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TORRANCE CITY COUNCIL – DECEMBER 10, 2013

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At 8:48 p.m., the meeting was adjourned to Tuesday, December 17, 2013 at 5:30 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chamber.

**MINUTES OF AN ADJOURNED REGULAR
MEETING OF THE TORRANCE CITY COUNCIL**

A. CALL TO ORDER

The Torrance City Council convened in a preventing workplace harassment training session at 4:00 p.m. on Tuesday, December 10, 2013 in the Council Chamber at Torrance City Hall.

ROLL CALL

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

Absent: None.

Also Present: City Clerk Agenda Secretary Semana, Human Resources Manager Fuentes and Senior Human Resources Analyst Coelho-La-Freniere.

B. PREVENTING WORKPLACE HARASSMENT

Peter Brown, of Liebert Cassidy Whitmore, gave the two-hour preventing workplace harassment training presentation to satisfy a state mandated requirement.

C. ORAL COMMUNICATIONS

No one from the public came forward to be heard.

D. RECESS

The City Council recessed at 6:00 p.m.

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The City Council reconvened at 7:00 p.m. in the Council Chamber to conduct regular business.

1. ROLL CALL

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

Absent: None.

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

2. FLAG SALUTE/ INVOCATION

Torrance Civic Chorale will perform a selection of holiday songs

The flag salute was led by Environmental Quality Commissioner Mike Griffiths.

The non-sectarian invocation was given by Councilmember Brewer.

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, December 5, 2013.

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.

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 **WITHDRAWN, DEFERRED OR SUPPLEMENTAL ITEMS**

No items were withdrawn or deferred.

5. **COMMITTEE MEETINGS AND ANNOUNCEMENTS**

Mayor Scotto announced that on Monday afternoon, subsequent to the posting of the agenda on Thursday, December 5, the City Attorney received a settlement proposal in the case of Bazilius v. City of Torrance, Los Angeles Superior Court Case No. BC465060, and the City Attorney has requested that the City Council consider adding this item to the agenda because he needs immediate instruction from the Council regarding this matter. In order to add an item to the agenda, the California Government Code requires a determination by a two-thirds vote that immediate action is necessary and that the need to take action arose subsequent to the posting of the agenda.

MOTION: Councilmember Sutherland moved to add the matter to the agenda. The motion was seconded by Councilmember Weideman and passed by unanimous vote.

The matter was added and considered as part of the closed session agenda pursuant to Government Code Sections 54954.2(b)(2) and 54956.9(d)(1).

6. **COMMUNITY MATTERS**

6A. **RESOLUTION NO. 2013-82 RE STEPHEN JONES**

RESOLUTION NO. 2013-82

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE
HONORING **STEPHEN JONES** OF THE COMMUNITY DEVELOPMENT
DEPARTMENT UPON HIS RETIREMENT FROM THE CITY OF TORRANCE
AFTER THIRTY-FOUR YEARS OF SERVICE

MOTION: Councilmember Furey moved to adopt Resolution No. 2013-82. The motion was seconded by Councilmember Weideman and passed by unanimous vote.

To be presented at a later date.

6B. RESOLUTION NO. 2013-83 RE TOM KELLY

RESOLUTION NO. 2013-83

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE
HONORING **TOM KELLY** OF THE GENERAL SERVICES DEPARTMENT
UPON HIS RETIREMENT FROM THE CITY OF TORRANCE AFTER
TWENTY-SEVEN YEARS OF SERVICE

MOTION: Councilmember Furey moved to adopt Resolution No. 2013-83. The motion was seconded by Councilmember Weideman and passed by unanimous vote.

To be presented at a later date.

7. ORAL COMMUNICATIONS #1

7A. Byron Sefferud, Torrance Performing Arts Consortium (TPAC), read a letter previously submitted requesting that the Council place an item on a future agenda to freeze rental rates for the Armstrong Theatre, Nakano Theatre and Ken Miller Recreation Center.

7B. Steve Norris, Arts Council of Torrance, requested that the Council consider placing a moratorium on increasing rental rates for the use of Cultural Arts Center facilities by Torrance based non-profit organizations. He also asked that these organizations be allowed the use of the Ken Miller Recreation Center once a year, free of charge for fundraisers. He recommended that General Services and Cultural Arts Division staff meet with the various groups that use Cultural Arts Center facilities to develop a strategic plan and explore opportunities to collaborate.

7C. Joel Massa announced that the Western Museum of Flight in conjunction with the Torrance Kiwanas Club will be presenting "Christmas on Crenshaw" in the parking lot of Palos Verdes Bowl on Saturday, December 14, from 9:00 a.m. to 4:00 p.m., which will include a static display of an F-5 fighter and "make and take" model building for children.

7D. Carol Gilles, Torrance Rose Float Association, announced that TRFA was seeking donations of snacks/lunch items for volunteers who will be decorating this year's float, as well as donations to defray the cost of busing volunteers. She reported that Janet Payne was the winner of the "Ride of Your Life" contest and will be riding on the float.

