

**CITY OF REDONDO BEACH
CITY COUNCIL AGENDA
Tuesday, September 9, 2025**

415 DIAMOND STREET, REDONDO BEACH

CITY COUNCIL CHAMBER

THE CITY COUNCIL HAS RESUMED PUBLIC MEETINGS IN THE COUNCIL CHAMBER. MEMBERS OF THE PUBLIC MAY PARTICIPATE IN-PERSON, BY ZOOM, eCOMMENT OR EMAIL.

**4:30 P.M.- CLOSED SESSION- ADJOURNED REGULAR MEETING
6:00 P.M.- OPEN SESSION- REGULAR MEETING**

City Council meetings are broadcast live through Spectrum Cable, Channel 8, and Frontier Communications, Channel 41 and/or rebroadcast on Wednesday at 3 p.m. and Saturday at 3 p.m. following the date of the meeting. Live streams and indexed archives of meetings are available via internet. Visit the City's official website at www.Redondo.org/rbtv.

TO WATCH MEETING LIVE ON THE CITY'S WEBSITE:

<https://redondo.legistar.com/Calendar.aspx>

*Click "In Progress" hyperlink under Video section of meeting

TO WATCH MEETING LIVE ON YOUTUBE:

<https://www.youtube.com/c/CityofRedondoBeachIT>

TO JOIN THE MEETING VIA ZOOM (FOR PUBLIC INTERESTED IN SPEAKING. OTHERWISE, PLEASE SEE ABOVE TO WATCH/LISTEN TO MEETING):

Register in advance for this meeting:

https://www.zoomgov.com/webinar/register/WN_aLp1c7WzTSKOsvAQ82Ys1g

After registering, you will receive a confirmation email containing information about joining the meeting.

If you are participating by phone, be sure to provide your phone # when registering. You will be provided a Toll Free number and a Meeting ID to access the meeting. Note; press # to bypass Participant ID. Attendees will be muted until the public participation period is opened. When you are called on to speak, press *6 to unmute your line. Note, comments from the public are limited to 3 minutes per speaker.

eCOMMENT: COMMENTS MAY BE ENTERED DIRECTLY ON THE WEBSITE AGENDA PAGE:

<https://redondo.granicusideas.com/meetings>

- 1) Public comments can be entered before and during the meeting.
- 2) Select a SPECIFIC AGENDA ITEM to enter your comment;
- 3) Public will be prompted to Sign-Up to create a free personal account (one-time) and then comments may be added to each Agenda item of interest.
- 4) Public comments entered into eComment (up to 2200 characters; equal to approximately 3 minutes of oral comments) will become part of the official meeting record.

EMAIL: TO PARTICIPATE BY WRITTEN COMMUNICATION, EMAILS MUST BE RECEIVED BEFORE 3:00 P.M. THE DAY OF THE MEETING (EMAILS WILL NOT BE READ OUT LOUD): Written materials pertaining to matters listed on the posted agenda received after the agenda has been published will be added as supplemental materials under the relevant agenda item. Public comments may be submitted by email to cityclerk@redondo.org. Emails must be received before 3:00 p.m. on the date of the meeting to ensure Council and staff have the ability to review materials prior to the meeting.

4:30 P.M. - CLOSED SESSION - ADJOURNED REGULAR MEETING

A. CALL MEETING TO ORDER

B. ROLL CALL

C. SALUTE TO FLAG AND INVOCATION

D. BLUE FOLDER ITEMS - ADDITIONAL BACK UP MATERIALS

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.

E. PUBLIC COMMUNICATIONS ON CLOSED SESSION ITEMS AND NON-AGENDA ITEMS

This section is intended to provide members of the public with the opportunity to comment on Closed Session Items or any subject that does not appear on this agenda for action. This section is limited to 30 minutes. Each speaker will be afforded three minutes to address the Mayor and Council. Each speaker will be permitted to speak only once. Written requests, if any, will be considered first under this section.

F. RECESS TO CLOSED SESSION

F.1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

Kenneth Alexander v. City of Redondo Beach, Slater Waterproofing, Inc., County of Los Angeles, Sika Corporation, et al.

Case Number: 22STCV32700

F.2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case: AES Southland Development, LLC and AES Redondo Beach, LLC v. California Coastal Commission

Case Number: BS157789

F.3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case: New Commune DTLA, LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development, et al.

Case Number: 23STCP00426

- F.4.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case: New Commune DTLA, LLC and Leonid Pustilnikov v. City of Redondo Beach and City Council of the City of Redondo Beach

Case Number: 22TRCP00203

- F.5.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

New Commune DTLA LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; and DOES 1 through 100, inclusive

Case Number: 23STCV10146

- F.6.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

Yes in My Back Yard, a California nonprofit corporation; SONJA TRAUSS, an individual v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development, and DOES 1 through 25 inclusive

Case Number: 23TRCP00325

- F.7.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

In re 9300 Wilshire, LLC (9300 Wilshire, LLC et al. v. AES-Redondo Beach, LLC)

Bankruptcy C.D. Cal. Case Number: 2:23-ap-01163-ER

- F.8.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

9300 Wilshire, LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development; and DOES 1 through 100, inclusive

Case Number: 23STCP02189

- F.9.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

In re 9300 Wilshire LLC

- F.10.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

City of Redondo Beach, et al. v. California State Water Resources Control Board

Case Number: 20STCP03193

- F.11.** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - The Closed Session is authorized by the Government Code Sec. 54956.8.

AGENCY NEGOTIATORS:

Mike Witzansky, City Manager

Luke Smude, Assistant to the City Manager

PROPERTY:

3007 Vail Ave., Redondo Beach, CA 90278

(a portion of APN: 415-001-7931)

Parking Lot at the Corner of Felton Ln. and 182nd St., Redondo Beach, CA 90278

(APN: 415-803-3900)

715 Julia Ave, Redondo Beach, CA 90277

(portion of parcels APN: 750-702-0900 and APN: 750-702-1900)

1935 Manhattan Beach Blvd., Redondo Beach, CA 90278

(APN: 404-900-8903)

807 Inglewood Ave., Redondo Beach, CA 90278

(a Portion of APN: 408-302-4900)

200 N. Pacific Coast Highway, Redondo Beach, CA 90277

(a portion of APN: 750-500-9902)

NEGOTIATING PARTIES:

Dr. Nicole Wesley, Superintendent

Redondo Beach Unified School District

UNDER NEGOTIATION:

Both Price and Terms

- G. RECONVENE TO OPEN SESSION**
- H. ROLL CALL**
- I. ANNOUNCEMENT OF CLOSED SESSION ACTIONS**
- J. ADJOURN TO REGULAR MEETING**

6:00 PM - OPEN SESSION - REGULAR MEETING

- A. CALL TO ORDER**
- B. ROLL CALL**

- C. SALUTE TO THE FLAG AND INVOCATION**
- D. PRESENTATIONS/PROCLAMATIONS/ANNOUNCEMENTS/
AB 1234 TRAVEL EXPENSE REPORTS**
- E. APPROVE ORDER OF AGENDA**
- F. AGENCY RECESS**
- G. BLUE FOLDER ITEMS - ADDITIONAL BACK UP MATERIALS**

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.

- G.1. [For Blue Folder Documents Approved at the City Council Meeting](#)**

H. CONSENT CALENDAR

Business items, except those formally noticed for public hearing, or those pulled for discussion are assigned to the Consent Calendar. The Mayor or any City Council Member may request that any Consent Calendar item(s) be removed, discussed, and acted upon separately. Items removed from the Consent Calendar will be taken up under the "Excluded Consent Calendar" section below. Those items remaining on the Consent Calendar will be approved in one motion. The Mayor will call on anyone wishing to address the City Council on any Consent Calendar item on the agenda, which has not been pulled by Council for discussion. Each speaker will be permitted to speak only once and comments will be limited to a total of three minutes.

- H.1. [APPROVE AFFIDAVIT OF POSTING FOR THE CITY COUNCIL ADJOURNED AND REGULAR MEETING OF SEPTEMBER 9, 2025](#)**

CONTACT: ELEANOR MANZANO, CITY CLERK

- H.2. [APPROVE MOTION TO READ BY TITLE ONLY AND WAIVE FURTHER READING OF ALL ORDINANCES AND RESOLUTIONS LISTED ON THE AGENDA](#)**

CONTACT: ELEANOR MANZANO, CITY CLERK

- H.3. [APPROVE THE FOLLOWING CITY COUNCIL MINUTES:
A. AUGUST 19, 2025 ADJOURNED AND REGULAR MEETING](#)**

CONTACT: ELEANOR MANZANO, CITY CLERK

- H.4. [APPROVE CONTRACTS UNDER \\$35,000:](#)**

[1. APPROVE AN AGREEMENT WITH VERONICA TAM & ASSOCIATES, INC. FOR HOUSING AND PLANNING-RELATED CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED \\$30,000 FOR THE TERM SEPTEMBER 9, 2025 TO SEPTEMBER 8, 2026](#)

[CONTACT: MARC WIENER, COMMUNITY DEVELOPMENT DIRECTOR](#)

- H.5. [APPROVE THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND CLEAR RECOVERY CENTER FOR AN ALTERNATIVE CRISIS RESPONSE TEAM FROM SEPTEMBER 10, 2025 TO SEPTEMBER 9, 2026 FOR AN AMOUNT NOT TO EXCEED \\$379,000](#)**

AUTHORIZE THE CITY ATTORNEY TO EXECUTE A SUBSEQUENT “ADDITIONAL DUTIES ADDENDUM” WITH CLEAR, LIMITED TO ADMINISTRATIVE AND OPERATIONAL OBLIGATIONS OF ONE OR BOTH PARTIES WHERE SUCH DUTIES SHALL NOT OBLIGATE THE CITY TO EXPEND ADDITIONAL FUNDS, ASSUME NEW INDEMNITY OR INSURANCE OBLIGATIONS, OR OTHERWISE SHIFT RISK TO THE CITY BEYOND THE ADMINISTRATIVE AND OPERATIONAL OBLIGATIONS CONTEMPLATED BY THE MEMORANDUM OF UNDERSTANDING, AND SHALL NOT REQUIRE FURTHER CITY COUNCIL APPROVAL

CONTACT: JOY A. FORD, CITY ATTORNEY

I. EXCLUDED CONSENT CALENDAR ITEMS

J. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

This section is intended to provide members of the public with the opportunity to comment on any subject that does not appear on this agenda for action. This section is limited to 30 minutes. Each speaker will be afforded three minutes to address the Mayor and Council. Each speaker will be permitted to speak only once. Written requests, if any, will be considered first under this section.

J.1. For eComments and Emails Received from the Public

K. EX PARTE COMMUNICATIONS

This section is intended to allow all elected officials the opportunity to reveal any disclosure or ex parte communication about the following public hearings

L. PUBLIC HEARINGS

M. ITEMS CONTINUED FROM PREVIOUS AGENDAS

N. ITEMS FOR DISCUSSION PRIOR TO ACTION

N.1. DISCUSSION AND POSSIBLE ACTION REGARDING CHANGES TO PARKING REGULATIONS FOR COMMERCIAL PROPERTIES ALONG ARTESIA AND AVIATION BOULEVARDS

REVIEW AND PROVIDE DIRECTION ON A DRAFT ZONING ORDINANCE THAT WOULD ELIMINATE PARKING REQUIREMENTS FOR NON-RESIDENTIAL USES ALONG ARTESIA AND AVIATION BOULEVARDS

CONTACT: MARC WIENER, COMMUNITY DEVELOPMENT DIRECTOR

O. CITY MANAGER ITEMS

P. MAYOR AND COUNCIL ITEMS

P.1. DISCUSSION AND POSSIBLE ACTION REGARDING CHANGES TO THE RULES OF CONDUCT AND DECORUM FOR CITY COUNCIL AND COMMISSION MEETINGS AND VARIOUS REDONDO BEACH MUNICIPAL CODE SECTIONS PERTAINING TO CITY BOARDS AND COMMISSIONS

REVIEW AND PROVIDE DIRECTION ON THE DRAFT RULES OF CONDUCT AND DECORUM FOR CITY COUNCIL AND COMMISSION MEETINGS, INCLUDING UPDATES TO MEETING AGENDAS AND SCRIPTS FOR MEETING CHAIRS TO ADDRESS DISRUPTIONS TO PUBLIC MEETINGS

REVIEW AND PROVIDE DIRECTION ON DRAFT ORDINANCES TO UPDATE THE REDONDO BEACH MUNICIPAL CODE PERTAINING TO THE UNIFORM REGULATIONS OF COMMISSIONS, PUBLIC WORKS AND SUSTAINABILITY COMMISSION, HARBOR COMMISSION, PLANNING COMMISSION, BUDGET AND FINANCE COMMISSION, CULTURAL ARTS COMMISSION, PUBLIC AMENITIES COMMISSION, AND HISTORIC RESOURCES PRESERVATION

Q. MAYOR AND COUNCIL REFERRALS TO STAFF

R. RECESS TO CLOSED SESSION

- R.1.** CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

Kenneth Alexander v. City of Redondo Beach, Slater Waterproofing, Inc., County of Los Angeles, Sika Corporation, et al.

Case Number: 22STCV32700

- R.2.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case: AES Southland Development, LLC and AES Redondo Beach, LLC v. California Coastal Commission

Case Number: BS157789

- R.3.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case: New Commune DTLA, LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development, et al.

Case Number: 23STCP00426

- R.4.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case: New Commune DTLA, LLC and Leonid Pustilnikov v. City of Redondo Beach and City Council of the City of Redondo Beach

Case Number: 22TRCP00203

- R.5.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

New Commune DTLA LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; and DOES 1 through 100, inclusive

Case Number: 23STCV10146

- R.6.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

In re 9300 Wilshire, LLC (9300 Wilshire, LLC et al. v. AES-Redondo Beach, LLC)

Bankruptcy C.D. Cal. Case Number: 2:23-ap-01163-ER

- R.7.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

Yes in My Back Yard, a California nonprofit corporation; SONJA TRAUSS, an individual v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development, and DOES 1 through 25 inclusive

Case Number: 23TRCP00325

- R.8.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

9300 Wilshire, LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development; and DOES 1 through 100, inclusive

Case Number: 23STCP02189

- R.9.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

In re 9300 Wilshire LLC

Bankruptcy C.D. Cal. Case Number: 2:23-bk-10918-ER

- R.10.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

City of Redondo Beach, et al. v. California State Water Resources Control Board

Case Number: 20STCP03193

- R.11.** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - The Closed Session is authorized by the Government Code Sec. 54956.8.

AGENCY NEGOTIATORS:

Mike Witzansky, City Manager

Luke Smude, Assistant to the City Manager

PROPERTY:

3007 Vail Ave., Redondo Beach, CA 90278

(a portion of APN: 415-001-7931)

Parking Lot at the Corner of Felton Ln. and 182nd St., Redondo Beach, CA 90278

(APN: 415-803-3900)

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(APN: 404-900-8903)

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(a Portion of APN: 408-302-4900)

200 N. Pacific Coast Highway, Redondo Beach, CA 90277

(a portion of APN: 750-500-9902)

NEGOTIATING PARTIES:

Dr. Nicole Wesley, Superintendent

Redondo Beach Unified School District

UNDER NEGOTIATION:

Both Price and Terms

S. RECONVENE TO OPEN SESSION

T. ADJOURNMENT

The next meeting of the City Council of the City of Redondo Beach will be an Adjourned Regular meeting to be held at 4:30 p.m. (Closed Session) and a Regular meeting to be held at 6:00 p.m. (Open Session) on Tuesday, September 16, 2025, in the Redondo Beach City Hall Council Chamber, 415 Diamond Street, Redondo Beach, California.



Administrative Report

F.1., File # 25-1239

Meeting Date: 9/9/2025

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

Kenneth Alexander v. City of Redondo Beach, Slater Waterproofing, Inc., County of Los Angeles, Sika Corporation, et al.

Case Number: 22STCV32700



Administrative Report

F.2., File # 25-1268

Meeting Date: 9/9/2025

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case: AES Southland Development, LLC and AES Redondo Beach, LLC v. California Coastal Commission
Case Number: BS157789



Administrative Report

R.3., File # 25-1267

Meeting Date: 9/9/2025

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case: New Commune DTLA, LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development, et al.

Case Number: 23STCP00426



Administrative Report

R.4., File # 25-1266

Meeting Date: 9/9/2025

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case: New Commune DTLA, LLC and Leonid Pustilnikov v. City of Redondo Beach and City Council of the City of Redondo Beach
Case Number: 22TRCP00203



Administrative Report

F.5., File # 25-1265

Meeting Date: 9/9/2025

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

New Commune DTLA LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; and
DOES 1 through 100, inclusive

Case Number: 23STCV10146



Administrative Report

F.6., File # 25-1264

Meeting Date: 9/9/2025

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

Yes in My Back Yard, a California nonprofit corporation; SONJA TRAUSS, an individual v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development, and DOES 1 through 25 inclusive

Case Number: 23TRCP00325



Administrative Report

F.7., File # 25-1263

Meeting Date: 9/9/2025

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

In re 9300 Wilshire, LLC (9300 Wilshire, LLC et al. v. AES-Redondo Beach, LLC)
Bankruptcy C.D. Cal. Case Number: 2:23-ap-01163-ER



Administrative Report

F.8., File # 25-1262

Meeting Date: 9/9/2025

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

9300 Wilshire, LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development; and DOES 1 through 100, inclusive

Case Number: 23STCP02189



Administrative Report

F.9., File # 25-1261

Meeting Date: 9/9/2025

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

In re 9300 Wilshire LLC

Bankruptcy C.D. Cal. Case Number: 2:23-bk-10918-ER



Administrative Report

F.10., File # 25-1260

Meeting Date: 9/9/2025

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

City of Redondo Beach, et al. v. California State Water Resources Control Board

Case Number: 20STCP03193



Administrative Report

F.11., File # 25-1245

Meeting Date: 9/9/2025

TITLE

CONFERENCE WITH REAL PROPERTY NEGOTIATOR - The Closed Session is authorized by the Government Code Sec. 54956.8.

AGENCY NEGOTIATORS:

Mike Witzansky, City Manager

Luke Smude, Assistant to the City Manager

PROPERTY:

3007 Vail Ave., Redondo Beach, CA 90278

(a portion of APN: 415-001-7931)

Parking Lot at the Corner of Felton Ln. and 182nd St., Redondo Beach, CA 90278

(APN: 415-803-3900)

715 Julia Ave, Redondo Beach, CA 90277

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1935 Manhattan Beach Blvd., Redondo Beach, CA 90278

(APN: 404-900-8903)

807 Inglewood Ave., Redondo Beach, CA 90278

(a Portion of APN: 408-302-4900)

200 N. Pacific Coast Highway, Redondo Beach, CA 90277

(a portion of APN: 750-500-9902)

NEGOTIATING PARTIES:

Dr. Nicole Wesley, Superintendent

Redondo Beach Unified School District

UNDER NEGOTIATION:

Both Price and Terms



Administrative Report

G.1., File # 25-1234

Meeting Date: 9/9/2025

TITLE

For Blue Folder Documents Approved at the City Council Meeting



Administrative Report

H.1., File # 25-1235

Meeting Date: 9/9/2025

To: MAYOR AND CITY COUNCIL
From: ELEANOR MANZANO, CITY CLERK

TITLE

APPROVE AFFIDAVIT OF POSTING FOR THE CITY COUNCIL ADJOURNED AND REGULAR MEETING OF SEPTEMBER 9, 2025

EXECUTIVE SUMMARY

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF REDONDO BEACH)

AFFIDAVIT OF POSTING

In compliance with the Brown Act, the following materials have been posted at the locations indicated below.

Legislative Body	City Council
Posting Type	Adjourned & Regular Agenda
Posting Locations	415 Diamond Street, Redondo Beach, CA 90277 <ul style="list-style-type: none">• Adjacent to Council Chambers
Meeting Date & Time	September 2, 2025 4:30 Closed Session 6:00 p.m. Open Session

As City Clerk of the City of Redondo Beach, I declare, under penalty of perjury, the document noted above was posted at the date displayed below.

Eleanor Manzano, City Clerk

Date: September 4, 2025



Administrative Report

H.2., File # 25-1236

Meeting Date: 9/9/2025

TITLE

APPROVE MOTION TO READ BY TITLE ONLY AND WAIVE FURTHER READING OF ALL ORDINANCES AND RESOLUTIONS LISTED ON THE AGENDA



Administrative Report

H.3., File # 25-1237

Meeting Date: 9/9/2025

To: MAYOR AND CITY COUNCIL

From: ELEANOR MANZANO, CITY CLERK

TITLE

APPROVE THE FOLLOWING CITY COUNCIL MINUTES:

A. AUGUST 19, 2025 ADJOURNED AND REGULAR MEETING

EXECUTIVE SUMMARY

Approval of Council Minutes

APPROVED BY:

Eleanor Manzano, City Clerk



Minutes
Redondo Beach City Council
Tuesday, August 19, 2025
Closed Session – Adjourned Regular Meeting 4:30 p.m.
Open Session – Regular Meeting 6:00 p.m.

4:30 PM - CLOSED SESSION – ADJOURNED REGULAR MEETING

A. CALL MEETING TO ORDER

An Adjourned Regular Meeting of the Redondo Beach City Council was called to order at 4:30 p.m. by Mayor Light in the City Hall Council Chambers, 415 Diamond Street, Redondo Beach, California.

B. ROLL CALL

Councilmembers Present: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt, Mayor Light

Councilmembers Absent: None

Officials Present: Mike Witzansky, City Manager
Joy Ford, City Attorney
Melissa Villa, Analyst

C. SALUTE TO THE FLAG AND INVOCATION - None

D. BLUE FOLDER ITEMS – ADDITIONAL BACK UP MATERIALS - None

E. PUBLIC COMMUNICATIONS ON CLOSED SESSION ITEMS AND NON-AGENDA ITEMS

Analyst Villa reported no eComments and no one on Zoom.

F. RECESS TO CLOSED SESSION – 4:36 P.M.

F.1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

City of Redondo Beach, et al. v. California State Water Resources Control Board Case Number: 20STCP03193

F.2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The

Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

In re 9300 Wilshire LLC Bankruptcy C.D. Cal.

Case Number: 2:23-bk-10918-ER

- F.3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

**Name of case: 9300 Wilshire, LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development; and DOES 1 through 100, inclusive
Case Number: 23STCP02189**

- F.4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

In re 9300 Wilshire, LLC (9300 Wilshire, LLC et al. v. AES-Redondo Beach, LLC) Bankruptcy C.D. Cal.

Case Number: 2:23-ap-01163-ER

- F.5. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

Yes in My Back Yard, a California nonprofit corporation; SONJA TRAUSS, an individual v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development, and DOES 1 through 25 inclusive

Case Number: 23TRCP00325

- F.6. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

New Commune DTLA LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; and DOES 1 through 100, inclusive

Case Number: 23STCV10146

- F.7. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The**

Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

New Commune DTLA, LLC and Leonid Pustilnikov v. City of Redondo Beach and City Council of the City of Redondo Beach

Case Number: 22TRCP00203

- F.8. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

New Commune DTLA, LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development, et al.

Case Number: 23STCP00426

- F.9. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

AES Southland Development, LLC and AES Redondo Beach, LLC v. California Coastal Commission

Case Number: BS157789

- F.10. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege - Government Code Section 54956.9(d)(1).**

Name of case:

David Poirier v. City of Redondo Beach

WCAB No: ADJ16707384

- F.11. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege - Government Code Section 54956.9(d)(1).**

Name of case:

Chad Smith v. City of Redondo Beach

WCAB No: Unassigned

- F.12. CONFERENCE WITH REAL PROPERTY NEGOTIATOR - The Closed Session is authorized by the Government Code Sec. 54956.8.**

AGENCY NEGOTIATORS:
Mike Witzansky, City Manager
Luke Smude, Assistant to the City Manager

PROPERTY:
3007 Vail Ave., Redondo Beach, CA 90278
(a portion of APN: 415-001-7931)
Parking Lot at the Corner of Felton Ln. and 182nd St., Redondo Beach, CA 90278
(APN: 415-803-3900)
715 Julia Ave, Redondo Beach, CA 90277
(portion of parcels APN: 750-702-0900 and APN: 750-702-1900)
1935 Manhattan Beach Blvd., Redondo Beach, CA 90278
(APN: 404-900-8903)
807 Inglewood Ave., Redondo Beach, CA 90278
(a Portion of APN: 408-302-4900)
200 N. Pacific Coast Highway, Redondo Beach, CA 90277
(a portion of APN: 750-500-9902)

NEGOTIATING PARTIES:
Dr. Nicole Wesley, Superintendent
Redondo Beach Unified School District

UNDER NEGOTIATION:
Both Price and Terms

Analyst Villa read titles to items that would be covered in Closed Session.

City Manager Witzansky announced the following would be participating in Closed Session: City Manager Mike Witzansky, City Attorney Joy Ford, Assistant City Attorney Cheryl Park, Community Development Director Marc Wiener Outside Legal Counsels Janetta Giovinco and Diana Verrett, Human Resources Director Diane Strickfaden, and Outside Attorney Caroline Belizo.

Motion by Councilmember Kaluderovic, seconded by Councilmember Waller, to move to Closed Session at 4:36 p.m.

ROLL CALL VOTE:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt
NOES: None
ABSENT: None

Motion carried by roll call vote, 5-0.

G. RECONVENE TO OPEN SESSION – 6:00 P.M.

Mayor Light reconvened to Open Session at 6:00 p.m.

H. ROLL CALL

Councilmembers Present: Waller, Castle, Kaluderovic, Obagi (via Zoom),
Behrendt, Mayor Light

Councilmembers Absent: None

Officials Present: Eleanor Manzano, City Clerk
Mike Witzansky, City Manager
Joy Ford, City Attorney
Melissa Villa, Analyst

I. ANNOUNCEMENT OF CLOSED SESSION ACTIONS

City Manager Witzansky announced no reportable action for Closed Session.

J. ADJOURN TO REGULAR MEETING

Motion by Councilmember Waller, seconded by Councilmember Castle, to adjourn to the Regular Meeting at 6:00 p.m.

ROLL CALL VOTE:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt

NOES: None

ABSENT: None

Motion carried by roll call vote, 5-0.

6:00 PM – OPEN SESSION – REGULAR MEETING

A. CALL TO ORDER

A Regular Meeting of the Redondo Beach City Council was called to order at 6:01 p.m. by Mayor Light in the City Hall Council Chambers, 415 Diamond Street, Redondo Beach, California.

B. ROLL CALL

Councilmembers Present: Waller, Castle, Kaluderovic, Obagi (via Zoom),
Behrendt, Mayor Light

Councilmembers Absent: None

Officials Present: Eleanor Manzano, City Clerk
Mike Witzansky, City Manager
Joy Ford, City Attorney
Melissa Villa, Analyst

C. SALUTE TO THE FLAG AND INVOCATION

Mayor Light recognized any veterans and active-duty military for their service; invited Morgan Walther up to the podium to lead in the salute to the flag.

Morgan, 6th Grader at Adams Middle School, led in the salute to the flag.

Mayor Light asked all to remain standing for a moment of silent invocation.

D. PRESENTATIONS/PROCLAMATIONS/ANNOUNCEMENTS/AB 1234 TRAVEL EXPENSE REPORTS

D.1. MAYOR'S COMMENDATION TO THE AYSO 17 NORTH REDONDO GIRLS 12U TEAM FOR WINNING THE 2025 AYSO NATIONAL GAMES CHAMPIONSHIP

Mayor Light announced a presentation to commend the AYSO 17 North Redondo Girls 12U team for winning the 2025 AYSO National Games Championship in Irvine in July; noted that the team went undefeated for all seven matches, scoring 22 goals, and only allowed one, the championship game ended in a penalty shootout of 5-3; reported the awards given to the coaches and team members; each athlete was awarded a certificate given by the Mayor.

Head Coach Christopher Walther spoke about the team's dominating season, noted they went 23-0 and scored 122 goals and only allowed in 9 goals throughout the whole season.

Mayor Light provided a short highlight video and words from Elizabeth Eddy of Angel City FC soccer who congratulated them and gave them tickets to one of their next games.

Mayor Light announced he received a letter from LA Courts asking for any volunteers for grand jury, which is a year-long commitment; reported that himself and Councilmembers Waller and Kaluderovic attended the Back-to-School Rally at Redondo Union; spoke about a meeting he attended earlier that day with several mayors with the Consul General of Mexico regarding helping any Mexican nationals that are concerned about ICE and border patrol; announced the City Manager and himself will be talking with the Southern California Association of Governments on Thursday about the RHNA process; reported the ground-breaking for Wilderness Park's restoration of the old lower pond.

Councilmember Waller spoke about attending Dine-Around-Artesia and announced the

next one is on September 10th, 5:00 to 8:30 p.m.; attended the Back-to-School Rally at RUHS; announced the Riviera Sidewalk Sale starts August 23rd and August 24th; and his next in-person Community Meeting is Wednesday, August 27th from 4:00 to 5:30 p.m. at the Veteran's Park Senior Center.

Councilmember Castle reported that it would be the 100th year celebration for Beryl Heights Elementary School in District 2; mentioned the Wilderness Park groundbreaking ceremony would be held on Monday at 1:30 p.m.; reported the Mayor and himself met with the Lanakila Outrigger Canoe Club and the King Harbor Association to talk about activating the Waterfront and expanding the events held there; announced the first open-water water polo starting on September 20th in the Harbor (thanks to Councilmember Kaluderovic's husband).

Councilmember Kaluderovic stated her next District 3 Community Meeting would be announced in her newsletter.

Councilmember Obagi thanked the RBPd for their quick response and arrests to the robbery on Matthews and for being present at the Dine-Around-Artesia; gave a shout out to Providence Little Company of Mary Medical's Labor and Delivery ward and announced a new addition to the Obagi family.

Mayor Light congratulated Councilmember Obagi.

E. APPROVE ORDER OF AGENDA

City Manager Witzansky asked to push Item H.15 on the agenda to the September 2nd meeting and remove it from the Consent Calendar.

Motion by Councilmember Waller, seconded by Councilmember Castle, to approve the order of the agenda as modified.

