Furey related his observation that photographs submitted by nearby residents and Community Development staff clearly show that the project would adversely impact the view, light, air and privacy of several neighbors. He pointed out that the project's FAR of 1.04 is almost double the FAR of Hillside projects approved by this Council. He noted that while the applicant submitted a letter just prior to the meeting proposing to lower the height of the project to 23 feet and reduce the FAR to under 0.60, no revised plans were submitted so the impact of these changes was impossible to determine.

Councilmember Barnett voiced his opinion that this project needs to go back to the drawing board. He stated that he was surprised by the applicant's claim that he had not known about the Hillside Ordinance since most architects who work in Torrance are aware of the constraints and realtors must disclose this information when people purchase property in the area. He recommended that the applicant consider an FAR closer to 0.50 if he plans to submit a revised project.

Mayor Pro Tem Sutherland noted that while the Council has approved Hillside projects with an FAR over 0.50, they have never approved one with an FAR over 0.60, which is the maximum allowed, and voiced his opinion that the applicant had shown blatant disregard for the rules.

A brief discussion ensued as to whether to deny the project "without prejudice," which would allow the applicant to immediately submit a revised project, or "with prejudice," which requires that the applicant wait six months. It was the consensus of the Council to deny the project with prejudice because it was felt that it would take at least six months to redesign the project.

MOTION: Councilmember Brewer moved to deny the appeal and deny the project with prejudice. The motion was seconded by Mayor Pro Tem Sutherland and passed by unanimous roll call vote (absent Mayor Scotto).

RESOLUTION NO. 2008-117

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE DENYING AN APPEAL AND DENYING A PRECISE PLAN OF DEVELOPMENT AS PROVIDED FOR AN IN DIVISION 9, CHAPTER 1, ARTICLE 41 OF THE TORRANCE MUNICIPAL CODE TO ALLOW SEMI-SUBTERRANEAN, FIRST AND SECOND STORY ADDITIONS TO AN EXISTING ONE STORY FAMILY RESIDENCE, IN CONJUNCTION WITH A WAIVER TO EXCEED THE MAXIMUM HEIGHT AND TO ALLOW LESS THAN THE REQUIRED SIDE YARD SETBACK AND A VARIANCE TO EXCEED THE MAXIMUM ALLOWABLE FLOOR AREA RATIO ON PROPERTY LOCATED WITHIN THE HILLSIDE OVERLAY DISTRICT IN THE R-1 ZONE AT 5615 VIA DEL COLLADO **PRE08-00017: CLINTON EULL**

MOTION: Councilmember Brewer moved for the adoption of Resolution No. 2008-117. The motion was seconded by Councilmember Numark and passed by unanimous roll call vote.

RESOLUTION NO. 2008-118

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE DENYING A WAIVER TO EXCEED THE MAXIMUM HEIGHT AND TO ALLOW LESS THAN THE REQUIRED SIDE YARD SETBACK IN CONJUNCTION WITH A PRECISE PLAN OF DEVELOPMENT TO ALLOW SEMI-SUBTERRANEAN, FIRST AND SECOND STORY ADDITIONS TO AN EXISTING ONE STORY SINGLE FAMILY RESIDENCE AND A VARIANCE TO EXCEED THE MAXIMUM ALLOWABLE FLOOR AREA RATIO AS PROVIDED FOR IN DIVISION 9, CHAPTER 1, ARTICLE 41 OF TORRANCE MUNICIPAL CODE ON PROPERTY LOCATED WITHIN THE HILLSIDE OVERLAY DISTRICT IN THE R-1 ZONE AT 5615 VIA DEL COLLADO **WAV08-00008: CLINTON EULL**

MOTION: Councilmember Brewer moved for the adoption of Resolution No. 2008-118. The motion was seconded by Councilmember Numark and passed by unanimous roll call vote.

RESOLUTION NO. 2008-119

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE DENYING AN APPEAL AND DENYING A VARIANCE AS PROVIDED FOR IN DIVISION 9, CHAPTER 1, ARTICLE 41 OF THE TORRANCE MUNICIPAL CODE TO EXCEED THE MAXIMUM ALLOWABLE FLOOR AREA RATIO IN CONJUNCTION WITH A PRECISE PLAN OF DEVELOPMENT TO ALLOW SEMI-SUBTERRANEAN, FIRST AND SECOND STORY ADDITIONS TO AN EXISTING ONE STORY SINGLE FAMILY RESIDENCE, AND A WAIVER TO EXCEED THE MAXIMUM HEIGHT AND TO ALLOW LESS THAN THE REQUIRED SIDE YARD SETBACK ON PROPERTY LOCATED WITHIN THE HILLSIDE OVERLAY DISTRICT IN THE R-1 ZONE AT 5615 VIA DEL COLLADO **VAR08-00002: CLINTON EULL**

MOTION: Councilmember Brewer moved for the adoption of Resolution No. 2008-119. The motion was seconded by Councilmember Numark and passed by unanimous roll call vote.

