

BLUE FOLDER ITEM

Blue folder items are additional back up material to administrative reports and/or public comments received after the printing and distribution of the agenda packet for receive and file.

CITY COUNCIL MEETING DECEMBER 5, 2023

- H.3 APPROVE THE FOLLOWING CITY COUNCIL MINUTES:
- A. OCTOBER 3, 2023 ADJOURNED AND REGULAR MEETING
 - B. OCTOBER 10, 2023 ADJOURNED MEETING
 - C. OCTOBER 17, 2023 ADJOURNED AND REGULAR MEETING

CONTACT: ELEANOR MANZANO, CITY CLERK

- **PUBLIC COMMUNICATION REGARDING OCTOBER 17, 2023 MINUTES**

From: [Mark Nelson \(Home Gmail\)](#)
To: [CityClerk](#); [Michael Webb](#); [info](#); [Robert W. Lundy](#); [rmiller@hooperlundy.com](#); [Garth Meyer](#); [tliu@scng.com](#); [Letters](#); [opinion@scng.com](#)
Subject: PUBLIC COMMENT - CITY COUNCIL/ATTORNEY - ERROR IN OCT 17 2023 MINUTES
Date: Thursday, November 30, 2023 8:50:53 PM
Attachments: [1993 Resoluton.pdf](#)

CAUTION: Email is from an external source; Stop, Look, and Think before opening attachments or links.

The City apparently congratulated BCHD for 25 years of community service. Quite clearly, based on documents provided by BCHD via CPRA responses, the 25 year value is in error.

BCHD's 1993 resolution (attached), clearly shows that their outside counsel filed with the State of California in 1993 to create BCHD from SBHD. As such, BCHD and the City need to correct the 25 years to 30 years and explain BCHD's actions from 1993-1998. The current assertion by BCHD is clearly in legal error based on Mr. Lundy's firm's filing to create BCHD in 1993.

It's disappointing that BCHD appears to have provided false information to the public and City. It is also disappointing that the City has lost its collective institutional memory of BCHD's formation. For all of us who recall the fight to retain the emergency room and acute care hospital, the 1993 date is clear. The only taxpayer/voter approval that the District ever received was to create a hospital for the benefits of the "residents who reside" in the District. That's a direct quote from the District's legal pleadings.

This error must be corrected to avoid misleading the public and entering incorrect City records into the minutes.

----- Forwarded message -----

From: Mark Nelson (Home Gmail) [REDACTED]
Date: Sat, Nov 25, 2023 at 11:00 AM
Subject: LTE - BCHD ain't very good with numbers
To: Kevin Cody <kevin@easyreadernews.com>
Cc: Eleanor Manzano <cityclerk@redondo.org>, <cityclerk@hermosabeach.gov>, <cityclerk@manhattanbeach.gov>, CityClerk <CityClerk@torranceca.gov>, Jacki Bacharach <jacki@southbaycities.org>, <info@redondochamber.org>, info <info@lalafco.org>, <executiveoffice@bos.lacounty.gov>, <BoardClerk@metro.net>

What did BCHD do from 1993 to 1998 during its "lost years?" BCHD is touting its 25th anniversary of 1998-2023. Yet, BCHD's high-priced law firm filed documents on February 11, 1993 with the State creating BCHD from the wreckage of the former hospital district. How can we ever believe anything BCHD claims if it can't even get its own establishment date right?

Public Comment: MB/HB/RB/Torrance Councils, LALAFCO, LA County Board, Metro Board, SBCCOG

From: [Mark Nelson \(Home Gmail\)](#)
To: [Kevin Cody](#)
Cc: [CityClerk](#); cityclerk@hermosabeach.gov; cityclerk@manhattanbeach.gov; [CityClerk](#); [Jacki Bacharach](#); info@redondochamber.org; [info](#); executiveoffice@bos.lacounty.gov; BoardClerk@metro.net
Subject: LTE - BCHD ain't very good with numbers
Date: Saturday, November 25, 2023 11:01:29 AM
Attachments: [1993 Resoluton.pdf](#)

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What did BCHD do from 1993 to 1998 during its "lost years?" BCHD is touting its 25th anniversary of 1998-2023. Yet, BCHD's high-priced law firm filed documents on February 11, 1993 with the State creating BCHD from the wreckage of the former hospital district. How can we ever believe anything BCHD claims if it can't even get its own establishment date right?