ROLL CALL VOTE:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt
NOES: None
ABSENT: None

Motion carried by roll call vote, 5-0.

F. AGENCY RECESS – 6:21 P.M.

Motion by Councilmember Kaluderovic, seconded by Councilmember Castle, to recess to the Redondo Beach Housing Authority.

ROLL CALL:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt
NOES: None
ABSENT: None

Motion carried by roll call vote, 5-0.

F.1. SPECIAL MEETING OF THE REDONDO BEACH HOUSING AUTHORITY

CONTACT: ELIZABETH HAUSE, COMMUNITY SERVICES DIRECTOR

RECONVENE TO REGULAR MEETING FROM AGENCY MEETING – 6:24 p.m.

ROLL CALL

Councilmembers Present: Waller, Castle, Kaluderovic, Obagi (via Zoom),
Behrendt, Mayor Light

Councilmembers Absent: None

Officials Present: Eleanor Manzano, City Clerk
Mike Witzansky, City Manager
Joy Ford, City Attorney
Melissa Villa, Analyst/Liaison

G. BLUE FOLDER ITEMS - ADDITIONAL BACK UP MATERIALS

G.1. For Blue Folder Documents Approved at the City Council Meeting

City Clerk Manzano reported four Blue Folder items: H.20, J.1, N.1, and N.2

Motion by Councilmember Waller, seconded by Councilmember Kaluderovic, to receive and file the Blue Folder items.

Roll Call:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt
NOES: None
ABSENT: None

Motion carried by roll call vote, 5-0.

H. CONSENT CALENDAR

H.1. APPROVE AFFIDAVIT OF POSTING FOR THE CITY COUNCIL ADJOURNED AND REGULAR MEETING OF AUGUST 19, 2025

CONTACT: ELEANOR MANZANO, CITY CLERK

- H.2. APPROVE MOTION TO READ BY TITLE ONLY AND WAIVE FURTHER READING CONTACT: OF ALL ORDINANCES AND RESOLUTIONS LISTED ON THE AGENDA**

CONTACT: ELEANOR MANZANO, CITY CLERK

- H.3. APPROVE THE FOLLOWING CITY COUNCIL MINUTES: NONE**

CONTACT: ELEANOR MANZANO, CITY CLERK

- H.4. PAYROLL DEMANDS**

**CHECKS 30336-30356 IN THE AMOUNT OF \$24,232.99, PD. 8/1/25
DIRECT DEPOSIT 298509-299144 IN THE AMOUNT OF \$2,376,926.79, PD. 8/1/25
CHECKS 30357-30371 IN THE AMOUNT OF \$15,212.44, PD. 8/15/25
DIRECT DEPOSIT 299145-299793 IN THE AMOUNT OF \$2,471,145.17, PD. 8/15/25**

ACCOUNTS PAYABLE DEMANDS

CHECKS 120871-121177 IN THE AMOUNT OF \$2,557,278.79

REPLACEMENT DEMANDS 120868-120870

CONTACT: STEPHANIE MEYER, FINANCE DIRECTOR

- H.5. APPROVE PLANS AND SPECIFICATIONS FOR THE PALLET SHELTER EXPANSION 2025 PROJECT, JOB NO. 2200/2201, AND AUTHORIZE THE CITY CLERK TO ADVERTISE THE PROJECT FOR COMPETITIVE BIDS**

CONTACT: ANDREW WINJE, PUBLIC WORKS DIRECTOR

- H.6. ADOPT BY 4/5 VOTE AND TITLE ONLY RESOLUTION NO. CC-2508-061, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, AUTHORIZING A 2024-2025 FISCAL YEAR BUDGET MODIFICATION TO TRANSFER \$1,100,000 OF PROPOSITION C FUNDS FROM THE AVIATION BOULEVARD RESURFACING PROJECT, JOB NO. 41440 TO THE MANHATTAN BEACH BOULEVARD RESURFACING - AVIATION BOULEVARD TO INGLEWOOD AVENUE PROJECT, JOB NO. 41160 IN EXCHANGE FOR \$1,747,973 OF STPL FUNDS ALLOCATED TO THE MANHATTAN BEACH BOULEVARD RESURFACING PROJECT**

ACCEPT AS COMPLETE THE MANHATTAN BEACH BOULEVARD RESURFACING - AVIATION BOULEVARD TO INGLEWOOD AVENUE PROJECT, JOB NO. 41160, AND AUTHORIZE THE CITY ENGINEER TO FILE A NOTICE OF COMPLETION FOR THE PROJECT WITH THE LOS ANGELES

**COUNTY REGISTRAR-RECORDER AND RELEASE THE RETENTION PAYMENT UPON EXPIRATION OF THE 35-DAY LIEN PERIOD AFTER SAID RECORDATION AND NO CLAIMS BEING FILED UPON THE PROJECT
CONTACT: ANDREW WINJE, PUBLIC WORKS DIRECTOR**

- H.7. ACCEPT AS COMPLETE THE INGLEWOOD AVENUE AT MANHATTAN BEACH BOULEVARD INTERSECTION IMPROVEMENTS (SOUTHBOUND RIGHT TURN LANE) PROJECT, JOB NO. 40960, AND AUTHORIZE THE CITY ENGINEER TO FILE A NOTICE OF COMPLETION FOR THE PROJECT WITH THE LOS ANGELES COUNTY RECORDER AND AUTHORIZE RELEASE OF THE RETENTION PAYMENT UPON EXPIRATION OF THE 35-DAY LIEN PERIOD AFTER SAID RECORDATION AND NO CLAIMS BEING FILED UPON THE PROJECT**

CONTACT: ANDREW WINJE, PUBLIC WORKS DIRECTOR

- H.8. ADOPT BY TITLE ONLY ORDINANCE NO. 3296-25 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, AMENDING TITLE 3, CHAPTER 6, SECTION 3-6.03 OF THE REDONDO BEACH MUNICIPAL CODE PERTAINING TO PARKING METER LOCATIONS AND HOURLY RATES FOR THE INSTALLATION OF NEW PARKING METERS ON HERONDO STREET BETWEEN NORTH PACIFIC COAST HIGHWAY AND NORTH FRANCISCA AVENUE, FOR SECOND READING AND ADOPTION**

CONTACT: JOE HOFFMAN, CHIEF OF POLICE

- H.9. APPROVE AN AGREEMENT WITH PHOENIX GROUP INFORMATION SYSTEMS FOR FALSE ALARM PERMIT MANAGEMENT AND FEE COLLECTION SERVICES FOR AN AMOUNT NOT TO EXCEED 16% OF THE FEES COLLECTED FOR THE TERM AUGUST 19, 2025 TO AUGUST 19, 2027**

CONTACT: JOE HOFFMAN, CHIEF OF POLICE

- H.10. Pulled by Councilmember Kaluderovic**

- H.11. APPROVE THE THIRD AMENDMENT TO AN AGREEMENT WITH FLOCK GROUP, INC. DBA FLOCK SAFETY TO IMPLEMENT TWO ADDITIONAL AUTOMATIC LICENSE PLATE READER CAMERAS IN THE HARBOR/PIER AREA FOR AN INITIAL AMOUNT OF \$5,720 FOR THE TERM AUGUST 19, 2025 THROUGH JANUARY 18, 2026 AND \$4,820 PER YEAR THEREAFTER FOR UP TO TWO YEARS, INCREASING THE TOTAL ANNUAL NOT TO EXCEED AMOUNT OF THE AGREEMENT, INCLUSIVE OF ALL AMENDMENTS, TO \$29,820**

CONTACT: JOE HOFFMAN, CHIEF OF POLICE

- H.12. APPROVE THE PURCHASE OF 114 BODY-WORN CAMERAS, LICENSES, ACCESSORIES, AND EXTENDED WARRANTIES FROM AXON ENTERPRISE, INC. UTILIZING A COOPERATIVE PURCHASE AGREEMENT WITH SOURCEWELL, FOR A FIVE-YEAR TERM BEGINNING OCTOBER 15, 2025 THROUGH OCTOBER 15, 2030, IN AN AMOUNT NOT TO EXCEED \$789,722**

CONTACT: JOE HOFFMAN, CHIEF OF POLICE

- H.13. APPROVE AN AMENDMENT TO THE AGREEMENT WITH SHARP PERFORMANCE INC. FOR THE CONTINUED PROVISION OF PROFESSIONAL SERVICES FOR PUBLIC SAFETY EMPLOYEES FOR A NEW NOT TO EXCEED TOTAL OF \$151,200 AND AN EXTENDED TERM THROUGH NOVEMBER 30, 2026**

CONTACT: JOE HOFFMAN, CHIEF OF POLICE

- H.14. APPROVE A TRANSIT SERVICE OPERATION AGREEMENT WITH THE CITY OF MANHATTAN BEACH TO PROVIDE OPERATION OF BEACH CITIES TRANSIT LINE 109 FOR A ONE-YEAR PERIOD, FROM JULY 1, 2025 THROUGH JUNE 30, 2026, FOR A FEE OF \$25,326 APPROVE A TRANSIT SERVICE OPERATION AGREEMENT WITH THE CITY OF EL SEGUNDO TO PROVIDE OPERATION OF BEACH CITIES TRANSIT LINE 109 FOR A ONE-YEAR PERIOD, FROM JULY 1, 2025 THROUGH JUNE 30, 2026, FOR A FEE OF \$60,132 ADOPT BY TITLE ONLY RESOLUTION NO. CC-2508-063, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, AUTHORIZING A FISCAL YEAR 2025-26 BUDGET MODIFICATION TO ALLOCATE \$25,326 FROM THE CITY OF MANHATTAN BEACH FOR BEACH CITIES TRANSIT LINE 109 COST SHARING TO TRANSIT FUNDS ADOPT BY TITLE ONLY RESOLUTION NO. CC-2508-062, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, AUTHORIZING A FISCAL YEAR 2025-26 BUDGET MODIFICATION TO ALLOCATE \$60,132 FROM THE CITY OF EL SEGUNDO FOR BEACH CITIES TRANSIT LINE 109 COST SHARING TO TRANSIT FUNDS**

CONTACT: ELIZABETH HAUSE, COMMUNITY SERVICES DIRECTOR

- H.15. Pulled by City Manager Witzansky to be brought back on September 2, 2025.**

- H.16. ADOPT BY TITLE ONLY RESOLUTION NO. CC-2508-064, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, LEASING CERTAIN PROPERTY TO ZOILA NORWOOD, AN INDIVIDUAL APPROVE A LEASE WITH ZOILA NORWOOD FOR ADMINISTRATIVE OFFICE SPACE AT 111 W. TORRANCE BLVD., SUITE 100, FOR THE TERM AUGUST 19, 2025 TO AUGUST 18, 2030**

CONTACT: GREG KAPOVICH, WATERFRONT AND ECONOMIC

DEVELOPMENT DIRECTOR

H.17. Pulled by Councilmember Kaluderovic

H.18. RECEIVE AND FILE THE CITY TREASURER'S FOURTH QUARTER, FISCAL YEAR 2024-25 REPORT CONTACT: EUGENE SOLOMON, CITY TREASURER
H.19. APPROVE THE CITY'S STATEMENT OF INVESTMENT POLICY 2025, AS AMENDED

CONTACT: EUGENE SOLOMON, CITY TREASURER

H.20. APPROVE THIRD AMENDMENT TO CLEAR MEMORANDUM OF UNDERSTANDING FOR SERVICES RENDERED FROM JULY 1, 2024 to JUNE 30, 2025 AND TO EXTEND THE TERM TO JUNE 30, 2026 AT A RATE OF \$110,000 ANNUALLY, NOT TO EXCEED \$220,000

CONTACT: JOY A. FORD, CITY ATTORNEY

H.21. RECEIVE AND FILE THE MONTHLY UPDATE TO THE STRATEGIC PLAN OBJECTIVES ADOPTED BY THE CITY COUNCIL ON JUNE 10, 2025

CONTACT: LUKE SMUDE, ASSISTANT TO THE CITY MANAGER

H.22. AUTHORIZE THE MAYOR TO SIGN A LETTER OF SUPPORT FOR SENATE BILL 812, WHICH, IF APPROVED BY THE STATE, WOULD EXPAND COVERAGE FOR MENTAL HEALTH AND SUBSTANCE USE SERVICES OFFERED AT QUALIFIED YOUTH DROP-IN CENTERS

CONTACT: JANE CHUNG, ASSISTANT TO THE CITY MANAGER

Mayor Light noted that H.15 has already been pulled from the Consent Calendar to be brought back on September 2nd.

Councilmember Kaluderovic pulled items H.10 and H.17.

Motion by Councilmember Castle, seconded by Councilmember Waller, to approve the Consent Calendar with the exception of H.15, H.10 and H.17.

City Clerk Manzano reported two eComments in support of H.14, four eComments opposed to H.16, and two eComments in support of H.21 and no other public comment.

ROLL CALL:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt
NOES: None
ABSENT: None

Motion carried by roll call vote, 5-0.

Analyst Villa read item H.6 adopt by 4/5 vote and by title only Resolution No. CC-2508-061, item h.8 adopt by title only Ordinance No. 3296-25, item H.14 adopt by title only Resolution No. CC-2508-063 and adopt by title only Resolution No. CC-2508-062, and item H.16 adopt by title only Resolution No. CC-2508-064.

I. EXCLUDED CONSENT CALENDAR ITEMS

H.10 APPROVE THE RETIREMENT OF POLICE CANINES “ACE” AND “BALTON” AND THE ASSOCIATED CANINE TRANSFER AGREEMENTS AUTHORIZING THE HANDLERS, OFFICER DANIEL HALEY AND SERGEANT DAVID ARNOLD, TO PURCHASE THE CANINES FROM THE CITY FOR ONE DOLLAR EACH

CONTACT: JOE HOFFMAN, CHIEF OF POLICE

Councilmember Kaluderovic pulled this item to recognize the canines for their service, pet them, and hear from their handlers and families.

Captain Michael Martinez, RBPd, introduced the handlers and the canines; explained the K9 partners bring a valuable service to the community; spoke about the special bonds between the handlers and the dogs; told some great “dad jokes” related to the dogs; gave some background about K9 Balton including being 10 years old, serving for 9 years on the force, specializes in detecting explosives, and has done so at many events; mentioned that Balton gets to spend retirement with Sergeant David Arnold; gave some background on Ace including he is 7 years old, served for 5 years, assisted in finding criminal suspects, explosives, and contraband, and will retire and live with Officer Daniel Haley; congratulated both canines and pictures were taken.

Captain Martinez announced they have the ceremonial dollar coin for the purchase of the dogs; Councilmember Kaluderovic accepted the payments from the handlers.

City Clerk Manzano reported no eComments and no one online.

Motion by Councilmember Kaluderovic, seconded by Councilmember Waller, to approve the retirement of police canines “Ace” and “Balton” and the associated canine transfer agreements authorizing the handlers to purchase the canines from the City for one dollar each.

ROLL CALL:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt
NOES: None
ABSENT: None

Motion carried by roll call vote, 5-0.

H.17. ADOPT BY 4/5 VOTE AND BY TITLE ONLY RESOLUTION NO. CC-2508-065, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, APPROPRIATING \$34,750 FROM THE UNALLOCATED GENERAL FUND BALANCE TO THE CITY MANAGER'S OFFICE CONTRACTUAL AND PROFESSIONAL SERVICES ACCOUNT APPROVE AN AGREEMENT WITH FAIRBANK, MASLIN, MAULLIN, METZ & ASSOCIATES, INC. TO CONDUCT PUBLIC OPINION SURVEY RESEARCH ASSOCIATED WITH THE CITY'S COMMERCIAL RETAIL CANNABIS REGULATORY PROGRAM IN AN AMOUNT NOT TO EXCEED \$34,750 FOR THE TERM AUGUST 19, 2025 TO AUGUST 18, 2026

CONTACT: JANE CHUNG, ASSISTANT TO THE CITY MANAGER

Councilmember Kaluderovic pulled the item just so the Council could vote separately on it.

Jim Mueller stated the contract has so many red-flags that he wondered how its gotten this far; it's an exception to the City's procurement standards, its sole sourced (no competition was invited), no justification for going sole sourced, and they are not unique professional services; spoke of the cost being higher than other companies, that they are heavily biased towards cannabis, FM3 has a reputation for helping cities convince residents to accept cannabis retail; referenced last week's discussion with FM3 and gave details about the meeting; questioned whether the polled 500 survey will actually reflect the will of the 60,000 residents with no bias; felt this item, which was once about a source of revenue for the City, has become an obsession and a distraction to the City; urged Council to reject the contract.

Jonatan Cvetko felt deciding on this item is premature and urged Council to wait for new information coming out of Sacramento which will affect the tax issues and hemp bills that will change the scope with regards to selling the products; urged Council to hold off.

Robin Eisenberg spoke about contamination and provided numerous suggestions to battle contamination within the shops, such as: the ability to have a company with vendor compliance screening that only partners with brands and manufacturers that have a clean compliance history, or a company that also does voluntary batch retesting, sends random samples for independent third party batch testing, or have a company that offers a shorter shelf life, or a company that also implements internal expiration policies that exceed the state timelines to avoid carrying aged products, or have in-house quality control programs, internal quality assurance team and compliance that review, or have transparent brands that curate shelves with brands that publicly share full data, and provided more options to ensure product safety; felt the Council is being pressured by certain people.

Joan Irvine stated she reviewed the contract and wanted to make sure there was a start date and a completed date; did not want this to be “kicked down the road” any longer; reported the length of time everyone has already spent on it and asked the contract to be more specific.

Mayor Light asked the City Manager if the intent is to do this quickly; City Manager Witzansky stated that is what they are hoping for, they will work with the vendor to prepare the questionnaire, have public discussion, and initial the survey by Fall; spoke highly of FM3.

Melissa DeChandt (via Zoom) stated she hoped the survey would be more inclusive of the whole City and with a vendor not immersed in the cannabis industry; spoke of the regulatory failure at the Department of Cannabis Control is a regulatory failure; stated data showing retail cannabis protects the youth is completely untrue; felt disgusted that members who have a stake in the cannabis industry continue to state it will protect the children.

Marcie Guillermo questioned if this is so good for the City why the City’s neighboring cities such as Manhattan Beach, and Hermosa Beach are not following suit; spoke about sole sourcing shows they did not do it correctly, asked about how it will be implemented, how it will be enforced, and how will they protect the residents; felt they are protecting special interests and not the residents of the City; mentioned District 1 residents are opposed to retail cannabis.

Mayor Light spoke about the long history of this topic and it predates the present Council; gave some background that led to the current process and ordinance; mentioned that the current Council heard from many residents that they were never asked if they wanted retail cannabis dispensaries in the City so that is why they have voted to put the survey out; reported tonight is the second reading of the item and that it was pulled so they can re-vote on it.

Motion by Councilmember Obagi, seconded by Councilmember Waller, to adopt by 4/5 vote and by title only Resolution No. CC 2508-065.

ROLL CALL:

AYES: Waller, Castle, Obagi (via Zoom), Behrendt
NOES: Kaluderovic
ABSENT: None

Motion carried by roll call vote, 4-1.

Analyst Villa read adopt by 4/5 vote and by title only Resolution No. CC 2508-065.

J. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

J.1. For eComments and Emails Received from the Public

Ron Maroko, District 3, spoke of the Public Amenities Commission agendaing a discussion on having Wilderness Park designated as a historic landmark in December 2025 and commented that it is now August and it still has not made it to the agenda; asked the Council to agendaize support and authorized signing of the application to move this item forward; stated he had materials to pass out.

Motion by Councilmember Behrendt, seconded by Council Castle, to receive and file the material from Ron Maroko.

ROLL CALL:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt

NOES: None

ABSENT: None

Motion carried by roll call vote, 5-0.

Ron Maroko moved on to a second item; spoke of the Public Amenities Commission voting to delist a property on Harper Ave; noted it will most likely be demolished, but it was built in 1914, it's the fourth oldest property in North Redondo Beach; hoped Council would consider preserving the house, repurpose it, and create a necessary visual arts center for the community.

Councilmember Kaluderovic asked for clarification on the exact address of the house.

Ron Maroko responded 1224 Harper Ave.

Mayor Light asked City Manager Witzansky if the whole Council was needed to apply for a historic designation for a park.

City Manager Witzansky said the application would be a City application; suggested if Council wanted staff to consider it the Council would make a referral for staff to have a discussion.

More discussion followed.

Jim Mueller stated when places are full of people walking, going in and out of businesses, sitting and relaxing in public spaces it is a sign of a thriving community center; asked why the Artesia corridor is not thriving and opined it's because it is cramped, noisy, and unsafe; noted potential dangers of the area; recommended the City should discourage through traffic by reducing speed limits, enforcing violators, or diversion and mentioned the same for 190th St; asked if the traffic engineers could figure out a solution and offered some suggestions; stated the art consultant for Artesia art projects said that the chosen art can only be on public property but there is very little and wondered if portable art could be

offered so that it could be moved if property is sold.

Georgette Gantner, District 2, reported cars park on her street during street sweeping on Fridays and her street never gets swept; noted there are visible signs but no one pays attention to them; stated the bigger problem is the street where Joe's is located does not indicate a violation or hours so it is filthy and a health issue; wondered how it could be rectified.

Joan Irvine, District 1, representing Keep the Esplanade Beautiful and announced on October 22nd they will be having their annual community mixer; stated they would be announcing projects in the works, honor a Public Works employee, and honor a Volunteer-of-the-Year; spoke about their efforts to keep garbage from going out to the sea and encouraged groups that want to participate in First Saturday Sweep to contact them.

City Clerk Manzano reported no eComments and no one online.

K. EX PARTE COMMUNICATIONS - None

L. PUBLIC HEARINGS - None

M. ITEMS CONTINUED FROM PREVIOUS AGENDAS - None

N. ITEMS FOR DISCUSSION PRIOR TO ACTION

N.1. DISCUSSION AND POSSIBLE ACTION REGARDING APPROVAL OF THE CONCEPTUAL PLANS FOR THE REDONDO BEACH BOULEVARD ACTIVE TRANSPORTATION PROJECT AND THE NORTH REDONDO BEACH BIKEWAY EXTENSION TO GRANT AVENUE & MOBILITY HUB PROJECT

APPROVE FUNDING AGREEMENT #9200000000MATC1104 BETWEEN THE CITY OF REDONDO BEACH AND THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY FOR THE REDONDO BEACH BOULEVARD ACTIVE TRANSPORTATION PROJECT

APPROVE AN AGREEMENT FOR CONSULTING SERVICES WITH CRASSOCIATES, INC. FOR AN AMOUNT NOT TO EXCEED \$1,119,485 TO PREPARE FINAL PLANS AND SPECIFICATIONS FOR THE TWO PROPOSED PROJECTS

CONTACT: ANDREW WINJE, PUBLIC WORKS DIRECTOR

Public Works Director Winje provided background information regarding the project and mentioned it is two projects converging together; stated the first project was a request from the community to connect the north part of the City with the beach via a bike path; explained the other project was initiated by Metro and, out of 25 priority corridors in LA

County, Redondo Beach was awarded one of the 10 grants for the Redondo Beach Blvd corridor (which was renamed Grant and Ripley) and from that the project to connect Dominguez Park with El Camino College was created; reported the City has been working on the conceptual design for a couple of years; stated they have three requests for the Council: 1) to approve the conceptual plans for both projects and authorize them to move forward, 2) to approve the funding agreement with Metro for the MAT project, and 3) to approve an agreement with the consultant to complete the design, development, and final plans and specifications for all of the projects moving forward.

Traffic Engineer Ryan Liu provided a PowerPoint presentation on the two projects; the first slide gave some background into the two projects; spoke about the first project being a further extension of the bikeway down to Grant Ave and redevelopment of the green space at the southeast corner; clarified it is the NRBB extension to Grant and a native planting space and mobility hub at the Inglewood/Grant intersection; explained the second project was the MAT project and that both projects depend on each other at the Inglewood and Grant intersection; noted that both the projects are funded through full design and partial construction from regional Measure M funds and they are seeking additional funding from the Metro board so they can complete the projects through Measure M funds; went into more detail regarding the first project, the NRBB extension and native planting mobility hub; noted one of the conditions for City ownership of that land is to provide a mobility hub for active transportation users; provided a slide with design components such as native habitat, shade structures, etc; asked if anyone had any questions regarding the first project.

Councilmember Kaluderovic asked (on behalf of Councilmember Obagi) if there was a pollinator fountain in the design.

Traffic Engineer Liu said they could include one.

Councilmember Waller asked about the timeline for the projects.

Traffic Engineer Liu stated, if Council approved the funding agreement and the conceptual plan that evening, they would spend the year in final design, then a few months for procurement, put it out for bid, and then construction (estimated 12 to 18 months).

Councilmember Waller asked the City Manager if he foresaw any issues if Fire Station 2 needed to be relocated to that spot.

City Manager Witzansky said if they had to delay construction to accommodate that use they would.

Mayor Light asked if the slide of Design Components were required components.

Traffic Engineer Liu responded that they are staff ideas except for the mobility hub features, which are requirements based on the conditions of the land agreement and the funding used to acquire the land.

Director Winje added that there is a project included in the item that Council approved regarding the screening of the cemetery.

Discussion followed regarding what is required, concerns over public wi-fi, and other options to consider.

Councilmember Obagi requested a container refill station be included so both birds and bike riders could get rehydrated at the location.

Traffic Engineer Liu stated they are requesting a water bottle filling station; moved on to the second project included in the item; reported the City received approximately \$8 million from LA Metro to provide low stress biking and walking facilities along the Redondo Beach Blvd corridor between El Camino College and Dominguez Park; noted they are currently at 15% design, some of the \$8 million has been spent on the conceptual design and community outreach, and the first phases were led by LA Metro; stated that Lawndale and LA County Public Works oversee El Camino Village or the unincorporated area near Alondra Park and are full agency partners on the project and Torrance declined but was willing to accommodate the project at the time of conceptualization; reported Torrance is currently not in support of the project due mainly to a loss of parking within and outside of their city; reported Redondo Beach is currently the lead agency.

Mayor Light asked, since Redondo Beach is the lead agency, do we get all the money, do all the contracting, and get all the approvals of all the cities.

Traffic Engineer Liu responded yes.

Public Works Director Winje added Lawndale and the LA County will also sign on to the funding agreement as full agency partners, they will authorize the City to work in their agency jurisdiction, and they will be a part of the selection of vendors, etc; noted RB will contribute the most administrative effort from a staff level and the money is defined per the Metro grant but the City expends the money and gets reimbursed quarterly through the life of the project.

More discussion followed regarding Torrance and their part in the project, their concerns over loss of parking, and solutions the City has offered.

Public Works Director Winje stated Torrance could prevent the City from building in their jurisdiction but not close the project.

Traffic Engineer Liu continued his presentation; provided a summary of the community outreach methods performed over the past 3 years which included focus groups, surveys, community events, and open houses; noted Lawndale, LA County and Torrance were also involved in the surveys; reported staff brought the project to the PWSC in 2023 and 2025; stated the consensus was strong support for the project especially for the separated and protected bike lanes.

Councilmember Behrendt asked for an explanation of the legend shown on the slide and questioned why the numbers were so low.

Traffic Engineer Liu noted that was just for one engagement; continued with his presentation, showed a slide with the proposed bike lanes on 190th and Lilienthal Lane instead of Ripley due to the route being flatter; provided more detail regarding the bike lanes and the route.

Councilmember Behrendt commented that more people use e-Bikes now and that maybe Ripley should be reconsidered.

Traffic Engineer Liu stated that the intent of the project was to provide facilities for people who didn't have access to a bike but could still safely traverse on a flatter street; explained that Ripley Ave is narrow, has a lot of driveways, does not have room for protected bike lanes, and the project would take away a lot of parking.

More discussion followed between Councilmember Behrendt and Traffic Engineer Liu regarding e-Bike use, that the City is not discouraging options for other routes just offering a better one for all users, and the extensive use of the Beryl/Flagler intersection as well as other streets; noted Beryl sees between 100 to 500 bikes per day.

Mayor Light provided his insights of the bike traffic; commented that he likes that it goes all the way to El Camino College.

Traffic Engineer Liu noted that this project does not build the connection along the Galleria.

Public Works Director Winje provided more information; stated the transit center project included two phases and the second was widening Kingsdale north of Grant Ave; spoke of some uncertainty they have with the owner of the Galleria and that is causing a gap in the section of Artesia between Kingsdale and Redondo Beach Blvd; mentioned a temporary work around of using one of the three lanes on the eastbound side as a bike lane.

More discussion followed.

Director Wiener stated that the Galleria is already committed to the Kingsdale piece and for contributions towards the City to connect to the bikeway to the west; mentioned Metro Measure M is an excellent source for active transportation projects and, if needed, the City will look there first.

More discussion followed concerning the Galleria's position and action of the project; questioned whether they could ask to use some of their parking area.

Traffic Engineer Liu continued with his presentation; noted that the 15% plans, which reflect all of the agency comments since 2024, have been included in the agenda as a

link and have been available on the City's website for several months; stated, if the Council approves the 15% concept plans for both the NRBB and the MAT project, staff will then start preparing the final plans and specs for construction, the consultant for the MAT project will provide a revised exhibit showing zero parking lots in Torrance and will be sent to Torrance for consideration; stated some form of agreement needs to be made with RBUSD for school property along Lilienthal, they may need MOUs with each agency, and they have applied for the full construction funding via Metro Measure M; stated staff recommendations as follows:

- Approve MAT Project and NRBB + Mobility Hub Project concept plans
- Approve Metro Funding Agreement for MAT Project cost reimbursement (Lawndale and LA County co-signing)
- Approve Professional Services Agreement with CR Associates to prepare plans/specs for MAT Project

City Manager Witzansky added that if Council would like staff to provide a progress report, since the 15% level doesn't offer a lot of detail, staff could come back with a 50% or higher plan so Council could provide some final course corrections.

Mayor Light asked if that is for the Public Works and Sustainability Commission.

City Manager Witzansky stated they have and would continue to work through that Commission as they advance the drawings but wanted to offer progress updates if Council desired.

Mayor Light asked if there would be any value if Council wrote a letter to Torrance asking them to consider approving the project.