Mayor Scotto returned to Council Chambers.

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The Council met as the Redevelopment Agency from 8:52 p.m. to 9:10 p.m.

17. ORAL COMMUNICATIONS #2

17A. Councilmember Rhilinger, with the concurrence of the Council, requested that staff bring forward a resolution in support of an agreement between the South Bay Cities Council of Governments and Southern California Edison, which would continue their partnership in environmental programs for the next three years.

17B. Councilmember Rhilinger reported on the 2008 National League of Cities' "Congress of Cities and Exposition" that was held in Orlando, Florida, which she and Councilmembers Sutherland and Numark recently attended.

17C. Councilmember Rhilinger announced a fundraiser at the China Tea House for two police officers fighting cancer, Torrance Officer Steve Kroesen and Manhattan Beach Officer Mark Vasquez, on Tuesday, December 2, 2008 from 11:00 a.m. to 9:00 p.m., with 30% of sales being donated to these two families.

17D. Mayor Scotto noted that people could be tested to see if they are a stem cell match for the ailing police officers at the Torrance Police Department on Saturday, November 22, 2008 from 10:00 a.m. – 2:00 p.m.

17E. Councilmember Sutherland reported that he was able to view the last nighttime launch of the space shuttle while attending the Congress of Cities and Exposition. He commented on a presentation at the Expo involving actors playing the roles of President Jefferson and President Lincoln, relating his understanding that world was in similar turmoil at the time they took office.

17F. Councilmember Barnett announced that the Torrance Theatre Company was performing "The Best Christmas Pageant Ever" at the George Nakano Theatre on November 21, 22 and 23.

17G. Councilmember Barnett commended Public Works Director Rob Beste, Community Service Director John Jones, and their respective staffs, for drafting a comprehensive conservation policy statement.

17H. Councilmember Barnett commented on the success of the Great American Shake-Out exercise and commended all involved.

17I. Councilmember Brewer noted that non-profit organizations located in Torrance are now able to publicize their events on the Torrance Events Calendar at www.torrnet.com/events.

17J. Councilmember Brewer announced a fundraiser at Sammy's Woodfired Pizza on November 19, 2008 from 3:00 to 9:00 p.m., with 20% of all proceeds being donated to the Torrance Rose Float Association.

17K. Councilmember Brewer announced a fundraiser at Barnes & Noble in Torrance on Monday, December 8, 2008 from 9:00 a.m. to 11:00 p.m., with a percentage of purchases made using Coupon Code 430454 to be donated to the Torrance Education Foundation.

17L. Councilmember Furey added that the public could obtain a flyer for the Barnes & Noble fundraiser on the Torrance Education Foundation website at www.torranceeducationfoundation.org.

17M. Councilmember Furey expressed concerns about the proliferation of vehicles parked with "for sale" signs on Torrance streets and with the concurrence of the Council, requested that staff look into the possibility of adopting an ordinance similar to one recently passed by the City of Lawndale.

17N. Councilmember Furey announced the "Tip a Cop" fundraiser benefiting the South Bay Special Olympics to be held November 20, 2008 from 5:00 – 9:00 p.m. at Romano's Macaroni Grill in Torrance.

17O. Councilmember Numark commented on his attendance at the Congress of Cities and Exposition, noting that he particularly enjoyed sessions on budgeting and environmental programs.

17P. Councilmember Numark stated that he was saddened by the last week's incident involving graffiti with racial slurs as this type of activity has no place in Torrance.

17Q. Councilmember Numark stated that his thoughts and prayers were with those who suffered losses in the recent fires.

17R. Mayor Scotto thanked the public for the passage of school bond measures Y & Z as well as the work done by Don Lee, Michael Ernst and the many other school board members and volunteers.

17S. City Manager Jackson and City Attorney Fellows thanked the Council for adopting the resolutions increasing their compensation.

17T. Charles M. Deemer, Torrance inquired about the road work being done on Torrance Boulevard and the use of sensors on City streets.

18. EXECUTIVE SESSION

At 9:28 p.m., the Council recessed to closed session to confer with the City Manager and the City Attorney on agenda matters listed under 18A) Conference with Legal Counsel – Anticipated Litigation, 18B) Real Property – Conference with Real Property Negotiator, and 13C) Conference with Legal Counsel – Existing Litigation, pursuant to California Government §54956.9 (b)(1), 54956.8 and 54956.9(a).

The City Council reconvened at 10:19 p.m. No formal action was taken on any matter considered in closed session.

19. ADJOURNMENT

At 10:19 p.m., the meeting was adjourned to Tuesday, November 25, 2008, at 6:00 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chambers. The Finance and Governmental Operations Committee will be meeting at 5:00 p.m. in the Council Chambers.

Attest:

/s/ Frank Scotto
Mayor of the City of Torrance

/s/ Sue Herbers
Sue Herbers,
City Clerk of the City of Torrance

Approved on January 27, 2009