7E. Lloyd Brown, resident, announced that "Business & Beer" an informal business networking group meets on the second Thursday of every month and this month's meeting will take place at the Strand Brewery from 6:00-8:00 p.m.

7F. Janet Payne, Torrance Historical Society, announced that there will be a reading of "Twas the Night Before Christmas" on Sunday, December 14, at 4:00 p.m. at the museum located 1345 Post Avenue.

7G. Mark Stephenson, resident, expressed concerns about non-mandated enhancements to employee pension plans, which have resulted in an increase in unfunded liabilities.

7H. City Clerk Herbers offered a reminder that the deadline to submit applications for the vacancy on the City Council is Wednesday, December 11, at 5:30 p.m., with the appointment to be made at the December 17 City Council meeting.

8. CONSENT CALENDAR

8A. ACCEPTANCE/APPROPRIATION OF DONATION FROM FRIENDS OF THE TORRANCE LIBRARY

Recommendation

Recommendation of the Community Services Director that City Council accept and appropriate a \$4,920 donation from the Friends of the Torrance Library to pay for a movie license from Movie License USA.

8B. ACCEPTANCE OF DONATIONS FROM RIVIERA GARDEN CLUB

Recommendation

Recommendation of the Parks and Recreation Commission, the Cultural Arts Commission and the Community Services Director that City Council:

- 1) Accept an in-kind donation of \$1,950 from the Riviera Garden Club for sod and soil amendment for Los Arboles Park and approve expenditure for installation of donated sod; and
- 2) Accept an in-kind donation of \$4,600 from the Riviera Garden Club for a mural on the exterior wall of El Retiro Library.

8C. REVISED JOB DESCRIPTIONS FOR BUSINESS MANAGER AND SENIOR BUSINESS MANAGER POSITIONS

Recommendation

Recommendation of the Human Resources Administrator that City Council approve the revised job description for Business Manager and Senior Business Manager positions.

MOTION: Councilmember Sutherland moved to approve Consent Calendar Items 8A through 8C. The motion was seconded by Councilmember Brewer and passed by unanimous vote.

12. ADMINISTRATIVE MATTERS

12A. RESOLUTION RE PAY RANGES FOR BUSINESS MANAGER AND SENIOR BUSINESS MANAGER POSITIONS

Recommendation

Recommendation of the City Manager that City Council adopt a Resolution amending Resolution 2011-77 setting forth hours, wages, and working conditions for employees covered by the Certain Full Time Salaried and Hourly Employees, creating separate pay ranges for the Business Manager and Senior Business Manager positions.

Assistant to the City Manager Chaparyan reported that this action implements changes previously approved as part of the organizational realignment of General Services and the Police Department.

Mark Stephenson, resident, expressed concerns about the ratio of managers to workers.

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

RESOLUTION NO. 2013-84

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING RESOLUTION NO. 2011-77 SETTING FORTH CHANGES REGARDING THE HOURS, WAGES, AND WORKING CONDITIONS FOR CERTAIN FULL TIME SALARIED AND HOURLY EMPLOYEES (BUSINESS MGR. & SR. BUSINESS MGR.)

MOTION: Councilmember Furey moved to adopt Resolution No. 2013-84. The motion was seconded by Councilmember Weideman and passed by unanimous vote.

12B. FIRST AMENDMENT TO TAXI FRANCHISE AGREEMENTS

Recommendation

Recommendation of the Finance Director that City Council authorize a first amendment to the taxicab franchise agreements approving a two year extension, with one additional two-year renewal option at an annual fee of \$35,000 per franchise and \$100 per licensed taxicab with the following taxicab companies:

- 1) Bell Cab (F2009-40);
- 2) South Bay Yellow Cab (F2009-41);
- 3) United Checker (F2009-42); and
- 4) All Yellow Taxi (F2009-43).

Assistant Finance Director Flewellyn reviewed the staff recommendation. He noted that currently 80% of taxicabs operating in Torrance are required to be ultra-low emission vehicles and as part of this agreement, this will increase to 100% beginning next year.

In response to Mayor Scotto's inquiry, Assistant Finance Director Flewellyn confirmed that the \$35,000 annual franchise fee was consistent with fees charged by other cities.

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

12C. AGREEMENTS RE TORRANCE COMMUNITY TRANSIT PROGRAM

Recommendation

Recommendation of the Transit Director that City Council approve contract service agreements as follows:

- 1) A two-year contract services agreement with the Administrative Services Co-Op, d.b.a. South Bay Yellow Cab and United Checker Cab Co-Op to provide service for the Torrance Community Transit Program (Senior Taxi and Disabled Dial-A-Taxi);
- 2) A two-year contract services agreement with the All Yellow Taxi, Inc. to provide service for the Torrance Community Transit Program (Senior Taxi and Disabled Dial-A-Taxi);
- 3) A two-year contract services agreement with the Bell Cab Company to provide service for the Torrance Community Transit Program (Senior Taxi and Disabled Dial-A-Taxi).