Public Works Director Winje stated that it has been purely staff to staff communication with Torrance.

Discussion followed about contacting the local district councilmember with Torrance, the Mayor requested that he and the affected neighbor Councilmembers be involved and informed, the option to design around it but have a black hole in the middle, and thoughts of other alternatives.

Traffic Engineer Liu felt they have enough budget and scope for the consultant to prepare the exhibit.

Mayor Light spoke of the project being great and is in support of anything that connects people as far inland down to the beach from North Redondo.

Councilmember Behrendt referenced the area next to Washington Elementary School and noted that utilities are along that strip; wondered how they planned on using the area.

Public Works Director Winje stated they are going to ask SCE to consolidate and

relocated the poles; reported there are vertical structures on the other side of the street where they could relocate the power lines; noted they do need to formally ask Edison but staff has not gotten that far into the conversation with them; explained how situations like these work with the utility companies.

More discussion ensued between Councilmember Behrendt and Director Winje.

City Manager Witzansky added that they have some arguments to make that SCE has the obligation to allow but noted it may delay the project.

Councilmember Behrendt asked what plan B would be if it results in a long delay.

Public Works Director Winje stated that they have considered an alternative that involves squeezing in a facility between the City, the School District's wall, and the pole line; noted it might not be considered an official bike route per MUTCD standards, but it could be a multi-use path.

City Manager Witzansky mentioned they have more concepts to plan for and that is why they haven't pursued a formal agreement with the district but district officials have been supportive so far.

Mayor Light asked if anyone had spoken to the government affairs rep from SCE.

Discussion followed regarding giving Mayor Light enough information to broach that topic with the government affairs rep; both Director Winje and City Manager Witzansky said yes and they would appreciate the help.

Councilmember Waller voiced support for the route along Lilienthal and Ripley with a two-way lane that is on the same side of the street; asked if there is any chance the plans will change again and mentioned the SB Bicycle Coalition and others have given feedback in support of that route.

Public Works Director Winje spoke about constraints around parking and what the bike coalition may prefer may not be appropriate, but they are pushing to get the best product possible.

More discussion ensued about the design still being at a level that can be re-worked and not set in stone.

Public Works Director Winje stated that Metro's goal is to provide high quality bike and pedestrian facilities so that is what the design approach has been and if it is limited it is limited due to significant factors.

Councilmember Waller reported he had a meeting with Councilmember Sheikh from Torrance District 3 and offered to be the interface with Torrance; asked if they should agendaize for the school subcommittee to talk with on a future meeting.

City Manager Witzansky stated they are already in communication, and they have a lot of support.

Councilmember Obagi was in support of having staff update them on project design since there has been so much excitement in the City about the progress on bike lanes; appreciated all the re-design around the steepest parts of Ripley; spoke about the issues of other cities not agreeing to progress on micromobility safety, while Redondo Beach is doing so well, and asked what the City or groups can do to get the other cities to go along with the Bicycle Master Plan.

City Manager Witzansky suggested one on one communication with their peers at the other cities; spoke more on the bike paths ending once a biker leaves Redondo Beach and that the City of Torrance seems more concerned about losing parking than bike lanes.

More discussion ensued regarding reasons Torrance was not in support of the construction; Director Wiener mentioned the project conflated with the health district campus-wide discussion and felt the bike lanes were an unfortunate victim of the outcome; Traffic Engineer Liu added they are proposing a simple class-two bike lane on the Torrance side; City Manager Witzansky stated Torrance's complaint is the 190th connection; discussion continued to follow.

Councilmember Obagi asked if the bike lane on the portion of Ripley would be slurried or repaved completely; thanked staff and the COG for all their hard work thus far.

Traffic Engineer Liu stated the current cost estimate is a pavement rehab but there may be other funds in their normal slurry and rehab program to potentially supplement and just pave once.

Motion by Councilmember Waller, seconded by Councilmember Kaluderovic, to approve the MAT project and the NRBB Mobility Hub Project concept plans, as stated by City Manager Witzansky, approve Metro Funding Agreement for the MAT project cost reimbursement, approve Professional Services Agreement with CR Associates to prepare plan specs for the MAT project, and request staff come back at an appropriate price point to Council.

Mayor Light invited public comment.

Liam Walsh, District 5 and volunteer at South Bay Bicycle Coalition, asked to submit and file their letter in support of the project.

Motion by Councilmember Kaluderovic, seconded by Councilmember Waller, to receive and file.

ROLL CALL:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt

NOES: None
ABSENT: None

Motion carried by roll call vote, 5-0.

Liam Walsh thanked the Council for their leadership with the proposed class for protected bike lanes throughout Redondo; mentioned they have encountered a lot of difficulties with Torrance as well and voiced concern over conversations just between staff levels in Torrance and other cities; felt it would be a good idea to work with city elected officials one on one; supported the item.

Rod Kuttins spoke in support of the item and felt it would make a great difference; gave reasons why it also benefits businesses; stated people that live in the South Bay can bicycle more which improves money, health, and housing while also easing traffic congestion; looked forward to the opportunities as the project goes forward.

Andrew Blakeney, Lawndale, thanked the Redondo Beach City Council for creating the bicycle infrastructure to make it easy to get around; noted he rides to Redondo Beach more often because they have made it easier and he finds he spends more money in RB than his own city; felt the projects are a vital step for connecting communities together; hoped Redondo Beach could urge his city to provide safer bike routes especially near the on and off ramps to 405; offered to help in communications with his councilmembers; noted he spoke to Ryan Liu and that it was a very good conversation unlike speaking to his own Public Works.

Brianna Egan (via Zoom) voiced her support for the project; echoed the comments of the City Council and others; thanked the City for the project and the specifics of the project; spoke about the importance of all the cities cooperating since it is a multi-jurisdictional project; referenced the letter that was submitted and opined their suggestions are all feasible from an engineering perspective and just need the political support of the other cities; asked the Redondo Beach City Council to push to connect with the other councils to push them forward.

City Clerk Manzano reported no one else on Zoom and four eComments in support.

Mayor Light called the vote.

Roll Call:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt
NOES: None
ABSENT: None

Motion carried by roll call vote, 5-0.

N.2. DISCUSSION AND POSSIBLE ACTION REGARDING UPDATES TO THE

REDONDO BEACH MUNICIPAL CODE TO REGULATE SMOKE SHOPS AND A REVIEW OF THE CITY'S CURRENT TOBACCO RETAIL PERMIT REQUIREMENTS

CONTACT: MARC WIENER, COMMUNITY DEVELOPMENT DIRECTOR

City Manager Witzansky reported that Marc Wiener and Captain Mike Martinez would be handling this item.

Community Development Director Wiener provided a presentation outline of what he would be covering which included:

1. Background
2. Initial Council direction
3. Draft ordinance – permitting and operations
4. Draft ordinance – concentration and location
5. Draft ordinance – enforcement provisions
6. Planning Commission recommendations
7. Concentration and location
8. Tobacco Retail Permit/License
9. Enforcement history

Community Development Director Wiener went into detail on the background of tobacco and the health issues the Center For Disease Control (CDC) and other agencies have documented; reported it has been in the recitals of the resolutions to City Council before as part of this ordinance; noted there has been compliance issues with smoke shops that are well documented, including the sale of illegal products; stated there are 16 smoke shops in Redondo Beach, City Council last reviewed this draft ordinance in April and provided input and directed staff to prepare an emergency ordinance that would place a temporary moratorium on new smoke shops while staff worked on the permanent ordinance; stated that the moratorium was extended through June 2026; provided a slide with Council's direction from the April meeting, which has since been incorporated into the draft; reviewed the five items Council gave direction on; stated any changes could be discussed that evening; provided a slide and overview of the draft ordinance that was before the Council that evening; noted the goal is getting it down to five smoke shops over time as the existing legal nonconforming ones close or go out of business.

Mayor Light asked if there was anything illegal about the decision to cap smoke shops at five.

Director Wiener deferred the question to Assistant City Attorney Cheryl Park.

Assistant City Attorney Park stated there is no hard and fast rule regarding phasing out businesses but more a question of due process; reported case law provides that business owners need to be given sufficient time to recoup their investment, so it depends on how much money was invested in a business.

Discussion followed regarding what reasonable time meant and that the City felt five years was reasonable.

Community Development Director Wiener continued his presentation; explained the operational standards and standard conditions for any future CUPs written in the draft ordinance, which would go into effect upon adoption; provided detail on concentration and location standards, noting it was pretty much copied from the cannabis ordinance; mentioned there is room for flexibility; explained the enforcement provisions which allows for inspections of shops, identifies criminal penalties, identifies businesses can not sell any illegal substances, and identifies the revocation of business license or CUP as part of the enforcement process; reported the Planning Commission reviewed the draft on July 17th and were unanimously in support of the Council adopting it; stated they did make some recommendations for modifications: 1) limiting hours from 10:00 a.m. to 9:00 p.m., 2) smoke shops be located 150 ft from all parks and from all residential uses (noted this is problematic and would explain later), and 3) flexibility in the display area for convenience stores and grocery stores (based on public comment during the Commission meeting); mentioned staff including language that would provide the director with some flexibility on the display area; spoke about the City having that as a tool to address situations where a business is trying to open up and posing as a different type of business, like a gift shop, but selling tobacco products.

Councilmember Behrendt referenced the ancillary sale definition and asked if it's not an ancillary sale then those businesses would be subject to the smoke shop ordinance and also asked if staff has gone out and determined whether any existing RB supermarkets/grocery stores would inadvertently be swept up into this smoke shop situation.

Community Development Director Wiener answered the first question with a "correct" and stated the second question was based on an ordinance another city adopted; noted staff could, with the provision allowing for discretion, allow some tolerance to that display area; mentioned they could do more research and come up with numbers to support what is in the ordinance to see how it matches up.

Discussion followed between Councilmember Behrendt and Community Development Director Wiener regarding defining ancillary use so it does not endanger certain types of convenience stores such as CVS or small grocery stores, and that the main focus should be on smoke shops or retail businesses which primarily sell tobacco and nicotine products.

Councilmember Behrendt requested that they take that part out for now, come back if needed, have the other Councilmembers weigh in, and refine it by some other metric.

Community Development Director Wiener agreed and added the enforcement of it would be challenging.

City Manager Witzansky felt Councilmember Behrendt brought up good points and felt if changes are needed to make it clearer, they should work on that to ensure everyone understands it.

More discussion ensued about the intent of the ordinance and the focus being the primary product is tobacco and nicotine.

Councilmember Kaluderovic stated a list she found from 2019 reported 44 tobacco retail licenses in Redondo Beach; she doesn't just want to target the 16 smoke shops but she wants to reduce the number of places that sell tobacco in the City.

More discussion followed.

City Manager Witzansky felt there was more concern beyond just the 16 related to retail tobacco proliferation in the community and that is a different issue.

More discussion followed on what the City is trying to limit, what defines ancillary use, possibly put in a revenue amount, and how to determine the use of space for tobacco products; ultimately decided it could not be decided tonight and needs to be brought back for consideration of adoption or approval.

City Manager Witzansky warned they need to be careful about the definition, because if it is too restrictive, they will bring in a completely different group of businesses; stated staff could bring it back in Sept but wouldn't be prepared to give Council and introduction for first reading on Sept 2nd; noted they have the moratorium until June.

More discussion ensued.

Councilmember Castle asked if they could look at the existing 16 shops to see what percentage of their floor area is used for tobacco sales.

Further discussion followed; Councilmember Kaluderovic stated she preferred to be more aggressive with it and amend if needed; Councilmember Castle voiced concern that it is not just smoke shops they are banning.

Community Development Director Wiener continued his presentation; stated that the Planning Commission recommended that the City excludes cigar lounges, smoke lounges since those are an activity-based use and not a retail store, noted that the resolution attached to the report had the red line changes recommended by the Planning Commission.

Councilmember Waller spoke about hookah lounges being in the same realm as cigar and smoke lounges; reported there are two that are included in the maps and should not be according to this discussion.

City Manager Witzansky noted that some lounges sell the product, but you enjoy the

product on site; mentioned that is why some locations have been flagged.

Community Development Director Wiener reported that the Planning Commission recommended hookah lounges being excluded.

Councilmember Obagi asked Director Wiener if they could subject hookah lounges and cigar lounges to CUPs, not the same as smoke shops but separate CUPs; provides situations where the police were called due to the hookah lounge on Artesia Blvd allowing people to bring in alcohol and then becoming nuisances.

Community Development Director Wiener stated that if the City is going to require a CUP of those businesses as well it makes sense to address it in the land-use table for the commercial zones; mentioned staff planned on bringing it to Council but for now they can have something in the section of the ordinance that addresses the CUP requirements; continued with the Planning Commission's recommendations which discussed the enforcement process; stated he met with the City Attorney and currently they enforce through the criminal process, for a business in violation it would be a misdemeanor; spoke of potentially amending the section of the code that addresses infractions and categorize the violation as an infraction, which has a progression of fines (addressed in the staff report); explained the benefits of keeping the process intact vs the administrative citation process.

City Attorney Ford stated there have been many discussions in the past of reasons not to go to an administrative citation process and benefits of doing it by way of criminal citations; suggested they could make it a wobblette, which would give the police the discretion of citing it as either an infraction or a misdemeanor; noted that Council has the discretion to put that in the ordinance.

Discussion followed between Mayor Light and City Attorney Ford regarding what the ordinance would permit if written that way, that it is directly tied to the ability to suspend their permit, and that any violation of the code or state law could be a basis for revocation, revocation of the CUP, or even their business license.

City Manager Witzansky voiced support for the wobblette, strongly believed they should stick with the framework that they have through criminal prosecution and/or infraction; mentioned the administrative process would require a significant infrastructure on a staffing basis and went into more detail of how extensive that process would be; stated adding the option for infraction addresses the suggestion from the Planning Commission and he is in support of it.

Community Development Director Wiener reported the Planning Commission also asked about an option to require a bond of smoke shop businesses; explained the concerns staff had with that request and recommended against that; moved on to the slide of Concentration and Location; explained what the Planning Commission recommended, namely to require 150 ft from all residential uses and parks; reported staff pulled together the featured table along with maps to Council earlier via Blue Folder; stated the Staff

Report had recommended to avoid making all of them nonconforming would be to eliminate the 150 ft from residential requirement; mentioned it would be too restrictive and went into more detail; suggested if Council wanted to provide direction that evening they could give them guidelines.

City Manager Witzansky stated if the City creates an overly restrictive ordinance, they may subject themselves to challenges later on; strongly suggested not to include the 150 ft residential buffer, and suggest they reduce the other smoke shop buffer.

More discussion followed about the buffer distances.

Councilmember Obagi wondered why they would be concerned about elementary schools or daycares, commented that toddlers aren't going to be walking in buying product; felt they should focus on the provision that does not allow minors to enter the smoke shops; read that the ordinance currently says: "Store owners shall not willfully allow" and his concern was it shouldn't be "willfully" but should be "should not" and how is that enforced and what are the penalties.

City Attorney Ford stated as it is written now, any violation is a misdemeanor.

Councilmember Obagi wanted the language to be corrected to be more specific about not allowing minors into smoke shops.

More discussion followed regarding the language in the ordinance, provision for minors to enter smoke shops, the ability to mandate checking IDs, and unintended consequences.

Assistant City Attorney Park stated they could write something in the ordinance that if it is a convenience store or grocery store that is selling tobacco products as an ancillary sale then they are not subject to that requirement to check ID.

More discussion followed regarding what was considered ancillary, needing a clear definition of smoke shops, and the prevention of minors entering smoke shops.

More discussion ensued regarding ancillary paraphernalia.

Councilmember Obagi thought they were using the 600 ft just from the high school and the youth centers; mentioned the youth center definition needed to include wellness.

Councilmember Waller and Councilmember Obagi reported meeting to discuss issues; provided a slide with their recommendations; felt that the youth center, Allcove and its type of service should be specifically included; read what they wrote as the definition for Youth Center.

Discussion followed on what types of activities were under "wellness" and if gyms or dance studios were included; City Manager Witzansky said staff can go over it and come

back with something that would work better.

Councilmember Waller continued and stated they discussed the “exclusion zone”; felt high schools, youth centers and smoke shop separation should be 600 ft. and 150 ft from parks.

Councilmember Obagi added if they make the CUP and the ordinances strong enough, they would regulate the smoke shop stringently enough and it would not matter where they are located.

Councilmember Waller continued and stated they were not comfortable with the definition of e-cigarette; showed a slide with the definition Councilmember Obagi authored that they felt would be more comprehensive and continue into the future; noted if the City wanted to fix the Youth Center definition, they could do that in code 10-2.1626 as opposed to having it in the smoke shop ordinance.

Councilmember Behrendt spoke about the definition of smoke shop, as proposed, and since it includes tobacco paraphernalia and that includes e-cigarettes, asked if that would then draw into the ordinance any potential cannabis shop in the future.

Discussion followed. Mayor Light left the chambers at 9:18 p.m.

Councilmember Behrendt pointed out that they don’t want to capture in the smoke shop ordinance cannabis shops where there is a whole different kind of statutory framework; asked if they should cross out the cannabis from the definition of e-cigarettes so they keep it at tobacco and nicotine.

City Manager Witzansky said that would be the easiest solution.

More discussion followed regarding whether vape pens could be sold but without the cannabis, that cannabis is a separate section of the ordinance that prohibits the sale of cannabis under the operation of a device, and ultimately the best solution would be to just remove the word “cannabis”.

More discussion followed on the specifics of the wording and what they want included or not included regarding tobacco, cannabis, and other vape type of product.

Councilmember Waller stated their point is to make it broad enough to carry into the future; spoke of when he worked with the legislative group for California State PTA they were dealing with some of these issues and they tried to figure out how to have a resolution to cover all the scenarios.

More discussion followed.

City Manager Witzansky summarized what he heard as they want to make sure a more expansive definition to the extent possible is in the provision; felt the existing draft provision is expansive and they may want to keep some of the existing draft and build on

the more illustrative examples that are listed in Councilmembers Obagi and Waller's proposal; stated staff will update the provision to exclude cannabis and make clear that e-cigarettes and anything that resembles e-cigarettes is considered paraphernalia and would be protected.

Community Development Director Wiener continued his presentation; provided a slide that covered the current process for any business selling tobacco products; stated the City requires a tobacco retail permit or license (TPR); reported what the City required that evening was a zoning ordinance that would regulate smoke shops, noted the process is under Sanitation and Health in the municipal code; noted that not every city issues a permit but they do to regulate it in addition to any CUP and provided more detail regarding the TPR; mentioned that there is also an enforcement process laid out in the code, several enforcement tools to enforce against the businesses in violation, and a requirement that the license be renewed annually; turned the floor over to Captain Martinez.

Captain Martinez went over the enforcement history from March 2025; reported they started receiving complaints at that time of smoke shops selling flavored tobacco products and ones that contained THC; stated they contacted the California Department of Tax and Fee Administration and they inspected some locations in Redondo Beach and found two locations in violation; noted they were handled by CDTFA and did not know the results; reported in April 2025 the RBPB conducted their own inspections at 15 smoke shops using guidelines under RBMC and issued seven correction notices, ordered one business to close immediately due to no business license, and follow up inspections confirmed that all seven locations removed the flavored tobacco products; mentioned, on July 16th, a resident stated he purchased illegal items at three stores so code enforcement went to the three shops and found two were in compliance and one was in violation and issued a correction notice; noted code enforcement will continue doing inspections and any business that has received a correction notice already will receive a citation or a complaint report will be filed and forwarded to the City Attorney's Office for a consideration for prosecution.

Mayor Light asked if their licenses could be pulled.

City Attorney Ford stated she would prefer to have an actual conviction before they do that but they could try.

Mayor Light asked how people are able to buy the product but code enforcement does not find the product during the inspection.

Captain Martinez recited the municipal code section (5-9.208 subsection 2) that authorizes them to conduct inspections; reported they can only check items on the shelves for display for sale and not backrooms per the code's use of "reasonable inspections".

Discussion ensued regarding how they could inspect backrooms and stock merchandise; spoke about undercover detectives or undercover sting operations and how Council could

assist.

Councilmember Kaluderovic asked the City Attorney what she would need for conviction material to result in suspension and eventual license revocation.

City Attorney Ford stated she would need a report that a violation was committed; mentioned an undercover buy would be sufficient; noted there is a fine line between what needs to be covered by an inspection warrant and what is a reasonable inspection, and she would need to research that.

Councilmember Castle stated, in terms of inspection, he felt it should be reasonable to search inventory and storage area of a retail store and not just what is in front; noted that it would be easier to do an inspection than to organize sting operations.

More discussion followed regarding not violating the rights of owners, research needing to be done by the City Attorney, what definitions they can include in the new smoke shop ordinance or CUPs.

City Manager Witzansky warned that proper search and seizure is a very protected area of the law.

Discussion followed regarding the police canines and if they could sniff out narcotics; Captain Martinez and City Manager Witzansky both reported the City does not have any dogs trained in narcotics and that they specialize in bomb detection.

Mayor Light spoke of the delay in the cannabis ordinance because of the inability to enforce what is currently in the books.

Discussion ensued.

Councilmember Obagi pointed out the unreasonable amount they are asking the RBPd when they had a BRR in the last budget cycle that indicated how many vacancies the RBPd has; noted negotiations with the Police Officers Association would take place later this year and opined the more police officers the City has the more work they can get done; opined that halting a revenue generator that has been eight years in the making is senseless; voiced support for the survey to be done so they could hear from the residents.

Councilmember Kaluderovic asked if synthetic flavored tobacco could be included or was included in the definition.

Discussion followed and the City Manager stated he would check on it and make sure the definition is clear on it.

Councilmember Behrendt spoke about the Planning Commission's recommendation to require smoke shops to open at 10:00 a.m.; felt the smoke shops were being singled out and wondered if that was even legal.

City Attorney Ford stated the City's ordinance has hours starting at 9:00 a.m. and the resolution for the cannabis ordinance does say that the state allows local cities to regulate businesses; felt it would be difficult to defend the 10:00 a.m. time and recommended if they are going to limit the hours it should be closer to school hours and provide reasons for it.

Discussion followed on setting the hours to be more similar to most businesses or just having the hours in the CUP.

City Manager Witzansky stated that staff has been given enough discussion that evening to come back with a clean draft with the changes and provisions for the Council to review and then introduce it for consideration of approval.

Councilmember Kaluderovic read over the items to make sure everything was covered and nothing was missed; spoke about wanting the number to be five and not ten within five years; listed enforcement, buffer zones, signage and design review for the CUP, prevention of glaring lights, and being very specific on the definition of ancillary and e-cigarette.

Discussion followed.

Mayor Light invited public comment.

Tom Bakaly, BCHD, offered the BCHD as a resource to the City; spoke about the health issues smoking causes and applauded all the efforts the City has taken with its tobacco control policies; gave some background on the actions Redondo Beach has taken in the past; stated they participated in local, statewide, and national efforts to assist with smoking policy; spoke about actions Hermosa and Manhattan Beach have taken to control the sale of tobacco or other smoking products; asked that they look at areas of 1,000 ft as determined by the Public Health Law Center from youth locations and that they consider shortening the nonconforming smoke shop period to accelerate impact in Manhattan Beach; noted they gave retailers 18 months to prepare for the tobacco ban.

Mayor Light asked Tom Bakaly if they would take a look at the proposed ordinance and redline it with their comments; Tom Bakaly stated they could do that and provide public input as well.

Karen Cull, Redondo Beach Council of PTAs, was there to express their support for the smoke shop ordinance in the City; spoke of the RB Council of PTAs seeks to protect the public, especially the youth, from all the products spoken about tonight, including delivery systems, and to restrict the sale and marketing of hemp derived products containing psychoactive cannabinoids; noted they have found smoke shops selling illegal products including flavored additives to all cannabis formulations; thanked the Council for bringing the ordinance forward and urged law enforcement to effectively monitor the businesses.

City Clerk Manzano reported no one online and no eComments.

Councilmember Kaluderovic asked if staff could provide a number of how many retail tobacco licenses the City has.

City Manager Witzansky responded affirmatively.

Motion by Councilmember Behrendt, seconded by Councilmember Castle, to take a five-minute break at 9:55 p.m.

Motion carried by voice vote, 5-0.

ROLL CALL – 10:03 P.M.

Councilmembers Present: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt, Mayor Light

Councilmembers Absent: None

Officials Present: Mike Witzansky, City Manager
Joy Ford, City Attorney
Melissa Villa, Analyst/Liaison

N.3. DISCUSSION AND POSSIBLE ACTION REGARDING THE CITY'S CROSSING GUARD PROGRAM

APPROVE AN AGREEMENT WITH ALL CITY MANAGEMENT SERVICES, INC. FOR CROSSING GUARD SERVICES IN AN AMOUNT NOT TO EXCEED \$138,158 AND THE TERM AUGUST 19, 2025 TO JUNE 30, 2026

RECEIVE AND FILE INFORMATION REGARDING THE LOCATIONS IN THE CITY THAT RECEIVE CROSSING GUARD SERVICES AND PROVIDE DIRECTION ON THE NUMBER AND TYPE OF SERVICES TO BE PROGRAMMED IN THE COMING SCHOOL YEAR AND BEYOND

**CONTACT: JOE HOFFMAN, CHIEF OF POLICE
JANE CHUNG, ASSISTANT TO THE CITY MANAGER**

Assistant to the City Manager Chung provided a PowerPoint presentation regarding the discussion and possible action of the City's Crossing Guard Program; noted Traffic Engineer Ryan Liu and Captain Martinez were also there for any questions; provided an outline of the presentation, background of the program, and the agreement from 2021 with All City Management Services (ACMS) for "as needed" crossing guard services; noted that evening's agenda included a proposed agreement with ACMS for the 2025-2026 school year, which includes a "not to exceed" estimate of \$138,158, which is an

hourly rate of \$37.81; reported staff presented the agreement at the August 12th City Council meeting where ACMS proposed modified language to the City's standard indemnity provisions and the City Council directed staff to reject it and prepare recommendations for potential crossing guard locations to vacate; reported ACMS since agreed to the City's original indemnity requirements; noted the crossing guard subcommittee is comprised of two City Councilmembers, the City Traffic Engineer, and representatives from the City Manager's Office and RBPd; reported the subcommittee met on August 13th and conducted a comprehensive data driven review of all 27 locations.

Traffic Engineer Ryan Liu provided a list of criteria that the subcommittee used to prioritize and assess the City's existing crossing guard locations; explained what actions the City took to gain the data which included traffic volumes during a 90 minute period during the morning school drop off, the data considered other factors such as the complexity of the intersection, whether a traffic signal was present, and if a child needs to negotiate gaps in traffic; stated they also reviewed the California Manual and Uniform Traffic Control Devices suggestions on where adult crossing guards are recommended and took knowledge from each member of the subcommittee's own experience with each location; showed a chart that listed all of the City's existing crossing guard locations and explained the chart's information; reported the subcommittee targeted 12 locations that they felt were good candidates for the AAA School Safety Patrol Program and provided the list of 12 locations.

Mayor Light asked if the data collection was different than the BRR collection.

City Manager Witzansky stated it is an expansion of the BRR collection.

Traffic Engineer Liu explained they took the PD data with the bicycle, pedestrian, and car volumes and ran it through the recommendations given in the MUTCD.

Discussion followed regarding accompanied children and how that factored in.

Assistant to the City Manager Chung clarified that the 12 locations are the ones with the lowest need and also potential candidates for the AAA School Safety Program; provided some history on the AAA School Safety Patrol Program; explained that typically 5th to 8th graders are considered patrollers and they help classmates safely navigate school areas, patrollers are supervised and accompanied by an adult; noted that the program does require the School District to participate; stated the subcommittee plans to formally engage with the RBUSD to propose a collaborative partnership and opportunities to implement the AAA Program in Redondo Beach.

Traffic Engineer Liu added that the California MUTCD has specific criteria and standards for the School Safety Patrol Program and felt it is a program worth pursuing.

Assistant to the City Manager Chung presented staff's four options for City Council consideration; noted that the first three require School District collaboration; the four options were:

- 1) Option 1: Limited School Safety Patrol pilot at 1 or 2 sites by early 2026
- 2) Option 2: Moderate School Safety Patrol pilot at 5 sites in the 2026-2027 Academic Year, which would reduce the number of funded sites would go from 27 to 22
- 3) Option 3: Phased and expanded School Safety Patrol Program at up to 12 sites
- 4) Option 4: Phased Program reduction

Mayor Light stated that the options are not mutually exclusive and can build on each other.

City Manager Witzansky agreed with his observations.

Assistant to the City Manager Chung stated that staff's recommendations are to approve an agreement with ACMS for crossing guard services in the amount not to exceed \$138,158 and the term August 19, 2025 to June 30, 2026, to receive and file information on the locations in the City that receive crossing guard services, and to provide direction to staff on the number and type of services to be programmed in the coming school year and beyond.

Mayor Light felt direction was given already since to implement the program they have to work with the RBUSD; requested to hear from the two subcommittee members.

Councilmember Kaluderovic thanked the staff for providing the objective data and mentioned there is some subjective data that is immeasurable and gave an example of her kid's crossing guard knowing who they are and because of that there is a level of trust that needs to be considered; noted that eliminating 12 sites may eliminate a school's entire crossing guard program; recommended they evaluate and create a policy in the City of implementing crossing guards going forward; spoke of steps they need to take in engagement with the School District; stated they budgeted for the contract already and they should prepare themselves and the District for the changes coming.

Councilmember Behrendt echoed what Councilmember Kaluderovic said; added that they could have recommended to just cut five crossing guard locations tonight; spoke of the ACMS contract and stated there is no guarantee that it won't be different next year; stated that education and outreach to residents is important and it is about a half million plus budget item which is not sustainable; felt the AAA Safety Patrol Program is a win and that pursuing implementation of it would be a good step towards eliminating the need to use ACMS; spoke about the data driven metrics and the possibility of reducing the crossing guard numbers at some of the 12 locations identified; felt each school should at least have one crossing guard.

Mayor Light recapped what he heard as receive and file, approve the contract at full strength to start, engage the School District on starting up a Safety Patrol Program, starting public engagement, targeting early 2026 test case and deriving and recommending a policy to set up for the future.