Public Comment: MB/HB/RB/Torrance Councils, LALAFCO, LA County Board, Metro Board, SBCCOG



March Fong Eu
Secretary of State

Limited Partnership Division
923 - 12th Street, 3rd Floor
Sacramento, CA 95814

General Information (916) 324-6781
Limited Partnerships (916) 324-6769
Special Filings (916) 324-6778
Trademarks (916) 445-9872

February 11, 1993

Hooper, Lundy & Bookman, Inc.
Lawyers
Watt Plaza, Suite 1600
1876 Century Park East
Los Angeles, CA 90067-2799

The purpose of this letter is to acknowledge the filing in this
office of a resolution
for South Bay Hospital District pursuant
to Health & Safety Code 32137.
This resolution was filed as of February 11, 1993.

Sincerely,

A handwritten signature in cursive script that reads "Linda Beauchamp".

LINDA BEAUCHAMP, Supervisor
Special Filings Unit

LB:cdw

SPACE ABOVE THIS LINE FOR RECORDER'S USE



Office of
March Fong Eu
Secretary of State
SACRAMENTO

I, MARCH FONG EU, Secretary of State of the State of California,
hereby certify:

That the annexed transcript of 2 page(s) was prepared by
and in this office from the record on file, of which it purports to be a
copy, and that it is full, true and correct.



IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this

FEB 11 1993

March Fong Eu
Secretary of State



NOW, THEREFORE, IT IS RESOLVED as follows;

1. Pursuant to Health and Safety Code Section 32137, the name of the District, "South Bay Hospital District" is hereby changed to "Beach Cities Health District" and the Executive Director of the District is hereby authorized and instructed to file a verified copy of this Resolution with the California Secretary of State;

RESOLUTION NO. 398

RESOLUTION OF SOUTH BAY HOSPITAL DISTRICT
BOARD OF DIRECTORS
AUTHORIZING NAME CHANGE

WHEREAS, on June 1st, 1984, the South Bay Hospital District (the "District") leased South Bay Hospital (the "Hospital") to American Medical International, Inc. ("AMI") pursuant to a long-term lease, and, as a result of such long-term lease, the District is no longer engaged in the day-to-day operation of a general acute care hospital;

WHEREAS, since the lease of the Hospital to AMI the District has expanded its activities to include the providing of grants to fund various community organizations and has assumed other activities which benefit the South Bay community;

WHEREAS, the word "Hospital" in the District's name inhibits the District from developing within the District's boundaries an identity independent of the Hospital;

WHEREAS, since both the District and the Hospital partially identify themselves by the term "Hospital", there is considerable confusion among the public as to what activities are those of the Hospital and what activities are those of the District;

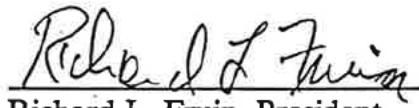
NOW, THEREFORE, IT IS RESOLVED as follows;

1. Pursuant to Health and Safety Code Section 32137, the name of the District, "South Bay Hospital District" is hereby changed to "Beach Cities Health District" and the Executive Director of the District is hereby authorized and instructed to file a verified copy of this Resolution with the California Secretary of State;

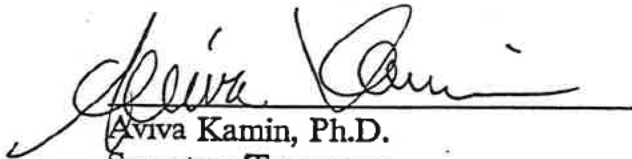
2. The Executive Director is hereby authorized and instructed to take all other actions necessary or desirable to effect the name change, including, without limitation, (a) the notification of the Local Agency Formation Commission ("LAFCO"), including compliance with any and all instructions by LAFCO with respect to the District's name change; (b) the notification of any and all governmental agencies that may be interested in or affected by the name change; (c) the giving of public notice of the District's name change by filing a notice in newspapers of general circulation within the District's boundaries; and (d) the notification of AMI, the Hospital and all District grantees.

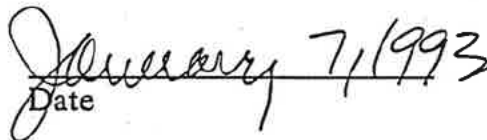
The foregoing Resolution was adopted by the Board of Directors of the South Bay Hospital District on the 7th day of January 1993.

APPROVED:


Richard L. Fruin, President
Board of Directors

ATTESTED TO:


Aviva Kamin, Ph.D.
Secretary/Treasurer
Board of Directors


Date