The recommended term is January 27, 2014 to January 26, 2016, to align with the same term as the Taxi Franchise Agreement, at a cost not to exceed an aggregate total of \$1,300,000 per annum for all three contracts.

Transit Administration Manager Mills reported that the proposed agreements align with the franchise agreements approved under Item 12B.

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

12D. AGREEMENT AMENDMENT RE DIAL-A-TAXI SERVICE

Recommendation

Recommendation of the Transit Director that City Council authorize and amend the contract service agreements as follows:

- 1) Approve the 3rd amendment of the Dial-A-Taxi contract service agreement (C2009-007) with Administrative Services Co-Op, d.b.a South Bay Yellow Cab and United Checker Cab Co-Op, (C2009-008) with All Yellow Taxi, Inc; and (C2009-009) with Bell Cab Company and;
- 2) Appropriate an additional \$50,000 for an amount not to exceed \$540,000 for the period of January 27, 2013 to January 26, 2014.

Transit Administration Manager Mills advised that this agreement covers Dial-A-Taxi service for the cities of Torrance and Lomita; that usage in Lomita exceeded the budgeted amount by \$50,000 in calendar year 2013; and that the City of Lomita will be covering this shortfall.

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

12E. AGREEMENT FOR CONSTRUCTION OF ZAMPERINI FIELD SECURITY PROJECT/ APPROVAL OF CATEGORICAL EXEMPTION UNDER CEQA

Recommendation

Recommendation of the Public Works Director that City Council:

- 1) Approve the construction plans and specifications for the construction of Zamperini Field Security Project (B2013-52);
- 2) Waive minor irregularities on the bid proposed by Cesan Enterprises, Inc. dba Priority Communications;
- 3) Determine that the approval of the construction of Zamperini Field Security Project FEAP #616 (B2013-52) is categorically exempt from environmental review pursuant to Section 15332 of the Guidelines implementing California Environmental Quality Act (CEQA), and;
- 4) Award a two-year public works agreement to Cesan Enterprises, Inc. dba Priority Communications, in the amount of \$932,217, and authorize a 5% contingency in the amount of \$46,610.85 for the construction of the Zamperini Field Security Project FEAP #616 (B2013-52).

Engineering Manager Overstreet provided an overview of the Zamperini Field Security Project, which includes replacement of the existing swipe card access system with a proximity card system, installation of security cameras and automatic license plate readers, and upgrades to lighting and fencing. She noted that construction is scheduled to begin in January 2014 and be completed by May of 2014.

Mark Stephenson, resident, requested that the Council not approve the use of automatic license plate reader technology until there is further guidance regarding data access and retention controls due to potential security and privacy issues.

Police Chief Neu discussed the benefits of automatic license plate reader technology as an investigative tool and noted that the City has a data retention policy, which specifies how long the data collected is to be retained.

Lloyd Brown, resident, echoed concerns about the potential misuse of data collected by automatic license plate readers.

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

17. ORAL COMMUNICATIONS #2

17A. Councilmember Brewer announced that the South Bay Ballet will be presenting its 10th production of *The Nutcracker* December 20 through December 22 at the El Camino College Center for Performing Arts.

17B. Councilmember Brewer reported that chef Michael Shafer has submitted an application for a Conditional Use Permit to allow him to use the plaza area near Buffalo Fire Department restaurant for special events. With the concurrence of Council, he requested that an item be brought forward to subsidize the fees for the permit since this will benefit the entire downtown area.

17C. Councilmember Furey offered a reminder that there continues to be a shortage of foster care homes throughout Los Angeles County and encouraged those interested to call 888.811.1121.

17D. Councilmember Weideman commented on his enjoyment of Torrance Civic Chorale's performance earlier in the meeting.

17E. Councilmember Barnett noted recent events that recognized outstanding volunteers in memoriam and thanked staff for arranging them.

17F. Mayor Scotto reported that Torrance Memorial's "Festival of the Trees" held this weekend was a very successful fundraiser.

17G. Mayor Scotto commented on the event held this weekend at Wilson Park honoring Mary Lou Weiss and Dutch Holland in memoriam.

17H. Mayor Scotto encouraged everyone to look for Torrance's float in the Tournament of Roses Parade on New Year's morning.

18. EXECUTIVE SESSION

At 8:26 p.m., the City Council recessed to closed session to confer with the City Manager and the City Attorney on urgency item 18A) Conference with Legal Counsel – Existing Litigation pursuant to California Government Code §54956.9(d)(1).

The City Council reconvened at 8:47 p.m. No formal action was taken on any matter considered in closed session.

19. ADJOURNMENT

At 8:48 p.m., the meeting was adjourned to Tuesday, December 17, 2013 at 5:30 p.m. for an executive session, with the regular meeting commencing at 7:00 p.m. in the Council Chamber.

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 January 14, 2014

Sue Sweet
Recording Secretary

City Council
December 10, 2013