Councilmember Waller spoke of the data that was given and mentioned Councilmember Kaluderovic's point of the relationships between a crossing guard and the residents they help; hoped to start the pilot program sooner than 2026 and eliminate the need for the contract with ACMS or even to pay for crossing guards.

Councilmember Castle was in support of approving the ACMS contract since the school year starts immediately; wanted to stress to the RBUSD that the AAA Safety Patrol Program is a great development mechanism for students in terms of leadership at a young age; suggested that more students need to be assigned in case of absences and start at the middle schools where the students are older.

Councilmember Kaluderovic interjected that they discussed that and due to different start times for elementary and middle schools it would not work out.

More discussion followed.

Councilmember Castle suggested to start in the Spring semester and possibly start with five posts; asked that the subcommittee speak to the School District.

Councilmember Obagi asked if they have any indication that the School District was even interested in cooperating or participating with crossing guards.

Councilmember Kaluderovic reported she had spoken to the superintendent about the AAA Program but she did not talk to them about requiring their supervision and a designated administrative person for each school; said they have mentioned it to them but not presented the program fully.

More discussion followed on what options they would recommend and most likely it would be a hybrid of the options, exploring support of the AAA Program by the City and the best way to present the program to the School District; highlighted the benefits of kids participating in the program and that it would work towards their advantage in the future.

Motion by Councilmember Castle, seconded by Councilmember Kaluderovic, to receive and file what was presented, approve the contract and have the City Clerk get that over to the Mayor for a signature immediately since it is due on the 19th, to direct the subcommittee to engage with the School District and set up a program of public engagement, and a recommendation back to the Council for final rollout and/or a report back and any policy that should be established.

Mayor Light invited public comment.

City Clerk Manzano reported no one online and no eComments.

Captain Martinez noted that the 22 City employee crossing guards are excited to start the school year but that since the contract was not signed already the other five intersection will not be staffed by crossing guards; stated they will do everything they can to make

sure they are staffed with cadets and parking enforcement officers tomorrow and hoped that the contract could get to ACMS by the end of the week.

Mayor Light called the vote.

Roll Call:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt
NOES: None
ABSENT: None

Motion carried by roll call vote, 5-0.

O. CITY MANAGER ITEMS - None

P. MAYOR AND COUNCIL ITEMS - None

Q. MAYOR AND COUNCIL REFERRALS TO STAFF

Mayor Light stated he had four listed; mentioned he received emails from the Budget and Finance Commission and from the City's Finance Director resurrecting an old recommendation on reserves and that the Council take it up; asked the City Manager when they can discuss it.

City Manager Witzansky felt mid-year would be a good time to have a contextual discussion regarding the item; noted that policy statement could be made but the effect of that change has to happen through budgetary action.

Councilmember Kaluderovic suggested doing a BRR and City Manager Witzansky agreed that would work.

More discussion followed.

Councilmember Castle reported last year the Budget and Finance Commission made a recommendation that they increase the reserve, thought that the extra money that they put in this year was to build toward that number.

City Manager Witzansky spoke about the previous Council's decision and stated the Council gets to have this discussion each and every budget cycle; spoke of the data being prepared by staff and presented to the Commission prior to their recommendation; spoke of mid-year or next 26-27 budget cycle would be the time to discuss.

Discussion followed to have a BRR on it and bring it back with next year's budget.

Mayor Light asked for support on the historic designation for Wilderness Park.

Discussion followed on the best steps to pursue the designation.

Motion by Councilmember Obagi, seconded by Councilmember Kaluderovic, for a referral for a primary discussion about the options to historically designate Wilderness Park.

Roll Call:

AYES: Waller, Castle, Kaluderovic, Obagi (via Zoom), Behrendt
NOES: None
ABSENT: None

Motion carried by roll call vote, 5-0.

Mayor Light spoke about the historic homes but that he does not know enough about it yet.

City Manager Witzansky noted that the Public Amenities Commission took up the action so that item would have to be appealed to Council for your consideration.

Mayor Light stated they could decide on it later after they have read more about it; stated the last one was regarding a global tobacco policy which was from Councilmember Kaluderovic.

Councilmember Kaluderovic felt they discussed it earlier and it was covered.

Councilmember Waller asked for a BRR for a report to be prepared on parking revenue generated from the Riviera Village triangle area on regular weekends to be able to compare those numbers to when there are weekend events in the Village such as Summer Festival, the July 4th 5K, etc.

R. RECESS TO CLOSED SESSION - None

R.1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

City of Redondo Beach, et al. v. California State Water Resources Control Board

Case Number: 20STCP03193

R.2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).

Name of case:

**In re 9300 Wilshire LLC
Bankruptcy C.D. Cal.
Case Number: 2:23-bk-10918-ER**

- R.3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

**9300 Wilshire, LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development; and DOES 1 through 100, inclusive
Case Number: 23STCP02189**

- R.4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

**In re 9300 Wilshire, LLC (9300 Wilshire, LLC et al. v. AES-Redondo Beach, LLC) Bankruptcy C.D. Cal.
Case Number: 2:23-ap-01163-ER**

- R.5. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

**Yes in My Back Yard, a California nonprofit corporation; SONJA TRAUSS, an individual v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development, and DOES 1 through 25 inclusive
Case Number: 23TRCP00325**

- R.6. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

**New Commune DTLA LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; and DOES 1 through 100, inclusive
Case Number: 23STCV10146**

- R.7. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

New Commune DTLA, LLC and Leonid Pustilnikov v. City of Redondo Beach and City Council of the City of Redondo Beach

Case Number: 22TRCP00203

- R.8. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

New Commune DTLA, LLC v. City of Redondo Beach; City Council of the City of Redondo Beach; City of Redondo Beach Department of Community Development, et al.

Case Number: 23STCP00426

- R.9. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Section 54956.9(d)(1).**

Name of case:

AES Southland Development, LLC and AES Redondo Beach, LLC v. California Coastal Commission

Case Number: BS157789

- R.10. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege - Government Code Section 54956.9(d)(1).**

Name of case: David Poirier v. City of Redondo Beach

WCAB No: ADJ16707384

- R.11. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege - Government Code Section 54956.9(d)(1).**

Name of case: Chad Smith v. City of Redondo Beach

WCAB No: Unassigned

- S. RECONVENE TO OPEN SESSION**

- T. ADJOURNMENT – 10:52 P.M.**

Motion by Councilmember Castle, seconded by Councilmember Kaluderovic, to adjourn the meeting at 10:52 p.m.

Motion carried by voice vote, 5-0.

The next meeting of the City Council of the City of Redondo Beach will be an Adjourned Regular meeting to be held at 4:30 p.m. (Closed Session) and a Regular meeting to be held at 6:00 p.m. (Open Session) on Tuesday, September 2, 2025, in the Redondo Beach City Hall Council Chamber, 415 Diamond Street, Redondo Beach, California.

Respectfully submitted:

Eleanor Manzano, CMC
City Clerk



Administrative Report

H.4., File # 25-1248

Meeting Date: 9/9/2025

To: MAYOR AND CITY COUNCIL
From: STEPHANIE MEYER, FINANCE DIRECTOR

TITLE

APPROVE CONTRACTS UNDER \$35,000:

1. APPROVE AN AGREEMENT WITH VERONICA TAM & ASSOCIATES, INC. FOR HOUSING AND PLANNING-RELATED CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED \$30,000 FOR THE TERM SEPTEMBER 9, 2025 TO SEPTEMBER 8, 2026

CONTACT: MARC WIENER, COMMUNITY DEVELOPMENT DIRECTOR

EXECUTIVE SUMMARY

Approve Contracts Under \$35,000

APPROVED BY:

Mike Witzansky, City Manager

ATTACHMENTS

- Agmt & Signature - Veronica Tam & Associates, Inc.
- Insurance - Veronica Tam & Associates, Inc.

**AGREEMENT FOR CONSULTING SERVICES
BETWEEN THE CITY OF REDONDO BEACH
AND VERONICA TAM & ASSOCIATES INC.**

THIS AGREEMENT FOR CONSULTING SERVICES (this "Agreement") is made between the City of Redondo Beach, a chartered municipal corporation ("City") and Veronica Tam & Associates Inc., a California S Corporation ("Consultant" or "Contractor").

The parties hereby agree as follows:

1. Description of Project or Scope of Services. The project description or scope of services to be provided by Consultant, and any corresponding responsibilities of City, or services required to be performed by City are set forth in Exhibit "A."
2. Term and Time of Completion. Consultant shall commence and complete the project or services described in Exhibit "A" in accordance with the schedule set forth in Exhibit "B".
3. Compensation. City agrees to pay Consultant for work performed in accordance with Exhibit "C".
4. Insurance. Consultant shall adhere to the insurance requirements outlined in Exhibit "D", unless otherwise waived by the City's Risk Manager.

* * * * *

GENERAL PROVISIONS

1. Independent Contractor. Consultant acknowledges, represents and warrants that Consultant is not a regular or temporary employee, officer, agent, joint venturer or partner of the City, but rather an independent contractor. This Agreement shall not be construed as a contract of employment. Consultant shall have no rights to any benefits which accrue to City employees unless otherwise expressly provided in this Agreement. Due to the independent contractor relationship created by this Agreement, the City shall not withhold state or federal income taxes, the reporting of which shall be Consultant's sole responsibility.
2. Brokers. Consultant acknowledges, represents and warrants that Consultant has not hired, retained or agreed to pay any entity or person any fee, commission, percentage, gift, or any other consideration, contingent upon or resulting from the award or making of this Agreement.
3. City Property. All plans, drawings, reports, calculations, data, specifications, videos, graphics or other materials prepared for or obtained pursuant to this Agreement shall upon request be delivered to the City within a reasonable time,

and the rights thereto shall be deemed assigned to the City. If applicable, Consultant shall prepare check prints upon request. Said plans, drawings, reports, calculations, data, specifications, videos, graphics or other materials, shall be specific for the project herein and shall not be used by the City for any other project without Consultant's consent. Notwithstanding the foregoing, Consultant shall not be obligated to assign any proprietary software or data developed by or at the direction of Consultant for Consultant's own use; provided, however, that Consultant shall, pursuant to Paragraph 14 below, indemnify, defend and hold the City harmless from and against any discovery or Public Records Act request seeking the disclosure of any such proprietary software or data.

4. Inspection. If the services set forth in Exhibit "A" shall be performed on City or other public property, the City shall have the right to inspect such work without notice. If such services shall not be performed on City or other public property, the City shall have the right to inspect such work upon reasonable notice. Inspections by the City shall not relieve or minimize the responsibility of Consultant to conduct any inspections Consultant has agreed to perform pursuant to the terms of this Agreement. Consultant shall be solely liable for said inspections performed by Consultant. Consultant shall certify in writing to the City as to the completeness and accuracy of each inspection required to be conducted by Consultant hereunder.
5. Services. The project or services set forth in Exhibit "A" shall be performed to the full satisfaction and approval of the City. In the event that the project or services set forth in Exhibit "A" are itemized by price in Exhibit "C", the City in its sole discretion may, upon notice to Consultant, delete certain items or services set forth in Exhibit "A", in which case there shall be a corresponding reduction in the amount of compensation paid to Consultant. City shall furnish Consultant to the extent available, with any City standards, details, specifications and regulations applicable to the Project and necessary for the performance of Consultant's services hereunder. Notwithstanding the foregoing, any and all additional data necessary for design shall be the responsibility of Consultant.
6. Records. Consultant, including any of its subcontractors shall maintain full and complete documents and records, including accounting records, employee time sheets, work papers, and correspondence pertaining to the project or services set forth in Exhibit "A". Consultant, including any of its subcontractors shall make such documents and records available for City review or audit upon request and reasonable notice, and shall keep such documents and records, for at least four (4) years after Consultant's completion of performance of this Agreement. Copies of all pertinent reports and correspondence shall be furnished to the City for its files.

7. Changes and Extra Work. Unless otherwise provided herein, all changes and/or extra work under this Agreement shall be provided for by a subsequent written amendment executed by City and Consultant.
8. Additional Assistance. If this Agreement requires Consultant to prepare plans and specifications, Consultant shall provide assistance as necessary to resolve any questions regarding such plans and specifications that may arise during the period of advertising for bids, and Consultant shall issue any necessary addenda to the plans and specifications as requested. In the event Consultant is of the opinion that City's requests for addenda and assistance is outside the scope of normal services, the parties shall proceed in accordance with the changes and extra work provisions of this Agreement.
9. Professional Ability. Consultant acknowledges, represents and warrants that Consultant is skilled and able to competently provide the services hereunder, and possesses all professional licenses, certifications, and approvals necessary to engage in its occupation. City has relied upon the professional ability and training of Consultant as a material inducement to enter into this Agreement. Consultant shall perform in accordance with generally accepted professional practices and standards of Consultant's profession.
10. Business License. Consultant shall obtain a Redondo Beach Business License before performing any services required under this Agreement. The failure to so obtain such license shall be a material breach of this Agreement and grounds for immediate termination by City; provided, however, that City may waive the business license requirement in writing under unusual circumstances without necessitating any modification of this Agreement to reflect such waiver.
11. Termination Without Default. Notwithstanding any provision herein to the contrary, the City may, in its sole and absolute discretion and without cause, terminate this Agreement at any time prior to completion by Consultant of the project or services hereunder, immediately upon written notice to Consultant. In the event of any such termination, Consultant shall be compensated for: (1) all authorized work satisfactorily performed prior to the effective date of termination; and (2) necessary materials or services of others ordered by Consultant for this Agreement, prior to Consultant's receipt of notice of termination, irrespective of whether such materials or services of others have actually been delivered, and further provided that Consultant is not able to cancel such orders. Compensation for Consultant in such event shall be determined by the City in accordance with the percentage of the project or services completed by Consultant; and all of Consultant's finished or unfinished work product through the time of the City's last payment shall be transferred and assigned to the City. In conjunction with any termination of this Agreement, the City may, at its own expense, make copies or extract information from any notes, sketches, computations, drawings, and specifications or other data, whether complete or not.

12. Termination in the Event of Default. Should Consultant fail to perform any of its obligations hereunder, within the time and in the manner provided or otherwise violate any of the terms of this Agreement, the City may immediately terminate this Agreement by giving written notice of such termination, stating the reasons for such termination. Consultant shall be compensated as provided immediately above, provided, however, there shall be deducted from such amount the amount of damages if any, sustained by the City by virtue of Consultant's breach of this Agreement.
13. Conflict of Interest. Consultant acknowledges, represents and warrants that Consultant shall avoid all conflicts of interest (as defined under any federal, state or local statute, rule or regulation, or at common law) with respect to this Agreement. Consultant further acknowledges, represents and warrants that Consultant has no business relationship or arrangement of any kind with any City official or employee with respect to this Agreement. Consultant acknowledges that in the event that Consultant shall be found by any judicial or administrative body to have any conflict of interest (as defined above) with respect to this Agreement, all consideration received under this Agreement shall be forfeited and returned to City forthwith. This provision shall survive the termination of this Agreement for one (1) year.
14. Indemnity. To the maximum extent permitted by law, Consultant hereby agrees, at its sole cost and expense, to defend protect, indemnify, and hold harmless the City, its elected and appointed officials, officers, employees, volunteers, attorneys, and agents (collectively "Indemnitees") from and against any and all claims, including, without limitation, claims for bodily injury, death or damage to property, demands, charges, obligations, damages, causes of action, proceedings, suits, losses, stop payment notices, judgments, fines, liens, penalties, liabilities, costs and expenses of every kind and nature whatsoever, in any manner arising out of, incident to, related to, in connection with or arising from any act, failure to act, error or omission of Consultant's performance or work hereunder (including any of its officers, agents, employees, Subcontractors) or its failure to comply with any of its obligations contained in the Agreement, or its failure to comply with any current or prospective law, except for such loss or damage which was caused by the sole negligence or willful misconduct of the City. Consultant's obligation to indemnify shall not be restricted to insurance proceeds, if any, received by Consultant or Indemnitees. This indemnification obligation shall survive this Agreement and shall not be limited by any term of any insurance policy required under this Agreement.
 - a. Nonwaiver of Rights. Indemnitees do not and shall not waive any rights that they may possess against Consultant because the acceptance by City, or the deposit with City, of any insurance policy or certificate required pursuant to this Agreement.

- b. Waiver of Right of Subrogation. Consultant, on behalf of itself and all parties claiming under or through it, hereby waives all rights of subrogation and contribution against the Indemnitees.
15. Insurance. Consultant shall comply with the requirements set forth in Exhibit "D." Insurance requirements that are waived by the City's Risk Manager do not require amendments or revisions to this Agreement.
16. Non-Liability of Officials and Employees of the City. No official or employee of the City shall be personally liable for any default or liability under this Agreement.
17. Compliance with Laws. Consultant shall comply with all federal, state and local laws, statutes, ordinances, rules and regulations, and the orders and decrees of any courts or administrative bodies or tribunals, with respect to this Agreement, including without limitation all environmental laws, employment laws.
18. Non-Discrimination. Consultant shall comply with all applicable federal, state, and local laws, ordinances, regulations, and codes prohibiting discrimination, including but not limited to the Civil Rights Act of 1964, the Americans with Disabilities Act of 1990, and the California Fair Employment and Housing Act. Consultant shall not discriminate against any employee or applicant for employment on the basis of race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, sexual orientation, or military and veteran status. Consultant shall ensure that the evaluation and treatment of its employees and applicants for employment are free from such discrimination and harassment. Consultant shall include a similar non-discrimination provision in all subcontracts related to the performance of this Agreement.
19. Limitations upon Subcontracting and Assignment. Consultant acknowledges that the services which Consultant shall provide under this Agreement are unique, personal services which, except as otherwise provided herein, Consultant shall not assign or sublet to any other party without the prior written approval of City, which approval may be withheld in the City's sole and absolute discretion. In the event that the City, in writing, approves any assignment or subletting of this Agreement or the retention of subcontractors by Consultant, Consultant shall provide to the City upon request copies of each and every subcontract prior to the execution thereof by Consultant and subcontractor. Any attempt by Consultant to assign any or all of its rights under this Agreement without first obtaining the City's prior written consent shall constitute a material default under this Agreement.

The sale, assignment, transfer or other disposition, on a cumulative basis, of twenty-five percent (25%) or more of the ownership interest in Consultant or twenty-five percent (25%) or more the voting control of Consultant (whether

Consultant is a corporation, limited liability company, partnership, joint venture or otherwise) shall constitute an assignment for purposes of this Agreement. Further, the involvement of Consultant or its assets in any transaction or series of transactions (by way of merger, sale, acquisition, financing, transfer, leveraged buyout or otherwise), whether or not a formal assignment or hypothecation of this Agreement or Consultant's assets occurs, which reduces Consultant's assets or net worth by twenty-five percent (25%) or more shall also constitute an assignment for purposes of this Agreement.

20. Subcontractors. Consultant shall provide properly skilled professional and technical personnel to perform any approved subcontracting duties. Consultant shall not engage the services of any person or persons now employed by the City without the prior written approval of City, which approval may be withheld in the City's sole and absolute discretion.
21. Integration. This Agreement constitutes the entire agreement between the parties concerning the subject matter hereof and supersedes any previous oral or written agreement; provided, however, that correspondence or documents exchanged between Consultant and City may be used to assist in the interpretation of the exhibits to this Agreement.
22. Amendment. This Agreement may be amended or modified only by a subsequent written amendment executed by both parties.
23. Conflicting Provisions. In the event of a conflict between the terms and conditions of this Agreement and those of any exhibit or attachment hereto, this Agreement proper shall prevail. In the event of a conflict between the terms and conditions of any two or more exhibits or attachments hereto, those prepared by the City shall prevail over those prepared by Consultant.
24. Non-Exclusivity. Notwithstanding any provision herein to the contrary, the services provided by Consultant hereunder shall be non-exclusive, and City reserves the right to employ other contractors in connection with the project.
25. Exhibits. All exhibits hereto are made a part hereof and incorporated herein by reference; provided, however, that any language in Exhibit "A" which does not pertain to the project description, proposal, or scope of services (as applicable) to be provided by Consultant, or any corresponding responsibilities of City, shall be deemed extraneous to, and not a part of, this Agreement.
26. Time of Essence. Time is of the essence of this Agreement.
27. Confidentiality. To the extent permissible under law, Consultant shall keep confidential its obligations hereunder and the information acquired during the performance of the project or services hereunder.

28. Third Parties. Nothing herein shall be interpreted as creating any rights or benefits in any third parties. For purposes hereof, transferees or assignees as permitted under this Agreement shall not be considered "third parties."
29. Governing Law and Venue. This Agreement shall be construed in accordance with the laws of the State of California without regard to principles of conflicts of law. Venue for any litigation or other action arising hereunder shall reside exclusively in the Superior Court of the County of Los Angeles, Southwest Judicial District.
30. Attorneys' Fees. In the event either party to this Agreement brings any action to enforce or interpret this Agreement, the prevailing party in such action shall be entitled to reasonable attorneys' fees (including expert witness fees) and costs. This provision shall survive the termination of this Agreement.
31. Claims. Any claim by Consultant against City hereunder shall be subject to Government Code §§ 800 *et seq.* The claims presentation provisions of said Act are hereby modified such that the presentation of all claims hereunder to the City shall be waived if not made within six (6) months after accrual of the cause of action.
32. Interpretation. Consultant acknowledges that it has had ample opportunity to seek legal advice with respect to the negotiation of this Agreement. This Agreement shall be interpreted as if drafted by both parties.
33. Warranty. In the event that any product shall be provided to the City as part of this Agreement, Consultant warrants as follows: Consultant possesses good title to the product and the right to transfer the product to City; the product shall be delivered to the City free from any security interest or other lien; the product meets all specifications contained herein; the product shall be free from material defects in materials and workmanship under normal use for a period of one (1) year from the date of delivery; and the product shall be fit for its intended purpose(s). Notwithstanding the foregoing, consumable and maintenance items (such as light bulbs and batteries) shall be warranted for a period of thirty (30) days from the date of delivery. All repairs during the warranty period shall be promptly performed by Consultant, at Consultant's expense, including shipping. Consultant shall not be liable under this warranty for an amount greater than the amount set forth in Exhibit "C" hereto.
34. Severance. Any provision of this Agreement that is found invalid or unenforceable shall be deemed severed and all remaining provisions of this Agreement shall remain enforceable to the fullest extent permitted by law.
35. Authority. City warrants and represents that upon City Council approval, the Mayor of the City of Redondo Beach is duly authorized to enter into and execute this Agreement on behalf of City. The party signing on behalf of Consultant

warrants and represents that he or she is duly authorized to enter into and execute this Agreement on behalf of Consultant, and shall be personally liable to City if he or she is not duly authorized to enter into and execute this Agreement on behalf of Consultant.

36. Waiver. The waiver by the City of any breach of any term or provision of this Agreement shall not be construed as a waiver of any subsequent breach.

SIGNATURES FOLLOW ON NEXT PAGE

IN WITNESS WHEREOF, the parties have executed this Agreement in Redondo Beach, California, as of this 9th day of September, 2025.

CITY OF REDONDO BEACH,
a chartered municipal corporation

VERONICA TAM & ASSOCIATES, INC.,
a California S corporation

James A. Light, Mayor

DocuSigned by:
Veronica Tam
3ED8E50E8A004B1...
By: _____
Name: Veronica Tam
Title: Principal

ATTEST:

APPROVED:

Eleanor Manzano, City Clerk

Diane Strickfaden, Risk Manager

APPROVED AS TO FORM:

Joy A. Ford, City Attorney

EXHIBIT "A"

PROJECT DESCRIPTION AND/OR SCOPE OF SERVICES

CONSULTANT'S DUTIES

Consultant shall perform the following duties.

Consultant shall provide housing related advice and services as required by the Community Development Department on an as needed basis.

EXHIBIT "B"

TERM AND TIME OF COMPLETION

Term. This Agreement shall commence on September 9, 2025, and shall continue until September 8, 2026, unless otherwise terminated as herein provided.

EXHIBIT "C"
COMPENSATION

Provided Consultant is not in default under this Agreement, Consultant shall be compensated as provided below.

1. **AMOUNT.** Consultant shall be paid a not-to-exceed amount of \$30,000 at the following hourly rates:

Veronica Tam AICP, Principal \$200/hour
Planners and GIS Specialist \$150/hour
2. **METHOD OF PAYMENT.** Consultant shall provide invoices to City for approval and payment. Invoices must be adequately detailed, based on accurate records, and in a form reasonably satisfactory to City. Consultant may be required to provide back-up material upon request.
3. **SCHEDULE FOR PAYMENT.** Monthly in arrears.
4. **NOTICE.** Written notices to City and Consultant shall be given by registered or certified mail, postage prepaid, email, or personally served, and addressed to the following parties.

Consultant: Veronica Tam & Associates, Inc.
122 E. Foothill Blvd, Suite A # 332
Arcadia, California 91006
Attention: Veronica Tam

City: City of Redondo Beach
Community Development Department
415 Diamond Street
Redondo Beach, CA 90277
Attention: Marc Wiener

All notices, including notices of address changes, provided under this Agreement are deemed received as follows: (1) on the second business day after emailing, provided that no "bounce-back" or similar message indicating non-delivery is received; (2) on the third day after mailing if sent by registered or certified mail; or (3) upon personal delivery. Changes in the respective address set forth above may be made from time to time by any party upon written notice to the other party in accordance with this section.

EXHIBIT “D”

INSURANCE REQUIREMENTS FOR CONSULTANTS

Without limiting Consultant’s indemnification obligations under this Agreement, Consultant shall procure and maintain for the duration of the contract insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by the Consultant, its agents, representatives, or employees.

Minimum Scope of Insurance

Coverage shall be at least as broad as:

Insurance Services Office Commercial General Liability coverage (occurrence form CG 0001).

Insurance Services Office form number CA 0001 (Ed. 1/87) covering Automobile Liability, code 1 (any auto).

Workers’ Compensation insurance as required by the State of California.

Employer’s Liability Insurance.

Minimum Limits of Insurance

Consultant shall maintain limits no less than:

General Liability: \$2,000,000 per occurrence for bodily injury, personal injury and property damage. The general aggregate limit shall apply separately to this project.

Automobile Liability: \$1,000,000 per accident for bodily injury and property damage.

Employer’s Liability: \$1,000,000 per accident for bodily injury or disease.

Deductibles and Self-Insured Retentions

Any deductibles or self-insured retentions must be declared to and approved by the City. At the option of the City, either: (1) the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects the City, its officers, officials, employees and volunteers or (2) the Consultant shall provide a financial guarantee satisfactory to the City guaranteeing payment of losses and related investigations, claim administration and defense expenses.

Other Insurance Provisions

The general liability and automobile liability policies are to contain, or be endorsed to contain, the following provisions:

Additional Insured Endorsement:

General Liability: The City, its officers, elected and appointed officials, employees, and volunteers shall be covered as insureds with respect to liability arising out of work performed by or on behalf of the Consultant. General liability coverage can be provided in the form of an endorsement to the Consultant's insurance, or as a separate owner's policy.

Automobile Liability: The City, its officers, elected and appointed officials, employees, and volunteers shall be covered as insureds with respect to liability arising out of automobiles owned, leased, hired or borrowed by or on behalf of the Consultant.

For any claims related to this project, the Consultant's insurance coverage shall be primary insurance as respects the City, its officers, elected and appointed officials, employees, and volunteers. Any insurance or self-insurance maintained by the City, its officers, officials, employees, or volunteers shall be excess of the Consultant's insurance and shall not contribute with it.

Each insurance policy required by this clause shall be endorsed to state that coverage shall not be canceled by either party, except after thirty (30) days prior written notice by certified mail, return receipt requested, has been given to the City.

Each insurance policy shall be endorsed to state that the inclusion of more than one insured shall not operate to impair the rights of one insured against another insured, and the coverages afforded shall apply as though separate policies had been issued to each insured.

Each insurance policy shall be in effect prior to awarding the contract and each insurance policy or a successor policy shall be in effect for the duration of the project. The maintenance of proper insurance coverage is a material element of the contract and failure to maintain or renew coverage or to provide evidence of renewal may be treated by the City as a material breach of contract on the Consultant's part.

Acceptability of Insurers

Insurance shall be placed with insurers with a current A.M. Best's rating of no less than A:VII and which are authorized to transact insurance business in the State of California by the Department of Insurance.

Verification of Coverage

Consultant shall furnish the City with original certificates and amendatory endorsements effecting coverage required by this clause. The endorsements should be on the City authorized forms provided with the contract specifications. Standard ISO forms which shall be subject to City approval and amended to conform to the City's requirements may be acceptable in lieu of City authorized forms. All certificates and endorsements shall be received and approved by the City before the contract is awarded. The City reserves the right to require complete, certified copies of all required insurance policies, including endorsements effecting the coverage required by these specifications at any time.

Subcontractors

Consultant shall include all subcontractors as insured under its policies or shall furnish separate certificates and endorsements for each subcontractor. All coverages for subcontractors shall be subject to all of the requirements stated herein.

Risk Management

Consultant acknowledges that insurance underwriting standards and practices are subject to change, and the City reserves the right to make changes to these provisions in the reasonable discretion of its Risk Manager.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

9/3/2025

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION** IS **WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER (HD) Heffernan Insurance Brokers 1350 Carback Avenue Walnut Creek CA 94596	CONTACT NAME: Laura Hutchinson PHONE (A/C. No. Ext): 925-934-8500 E-MAIL ADDRESS: LauraHu@HeffINS.com	FAX (A/C. No): 925-934-8278
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A: Continental Casualty Company		20443
INSURER B: American Casualty Company of Reading,		20427
INSURER C:		
INSURER D:		
INSURER E:		
INSURER F:		

License#: 0564249
VEROTAM-01**COVERAGES****CERTIFICATE NUMBER:** 144726612**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER:	Y	Y	B 7013629227	11/16/2024	11/16/2025	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMP/OP AGG \$ 4,000,000 \$
A	<input type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY	Y	Y	B 7013629227	11/16/2024	11/16/2025	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$						OCCUR CLAIMS-MADE \$ \$ \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/>	Y	WC 4 30813948	7/1/2025	7/1/2026	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	Professional Liability			MCH276199824	11/16/2024	11/16/2025	Per Claim/Aggregate \$1M/\$2M

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Certificate Holder is included as additional insured on the General Liability policy per the attached endorsement, if required. Waivers of Subrogation are included on General Liability and Workers Compensation policies per the attached endorsement, if required.

CERTIFICATE HOLDER**CANCELLATION**

Sean Scully
Planning Manager
310.697.3194
415 Diamond Street
Redondo Beach, CA 90277

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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Workers Compensation And Employers Liability Insurance Policy Endorsement

BLANKET WAIVER OF OUR RIGHT TO RECOVER FROM OTHERS

This endorsement changes the policy to which it is attached.

It is agreed that **Part One - Workers' Compensation Insurance G. Recovery From Others** and **Part Two - Employers' Liability Insurance H. Recovery From Others** are amended by adding the following:

We will not enforce our right to recover against persons or organizations. (This agreement applies only to the extent that you perform work under a written contract that requires you to obtain this agreement from us.)

PREMIUM CHARGE - Refer to the Schedule of Operations

The charge will be an amount to which you and we agree that is a percentage of the total standard premium for California exposure. The amount is 2%.

All other terms and conditions of the policy remain unchanged.

This endorsement, which forms a part of and is for attachment to the policy issued by the designated Insurers, takes effect on the Policy Effective Date of said policy at the hour stated in said policy, unless another effective date (the Endorsement Effective Date) is shown below, and expires concurrently with said policy unless another expiration date is shown below.

Form No: G-19160-B (11-1997)

Endorsement Effective Date:

Endorsement Expiration Date:

Endorsement No: 3; Page: 1 of 1

Underwriting Company: American Casualty Company of Reading, Pennsylvania, 151 N Franklin St,
Chicago, IL 60606

Policy No: WC 4 30813948

Policy Effective Date: 07/01/2025

Policy Page: 36 of 49



THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**PRIMARY AND NONCONTRIBUTORY-
OTHER INSURANCE CONDITION**

This endorsement modifies insurance provided under the following:

BUSINESSOWNERS COMMON POLICY CONDITIONS

The following is added to Paragraph **H. Other Insurance** and supersedes any provision to the contrary:

Primary And Noncontributory Insurance

This insurance is primary to and will not seek contribution from any other insurance available to an additional insured under your policy provided that:

- 1.** The additional insured is a Named Insured under such other insurance; and
- 2.** You have agreed in writing in a contract or agreement that this insurance would be primary and would not seek contribution from any other insurance available to the additional insured.

All other terms and conditions of the Policy remain unchanged.

BLANKET ADDITIONAL INSURED AND LIABILITY EXTENSION ENDORSEMENT

This endorsement modifies insurance provided under the following:

BUSINESSOWNERS LIABILITY COVERAGE FORM
BUSINESSOWNERS COMMON POLICY CONDITIONS

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I.	Blanket Additional Insured Provisions
A.	Additional Insured – Blanket Vendors
B.	Miscellaneous Additional Insureds
C.	Additional Provisions Pertinent to Additional Insured Coverage
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1.b.	Definition of "written contract"
2.	Additional Insured – Extended Coverage
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B.	Broad Knowledge of Occurrence
C.	Estates, Legal Representatives and Spouses
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I. BLANKET ADDITIONAL INSURED PROVISIONS**A. ADDITIONAL INSURED – BLANKET VENDORS**

Who Is An Insured is amended to include as an additional insured any person or organization (referred to below as vendor) with whom you agreed under a **"written contract"** to provide insurance, but only with respect to **"bodily injury"** or **"property damage"** arising out of **"your products"** which are distributed or sold in the regular course of the vendor's business, subject to the following additional exclusions:

1. The insurance afforded the vendor does not apply to:
 - a. **"Bodily injury"** or **"property damage"** for which the vendor is obligated to pay damages by reason of the assumption of liability in a contract or agreement. This exclusion does not apply to liability for damages that the vendor would have in the absence of the contract or agreement;
 - b. Any express warranty unauthorized by you;
 - c. Any physical or chemical change in the product made intentionally by the vendor;
 - d. Repackaging, except when unpacked solely for the purpose of inspection, demonstration, testing, or the substitution of parts under instructions from the manufacturer, and then repackaged in the original container;
 - e. Any failure to make such inspections, adjustments, tests or servicing as the vendor has agreed to make or normally undertakes to make in the usual course of business, in connection with the distribution or sale of the products;
 - f. Demonstration, installation, servicing or repair operations, except such operations performed at the vendor's premises in connection with the sale of the product;
 - g. Products which, after distribution or sale by you, have been labeled or relabeled or used as a container, part or ingredient of any other thing or substance by or for the vendor; or



h. **"Bodily injury" or "property damage"** arising out of the sole negligence of the vendor for its own acts or omissions or those of its employees or anyone else acting on its behalf. However, this exclusion does not apply to:

- (1) The exceptions contained in Subparagraphs **d.** or **f.**; or
 - (2) Such inspections, adjustments, tests or servicing as the vendor has agreed to make or normally undertakes to make in the usual course of business, in connection with the distribution or sale of the products.
- 2. This insurance does not apply to any insured person or organization, from whom you have acquired such products, or any ingredient, part or container, entering into, accompanying or containing such products.
 - 3. This provision **2.** does not apply to any vendor included as an insured by an endorsement issued by us and made a part of this Policy.
 - 4. This provision **2.** does not apply if **"bodily injury" or "property damage"** included within the **"products-completed operations hazard"** is excluded either by the provisions of the Policy or by endorsement.

B. MISCELLANEOUS ADDITIONAL INSURED

- 1. **Who Is An Insured** is amended to include as an insured any person or organization (called additional insured) described in paragraphs **3.a.** through **3.j.** below whom you are required to add as an additional insured on this policy under a **"written contract."**
- 2. However, subject always to the terms and conditions of this policy, including the limits of insurance, we will not provide the additional insured with:
 - a. A higher limit of insurance than required by such **"written contract,"**
 - b. Coverage broader than required by such **"written contract"** and in no event greater than that described by the applicable paragraph a. through k. below; or
 - c. Coverage for **"bodily injury" or "property damage"** included within the **"products-completed operations hazard."** But this paragraph **c.** does not apply to the extent coverage for such liability is provided by paragraph **3.j.** below.

Any coverage granted by this endorsement shall apply only to the extent permitted by law.

- 3. Only the following persons or organizations can qualify as additional insureds under this endorsement:

a. Controlling Interest

Any persons or organizations with a controlling interest in you but only with respect to their liability arising out of:

- (1) such person or organization's financial control of you; or
- (2) Premises such person or organization owns, maintains or controls while you lease or occupy these premises;

provided that the coverage granted to such additional insureds does not apply to structural alterations, new construction or demolition operations performed by or for such additional insured.

b. Co-owner of Insured Premises

A co-owner of a premises co-owned by you and covered under this insurance but only with respect to the co-owners liability for **"bodily injury," "property damage" or "personal and advertising injury"** as co-owner of such premises.

c. Grantor of Franchise

Any person or organization that has granted a franchise to you, but only with respect to such person or organization's liability for **"bodily injury," "property damage," or "personal and advertising injury"** as grantor of a franchise to you.

d. Lessor of Equipment

Any person or organization from whom you lease equipment, but only with respect to liability for **"bodily injury," "property damage" or "personal and advertising injury"** caused in whole or in part by your maintenance, operation or use of such equipment, provided that the **"occurrence"** giving rise to such **"bodily injury" or "property damage"** or the offense giving rise to such **"personal and advertising injury"** takes place prior to the termination of such lease.

e. Lessor of Land

Any person or organization from whom you lease land, but only with respect to liability for **"bodily injury," "property damage" or "personal and advertising injury"** arising out of the ownership, maintenance or use of that specific part of the land leased to you, provided that the **"occurrence"** giving rise to such **"bodily injury" or "property damage"** or the offense giving rise to such **"personal and advertising injury,"** takes place prior to the termination of such lease. The insurance hereby afforded to the additional insured does not apply to structural alterations, new construction or demolition operations performed by, on behalf of or for such additional insured.

f. Lessor of Premises

An owner or lessor of premises leased to you, or such owner or lessor's real estate manager, but only with respect to liability for **"bodily injury," "property damage" or "personal and advertising injury"** arising out of the ownership, maintenance or use of such part of the premises leased to you, and provided that the **"occurrence"** giving rise to such **"bodily injury" or "property damage"** or the offense giving rise to such **"personal and advertising injury,"** takes place prior to the termination of such lease. The insurance hereby afforded to the additional insured does not apply to structural alterations, new construction or demolition operations performed by, on behalf of or for such additional insured.

g. Mortgagee, Assignee or Receiver

A mortgagee, assignee or receiver of premises but only with respect to such mortgagee, assignee, or receiver's liability for **"bodily injury," "property damage" or "personal and advertising injury"** arising out of the ownership, maintenance, or use of a premises by you. This insurance does not apply to structural alterations, new construction or demolition operations performed by, on behalf of or for such additional insured.

h. State or Political Subdivisions

A state or government agency or subdivision or political subdivision that has issued a permit or authorization, but only with respect to such government agency or subdivision or political subdivision's liability for **"bodily injury," "property damage" or "personal and advertising injury"** arising out of:

- (1) The following hazards in connection with premises you own, rent, or control and to which this insurance applies:
 - (a) The existence, maintenance, repair, construction, erection, or removal of advertising signs, awnings, canopies, cellar entrances, coal holes, driveways, manholes, marquees, hoistaway openings, sidewalk vaults, street banners, or decorations and similar exposures; or
 - (b) The construction, erection, or removal of elevators; or
 - (c) The ownership, maintenance or use of any elevators covered by this insurance; or
- (2) The permitted or authorized operations performed by you or on your behalf. But the coverage granted by this paragraph does not apply to:
 - (a) **"Bodily injury," "property damage" or "personal and advertising injury"** arising out of operations performed for the state or government agency or subdivision or political subdivision; or
 - (b) **"Bodily injury" or "property damage"** included within the **"products-completed operations hazard."**

With respect to this provision's requirement that additional insured status must be requested under a **"written contract,"** we will treat as a **"written contract"** any governmental permit that requires you to add the governmental entity as an additional insured.

10020002770136292273287



i. Trade Show Event Lessor

With respect to your participation in a trade show event as an exhibitor, presenter or displayer, any person or organization whom you are required to include as an additional insured, but only with respect to such person or organization's liability for **"bodily injury," "property damage," or "personal and advertising injury"** caused by:

- a.** Your acts or omissions; or
- b.** Acts or omissions of those acting on your behalf;

in the performance of your ongoing operations at the trade show premises during the trade show event.

j. Other Person or Organization

Any person or organization who is not an additional insured under paragraphs **a.** through **i.** above. Such additional insured is an insured solely for **"bodily injury," "property damage" or "personal and advertising injury"** for which such additional insured is liable because of your acts or omissions.

The coverage granted by this paragraph does not apply to any person or organization:

- (1)** For **"bodily injury," "property damage," or "personal and advertising injury"** arising out of the rendering or failure to render any professional services;
- (2)** For **"bodily injury" or "property damage"** included in the **"products-completed operations hazard."** But this provision **(2)** does not apply to such **"bodily injury" or "property damage"** if:
 - (a)** It is entirely due to your negligence and specifically results from your work for the additional insured which is the subject to the **"written contract"**; and
 - (b)** The **"written contract"** requires you to make the person or organization an additional insured for such **"bodily injury" or "property damage"**; or
- (3)** Who is afforded additional insured coverage under another endorsement attached to this policy.

C. ADDITIONAL PROVISIONS PERTINENT TO ADDITIONAL INSURED COVERAGE

- 1.** With respect only to additional insured coverage provided under paragraphs **A.** and **B.** above:

- a.** The **BUSINESSOWNERS COMMON POLICY CONDITIONS** are amended to add the following to the Condition entitled **Other Insurance**:

This insurance is excess of all other insurance available to an additional insured whether primary, excess, contingent or on any other basis. However, if a **"written contract"** requires that this insurance be either primary or primary and noncontributing, then this insurance will be primary and non-contributory relative solely to insurance on which the additional insured is a named insured.

- b.** Under **Liability and Medical Expense Definitions**, the following definition is added:

"Written contract" means a written contract or agreement that requires you to make a person or organization an additional insured on this policy, provided the contract or agreement:

- (1)** Is currently in effect or becomes effective during the term of this policy; and
- (2)** Was executed prior to:

- (a)** The **"bodily injury" or "property damage,"** or
- (b)** The offense that caused the **"personal and advertising injury";**

for which the additional insured seeks coverage.

- 2.** With respect to any additional insured added by this endorsement or by any other endorsement attached to this Coverage Part, the section entitled **Who Is An Insured** is amended to make the following natural persons insureds.

If the additional insured is:

- a.** An individual, then his or her spouse is an insured;

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- b. A partnership or joint venture, then its partners, members and their spouses are insureds;
- c. A limited liability company, then its members and managers are insureds;
- d. An organization other than a partnership, joint venture or limited liability company, then its executive officers, directors and shareholders are insureds; or
- e. Any type of entity, then its employees are insureds;

but only with respect to locations and operations covered by the additional insured endorsement's provisions, and only with respect to their respective roles within their organizations. Furthermore, employees of additional insureds are not insureds with respect to liability arising out of:

- (1) **"Bodily injury"** or **"personal and advertising injury"** to any fellow employee or to any natural person listed in paragraphs **a.** through **d.** above;
- (2) **"Property damage"** to property owned, occupied or used by their employer or by any fellow employee; or
- (3) Providing or failing to provide professional health care services.

II. LIABILITY EXTENSION COVERAGES

It is understood and agreed that this endorsement amends the **Businessowners Liability Coverage Form**. If any other endorsement attached to this policy amends any provision also amended by this endorsement, then that other endorsement controls with respect to such provision, and the changes made by this endorsement to such provision do not apply.

A. Bodily injury – Expanded Definition

Under **Liability and Medical Expenses Definitions**, the definition of **"Bodily injury"** is deleted and replaced by the following:

"Bodily injury" means physical injury, sickness or disease sustained by a person, including death, humiliation, shock, mental anguish or mental injury by that person at any time which results as a consequence of the physical injury, sickness or disease.

B. Broad Knowledge of Occurrence

Under Businessowners Liability Conditions, the Condition entitled Duties In The Event of Occurrence, Offense, Claim or Suit is amended to add the following:

Paragraphs **a.** and **b.** above apply to you or to any additional insured only when such **"occurrence,"** offense, claim or **"suit"** is known to:

- (1) You or any additional insured that is an individual;
- (2) Any partner, if you or an additional insured is a partnership;
- (3) Any manager, if you or an additional insured is a limited liability company;
- (4) Any **"executive officer"** or insurance manager, if you or an additional insured is a corporation;
- (5) Any trustee, if you or an additional insured is a trust; or
- (6) Any elected or appointed official, if you or an additional insured is a political subdivision or public entity.

This paragraph applies separately to you and any additional insured.

C. Estates, Legal Representatives and Spouses

The estates, heirs, legal representatives and spouses of any natural person insured shall also be insured under this policy; provided, however, coverage is afforded to such estates, heirs, legal representatives and spouses only for claims arising solely out of their capacity as such and, in the case of a spouse, where such claim seeks damages from marital common property, jointly held property, or property transferred from such natural person insured to such spouse. No coverage is provided for any act, error or omission of an estate, heir, legal representative or spouse outside the scope of such person's capacity as such, provided however that the spouse of a natural person Named Insured and the spouses of members or partners of joint venture or partnership Named Insureds are insureds with respect to such spouses' acts, errors or omissions in the conduct of the Named Insured's business.



D. Fellow Employee First Aid Coverage

In the section entitled **Who Is An Insured**, paragraph **2.a.1.** is amended to add the following:

The limitations described in subparagraphs **2.a.1.(a), (b) and (c)** do not apply to your **"employees"** for **"bodily injury"** that results from providing cardiopulmonary resuscitation or other first aid services to a co-**"employee"** or **"volunteer worker"** that becomes necessary while your **"employee"** is performing duties in the conduct of your business. Your **"employees"** are hereby insureds for such services. But the insured status conferred by this provision does not apply to **"employees"** whose duties in your business are to provide professional health care services or health examinations.

E. Legal Liability – Damage To Premises

1. Under **B. Exclusions, 1. Applicable to Business Liability Coverage**, Exclusion **k. Damage To Property**, is replaced by the following:

k. Damage To Property

"Property damage" to:

1. Property you own, rent or occupy, including any costs or expenses incurred by you, or any other person, organization or entity, for repair, replacement, enhancement, restoration or maintenance of such property for any reason, including prevention of injury to a person or damage to another's property;
2. Premises you sell, give away or abandon, if the **"property damage"** arises out of any part of those premises;
3. Property loaned to you;
4. Personal property in the care, custody or control of the insured;
5. That particular part of any real property on which you or any contractors or subcontractors working directly or indirectly in your behalf are performing operations, if the **"property damage"** arises out of those operations; or
6. That particular part of any property that must be restored, repaired or replaced because **"your work"** was incorrectly performed on it.

Paragraph **2** of this exclusion does not apply if the premises are **"your work"** and were never occupied, rented or held for rental by you.

Paragraphs **1, 3, and 4**, of this exclusion do not apply to **"property damage"** (other than damage by fire or explosion) to premises:

- (1) rented to you;
- (2) temporarily occupied by you with the permission of the owner, or
- (3) to the contents of premises rented to you for a period of 7 or fewer consecutive days.

A separate limit of insurance applies to Damage To Premises Rented To You as described in Section D – Liability and Medical Expenses Limits of Insurance.

Paragraphs **3, 4, 5, and 6** of this exclusion do not apply to liability assumed under a sidetrack agreement.

Paragraph **6** of this exclusion does not apply to **"property damage"** included in the **"products-completed operations hazard."**

2. Under **B. Exclusions, 1. Applicable to Business Liability Coverage**, the following paragraph is added, and replaces the similar paragraph, if any, beneath paragraph **(14)** of the exclusion entitled **Personal and Advertising Injury**:

Exclusions **c, d, e, f, g, h, i, k, l, m, n, and o**, do not apply to damage by fire to premises while rented to you or temporarily occupied by you with permission of the owner or to the contents of premises rented to you for a period of 7 or fewer consecutive days. A separate limit of insurance applies to this coverage as described in **Section D. Liability And Medical Expenses Limits Of Insurance**.

3. The first Paragraph under item **5. Damage To Premises Rented To You Limit** of the section entitled **Liability And Medical Expenses Limits Of Insurance** is replaced by the following:

The most we will pay under Business Liability for damages because of "**property damage**" to any one premises, while rented to you or temporarily occupied by you with the permission of the owner, including contents of such premises rented to you for a period of 7 or fewer consecutive days, is the Damage to Premises Rented to You Limit. The Damage to Premises Rented to You Limit is the greater of:

- a. \$1,000,000; or
- b. The Damage to Premises Rented to You Limit shown in the Declarations.

F. Personal and Advertising Injury – Discrimination or Humiliation

1. Under **Liability and Medical Expenses Definitions**, the definition of "**personal and advertising injury**" is amended to add the following:
 - h. Discrimination or humiliation that results in injury to the feelings or reputation of a natural person, but only if such discrimination or humiliation is:
 - (1) Not done intentionally by or at the direction of:
 - (a) The insured; or
 - (b) Any "**executive officer**," director, stockholder, partner, member or manager (if you are a limited liability company) of the insured; and
 - (2) Not directly or indirectly related to the employment, prospective employment, past employment or termination of employment of any person or person by any insured.
2. Under **B. Exclusions, 1. Applicable to Business Liability Coverage**, the exclusion entitled **Personal and Advertising Injury** is amended to add the following additional exclusions:

(15) Discrimination Relating to Room, Dwelling or Premises

Caused by discrimination directly or indirectly related to the sale, rental, lease or sub-lease or prospective sale, rental, lease or sub-lease of any room, dwelling or premises by or at the direction of any insured.

(16) Employment Related Discrimination

Discrimination or humiliation directly or indirectly related to the employment, prospective employment, past employment or termination of employment of any person by any insured.

(17) Fines or Penalties

Fines or penalties levied or imposed by a governmental entity because of discrimination.

3. This provision (**Personal and Advertising Injury – Discrimination or Humiliation**) does not apply if **Personal and Advertising Injury** Liability is excluded either by the provisions of the Policy or by endorsement.

G. Personal and Advertising Injury - Broadened Eviction

Under **Liability and Medical Expenses Definitions**, the definition of "**Personal and advertising injury**" is amended to delete Paragraph c. and replace it with the following:

- c. The wrongful eviction from, wrongful entry into, or invasion of the right of private occupancy of a room dwelling or premises that a person or organization occupies committed by or on behalf of its owner, landlord or lessor.

H. Waiver of Subrogation – Blanket

We waive any right of recovery we may have against:

- a. Any person or organization with whom you have a written contract that requires such a waiver.

All other terms and conditions of the Policy remain unchanged.





Administrative Report

H.5., File # 25-1254

Meeting Date: 9/9/2025

To: MAYOR AND CITY COUNCIL

From: JOY A. FORD, CITY ATTORNEY

TITLE

APPROVE THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND CLEAR RECOVERY CENTER FOR AN ALTERNATIVE CRISIS RESPONSE TEAM FROM SEPTEMBER 10, 2025 TO SEPTEMBER 9, 2026 FOR AN AMOUNT NOT TO EXCEED \$379,000

AUTHORIZE THE CITY ATTORNEY TO EXECUTE A SUBSEQUENT "ADDITIONAL DUTIES ADDENDUM" WITH CLEAR, LIMITED TO ADMINISTRATIVE AND OPERATIONAL OBLIGATIONS OF ONE OR BOTH PARTIES WHERE SUCH DUTIES SHALL NOT OBLIGATE THE CITY TO EXPEND ADDITIONAL FUNDS, ASSUME NEW INDEMNITY OR INSURANCE OBLIGATIONS, OR OTHERWISE SHIFT RISK TO THE CITY BEYOND THE ADMINISTRATIVE AND OPERATIONAL OBLIGATIONS CONTEMPLATED BY THE MEMORANDUM OF UNDERSTANDING, AND SHALL NOT REQUIRE FURTHER CITY COUNCIL APPROVAL

EXECUTIVE SUMMARY

On September 2, 2025, the City Council and Mayor discussed the next steps to develop an Alternative Crisis Response (ACR) Program. The City Council agreed to modified terms requested by Clear Recovery Center (Clear) to develop the ACR Program. Staff recommends the City Council and Mayor approve the Memorandum of Understanding (MOU) and authorize the City Attorney to execute a subsequent "Additional Duties Addendum."

BACKGROUND

An Alternative Crisis Response (ACR) is designed to approach non-violent, mental and behavioral health service calls by offering trauma-informed care, crisis de-escalation, in person intervention and transport to immediate behavioral health services. Physical health, behavioral health, and substance use professionals can provide intensive whole-person healthcare services in episodes of crisis, with goals of reducing the amount of hospital and emergency room visits as well as fire and police department involvement.

Clear is a South Bay based mental health and substance abuse treatment provider that provides a full continuum of care. Their treatment is individualized, evidence-based and age specific in order to give their clients the best possible chance at long term recovery. They pride themselves on their expert clinical team who is highly skilled in the latest in evidence-based treatments and therapies. Clear has provided Homeless Court participants excellent mental health and substance abuse counseling services since 2019.

During negotiations of the terms of the MOU, Clear requested amending the City's standard indemnity term to mutual indemnity and limiting their insurance liability to \$10,000,000. The City Attorney countered with the request for mutual indemnity to limiting the City's indemnity of Clear to the City's gross negligence and willful misconduct, and requiring Clear to indemnify the City for Clear's negligence, gross negligence and willful misconduct. The MOU reflects those modifications as agreed upon by the City Council.

An additional duties addendum would further protect the city given this modified mutual indemnity. As with the City's other programs in the Enhanced Response to Homelessness such as Homeless Court and Bridge Housing, operations develop over time depending on what works and what does not work. It would not be practical to have to go to Council each time there is a change in operations. For example, certain situations may require the police to accompany the ACR team while others require the Fire Department. It would be impractical to go back to City Council every time there was a change in operations. In this case, because of the modified mutual indemnify, such changes should be documented, so staff is requesting that the City Council authorize the City Attorney to execute such a document.

COORDINATION

The City Attorney's Office coordinated with Clear and the SBCCOG in connection with the preparation of this report.

FISCAL IMPACT

Funding is available from the Health Net grant.

Submitted by:

Joy A. Ford, City Attorney

ATTACHMENTS

- Clear Memorandum of Understanding

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF REDONDO BEACH AND CLEAR RECOVERY CENTER, LLC**

THIS MEMORANDUM OF UNDERSTANDING ("MOU") is made between the City of Redondo Beach, a chartered municipal corporation ("City") and Clear Recovery Center, LLC, a California limited liability company ("CLEAR").

WHEREAS, the City and CLEAR are each referred to herein as a "Party" and collectively as the "Parties";

WHEREAS, CLEAR provides professional clinical services for substance abuse and mental health counseling, including crisis stabilization, care coordination, counseling, case management, and referrals for ongoing treatment and community based recovery resources;

WHEREAS, CLEAR desires to partner with the City to support the creation and implementation of an Alternative Crisis Response ("ACR") team to enhance community safety and well-being by ensuring that behavioral health professionals are embedded in the City's crisis response framework, with the goal of delivering timely, compassionate, and clinically informed care that diverts individuals from unnecessary emergency room visits or law enforcement encounters.

WHEREAS, acceptance for program admission will be at the discretion of CLEAR clinical staff based on a clinical assessment and appropriateness of fit; and

WHEREAS, CLEAR desires to provide these services.

NOW THEREFORE, in consideration of the promises and mutual covenants contained herein, and intending to be legally bound, the Parties hereby agree to the following:

A. SERVICES.

1. CLEAR shall provide:

- a. Dedicated clinical and counseling staff to collaborate with the City's designated first responders and public safety personnel, ensuring the ACR team responds to mental health and substance use crises with the goal of delivering timely, compassionate, and clinically informed care that diverts individuals from unnecessary emergency room visits or law enforcement encounters.
- b. The following personnel to the program:
 - i. One full-time employee Therapist who shall:
 - a. Be scheduled from Monday–Friday, 9:00 AM – 5:00 PM; and
 - b. Provide crisis stabilization, care coordination, and referrals for ongoing treatment.
 - ii. One full-time employee Drug and Alcohol Counselor who shall:
 - a. Be scheduled from Monday–Friday, 9:00 AM – 5:00 PM, and
 - b. Provide counseling, case management, and linkage to community-based recovery resources.
 - iii. Administrative oversight by a full-time employee Program Director who shall:
 - a. Be available from Monday–Friday, 9:00 AM – 5:00 PM, providing up to 5 hours a week of administrative support

- b. Provide oversight, supervision and project management coordination.

These staff members shall function as part of the ACR team in close coordination with the City's designated first responders, and community partners and will be accompanied by the City's designated responders when responding to designated events. These staff members may concurrently participate in asynchronous CLEAR related activities provided such activities do not impact their ability to respond effectively as part of the ACR team.

- c. Recruitment, onboarding, and management of the assigned therapist and counselor.
- d. Ongoing maintenance of staff's current licensure, certifications, and professional development throughout the duration of this MOU.
- e. Collaboration with City officials and other ACR partners in continuous improvement.

2. City will:

- a. Integrate the ACR team into the city's crisis response workflows.
- b. Provide operational support, safety protocols, and coordination with public safety agencies.
- c. Facilitate data sharing and collaboration to measure program outcomes.

B. **TERM.** This MOU shall commence on September 10, 2025 and continue until September 9, 2026. This MOU may be renewed by a subsequent written amendment signed by authorized representatives of both Parties.

C. **COMPENSATION.** The City will pay CLEAR an amount not to exceed \$379,000 for the Services provided hereunder. This compensation is fully burdened and inclusive of all direct and indirect costs associated with the Services, including but not limited to staffing, overhead, administration, and any other expenses incurred by CLEAR in performing its obligations under this MOU. The payment shall be allocated as follows:

- 1. Therapist: \$220,000 annually; and
- 2. Drug & Alcohol Counselor: \$120,000 annually
- 3. Program Director: \$39,000 annually

City will pay compensation in monthly installments in arrears for Services performed, within thirty (30) days of the City's receipt of a detailed invoice from CLEAR itemizing the Services performed during the preceding month, including staff hours worked, description of work performed, and any supporting documentation requested by the City, provided that the Services have been completed to the city's full satisfaction. In the event of any prorated period (e.g., due to commencement, termination, or renewal), compensation shall be prorated on a daily basis based on the actual number of days in the applicable month. The total compensation under this MOU shall not exceed \$379,000, and CLEAR shall not be

entitled to any additional reimbursement or payment unless otherwise agreed in a written amendment to this MOU.

- D. **PROFESSIONAL ABILITY.** CLEAR acknowledges, represents and warrants that CLEAR is skilled and able to competently provide the services hereunder, and possesses all professional licenses, certifications, and approvals necessary to engage in its occupation. City has relied upon the professional ability and training of CLEAR as a material inducement to enter into this MOU. CLEAR shall perform in accordance with generally accepted professional practices and standards of its profession.
- E. **BUSINESS LICENSE.** CLEAR shall obtain a Redondo Beach Business License before performing any services required under this MOU. The failure to so obtain such license shall be a material breach of this MOU and grounds for immediate termination by City; provided, however, that City may waive the business license requirement in writing under unusual circumstances without necessitating any modification of this MOU to reflect such waiver.
- F. **RECORDS.** CLEAR, including any of its subcontractors, shall maintain full and complete documents and records, including accounting records, employee time sheets, work papers, and correspondence pertaining to the project or services set forth herein. CLEAR, including any of its subcontractors, shall make such documents and records available for City review or audit upon request and reasonable notice, and shall keep such documents and records, for at least four (4) years after CLEAR's completion of performance of this MOU. Copies of all pertinent reports and correspondence shall be furnished to the City for its files.
- G. **INDEMNITY.**
1. **CLEAR'S INDEMNITY.** To the maximum extent permitted by law, CLEAR hereby agrees, at its sole cost and expense, to defend protect, indemnify, and hold harmless the City, its elected and appointed officials, officers, employees, volunteers, attorneys, and agents (collectively "City Indemnitees") from and against any and all claims, including, without limitation, claims for bodily injury, death or damage to property, demands, charges, obligations, damages, causes of action, proceedings, suits, losses, stop payment notices, judgments, fines, liens, penalties, liabilities, costs and expenses of every kind and nature whatsoever, in any manner arising out of, incident to, related to, in connection with or arising from any act, failure to act, error or omission of CLEAR's negligence, gross negligence, or willful misconduct of CLEAR's performance or work hereunder (including any of its officers, agents, employees, Subcontractors), except to the extent such loss or damage is caused by the sole negligence or willful misconduct of the City.
 2. **CITY'S INDEMNITY.** To the maximum extent permitted by law, the City hereby agrees, at its sole cost and expense, to defend, protect, indemnify, and hold harmless CLEAR, its officers, employees, volunteers, attorneys, and agents (collectively "CLEAR Indemnitees") from and against any and all claims, including, without limitation, claims for bodily injury, death or damage to property, demands, charges, obligations, damages, causes of action, proceedings, suits, losses, stop payment notices, judgments, fines, liens, penalties, liabilities, costs and expenses of every kind and nature whatsoever, in any manner arising out of, incident to, related to, in connection with or arising from any act, failure to act, error or omission of City's gross negligence, or willful misconduct of City's performance or work hereunder (including any of its officers, agents, employees, Subcontractors).

Both CLEAR's and the City's indemnification obligations shall survive this MOU and shall not be limited by any term of any insurance policy required under this MOU, except as each Party's obligation to indemnify shall be limited to the limits of its insurance policies.

- a. Nonwaiver of Rights. The City Indemnitees and CLEAR Indemnitees do not and shall not waive any rights that they may possess against the other Party because of the acceptance by the City or CLEAR, or the deposit with the City or CLEAR, of any insurance policy or certificate required pursuant to this MOU.
- b. Waiver of Right of Subrogation. Each Party, on behalf of itself and all parties claiming under or through it, hereby waives all rights of subrogation and contribution against the other Party's Indemnitees (i.e., the City Indemnitees or CLEAR Indemnitees, as applicable).

- H. **INSURANCE.** CLEAR shall comply with the requirements set forth in Exhibit "A". Insurance requirements that are waived by the City's Risk Manager do not require amendments or revisions to this MOU.
- I. **NON-LIABILITY OF OFFICIALS AND EMPLOYEES OF THE CITY.** No official or employee of the City shall be personally liable for any default or liability under this MOU.
- J. **COMPLIANCE WITH LAWS.** CLEAR shall comply with all federal, state and local laws, statutes, ordinances, rules and regulations, and the orders and decrees of any courts or administrative bodies or tribunals, with respect to this MOU, including without limitation all environmental laws, and employment laws.
- K. **NON-DISCRIMINATION.** CLEAR shall comply with all applicable federal, state, and local laws, ordinances, regulations, and codes prohibiting discrimination, including but not limited to the Civil Rights Act of 1964, the Americans with Disabilities Act of 1990, and the California Fair Employment and Housing Act. CLEAR shall not discriminate against any employee or applicant for employment on the basis of race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, sexual orientation, military and veteran status, or any other legally protected characteristic. CLEAR shall ensure that the evaluation and treatment of its employees and applicants for employment are free from such discrimination and harassment. CLEAR shall include a similar non-discrimination provision in all subcontracts related to the performance of this MOU.
- L. **LIMITATIONS UPON SUBCONTRACTING AND ASSIGNMENT.** CLEAR acknowledges that the services which CLEAR shall provide under this MOU are unique, personal services which, except as otherwise provided herein, CLEAR shall not assign or sublet to any other party without the prior written approval of City, which approval may not be unreasonably withheld, except in the event of a Change of Control, upon which CLEAR will provide prior written notice to the City. In the event that the City, in writing, approves any assignment or subletting of this MOU or the retention of subcontractors by CLEAR, CLEAR shall provide to the City upon request copies of each and every subcontract prior to the execution thereof by CLEAR and subcontractor. Any attempt by CLEAR to assign any or all of its rights under this MOU without first obtaining the City's prior written consent, except in the event of a Change of Control, shall constitute a material default under this MOU.

The sale, assignment, transfer or other disposition, on a cumulative basis, of more than fifty percent (50%) of the ownership interest in CLEAR or more than 50% (50%) or more the voting control of CLEAR (whether CLEAR is a corporation, limited liability company, partnership, joint venture or otherwise) shall constitute a Change of Control for purposes of this MOU.

Subject to the limitations set forth in this section, this MOU shall be binding upon and inure to the benefit of the parties and their respective successors and permitted assigns. Any permitted assignee must expressly assume all of CLEAR's rights and obligations under this MOU and perform them as if it were an original party. CLEAR shall remain jointly and severally liable for all obligations hereunder notwithstanding any assignment or transfer.

- M. **SUBCONTRACTORS.** CLEAR shall provide properly skilled professional and technical personnel to perform any approved subcontracting duties. CLEAR shall not engage the services of any person or persons now employed by the City without the prior written approval of City, which approval may be withheld in the City's sole and absolute discretion.
- N. **NOTICE.** Written notices to City and CLEAR shall be given by registered or certified mail, postage prepaid, email, or personally served, and addressed to the following Parties.

CLEAR. Clear Behavioral Health
c/o Your Behavioral Health
1983 West 190th, Suite 200
Torrance, CA 90504
Attn: CBH Executive Director, Sara Ghassemy
Email: Sara@clearbehavioralhealth.com

City. City of Redondo Beach
City Attorney's Office
415 Diamond Street
Redondo Beach, CA 90277
Attn: Joy A. Ford, City Attorney
Email: joy.ford@redondo.org

All notices, including notices of address changes, provided under this Agreement are deemed received as follows: (1) on the second business day after emailing, provided that no "bounce-back" or similar message indicating non-delivery is received; (2) on the third day after mailing if sent by registered or certified mail; or (3) upon personal delivery. Changes in the respective address set forth above may be made from time to time by any Party upon written notice to the other Party in accordance with this section.

- O. **TERMINATION.** Either Party may terminate this MOU at any time upon providing thirty (30) days prior written notice to the other Party.
- P. **AMENDMENTS.** No modification, amendment, or addendum to this MOU shall be valid unless it is set forth in writing and is signed by the Parties.
- Q. **CONFIDENTIALITY AND DATA PROTECTION.** CLEAR shall comply with all applicable federal and state privacy laws, including but not limited to the Health Insurance Portability and Accountability Act (HIPAA), the California Confidentiality of Medical Information Act

(CMIA), and California's Data Breach Notification Law (Cal. Civ. Code § 1798.80 et seq.), in handling protected health information (PHI) and personally identifiable information (PII) (collectively, "Sensitive Data") related to services provided under this MOU. CLEAR is expressly prohibited from sharing any identifiable Sensitive Data with the City, except as required by law. All data provided to the City for reporting purposes shall be de-identified in accordance with HIPAA standards (45 CFR § 164.514(b)). In the event CLEAR inadvertently shares identifiable Sensitive Data with the City, CLEAR shall promptly notify the City and, at its own expense, retrieve or destroy such data to ensure the City does not retain it. All client records generated under this MOU shall remain the property of CLEAR, subject to the City's right to access de-identified data. CLEAR's obligations under this section shall survive the termination or expiration of this MOU.

- R. **ASSIGNMENT AND SUBCONTRACTING.** CLEAR shall not assign, transfer, or subcontract any portion of this MOU without the prior written consent of the City. Any approved subcontractors shall comply with all terms of this MOU, including insurance requirements.
- S. **SEVERANCE.** Any provision of this Agreement that is found invalid or unenforceable shall be deemed severed and all remaining provisions of this Agreement shall remain enforceable to the fullest extent permitted by law.
- T. **AUTHORITY.** City warrants and represents that upon City Council approval, the Mayor of the City of Redondo Beach is duly authorized to enter into and execute this Agreement on behalf of City. The Party signing on behalf of CLEAR warrants and represents that he or she is duly authorized to enter into and execute this Agreement on behalf of CLEAR, and shall be personally liable to City if he or she is not duly authorized to enter into and execute this Agreement on behalf of CLEAR.
- U. **GOVERNING LAW AND VENUE.** This MOU shall be construed in accordance with the laws of the State of California without regard to principles of conflicts of law. Venue for any litigation or other action arising hereunder shall reside exclusively in the Superior Court of the County of Los Angeles, Southwest Judicial District.
- V. **WAIVER.** The waiver by the City of any breach of any term or provision of this Agreement shall not be construed as a waiver of any subsequent breach.
- W. **ENTIRE AGREEMENT.** This MOU, including Exhibit A, and any Additional Duties Addendum incorporated pursuant to Section X constitutes the entire agreement between the Parties and supersedes any previous oral or written agreements with respect to the subject matter hereof.
- X. **ADDITIONAL DUTIES ADDENDUM.** The Parties acknowledge that additional duties and responsibilities of the City and/or CLEAR may be set forth in a separate written instrument (the "Additional Duties Addendum"). The Additional Duties Addendum shall be negotiated and executed by the City Attorney, on behalf of the City, and by an authorized representative of CLEAR. Any such Additional Duties Addendum, once fully executed by both authorized Parties, and expressly titled as an "Additional Duties Addendum" pursuant to this section, shall be deemed automatically incorporated into and made part of this MOU by this reference, as though fully set forth herein without need for amendment of this MOU. Any such additional duties, whether applicable to one Party or both Parties, shall be binding

upon and enforceable against the Party or Parties to whom they are assigned, with the same force and effect as if originally included in this MOU.

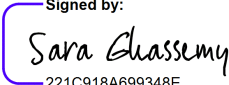
Approval of this MOU by the City Council shall constitute approval of the incorporation of any Additional Duties Addendum executed in accordance with this section, without need for further Council action, provided that no Additional Duties Addendum shall obligate the City to expend additional funds, assume new indemnity or insurance obligations, or otherwise shift risk to the City beyond the administrative and operational obligations contemplated by this MOU, unless expressly approved by the City Council.

IN WITNESS WHEREOF, the Parties have executed this MOU in Redondo Beach, California, as of this 9th day of September, 2025.

CITY OF REDONDO BEACH,
a chartered municipal corporation

CLEAR RECOVERY CENTER, LLC,
a California limited liability company

James A. Light, Mayor

Signed by:

By: 221C918A699348E...
Name: Sara Ghassemy
Title: Executive Director of Operations

ATTEST:

APPROVED:

Eleanor Manzano, City Clerk

Diane Strickfaden, Risk Manager

APPROVED AS TO FORM:

Joy A. Ford, City Attorney

EXHIBIT "A"

INSURANCE REQUIREMENTS FOR CLEAR

Without limiting CLEAR's indemnification obligations under this MOU, CLEAR shall procure and maintain for the duration of the contract insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by the CLEAR, its agents, representatives, or employees.

Minimum Scope of Insurance

Coverage shall be at least as broad as:

Insurance Services Office Commercial General Liability coverage (occurrence form CG 0001).

Insurance Services Office form number CA 0001 (Ed. 1/87) covering Automobile Liability, code 1 (any auto).

Workers' Compensation insurance as required by the State of California.

Employer's Liability Insurance.

Umbrella/Excess Liability Insurance providing coverage in excess of the underlying General Liability, Automobile Liability, and Employer's Liability policies.

Minimum Limits of Insurance

CLEAR shall maintain limits no less than:

General Liability: \$5,000,000 per occurrence for bodily injury, personal injury and property damage. The general aggregate limit shall apply separately to this project.

Automobile Liability: \$1,000,000 per accident for bodily injury and property damage.

Employer's Liability: \$1,000,000 per accident for bodily injury or disease.

Umbrella/Excess Liability: \$5,000,000 per occurrence and in the aggregate.

Deductibles and Self-Insured Retentions

Any deductibles or self-insured retentions must be declared to and approved by the City. At the option of the City, either: (1) the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects the City, its officers, officials, employees and volunteers or (2) the CLEAR shall provide a financial guarantee satisfactory to the City guaranteeing payment of losses and related investigations, claim administration and defense expenses.

Other Insurance Provisions

The general liability and automobile liability policies are to contain, or be endorsed to contain, the following provisions:

Additional Insured Endorsement:

General Liability: The City, its officers, elected and appointed officials, employees, and volunteers shall be covered as insureds with respect to liability arising out of work performed by or on behalf of the CLEAR. General liability coverage can be provided in the form of an endorsement to the CLEAR's insurance, or as a separate owner's policy.

Automobile Liability: The City, its officers, elected and appointed officials, employees, and volunteers shall be covered as insureds with respect to liability arising out of automobiles owned, leased, hired or borrowed by or on behalf of the CLEAR.

Umbrella/Excess Liability: The City, its officers, elected and appointed officials, employees, and volunteers shall be covered as insureds under the Umbrella/Excess Liability policy to the same extent as under the underlying policies.

For any claims related to this project, the CLEAR's insurance coverage shall be primary insurance as respects the City, its officers, elected and appointed officials, employees, and volunteers. Any insurance or self-insurance maintained by the City, its officers, officials, employees, or volunteers shall be excess of the CLEAR's insurance and shall not contribute with it.

Each insurance policy required by this clause shall be endorsed to state that coverage shall not be canceled by either Party, except after thirty (30) days prior written notice by certified mail, return receipt requested, has been given to the City.

Each insurance policy shall be endorsed to state that the inclusion of more than one insured shall not operate to impair the rights of one insured against another insured, and the coverages afforded shall apply as though separate policies had been issued to each insured.

Each insurance policy shall be in effect prior to awarding the contract and each insurance policy or a successor policy shall be in effect for the duration of the project. The maintenance of proper insurance coverage is a material element of the contract and failure to maintain or renew coverage or to provide evidence of renewal may be treated by the City as a material breach of contract on the CLEAR's part.

Acceptability of Insurers

Insurance shall be placed with insurers with a current A.M. Best's rating of no less than A:VII and which are authorized to transact insurance business in the State of California by the Department of Insurance.

Verification of Coverage

CLEAR shall furnish the City with original certificates and amendatory endorsements effecting coverage required by this clause. The endorsements should be on the City authorized forms

provided with the contract specifications. Standard ISO forms which shall be subject to City approval and amended to conform to the City's requirements may be acceptable in lieu of City authorized forms. All certificates and endorsements shall be received and approved by the City before the contract is awarded. The City reserves the right to require complete, certified copies of all required insurance policies, including endorsements effecting the coverage required by these specifications at any time.

Subcontractors

CLEAR shall include all subcontractors as insured under its policies or shall furnish separate certificates and endorsements for each subcontractor. All coverages for subcontractors shall be subject to all of the requirements stated herein.

Risk Management

CLEAR acknowledges that insurance underwriting standards and practices are subject to change, and the City reserves the right to make changes to these provisions in the reasonable discretion of its Risk Manager.



Administrative Report

J.1., File # 25-1238

Meeting Date: 9/9/2025

TITLE

For eComments and Emails Received from the Public



Administrative Report

N.1., File # 25-1247

Meeting Date: 9/9/2025

To: MAYOR AND CITY COUNCIL

From: MARC WIENER, COMMUNITY DEVELOPMENT DIRECTOR

TITLE

DISCUSSION AND POSSIBLE ACTION REGARDING CHANGES TO PARKING REGULATIONS FOR COMMERCIAL PROPERTIES ALONG ARTESIA AND AVIATION BOULEVARDS

REVIEW AND PROVIDE DIRECTION ON A DRAFT ZONING ORDINANCE THAT WOULD ELIMINATE PARKING REQUIREMENTS FOR NON-RESIDENTIAL USES ALONG ARTESIA AND AVIATION BOULEVARDS

EXECUTIVE SUMMARY

The Artesia and Aviation Corridor Area Plan (AACAP), which was derived from work that occurred on the General Plan update, includes a set of strategies and development standards intended to help incentivize the revitalization of the Artesia and Aviation Corridors. On August 5, 2025, the City Council held a meeting to discuss the City's General Plan update with a specific focus on policies related to the AACAP. The City Council discussed, took public testimony, and considered numerous revitalization strategies, including but not limited to, increasing the Floor Area Ratio (FAR) for properties within the AACAP area from 0.6 to 1.5, potential mixed-use development within AACAP, development caps with increased FAR's as incentives for early revitalization projects, reduced or eliminated open space requirements, and various additional future parking strategies.

At the conclusion of the discussions and public comment period, the City Council directed staff to move forward with an amendment to the Redondo Beach Municipal Code (RBMC) eliminating required parking for non-residential uses for properties along the AACAP boulevards. Accordingly, staff have prepared a draft Zoning Ordinance for City Council review and discussion prior to the Planning Commission's consideration and input, which is scheduled to take place on September 18, 2025.

BACKGROUND

The updated Land Use Element proposes to increase to the allowable FAR from 0.6 to 1.5 along the AACAP boulevards, effectively allowing up to 2.5 times more building area. The AACAP contains a total of 2,877 parking spaces, of which 688 are on-street, public spaces, and 2,189 are private, off-street spaces.

At the August 5, 2025 City Council meeting, staff presented various exhibits demonstrating the challenges with meeting the current parking requirements while allowing an FAR greater than 0.6. Following the presentation and discussion, the City Council directed staff to prepare an amendment

to the RBMC that would eliminate parking for non-residential uses along the boulevards. This decision was supported by a parking study which concluded that both on- and off-street parking spaces are generally underutilized and can accommodate higher demand. Current on-street and off-street parking rarely exceeds 68 percent and 50 percent utilization, respectively. Additionally, a survey was mailed to commercial property along the AACAP on May 22, 2025. The property owners responded that the City's parking requirements were one of the biggest regulatory barriers to property redevelopment. Staff is returning to the City Council with a draft Ordinance for review that:

- Eliminates parking requirements within the AACAP for non-residential uses
- Requires Design Review for overlap parking agreements between two or more properties
- Requires Design Review for valet and tandem parking, and mechanical lifts
- If parking is provided, requires that parking lots and garages comply with design standards contained in RBMC Section 10-2.1706

This item allows the City Council to review and provide direction to staff on any amendments desired to the draft Ordinance prior to the Planning Commission's September 18 discussion. It should be noted that, as drafted, the Ordinance would eliminate parking requirements on both of the AACAP boulevards. If the Council would like the reduced parking regulations to apply to Artesia Blvd. only, modifications to the draft Ordinance would be necessary.

COORDINATION

This administrative report was prepared in coordination with the City Manager's Office.

FISCAL IMPACT

Preparation of this item is funded in the FY 2025-26 Annual Budget and as part of the Community Development Department's regular work plan.

APPROVED BY:

Mike Witzansky, City Manager

ATTACHMENTS

- Ord - Draft Zoning Ordinance

DRAFT

ORDINANCE NO. _____

**AN ORDINANCE ADOPTING AMENDMENTS TO TITLE 10
CHAPTER 2 ZONING AND LAND USE OF THE REDONDO BEACH
MUNICIPAL CODE PERTAINING TO PARKING REGULATIONS FOR
NON-RESIDENTIAL USES LOCATED ON PROPERTIES WITHIN
THE ARTESIA AND AVIATION CORRIDORS AREA PLAN.**

WHEREAS, the City Council of the City of Redondo Beach at their duly noticed public hearing on December 8, 2020, adopted the “Artesia & Aviation Corridors Area Plan” (AACAP); and

WHEREAS, the purpose of the AACAP is to identify policy approaches and explicit actions that can be used by City staff or property owners to activate, energize, and revitalize the Artesia and Aviation Corridors in a coordinated and consistent manner; and

WHEREAS, the purpose and intention of the “mobility objectives” within the Artesia and Aviation Corridor Area Plan are to provide a concentration of office, restaurant, and retail activity that is community/neighborhood serving and to create a “park once and walk” corridor that meets parking needs and promotes the use of active transportation (e.g., walking, bicycling, and scooter riding); and

WHEREAS, to better understand the current parking capacity within the AACAP area, a parking study was conducted that identified a total of 2,877 parking spaces, of which 688 are on-street, public spaces, and 2,189 are private, off-street spaces. Further analysis revealed that both on- and off-street parking spaces are generally underutilized, suggesting that the current supply can accommodate higher demand. An efficiently parked area maintains an 85 percent utilization rate, but current on-street and off-street parking rarely exceeds 68 percent and 50 percent utilization, respectively; and

WHEREAS, on August 5, 2025, the City Council held a meeting to discuss the City’s General Plan – Land Use Element update with a specific focus on policies related to the “revitalization of the Artesia and Aviation Corridor”. The City Council discussed, took public testimony, and considered numerous revitalization strategies, including but not limited to, increasing the Floor Area Ratio (FAR) for properties within the AACAP area from 0.6 to 1.5, potential mixed-use development within AACAP, development “caps” with increased FAR’s as incentives for early revitalization projects, reduced or eliminated open space requirements, and various additional future parking strategies. At the conclusion of all discussions and public comments, the City Council directed staff to move forward, as a priority item, with an amendment to the City’s Zoning Ordinance eliminating required parking for non-residential uses; and

NOW, THEREFORE, THE PLANNING COMMISSION OF THE CITY OF REDONDO BEACH, CALIFORNIA DOES HEREBY FIND AS FOLLOWS:

SECTION 1. FINDINGS

1. In compliance with the California Environmental Quality Act (CEQA) of 1970, as amended, and State and local guidelines adopted pursuant thereto, the zoning amendment is Categorical Exemption from further environmental review, pursuant to Section 15060(c)(2), as the project is not expected to result in a reasonably foreseeable change in the environment, and Section 15061(b)(3) that refers to activities where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment ("common-sense exemption"), of the Guidelines of the California Environmental Quality Act (CEQA), therefore, the action is not subject to CEQA.
2. The amendment to the Zoning ordinance is consistent with the General Plan.
 - a. Land Use Element Goal 1H: Continue and enhance existing commercial districts which contribute revenue to the City and are compatible with adjacent residential neighborhoods.
 - b. Land Use Element Policy 1.15.2: Publicly initiate and allow for the private sector development of municipal or shared parking lots, which incorporate bicycle storage facilities, along the street frontages to provide for joint use of adjacent commercial properties and allow for the incorporation of commercial uses into the structure along the street frontage (except for areas required for access).
 - c. Land Use Element Policy 1.15.7: Integrate improvements which facilitate transit use of Artesia Boulevard, such as bus shelters and recessed access points.
 - d. Land Use Element Objective 1.17: Provide for the development of uses which predominantly serve and are accessible to local residents, create a distinctive pedestrian activity area of the City, and are compatible with adjacent residential neighborhoods.
 - e. Land Use Element Policy 1.17.1: Accommodate a mix of commercial uses which provide for the needs of nearby residents (as defined by Policy 1.16.1) and enhance pedestrian activity on parcels designated as "C-2-PD".
 - f. Land Use Element Policy 1.17.3: Encourage the development of outdoor dining and other similar uses which do not impede pedestrian circulation on the sidewalks.
 - g. Land Use Element Policy 1.19: Provide for the development of uses which predominantly serve and are accessible to local residents and compatible with adjacent residential neighborhoods.

3. These amendments do not require a vote of the people under Article XXVII of the City Charter.

SECTION 2. RECITALS. The above recitals are true and correct, and the recitals are incorporated herein by reference as if set forth in full.

NOW, THEREFORE, THE PLANNING COMMISSION OF THE CITY OF REDONDO BEACH, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. Pursuant to Section 10-5.2504(f)(1) Zoning amendments, the Planning Commission recommends that the City Council adopt the amendments to the Redondo Beach Municipal Code pertaining to the elimination of required parking for non-residential uses within the AACAP area.

SECTION 2. AMENDMENT OF CODE. Title 10, Chapter 2 (Zoning and Land Use) amending Section 10-2.1707 as follows:

§ 10-2.1707. Nonresidential parking standards within the Artesia and Aviation Corridors Area Plan.

- (a) Purpose and intent. The mobility objectives of the Artesia and Aviation Corridors Area Plan are to provide a concentration of office, restaurant, and retail activity that is community/neighborhood serving. The intent is to create a "park once and walk" corridor that meets parking needs and promotes the use of active transportation (e.g., walking, bicycling, and scooter riding). Restaurant and office uses ~~are~~ identified as "preferred uses" within the corridor plan, are envisioned to attract a mix of people from the surrounding neighborhoods who may arrive on foot, bike, e-bike and other alternative modes, or by car. The segments of Artesia and Aviation Boulevards included in the Artesia and Aviation Corridor Area Plan runs from the transportation easement (rail line) east of Inglewood Avenue to the western City boundary at Aviation Boulevard.
- (b) Number of Parking Spaces Required. All permitted non-residential uses ~~business offices uses, medical and dental offices uses, and restaurant uses~~ that have frontage on either the Artesia or Aviation ~~Corridors~~ Boulevards within the Artesia and Aviation Corridors Area Plan shall are not required to have a parking provide parking requirement of one (1) space per three hundred (300) square feet of gross floor area. A restaurant use within the Artesia and Aviation Corridors Area Plan subject to this section shall include the following use classifications listed in Section 10-2.1706: food and beverage sales and snack shops, restaurant (sit down), restaurant (fast food), restaurant (delivery), restaurant (take-out), restaurant (pedestrian oriented), and restaurant (unclassified). A restaurant (fast food) and a restaurant with drive-through use is not included with the non-residential uses parking exemption and is not permitted on properties with frontage on either the Artesia or Aviation Corridors within the Area Plan. ~~All other nonresidential uses are subject to the minimum parking requirements pursuant to~~

~~Section 10-2.1706.~~

~~(1) Any fractional requirement of a parking space equal to or greater than one-half of a parking space shall be interpreted as a requirement for a total parking space.~~

~~(2)(1)~~ (1) Outdoor Seating for Restaurant Uses. No additional parking is required ~~for the first sixteen (16) outdoor seats or 30 percent of the number of indoor seats, whichever is greater. Thereafter, one parking space shall be provided for every six (6) seats.~~ The provisions as referenced in Section 10-2.1622, which requires outdoor seating to meet the parking requirements of Section 10-2.1706 and a Conditional Use Permit for outdoor seating areas greater than 150 square feet does not apply to restaurant uses, ~~as noted above,~~ within the Artesia and Aviation Corridors Area Plan. All outdoor dining areas for restaurants in the Area Plan shall be subject to approval by Administrative Design Review pursuant to Section 10-2.2500. All other provisions within Section 10-2.1622 shall apply.

~~(3)(2)~~ (2) ~~If provided, the D~~design of nonresidential off-street parking lots, common parking garages, driveway approaches, driveways, and aisles are subject to the requirements pursuant to Section 10-2.1706.

(c) Provisions for ~~Parking Space Reduction or~~ Parking Lot Designs Not Compliant with Section 10-2.1706. Overlap (on-site or off-site) parking, valet parking, tandem parking, and mechanical lifts for all nonresidential uses located within the Artesia and Aviation Corridors Area Plan may apply for an Administrative Design Review pursuant to Section 10-2.2500.

(1) Administrative Design Review may be approved for:

~~a. A reduction in the number of spaces specified in Section 10-2.1707(b) or 10-2.1706;~~

~~b.a.~~ b.a. Overlap ~~provision of~~ parking serving more than one (1) use or site;

~~c.b.~~ c.b. ~~Provision of v~~Valet parking;

~~d.c.~~ d.c. ~~Provision of t~~Tandem parking;

~~e.d.~~ e.d. ~~Provision of m~~Mechanical lifts; or

~~f.e.~~ f.e. Any combination of the above, subject to specific findings and conditions of approval.

(2) In approving an Administrative Design Review for ~~parking space reduction and/or~~ parking lot design not compliant with Section 10-2.1706, overlap parking (on-site or off-site), valet parking, tandem parking, and/or mechanical lifts, the Community Development Director (or assigned) shall find:

~~a. In regard to a reduction in parking spaces:~~

- ~~1. There is clear and convincing evidence that the parking demand will be less than the requirement in Section 10-2.1707(b) or 10-2.1706. In reaching a decision, the Community Development Director (or assigned) shall consider survey data submitted by an applicant or collected at the applicant's request and expense.~~

b.a. In regard to overlap (on-site or off-site) parking:

1. The peak-hour parking demand from all uses does not coincide and/or the uses are such that the hours of operation are different for various portions of the business. If the site is in a pedestrian-oriented commercial zone, the Community Development Department may also approve overlap parking subject to a determination that the use mix is conducive to customers parking and walking to visit more than one business on the same trip; and
- ~~2. The total parking provided for the uses sharing parking shall not be less than fifty (50%) percent of the parking requirement for the same uses with no shared parking; and~~
- ~~3. The total parking provided for the uses sharing parking shall not be less than the parking requirement applicable to any single use with no shared parking; and~~
- 4.2. The adjacent or nearby properties will not be adversely affected relative to parking; and
- 5.3. The proposed traffic circulation will not be detrimental to the health, safety, and welfare of residents residing or working in or adjacent to the neighborhood; and
- 6.4. The off-site parking is within a reasonable distance of the premises upon which the building or use is located; and
- 7.5. In reaching a decision, the Community Development Director (or assigned) ~~shall~~ may consider survey data submitted by an applicant or collected at the applicant's request and expense.

e.b. In regard to valet parking, tandem parking, and mechanical lifts:

1. The location for valet services, tandem parking, and mechanical lifts does not severely impede on-site or off-site traffic or pedestrian circulation; and
2. The adjacent or nearby properties will not be adversely affected by noise associated with the mechanical lifts and/or valet parking services; and
3. Mechanical lifts shall be operated by an employee and shall be screened from view from the adjacent public right-of-way to the

extent feasible.

- (3) Mechanical Lift Design Standards. A mechanical lift is an elevator-like mechanical system allowing full-size passenger cars or sport utility vehicles to be placed in the lift and mechanically raised or lowered, creating space for more full-size passenger cars or sport utility vehicles to be parked in a vertical configuration. Mechanical lifts shall be operated solely by parking attendants. Mechanical lifts shall be screened from view from adjacent public streets to the extent feasible. Mechanical lifts shall be located only in locations parking structures/lots where they will be fully or substantially obstructed from view from adjacent public streets and screened from neighboring properties.
- (4) As a condition of such Administrative Design Review approval for overlap parking (off-site), the Community Development Director (or assigned) shall require a written agreement between landowner(s) and the City, in a form satisfactory to the City Attorney, which shall include:
 - ~~a. A guarantee that there will be no substantial alteration in the uses that will create a greater demand for parking; and~~
 - ~~b.a.~~ A guarantee among the landowner(s) for access to and use of the off-site overlap parking facilities ~~for a term not less than 20 years and provisions for extensions in five (5) year terms; and~~
 - ~~e.b.~~ Remedies in the event that there is a change in use on the property or in the event that the off-site overlap parking is lost; and
 - ~~d.c.~~ A provision that the City may require parking facilities in addition to those originally approved, after notice and administrative hearing, upon a finding by the Community Development Director (or assigned) that adequate parking to serve the use(s) has not been provided; and
 - ~~e.d.~~ A provision stating that the City, acting through the Community Development Director (or assigned), may, for due cause and upon notice and administrative hearing, modify, amend, or unilaterally terminate the agreement at any time.
- (5) Notwithstanding the foregoing, if such parking reduction, parking lot design, overlap (on-site or off-site) parking, valet parking, tandem parking, or mechanical lift request also includes other discretionary actions to be considered by the Planning Commission, the Community Development Director shall refer the parking request to the Planning Commission in conjunction with such other discretionary actions. The Planning Commission, in considering the parking request, shall make such findings and include necessary conditions as provided in this section.
- (6) Performance. It is a violation of this section for use of valet and/or mechanical lift parking spaces and queuing to access those spaces, to be operated in a manner that causes either: (a) significant congestion on adjacent streets or

intersections; (b) any other significant impediment to City intersections, streets or adjacent off-street parking areas; or (c) significant interference with the self-park operations elsewhere on site. Violations of this section are subject to enforcement pursuant to Article 15 (Enforcement) of Part IV (Administration) of Chapter 2 (Zoning) of Title 10 (Planning and Zoning) of the Redondo Beach Municipal Code. In addition, the Community Development Director may impose conditions if the Community Development Director determines that doing so is necessary to eliminate any such violation

SECTION 3. INCONSISTENT PROVISIONS. Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 4. SEVERANCE. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The Planning Commission recommends that the City Council shall declare that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

FINALLY RESOLVED, that the Planning Commission forward a copy of this resolution to the City Council so the Council will be informed of the action of the Planning Commission.

PASSED, APPROVED AND ADOPTED this 18th day of September, 2025.

Wayne Craig, Chair
Planning Commission
City of Redondo Beach

ATTEST:

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF REDONDO BEACH)

I, Marc Wiener of the City of Redondo Beach, California, do hereby certify that the foregoing Resolution No. _____ was duly passed, approved and adopted by the Planning Commission of the City of Redondo Beach, California, at a regular meeting of said Planning Commission held on the 18th day of September, 2025, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marc Wiener
Community Development Director

APPROVED AS TO FORM:

City Attorney's Office



Administrative Report

P.1., File # 25-1243

Meeting Date: 9/9/2025

To: MAYOR AND CITY COUNCIL

From: JAMES A. LIGHT, MAYOR
LUKE SMUDE, ASSISTANT TO THE CITY MANAGER

TITLE

DISCUSSION AND POSSIBLE ACTION REGARDING CHANGES TO THE RULES OF CONDUCT AND DECORUM FOR CITY COUNCIL AND COMMISSION MEETINGS AND VARIOUS REDONDO BEACH MUNICIPAL CODE SECTIONS PERTAINING TO CITY BOARDS AND COMMISSIONS

REVIEW AND PROVIDE DIRECTION ON THE DRAFT RULES OF CONDUCT AND DECORUM FOR CITY COUNCIL AND COMMISSION MEETINGS, INCLUDING UPDATES TO MEETING AGENDAS AND SCRIPTS FOR MEETING CHAIRS TO ADDRESS DISRUPTIONS TO PUBLIC MEETINGS

REVIEW AND PROVIDE DIRECTION ON DRAFT ORDINANCES TO UPDATE THE REDONDO BEACH MUNICIPAL CODE PERTAINING TO THE UNIFORM REGULATIONS OF COMMISSIONS, PUBLIC WORKS AND SUSTAINABILITY COMMISSION, HARBOR COMMISSION, PLANNING COMMISSION, BUDGET AND FINANCE COMMISSION, CULTURAL ARTS COMMISSION, PUBLIC AMENITIES COMMISSION, AND HISTORIC RESOURCES PRESERVATION

EXECUTIVE SUMMARY

At the April 1, 2025 City Council meeting, Mayor Light volunteered to draft an updated meeting code of conduct for review and consideration by the City Council. At the time, the Council was focused on potential changes related to the conduct of Commissioners and the specific role each Commission serves in the City. During discussion of the item, outgoing City Attorney Michael W. Webb provided a briefing that pointed out the City Council had not formally adopted procedural standards for the conduct of meetings. He recommended tailoring Rosenberg's Rules of Order as a potential solution. As the Mayor progressed in drafting the rules, additional source documents were identified that had conflicting information, were outdated, or had not been formally adopted.

The Mayor provided draft documents to the City Council for review at the September 2, 2025 meeting that if approved would help address policy concerns, the lack of comprehensive procedural rules, inconsistencies in related ordinances, and draft recommendations from staff that were never acted upon.

The item provided a number of documents for City Council consideration, including:

- New Draft Rules of Conduct and Decorum for City Council and Commission Meetings
 - A Model Agenda for City Council and Commission Meetings
 - 1 Scripts for Chairs to address disruptions to public meetings

- Draft Ordinances to amend, add, and delete Redondo Beach Municipal Code (RBMC) Sections pertaining to:
 - Uniform Regulation of Commissions
 - 1 Public Works, Traffic, Safety, And Sustainability Commission
 - 2 Harbor Commission
 - 3 Planning Commission
 - 4 Budget and Finance Commission
 - 5 Cultural Arts Commission
 - 6 Public Amenities Commission
 - 7 Historic Resources Preservation

After extensive discussion, the City Council approved a motion to allow Councilmembers Behrendt and Obagi to work with the Mayor to further review and redline the documents provided at the September 2nd meeting and present their edits to the City Council for consideration on September 9th. Additionally, the City Council decided not to pursue the formation of an on-call Police, Fire, and Homeless Services Commission.

At this time, staff recommends the City Council discuss the redlined documents and provide further input and direction.

BACKGROUND

The “Rules of Conduct for the City Council” were last updated in April 2022. Through the 2022 strategic planning process the Council added an objective to review the Code of Conduct for Commissioners and present recommendations to the City Council. No action was ultimately taken to change the Rules of Conduct.

At the March 2023 Strategic Planning meeting, the Council updated the objective to “update the Code of Conduct Policy for City Council and Commissioners...and present the revised policy to City Council for consideration and approval.” Subsequent to the establishment of this objective, the Council expressed concerns with three main items:

- City Council and Commissioner civility
- Definitively bounding the scope of commissions
- Establishing the means to control public disruptions

On April 1, 2025, the former City Attorney, Michael W. Webb, advised that the City Council never adopted comprehensive rules for the conduct of public meetings. Thus, when the Council asked for procedural guidance, the City Attorney could only opine on how the Council acted historically, or based on common procedural rules that were never formally adopted. The City Attorney closed with the recommendation to pursue the adoption of a tailored version of Rosenberg’s Rules of Order, with Mayor Light volunteering to lead the drafting effort.

While researching the item, multiple resources were provided to the Mayor that impacted the initial recommendations. These included:

- The existing Rules of Conduct for City Council Meetings
- The Commissioner Handbook

- The Municipal Code and Charter
- The Agenda Instructions
- Several documents previously generated by staff but never acted upon
- City of Gardena scripts related to dealing with unruly members of the public
- Rosenberg's Rules of Order

The Project Objectives are depicted in first column of Figure 1 and the Existing Documentation is depicted in the second column.

Figure 1: Tasking Overview

Mayor Light subsequently made efforts to address each project objective. During this process, the existing documentation was found to contain some conflicting, or outdated, information, and some of Council's Project Objectives were not addressed.

As a result, the task expanded to ensure that all of the policy documents were aligned and complimentary and that new policies were defined to address the stated objectives. The resulting Recommendations (Column 3 of Figure 1) and documentation includes:

- Updates to and expansion of the Rules of Conduct embodied in the draft "City Council Rules of Conduct and Decorum," which includes the conduct of Commissioners and members of the public
- A draft update to the standard Agenda that includes additional Rules of Conduct for members of the public
- Scripts to address situations with disruptive members of the public
- Recommended updates to the RBMC

As the project progressed, several recommendations required immediate action by the City Council to align with the commencement of the Commissioner appointment process in June of 2025. As a result, the Council has already enacted recommended changes to the Youth Commission and dissolve the Public Safety Commission. The expanded draft Rules for Public Participation have also been posted at each subsequent City Council meeting. The Mayor has also utilized draft scripts to introduce and define the steps that should be taken when members of the public are disruptive. These rules and scripts were reviewed by the Police Chief, the City Attorney, and the City Manager prior to public posting and can be amended by the City Council as part of this item, if desired.

As a result of the disbandment of the Public Safety Commission, the Mayor added the safety related tasks brought up by the Council to the scope of the amended ordinance for the Public Works and Sustainability Commission.

The documents were presented to Council following review by the City Attorney's Office and appropriate Commission liaisons. The documents were then reviewed by the City Council Subcommittee and are now being presented to the Council for review and direction. In addition to providing input on the draft documents, the Mayor also requested that the Council provide guidance on the following items:

- Start times for Closed Session and Open Session Meetings
- Appropriate metric for Commissioner attendance (4 absences over the preceding 12-month period is currently included)
- Council's desire to allow for continued electronic public participation

These issues were discussed by the City Council on September 2, 2025. This item provides an opportunity for the Council to consider the redlined changes to the documents proposed by Councilmembers Behrendt and Obagi, in consultation with the Mayor, and provide further direction on their final preparation and future consideration of adoption.

COORDINATION

The drafted documents were coordinated with Councilmembers Behrendt and Obagi, the Mayor, City Manager's Office, the City Attorney's Office, and the applicable Commission liaisons.

FISCAL IMPACT

There is no fiscal impact associated with the proposed changes.

APPROVED BY:

Mike Witzansky, City Manager

ATTACHMENTS

- Draft City Council Rules of Conduct and Decorum (Redlined)
 - Appendix A - Draft Agenda
 - 1 Appendix B - Draft Scripts for Disruptive Members of the Public
- RBMC - Existing Code Sections - Chapter 9, Article 1 - Uniform Regulations (Redlined)
- 1 RBMC - Existing Code Sections - Chapter 9, Article 4 - Public Works and Sustainability Commission (Redlined)
- 2 RBMC - Existing Code Sections - Chapter 9, Article 7 - Harbor Commission (Redlined)
- 3 RBMC - Existing Code Sections - Chapter 9, Article 10 - Planning Commission (Redlined)
- 4 RBMC - Existing Code Sections - Chapter 9, Article 13 - Budget and Finance Commission (Redlined)
- 5 RBMC - Existing Code Sections - Chapter 9, Article 14 - Public Art Commission (Redlined)
- 6 RBMC - Existing Code Sections - Chapter 9, Article 15 - Public Amenities Commission (Redlined)
- 7 RBMC - Existing Code Sections - Chapter 10, Articles 1-8 - Historic Resources Preservation (Redlined)
- 8 Administrative Report - City Council, September 2, 2025

CITY OF REDONDO BEACH

City Council Rules of Conduct and Decorum



**REDONDO
BEACH**

Rev: DRAFT 6 Sept. 4 2025

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1 CITY COUNCIL POLICY ON THE CONDUCT OF PUBLIC MEETINGS

Pursuant to the Redondo Beach City Charter, and as the governing body of the City, it is the City Council's role to establish rules for the conduct of its proceedings and to create such boards and commissions as in the City Council's judgment may be required to promote the interests of the City of Redondo Beach.¹ The City Council may grant to such boards and commissions powers and duties as are consistent with the City Charter and law.²

It is the policy of the Redondo Beach City Council ("City Council") to:

- 1) Provide an opportunity for public input on all matters of City business; and
- 2) Conduct meetings in an efficient, business-like manner.

To achieve this goal, the City Council ~~adopts~~ the following rules, guidelines, and procedures governing the conduct of its meetings, and those of the City's commissions, committees, and boards ("Rules"), pursuant to the authority prescribed in the City Charter. ~~It is the policy of the City Council that the following rules, guidelines, and procedures comply with the City Charter, and to ensure compliance with~~ Redondo Beach Municipal Code, California law, and Federal law.

The Rules hereby repeal all prior rules, guidelines, procedures, and bylaws governing the conduct of the meetings of the City Council and all City commissions, committees, and boards, unless otherwise, and only to the extent, provided for by the Redondo Beach Municipal Code.

To the extent any of these Rules are or become inconsistent with California or Federal law, said law shall take precedence. All references to specific laws cited in these Rules shall refer to and mean the law as it now exists or may hereafter be amended.

¹ City Charter, §9.8, Meetings, rules of conduct, §15, Creation of Boards and Commissions.

² Id.

2 MEETING PARTICIPATION VIA TELECONFERENCE UNDER PROVISIONS OF THE BROWN ACT AND CITY CHARTER

The City Council has adopted the use of teleconferencing for the benefit of the public and the City Council in connection with any meeting or proceeding authorized by law.

The teleconferenced meeting or proceeding shall comply with all applicable requirements of the City Charter, the Brown Act,³ and other applicable laws.

The City Charter provides that "[t]hree (3) members of the City Council shall constitute a quorum to do business."⁴ Pursuant to these teleconferencing rules, at least a quorum of the City Council (*i.e.*, three (3) members) must participate in any City meeting or proceeding from locations within the boundaries of the City of Redondo Beach. These Rules further require that at least three (3) members participate in the City Council Chamber.~~requires that a quorum of the members of the City Council must be present in the Council Chambers of City Hall in order to call a meeting to order.~~ Thus, only two members of the City Council and the Mayor may participate in meetings at remote location(s) under normal or regular (non-emergency) circumstances. Public access and participation must also be accommodated by the Council Member or Mayor at the remote location.

- A. First-come, first-served basis - the first two Council members to notify the City Clerk shall be given priority and may participate in City Council meetings virtually/remotely, either by cell phone and/or Zoom teleconference with City Council approval.
 - a. Priority shall be given to requests for virtual/remote participation for medical reasons.
 - b. The number of virtual/remote attendances per attendee shall be limited to ~~nine~~ seven (97) meetings per year per Council Member and Mayor, subject to ~~City Council approval for additional virtual/remote attendance requests~~ any further limitations under the Brown Act or law.

³ The "Brown Act" shall mean and refer to the Ralph M. Brown Act, California Government Code sections 54950, *et seq.*, or as otherwise amended and codified under California law.

⁴ RB City Charter, § 9.6, Quorum.

- B. Notification shall be delivered to the City Clerk (cityclerk@redondo.org) and Mayor via email by each Wednesday at 5:00 p.m. preceding each published Tuesday City Council meeting agenda, and shall include the following information.
 - a. Name and address of remote location or hotel (by law, this information will be included on the posted Agenda); and
 - b. Cell phone number of Council or Mayor participant.
- C. Posting of Agenda: The Council Member or Mayor shall, no later than the start of the meeting, or as otherwise required by law, cause the City Council Agenda to be posted at the door of the room, conference room, or front door of residence where the Council Member or Mayor will virtually/remotely participate in the meeting.
 - a. Proof of Posting: The Council Member and/or Mayor shall announce at the City Council meeting that, prior to the start of the meeting (or as otherwise required by law), the agenda was posted at the remote location ~~accordingly to law (either 72 hours in advance of the Regular Meeting or 24 hours in advance of a called Special Meeting) for the record.~~
- D. Costs: If arranged by the Council Member and/or Mayor, the cost for the use of a hotel conference room ~~shall be paid from Mayor and Council travel budget.~~ (Hotel staff/concierge may post Council Agenda at publicly accessible location.)
- E. Computer on Loan – Upon the request of the Council Member or Mayor, the City IT Department may loan a laptop computer for their use at remote locations.

These Rules only apply to City Council meetings, and prohibit teleconferencing by members, and meetings, of City Commissions, Committees, and Boards.

3 RULES, GUIDELINES, AND PROCEDURES FOR THE CONDUCT OF PUBLIC MEETINGS OF THE COUNCIL, BOARDS, AND COMMISSIONS

This section defines the ~~rules, guidelines and procedures~~ Rules for conducting public meetings of the City Council, ~~boards and commissions, committees, and boards.~~ It is important to note that a These Rules are drafted primarily for City Council

meetings, and thus, not all the sections may be applicable to all the boards and commissions, committees, and boards (some of which since it was drafted with the City Council meetings in mind. However, the remainder of the sections are applicable. For example, several boards and commissions have no hearing responsibilities and therefore, sections regarding hearings are inapplicable to those boards and commissions).

In general, the term "Chair" is used to refer to and means the mayor, Chair or Chairperson of a commission, committee, or board or commission, and the Vice Chair in the Chair's absence.

The term "Mayor" refers to and means the Mayor, and the Mayor Pro Tem in the Mayor's absence mayor pro tem or vice chair when the mayor or Chair is absent.

The term "Member" refers to and is used to mean the mayor and members of the City Council, and voting members of commissions, committees, and boards for the Chair and commissioners or members of boards.

A Chair and Vice-Chair of a commission, since he/she is a voting member of the a commission, committee, or board, and can make and second motions and second motions.

The Mayor, since he/she is not a

The Mayor, including when acting as the chair or chairperson of a Body, voting member of the City Council, may not make or second motions, or make referrals to or otherwise direct the City Manager or staff, but cannot second them. The Mayor may request that a Member of the City Council do one or more these actions on the Mayor's behalf.

When a Member of the City Council, when acting as Mayor Pro Tem, retains all rights and powers as a Member of the City Council. A Mayor Pro Tem has only one vote on any matter brought before the City Council, and does not have a second vote on a matter, even if otherwise necessary to decide a tie. he mayor pro tem is acting as the Chair of the City Council, he/she may make motions and second them.

3.1 Order of the agenda

The Mayor and Chair should ensure the ir respective meetings follows the published agenda (See Model Agenda in Appendix A, note that the model agenda is aligned with a City Council meeting and will be updated and~~would be~~ tailored to each ~~commission~~other Body) OR the order of the agenda as modified formally in the meeting.

3.2 The following rules of conduct apply to the following agendized items:

- Excluded Consent Calendar Items
- Items Continued from Previous Agendas
- Items for Discussion Prior to Action
- Mayor and Council Items

1. The Mayor and Chair should clearly announce the agenda item letter/number and should clearly state the subject.
2. The Mayor and Chair should invite the ~~appropriate persons designated by the City Manager~~people and/or City staff to report and provide any recommendations on the item,~~including any recommendation they might have.~~
3. The Mayor and Chair ~~shall allow~~would ask members of the respective commission, committee, board, or City Council (i.e., the "governing bBody") to ask questions of City staff and those whom presented on the item if they have any technical questions for clarification. At this point, members of the governing body may ask clarifying questions to the people who reported on the item, and they should be given time to respond.
4. The Mayor and Chair ~~may~~shall open up the floor for discussion by the ~~governing bBody~~. Members of the ~~governing bBody~~ shall await the Mayor or Chair giving them the floor before they speak.
5. The Chair shall invite public comment on the item. ~~At their sole discretion, the Mayor and Chair may determine when to open the public comment—either before or after a motion is made on the agenda item. The members of the City Council reserve the right to make and have decided a motion to determine the timing of public comment.—, but in all cases, public comment shall be heard~~ prior to the vote of the members of the ~~governing bBody~~. The Mayor and Chair shall ensure time limits are strictly adhered to

- by speakers. ~~Or the Chair may wait until after motion(s) are made to open the floor to public comment.~~ At the end of public comments, the Chair should close public comment period.
6. The Chair ~~should may then~~ invite or suggest a motion to the members of the ~~b~~Body. (see ~~motions~~ Motions in section XX below).
 7. At the discretion of the Mayor and Chair, ~~the Chair may invite~~ the governing ~~b~~Body may be invited to debate/discuss the motion(s) on the floor. The members of the City Council reserve the right to make and have decided a motion to determine when to debate/discuss the motion(s) on the floor.
 8. If public comment has not already occurred, the Mayor and Chair shall open the floor to public comments. The Mayor and Chair ~~should shall~~ ensure strict adherence to time limits. At the end of public comments, the Mayor and Chair should close public comment period.
 9. At the discretion of the Mayor and Chair, ~~the Chair may invite~~ the governing ~~b~~Body may be invited to discuss the motion(s) in light of public comments. The members of the City Council reserve the right to make and have decided a motion to determine when to debate/discuss the motion(s) on the floor.
 10. The Mayor and Chair should then call the vote. At the ~~Chair's~~ discretion of the Mayor and Chair, the vote may be a call for "ayes" and -"nays", or ~~the Chair may do~~ a roll call vote of each member of the ~~b~~Body. The Mayor and Chair should announce the result to the public.
 11. If an approved item is a resolution or ordinance, the Mayor and Chair should call on the Clerk, or Clerk's designee, to read the resolution/ordinance by title only.

City Council Rights to Speak to and Address Items:

Each and every member of the City Council shall have right and opportunity to, at a minimum, speak on, and address, each and every agenda item, including public comment on non-agenda items, at some point during the time that each item is called before the City Council, and in the event of a motion on that item, prior to any motion being voted upon.

The Amount of Time Allocated for Public Comment – With the exception of specific time limits on appeals, which are detailed elsewhere in section XX below, each member of the public ~~shall may~~ speak only once on each agendized item for

a maximum of three (3) minutes. The comments must pertain to the agenda item. ~~In rare circumstances, the body may move to, and with a majority vote, extend an individual speaker's time provided the body states an objective reason for the extension that would be applied to all speakers on the matter. The Mayor, Chair, and Members of the bB~~Body shall should refrain from not interrupting a speaker's public comment. , but may, with tWith respect to public comment on agenda, and non-agenda, items, after the speaker has concluded their comment, Mayor and the Chair may themselves, and may permit members to, ask the speaker questions for clarification or otherwise engage the speaker in discussion on the agenda item's approval ask limited clarifying questions after the speaker has finished their comment. The members of the City Council reserve the right to make and have decided a motion to allow members to ask the speaker questions for clarification or otherwise engage the speaker in discussion on the item. All such responses to, and discussions with, members of the public shall be in accordance with the Brown Act and other applicable law.

For reference, with respect to public comment on non-agenda items, Government Code section 54954.2(a)(3) of the Brown Act currently provides:

No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff [1] may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3. In addition, on their [2] own initiative or in response to questions posed by the public, a member of a legislative body or its staff [a] may ask a question for clarification, make a [b] brief announcement, or make a [c] brief report on his or her own activities. Furthermore, a member of a legislative body, or the body itself, subject to rules or procedures of the legislative body, [d] may provide a reference to staff or other resources for factual information, request staff to report back to the body at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.

The ~~bB~~Body may also move to, and with a majority vote, limit the total time allocated to public input on an agenda item, provided the motion includes the objective rationale for limiting the time period for public comment, is made prior to the

beginning of public input on the agenda item, and is in accordance with all applicable law.

~~Under no circumstances can the~~ The public comment period on non-agenda items shall end at the earlier of be less than thirty (30) minutes, or when no speakers remain. During the public comment period, the Mayor and Chair shall recognize speakers who have submitted written speaking cards first, followed by members of the public attending in person, followed by members of the public attending electronically, when electronic participation is allowed.

Other rules on public participation are addressed separately in this document in section XXX below.

Multiple ~~m~~Motions/~~v~~Votes -There may be more than one motion/vote on an agenda item when there is more than one decision or direction to be made. For example, the ~~b~~B~~o~~dy may approve a motion to incorporate a list of comments to a proposed ordinance, and in a separate motion, Members of the City Council, commission, committee, or –board may direct staff to draft an emergency moratorium related to an ordinance while the ordinance is being amended by staff.

3.2.1 The rules of conduct for agenda items excluded in Section 3.2:

- 1. Opening the meeting; roll call; salute to the flag and invocation; and presentations; proclamations, announcements, and AB 1234 announcements** are ~~simply~~ called up and executed at the direction of the Mayor and Chair. There are no motions, debate, or public comments.
- 2. Approval of the order of the agenda** – The Mayor and Chair will poll each member of the body for any changes to the order of the agenda. The Chair may also request a change a change to the order of the agenda. The Mayor and Chair will then call for a motion to change the order and a vote on the motion. There is no public comment on this item.
- 3. Blue folder items** – The Mayor and Chair will ask the City Clerk, or City Clerk's designee, to list the ~~b~~B~~l~~ue ~~f~~F~~o~~lder items. The Mayor and Chair will then call for a motion to "receive and file" all ~~b~~B~~l~~ue ~~f~~F~~o~~lder items for the public record. The Mayor and Chair will then call for a vote of the body. There is no public comment to this item.
- 4. Consent Calendar** – The Mayor and Chair will poll each member of the body on any items they want to "pull" (exclude) from the consent calendar. The Chair

may pull any item as well. If a member of the body must recuse themselves or abstain, the ~~Council Member~~ must pull the item for a separate vote. The Mayor and Chair will then ask for a motion to approve all items on consent calendar. Once the motion is made and seconded, the Mayor and Chair will open the floor for public comment on any of the non-excluded items. When public comment is complete, the Mayor and Chair will call the vote. After the vote, the Mayor and Chair will recognize the City Clerk, or City Clerk's designee, to read any resolutions/ordinances into the public record.

5. **Excluded Consent Calendar** – The Mayor and Chair will announce the first excluded consent calendar item and offer the floor to the member of the body who first pulled the item. The process for each excluded item shall otherwise follow the procedure for any normal agenda item. The ~~member~~ of the ~~body~~ may make a motion to bundle several excluded consent calendar items as a single item. If seconded and approved by the majority, the items will then be treated as a single agenda item procedurally. The Mayor and Chair repeats this process until all excluded items are addressed.
6. **Public Participation on Non-Agenda Items** - The Chair shall open the floor for public comments on items that are not otherwise on the agenda, but ~~that~~ relate to ~~City business and~~ matters that within the jurisdiction of the respective Body are within the City's jurisdiction. The Mayor and Chair shall enforce 3-minute time limits on each speaker and a maximum of 30 minutes allowed for this public comment on non-agenda items. Other rules on public participation are addressed separately in ~~this these~~ Rules in section XXX document.
7. **Ex-parte Communications on Quasi-Judicial Public Hearings** – If there is one or more public hearings, the Mayor and Chair will poll each member of the ~~Body~~ on ex parte communications they have had ~~on the hearing matters with respect to the matter agendaized for public hearing~~. ~~Each member, including~~ The Mayor, Chair, and members of the Body shall disclose the following information regarding their ex parte —communications:
 - a. Identify the hearing matter
 - b. Identify with whom the member communicated
 - c. The general content of the communication

The Mayor, Chair, and Members, ~~Members~~ are cautioned to balance their communications where adversarial parties are involved, such as an appeal filed by a resident or project applicant on a developer project. When acting in a quasi-judicial capacity, ~~decisionmakers~~ participants of the Body cannot have a personal conflict of interest, cannot have prejudged the facts and must remain free of prejudice against any of the parties. In other words, decisionmakers must be neutral and unbiased. There is no public comment on this item.

8. **The rules for the conduct of Quasi-Judicial Public Hearings** - Public hearings shall follow the same basic format as any other agenda item before the ~~body~~ Body for action, except:
 1. The Mayor and Chair shall call for ~~members~~ Members of the body to open the public hearing after announcing the agenda item. The ~~Members~~ body will then vote to open the public hearing.
 2. **Appeals** - If the **Public Hearing is an appeal**:
 - a. **Appeal by Appellant who is not the Proponent** - The appeal was filed by **appellant(s) who is/are not the proponent** of the matter which is the subject of the hearing,
 - i. Staff will make a presentation
 - ii. The proponent (unless the City is the proponent) may testify and present evidence for a maximum of 1 hour.
 - iii. Appellant(s)
 1. If there is a single appellant, the appellant shall have a maximum of one hour to testify and present evidence.
 2. If there are two appellants, each appellant shall have a maximum of 45 minutes each to testify and present evidence.
 3. If there are three or more appellants, each appellant shall have a maximum of 30 minutes each to testify and present evidence.
 - iv. The Mayor and Chair shall allow the proponent a maximum of 20 minutes times the number of appellants to testify and present evidence

- v. Each appellant shall be given the opportunity for rebuttal up to a maximum of 20 minutes each.
- vi. After the proponent and appellant(s) conclude, members of the public shall be given the opportunity to comment for up to 3 minutes each. Each speaker shall speak only once.
- vii. The Mayor and Chair will then open the floor to the members of the body for questions of staff, the proponent, and/or the appellant(s).
- viii. The Mayor and Chair shall then call for a motion to close the public hearing. After this time no one but the members of the body and staff may speak.
- ix. The Mayor and Chair then opens the floor for the members' discussion and debate.
- x. The Mayor and Chair calls for a motion. The process of motions and final vote follow the same process as other agenda items except that any motion to approve or deny the appeal shall include findings of fact upon which the final decision is based.

The ~~m~~Members of the ~~b~~Body may reopen the public hearing by formal motion, second, and majority vote if needed to obtain additional information. The Mayor and Chair may then call upon members of the public including the appellant(s) and proponent to respond to questions from the Mayor, Chair, or any ~~m~~Member of the ~~b~~Body, as recognized by the Mayor and Chair. During testimony, ~~m~~Members of the ~~b~~Body ~~shall~~should refrain from interrupting the speaker and hold all comments and questions until after in the speaker completes their testimony. The Mayor or Chair shall call for a motion, second, and majority to close the public hearing again, before final deliberations and decision.

- b. **Appeal by Proponent** - If the **appeal is made by the proponent** of the project,
 - i. Staff will make a presentation
 - ii. The proponent may testify and present evidence for a maximum of 1 hour.

- iii. After the proponent conclude(s), the members of the public shall be invited to comment for up to 3 minutes each and each speaker speaking only once.
- iv. Each proponent shall be given the opportunity for rebuttal of public comment for a maximum of 20 minutes.
- v. The Mayor and Chair will then open the floor to the members for questions of staff and/or the proponent,
- vi. The Mayor and Chair shall then call for a motion to close the public hearing. After this time no one but the members of the body and staff may speak.
- vii. The Mayor and Chair then opens the floor for the members' discussion and debate.
- viii. The Mayor and Chair calls for a motion. The process of motions and final vote follow the same process as other agenda items except that any motion to approve or deny the appeal shall include findings of fact upon which the final decision is based.

The mMembers of the bBody may reopen the public hearing by formal motion, second, and majority vote if needed to come to a final decision. The Mayor and Chair may then call upon members of the public including the appellant(s) and proponent to respond to questions from the Mayor, Chair or any mMember of the bBody, as recognized by the Mayor and Chair. During testimony, mMembers of the body sh~~a~~ould refrain from interrupting the speaker and hold all comments and questions until after in the speaker completes their testimony. The Mayor and Chair shall call for a motion, second, and majority to close the public hearing again, before final deliberations and decision.

3. Public Hearings Other than Appeals - Rules of Conduct for Public Hearings other than appeals:

- i. Staff will make a presentation
- ii. The proponent (if any) may testify and present evidence for a maximum of 30 minutes.

- iii. Members of the public may comment for up to 3 minutes each, with each speaker only speaking once.
- iv. The Mayor and Chair will then open the floor to the members for questions of staff and/or the proponent,
- v. The Mayor and Chair shall then call for a motion to close the public hearing. After this time no one but the Council and staff may speak.
- vi. The Mayor and Chair then opens the floor for the members' discussion and debate.
- vii. The Mayor and Chair calls for a motion. The process of motions and final vote follow the same process as other agenda items except that any motion to approve or deny the appeal shall include findings of fact upon which the final decision is based.

The ~~m~~Members of the ~~b~~Body may reopen the public hearing by formal motion, second, and majority vote if needed to come to a final decision. The Mayor and Chair may then call upon members of the public including the appellant(s) and proponent to respond to questions from the Mayor, Chair, or any ~~m~~Member of the ~~b~~Body, as recognized by the Mayor and Chair. During testimony, ~~m~~Members of the ~~b~~Body ~~shall~~should refrain from interrupting the speaker and hold all comments and questions until after in the speaker completes their testimony. The Mayor and Chair shall call for a motion, second, and majority to close the public hearing again, before final deliberations and decision.

9. City Manager (or Staff Liaison) Items -The Chair ~~shall~~should give the City Manager (or staff liaison) the floor to publicly present any timely information they choose that is within the jurisdiction of the Body. The ~~m~~Members of the ~~b~~Body may ask questions or make ~~short~~ comments, but shall not deliberate the merits of the items brought up by the City Manager/staff liaison. There is no public participation in this item.

10. Referrals to Staff, Commissions, or ~~s~~Sub-~~e~~Committees -The Mayor Chair shall poll each ~~m~~Member ~~including themselves~~ for any referrals for action by the City

Manager (or staff ~~liaison~~) or, by another Body, or by a sub-committees of the City Council~~body~~, or for any request for a Budget Response Report (“BRR”) ~~requests (in the case of the City Council)~~. For each referral, the ~~m~~Member (including the Chair/~~Mayor~~) makes a motion which must then be seconded and passed by a majority of the ~~b~~Body present at the meeting. A BRR is a budget-related inquiry concerning the fiscal impact and feasibility of current or proposed City programs, projects, or services. BRR’s do not require a motion or a vote. The ~~b~~Body may discuss the appropriateness of any request, but ~~shall~~ with the exception of a BRR, should avoid not ~~deliberating~~ the merits of the matter at issue ~~in question~~. ~~In the case of the City Council, the~~ Members of the City Council/~~Mayor~~ may also refer subjects, ~~actions and, etc~~ agenda items to a commission, committee, or board for consideration and action. Each such referral ~~to a commission~~ requires a second and majority vote to pass. There is no public comment on this item.

~~11.~~

In the case of a Body other than the City Council, the Chair shall poll each Member for any referrals for action by a subcommittee, subject to the powers and jurisdiction of that Body. A Body other than the City Council may not request a BRR. A Body other than the City Council may not make referrals to the City Manager (or staff) except as authorized by specific sections governing the commission.

- ~~12.11.~~ Recesses** - Agendas may include recessing to another board, agency or closed session. This requires a motion, second, and majority vote of the body. Upon return to the agenda, the Mayor or Chair shall call the meeting order, call for a roll call, and require any reporting from the board or closed session. The Mayor or Chair shall then call the regular session back in order and ask for a roll call. There is no public comment on this agenda item, but there may be public comment as part of the board or agency meeting.
- A ~~m~~Member of the body may call for a recess at any time. A “Motion to recess”” when used to take a break from the meeting is covered separately under the **“Motions”** section of this document.

13.12. Adjournment - The Mayor or Chair shall call for a motion to adjourn the meeting. The Members of the bBody will then make the motion, second and vote. The Members of the bBody may, in its motion, adjourn in memory of an individual. There is no public comment on adjournment.

14.13. Length of Meeting and Adjournment - The City Council policy is that meetings should end at a reasonable hour. At the discretion of the Mayor and any Member of the City Council-Chair, the issue of Chair may raise the issue of truncating the agenda at or about 10:00 PM for deliberation by the body may be raised. The Chair-Mayor will then poll the members of the body on which, if any, agenda items each would agree to continue to another meeting. If the mMembers of the body support moving agenda items to a future meeting, the Chair-Mayor shall call for a motion that details which items will be continued to a future meeting. **If Public Participation on Non-Agenda Items has not already occurred, the Chair shall require that a full 30 minutes is allocated to complete Public Participation on Non-Agenda Items must be completed** prior to adjourning the meeting. The members of the body, may make a motion to truncate the meeting if the Chair does not raise the issue.

3.2.2 Closed Sessions

If Closed Sessions are to be held, pursuant to the Brown Act (e.g., Government Code Sections 54956.7, 54956.8, 54956.9 and 54957), or as otherwise required under State law, they will be scheduled as an adjourned meeting prior to regular meeting and/or as the last item on the agenda prior to Adjournment. Closed sessions are unique to the City Council and are not held by commissions.

3.2.3 Commission-specific rules and guidelines

3.2.3.1 Role of Commissions

As further specified in the Redondo Beach Municipal Code, including Title 2, Chapter 9, Article 1, Sections 2-9.100, et al., pertaining to Uniform Regulations of Commissions, ~~t~~The role of Commissions is to **advise** the City Council on matters under their purview, and on certain commissions, to conduct quasi-judicial hearings as defined in the Redondo Beach Municipal Code. The role of a commission does not include oversight of eCity operations, such as budget execution, unless specifically stated by ordinance or by direction of the City Council.

Items for the commission agenda are generated from: a) special matters for consideration as directed by the City Council; b) regular matters for consideration pursuant to the commission's duties; c) regular matters for consideration consistent with the City Council's Strategic Plan and Annual Budget Work Program; and, d) new matters approved by the commission pursuant to a majority vote of said commission for consideration, but only as expressly allowed in that ordinance that governs that commission and consistent with the commission's duties as defined by the City Charter and Redondo Beach Municipal Code, and the City Council's Strategic Plan, the Annual Budget Work Program. While commissions may request agenda items and data and reports related to topics within their purview, the staff liaison may reject the request when it is overly burdensome for staff or beyond the purview of the commission. The commission can by majority vote, request City Council direction if there is a question as to the commission's purview or staff's decision. Likewise, the Mayor may provide appropriate direction to the Chair of any commission if the commission overreaches or otherwise is acting in a manner the Mayor and City Council do not support. The City Council and Mayor may also direct specific tasks to a commission during **Referrals to Staff, Commissions, or Sub-committees.**

3.2.3.2 Staff Liaison

City staff members are assigned to act in a technical advisory capacity and to provide professional support to a committee/commission. Commissioners should feel free to contact the staff liaison if they have any questions about the committee/commission activities. Direction and guidance for staff liaisons and other staff members in facilitating the work of commissions is provided in Administrative Policy/Procedure (APP) 2.12.

3.2.3.3 The Limited and Restricted Scope of the Powers and Duties of Commissions. Limits on Authority

Commissions do not have the authority to direct city staff including the staff liaisons and shall refrain from doing so.
As more specifically stated in Redondo Beach Municipal Code 2.9-111, the rights, powers, and duties of commissions and commissioners are restricted in scope.

3.3 Motions

This section defines actions by the mMembers of the bBody in the conduct of each agenda item. Generally, actions are initiated in the form of a motion.

3.3.1 Motions in General

Motions are a two-step process. The Mayor and Chair invites motions and the mMembers of the bBody make motions. The Mayor and Chair may initiate the motion process in one of three ways:

1. Inviting the mMembers of the bBody to make a motion.
2. Suggesting a motion to the members of the body.
3. In the case of a Chair, Mmaking the motion themselves. The Mayor may make a motion, but should refrain from doing so unless it facilitates clarity or expedient progress or is more effective in extenuating circumstances.

Additionally, Members of the City Council may, and reserve the right, to make a motion without first being invited to do so by the Mayor.

3.3.2 Motions

3.3.2.1 Types of motions on agenda items for action

1. **The basic motion:** a mMember of the bBody puts forward a decision for the body's consideration. A motion moves forward for consideration if another mMember of the body seconds the motion.
2. **The motion to amend (may also called a "friendly amendment"):** a mMember of the bBody requests a change to the motion on the floor. The amendment is added to the motion on the floor if the members who made and seconded the motion both agree to accept the amendment. If this occurs the motion as amended moves forward.
3. **The substitute motion:** a mMember who wants a different motion to move forward can propose a "substitute motion". If another mMember of the bBody seconds this substitute motion, the substitute motion moves forward, replacing the original motion or amended motion. Substitute motions are also subject to motions to amend.

A ~~an~~Member of the body may propose a second substitute motion. If seconded, this substitute motion moves forward. The second substitute motion may be amended. No further substitute motions are allowed.

- 4. Motion to reconsider:** Any member of the body who voted for the approval of a successful motion, may make a “motion to reconsider” at any point during the same meeting in which the decision was made. This motion moves forward if it receives a “second” from any voting member of the body. If the motion receives a majority vote, then the issue is reopened as though no decision had been previously rendered. Public comment may be reopened by the Chair at their discretion.

3.3.2.2 Order of voting on motions

The order of voting on motions shall be as follows:

1. A second substitute motion, if any, is voted on first.
2. A substitute motion, if any, is voted on. ,
3. The original motion is voted on.
4. If the original motion fails to pass, the Mayor or Chair may call for a new motion, ask for a motion to continue the issue, or close the issue and move to the next agenda item.

In each case, the motions are voted upon as amended, if the motions were amended during deliberation. In each case, the Mayor or Chair shall not call the vote until public comment has been completed on the subject. After the motion and second, the Chair may allow further debate or call the vote.

3.3.2.3 Other motions

3.3.2.3.1 Motion to adjourn

A motion to adjourn, if passed, requires the body to immediately adjourn to the next meeting. **This motion shall not be valid unless Public Participation on Non-Agenda Items has already been completed.**

3.3.2.3.2 Motion to recess for a break

A motion to recess shall specify the time for the recess. If passed, ~~the Chair sets the time for recess and~~ the meeting immediately goes into recess. Upon return from the recess, the Mayor or Chair must call the meeting to order and request a

roll call of members present. The Mayor or Chair then starts the meeting where it left off. In the case of disorderly or disruptive conduct that impedes a meeting, ~~The~~ Mayor may make a motion to recess.

3.3.2.3.3 Motion to table

If passed, discussion on the current agenda item is placed “on hold”. The motion can include a time in which the item can come back to the body. Otherwise, the item may be brought back at any subsequent meeting of the body in which the item is properly agendized in advance.

3.3.2.3.4 Motion to limit debate/call the vote/call the question

This motion does not require a second. After the motion is made, the Mayor or Chair shall poll the other members if they want any further discussion. If any ~~m~~Member wants to continue the discussion, then the Mayor or Chair puts the motion to a vote, which shall require one vote more than the majority of the Members present. ~~This requires a 2/3rds majority~~ to pass. The Mayor or Chair may also “call the vote” or “call the question” at any time, but may be overridden by a ~~2/3rds~~ majority of the Members present ~~body~~ on a Member’s motion ~~by a member of the body~~.

3.3.2.3.5 Nominations and Motion to close nomination

During an agenda item that requires nominations for a position and vote for the position, nominations may be made by any ~~m~~Member of the body, including the ~~Mayor/~~Chair. No second is required for a nomination. A motion to close nominations may be made by any ~~m~~Member of the body at any time. If seconded, this requires a one vote more than the majority of the Members present ~~2/3rds majority~~ to carry. The Mayor/Chair would then conduct a vote on each nomination (the Mayor does not get a vote on this item, but a commission Chair would). If more than one nomination is made for a specific position, the nomination with more votes carries. In the case of a tie, the Mayor would cast the tie breaking vote for a City Council vote. If there is a tie on a commission vote, a coin supplied by the staff liaison would be flipped by the City Clerk or City Clerk’s designee to determine the winner. There is no public testimony on agenda items regarding nominations.

3.3.2.3.6 Motion to suspend the rules

Members of the body may move and vote to suspend the rules defined in this document. However, suspension of rules cannot circumvent Federal or state law

or the City Charter, such as the Brown Act. Suspension of the rules requires one vote more than the majority of the Members present to pass a 2/3rds vote of the body. For example, rules limiting the public to one comment on each agenda item may be “suspended” in a public workshop type forum.

3.3.3 Voting on Motions

At the ~~Chair’s~~ discretion of the Mayor and Chair, ~~the Chair may conduct~~ a verbal vote of “ayes” and “nays”, or a more formal “roll call” vote may be conducted. Unlike the roll call for attendance conducted by the City Clerk or City Clerk’s designee, the Mayor and Chair conducts the roll call vote. ~~The Chair and~~ shall announce the results of the vote to the public. For items that require a simple majority of the body, a majority of the votes shall be the greater number of those actively participating on the vote. For example, if four members of the Council are in attendance, and one abstains, two vote for the issue and one votes against the issue, the motion passes despite not having a majority of the members in attendance. The “abstain” vote is not counted in the determination of majority. Items that require four of the five Members of the City Council ~~Members, a super majority, or 2/3rds of the body~~ shall count members abstaining in the calculation, i.e., –a “abstain” shall count as a vote against the motion in this case.

3.3.4 Mayoral Veto

Per the City Charter, Article 8, Section 8.4, the Mayor has the right to veto actions of the City Council, provided, however, that ~~in the case of an ordinance or resolution~~ or ordinance, the Mayor’s veto must be submitted (a) in writing, expressing the Mayor’s reasons for the veto, and ~~-(b)~~ within five (5) days of delivery to the office of the Mayor of the written resolution or ordinance. A veto on any other action of the City Council must be made within the meeting in which the City Council action occurred. In the case of an appeal, the Mayor may veto a vote on an ~~appeal~~. [NEED TO FURTHER REVIEW: If the Mayor vetoes a vote denying an appeal, the appeal shall be upheld; if the Mayor vetoes a vote approving an appeal, the appeal shall be denied]. The City Council may override any Mayoral veto by four (4) affirmative votes. The Mayor Pro Tem does not have, and ~~The power of the veto~~ may not be delegated, ~~to the power of the veto~~ Mayor Pro Tem or anyone else per the City Charter.

3.3.5 Urgent/emergency actions

Special meetings or emergency meetings may be called, and notice given, to the extent provided in the Title x, Division x, Part x, Chapter x, of the Government Code as it now exists or may hereafter be amended. To the extent that any provisions of this section concerning Urgent/emergency actions may conflict with applicable law, the latter shall control.

~~3.3.4.1~~ 3.3.5.1 *Action on non-agendized items are prohibited with limited exceptions.*

Action on items or issues that are not properly agendized and publicly noticed ~~per~~ pursuant the Brown Act are usually prohibited. ~~The Brown Act~~ Government Code Section 54954.2 does, ~~however~~, define limited exceptions to this prohibition. Action may be taken on a non-agendized item under the following circumstances:

1. The Members of the ~~b~~B~~o~~dy, by majority vote, determines that an emergency situation exists per Government Code ~~-~~Section 54956.5. The ~~Mayor,~~ Chair or any ~~m~~M~~e~~mber of the body may make a motion to find that an emergency situation exists. After a second, the Mayor or Chair then conducts a roll call vote. If a majority approves the motion, the topic may be deliberated and acted upon by the ~~b~~B~~o~~dy as any normal agendized item.
2. The ~~b~~B~~o~~dy, by a two-thirds majority of the total ~~b~~B~~o~~dy, or if the two-thirds of the body is not present, a unanimous of vote of the members in attendance, determine that there is a need to take immediate action and that the need for action came to the attention of the body after the agenda was posted. The ~~Mayor,~~ Chair or any ~~m~~M~~e~~mber of the body may make a motion to find that a need for immediate action exists. After a second, the Mayor or Chair then conducts a roll call vote. If the affirmative votes meet the criteria, the topic may be deliberated and acted upon by the body as any normal agendized item.
3. The item was properly agendized for a prior meeting of the body that occurred within the previous five days and at that prior meeting was continued to the current meeting.

~~3.3.4.1~~3.3.5.1.1 Emergency situation defined in Government Code Section 54956.5

~~For reference, the~~ definition of “emergency situation” is as provided for Government Code section 54956.5. To the extent that any provisions of this section concerning the definition of “emergency situation” may conflict with applicable law, the latter shall control. included below:

“(a)For the purposes of this section, “emergency situation” means both of the following:

(1) A dire emergency, which shall be defined as a crippling disaster, mass destruction, terrorist act, or threatened terrorist activity that poses peril so immediate and significant that requiring a legislative body to provide one-hour notice before holding an emergency meeting under this An emergency, which shall be defined as a work stoppage, crippling activity or other activity that severely impacts public health, safety, or both as determined by a majority of the members of the legislative body.”

(2) A dire emergency, which shall be defined as a crippling disaster, mass destruction, terrorist act, or threatened terrorist activity that poses peril so immediate and significant that requiring a legislative body to provide one-hour notice before holding an emergency meeting under this section may endanger the public health, safety, or both, as determined by a majority of members of the legislation.”

~~3.3.4.2~~3.3.5.2 Remote participation request due to emergency circumstances

~~All if a member~~ requests to attend a meeting of the body remotely due to an emergency or otherwise, must comply with the Brown Act as it exists as of the time of the request. To the extent allowed under, pursuant to the Brown Act Government Code section 54953, and where the timing of the request does not allow sufficient time to meet the public posting requirements of the Brown Act, the members of the ~~the~~ body physically present may approve such a request by majority

vote. ~~The Mayor, Chair or a~~Any ~~m~~Member of the ~~City Council~~body may make a motion to allow the requesting member to participate remotely. After a second, the ~~Mayor Chair~~ then conducts a roll call vote. An affirmative vote by the majority of the physically present members of the body allows the remote participation.

~~3.3.4.3~~3.3.5.3 *In the case of any conflict between this section and the Brown Act, the Brown Act shall prevail.*

3.4 Rules, regulations, guidelines and procedures related to public participation in public meetings.

3.4.1 Compliance with Federal and State laws

It is the policy of the City Council that all public participation in public meetings comply with Federal and State laws, ~~including such as~~ the Brown Act.

3.4.2 Public Participation on Non-Agenda Items

~~Each agenda for each public meeting shall include an agenda item for "Public Participation on Non-Agenda Items".~~ During the ~~is~~ agenda item ~~for "Public Participation on Non-Agenda Items,"~~ the public may only speak on ~~any a~~ matter ~~so long as the matter is:~~

1. Under the jurisdiction of the ~~b~~Body; and,
2. ~~Is n~~Not ~~a matter~~ already agendized during the same meeting.

~~Each speaker shall be limited to three minutes to speak under Public Participation on Non-Agenda Items. Each speaker shall only speak once. The time allocated to Public Participation on Non-Agenda Items shall be limited to 30 minutes.~~

The Chair will recognize speakers in the following priority:

1. Speakers who have submitted speaker cards
2. Speakers attending the meeting in person
3. Speakers attending via Zoom

Pursuant to provisions of the Brown Act, the body is prohibited from deliberating and taking action on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist as allowed by the Brown Act. Subject to the rules for in section XXX above, tThe Members of the body may make a -“Referral to Staff” related to public comment during that agenda item, and take all other actions as provided for in, and consistent with, the Brown Act.

PUBLIC PARTICIPATION ON AGENDA ITEMS – For each agendized matter deliberated by the body, the Mayor or Chair shall invite public comment at the appropriate time. Any member of the public may speak to the matter under discussion during this period provided the comments ~~directly~~ address the agenda item. Each speaker shall be limited to three minutes- on each agenda item. ~~Each speaker may only speak once on each agenda item, unless recalled to the podium by the Chair or members of body during their deliberation. The Chair shall recognize speakers in the following priority:~~

~~Speakers who have submitted speaker cards~~

~~Speakers attending the meeting in person~~

~~Speakers attending via Zoom~~

With respect to all public comments, the Body shall comply with the Brown Act (e.g., Government Code section 54954.3) which provides:

(a) Every agenda for regular meetings shall provide an opportunity for members of the public to directly address the legislative body on any item of interest to the public, before or during the legislative body's consideration of the item, that is within the subject matter jurisdiction of the legislative body, provided that no action shall be taken on any item not appearing on the agenda unless the action is otherwise authorized by subdivision (b) of Section 54954.2.

However, the agenda need not provide an opportunity for members of the public to address the legislative body on any item that has already been considered by a committee, composed exclusively of members of the legislative body, at a public meeting wherein all interested members of the public were afforded the opportunity to address the committee on the item,

before or during the committee's consideration of the item, unless the item has been substantially changed since the committee heard the item, as determined by the legislative body. Every notice for a special meeting shall provide an opportunity for members of the public to directly address the legislative body concerning any item that has been described in the notice for the meeting before or during consideration of that item.

(b)(2) ... when the legislative body of a local agency limits time for public comment, the legislative body of a local agency shall provide at least twice the allotted time to a member of the public who utilizes a translator to ensure that non-English speakers receive the same opportunity to directly address the legislative body of a local agency.

(3) Paragraph (2) shall not apply if the legislative body of a local agency utilizes simultaneous translation equipment in a manner that allows the legislative body of a local agency to hear the translated public testimony simultaneously.

(c) The legislative body of a local agency shall not prohibit public criticism of the policies, procedures, programs, or services of the agency, or of the acts or omissions of the legislative body. Nothing in this subdivision shall confer any privilege or protection for expression beyond that otherwise provided by law.

4 Public Participant Rules of Conduct, Decorum and Courtesy

4.1 Public participant rules of conduct

The City Council recognizes and respects the right of freedom of speech, ~~but~~ and rules of conduct and decorum must be observed so that attendees can be heard, and the Mayor, Chair and Members of the ~~Body~~ can conduct ~~its~~ meetings, ~~and~~ deliberate, and address items before the body. **Any person or group that engages in disorderly or disruptive conduct that impedes ~~the a~~ meeting will be asked to leave, be removed, and consistent with these Rules, ~~or~~ the Mayor or Chair can clear the room and continue without an audience, ~~or the~~ Members of the body may adjourn the meeting.**

3. Speakers shall restrict their comments to the ~~specific~~ agenda item at issue, and in the case of public comment on non-agenda items, to matters under

the jurisdiction of the body that are not already agendized during the same meeting.

1. ~~that they are speaking on or, on Non-Agenda Items, to matters within the body's subject matter jurisdiction.~~ All ~~c~~Comments should be addressed directed to the body and not to other speakers or the audience. Speakers who do not follow these rules will be asked to cease and if they do not comply, they will be ruled out of order on the grounds of relevancy and asked to leave the podium and possibly the meeting.
2. Meeting attendees DON'T INTIMIDATE OR BLOCK VIEW shall be seated unless recognized by the Chair as a speaker or unless entering or leaving, or moving to and from a location within the Council Chambers in a manner that does not intimidate other attendees or seek to block their views of the proceedings. Meeting attendees shall strive to remain quiet ~~at all times~~ and shall not hold up placards or signs that block the views of other attendees. Attendees may show support or opposition to speaker by silently raising and waving both hands for support or showing a "thumbs down" in opposition.
3. Disruptive and/or disorderly actions and behaviors that may result in removal from the meeting include, but are not limited to:
 - a. Refusal to leave the podium after the allotted time is exceeded.
 - b. Refusal to leave the podium after the Mayor or Chair has determined that the comments are beyond the jurisdiction of the body and/or do not pertain to the matter under consideration in an agenda item.
 - c. Refusal to leave the podium after the Mayor or Chair has determined that the comments are marketing related.
 - d. Blocking the view of other attendees by standing, occupying the aisles, or by holding up a sign or placard that blocks the views of— other members of the public, or by other view obstruction.
 - e. Addressing the City Council without being recognized by the Mayor or Chair.
 - f. Interrupting or attempting to interrupt a speaker.
 - g. Interfering with another attendees' ability to participate.
 - h. Intimidating or threatening behavior.
 - i. Refusal to heed a call to order.
 - j. Failure to cease and desist disruptions when requested by the Mayor or Chair.

- k. Entering a non-public area of the Council Chambers without the permission of the Mayor or Chair.
- l. Failure to leave Council Chambers upon being ejected by the Mayor or Chair for violation of the Rules of Conduct.
- m. Failure to clear the City Council Chamber upon order of the Chair pursuant to Government Code Section 54957.9 or other applicable law.
- ~~n. Use of “Hate Speech” (i.e., verbal or written statements whose sole purpose is to attack, demean, and denigrate an individual or group based on race, religion, sexual orientation, ethnicity, nationality, or disability) and or verbal denigration that disrupts the meeting and/or violates Redondo Beach anti-harassment policies.~~

Individuals or groups participating via Zoom or other electronic means that interrupt or disrupt the meeting, or who fail to follow the direction of the chair, may be silenced or removed from the meeting by the City Clerk or the City Clerk’s designee at the direction of the chair.

4.2 Enforcement of public conduct

1. The Mayor, which includes the acting Mayor Pro Tem, and Chair, which includes the acting Vice Chair, shall be the presiding officer at all of their respective regular and special meetings (“Presiding Officer”) ~~of the body. The presiding officer and~~ shall enforce these ~~procedural rules of conduct~~ Rules. The Chief of the Police, or ~~his~~ designated representative, shall be the sergeant-at-arms of the respective body’s public meetings.
2. Any member of the ~~body~~ City Council may move to, and by majority vote, require the ~~p~~Presiding ~~e~~Officer to enforce these ~~se~~ rules ~~and the body, by majority vote, may require him/her to do so.~~ Members of the City Council may move to, and by majority vote, overturn a ruling of the Presiding Officer concerning the enforcement of these Rules.
3. The ~~p~~Presiding ~~e~~Officer shall be mindful of the following sanctions which may be applied in appropriate circumstances:

Government Code Section 54957.9:

In the event that any meeting is willfully interrupted by a group or groups of persons so as to render the orderly conduct of such meeting unfeasible and order cannot be restored by the removal of individuals who are willfully interrupting the meeting, the ~~m~~Members of the legislative body conducting the meeting may, by majority vote of the Members order the meeting room cleared and continue in session. Only matters appearing on the agenda may be considered in such a session. Representatives of the press or other news media, except those participating in the disturbance, shall be allowed to attend any session held pursuant to this section. Nothing in this section shall prohibit the legislative body from establishing a procedure for readmitting an individual or individuals not responsible for willfully disturbing the orderly conduct of the meeting.

Penal Code Section 403:

Every person who, without authority of law, willfully disturbs or breaks up any assembly or meeting that is not unlawful in its character, other than an assembly or meeting referred to in Section 302 of the Penal Code and Section 18340 of the Elections Code, is guilty of a misdemeanor.

4.3 Scripts dealing with meeting disruptions

Appendix B includes the approved scripts that the Mayor and Chairs shall use when required to address disruptions by the public during a public meeting under their control.

4.4 Public Rules of Decorum and Courtesy

The public is expected to act with dignity and respect at all times during a public meeting. The City Council ~~asks~~expects public speakers to comply with the following rules of decorum and courtesy:

1. Refrain from use of profanity, obscenity, and offensive language in speech, on signs, and on clothing.
2. Refrain from personal threats and attacks.
3. Refrain from ~~hateful and demeaning speech based on race, religion, sexual orientation, ethnicity, and disability~~Hate Speech (i.e., verbal or written statements whose sole purpose is to attack, demean, and denigrate an

individual or group based on race, religion, sexual orientation, ethnicity, nationality, or disability).

4. Refrain from yelling or screaming.
5. Be Respectful to all people persons present, ~~participating and watching the meeting.~~
6. Refrain from clapping, cheering, or booing during the meeting. Rather, raise both hands and wave them to show support or give a "thumbs down" to show disagreement.

5 COURTESY, DECORUM, AND PERSONAL CONDUCT OF CITY COUNCIL AND COUNCIL APPOINTED MEMBERS OF CITY BODIES

It is the policy of the City Council that the City Council and appointed members of commissions and boards conduct city business to maintain common courtesy and decorum as they conduct city business or represent the city. To that end the City Council establishes the following guidelines for behavior.

- 5.1 Each member shall comply with California law and Redondo Beach City Charter, Redondo Beach Municipal Code, Resolutions, and Policies in the execution of their duties.

All members must comply with state and local laws, ordinances and sections of the City Charter while acting in the capacity of their elected and/or appointed positions. This includes but is not limited to the Ralph M. Brown Act, Government Code Sections 54950-54693, as it now exists or may hereafter be amended.

- 5.2 Each member shall avoid Conflicts of Interest

The Government Code provides that "No public official at any level of state or local government shall make, participate in making, or in any way attempt to use an official position to influence a governmental decision in which there is a financial interest." The Political Reform Act requires cities to adopt a conflict of interests code listing those commissions, which are involved in the "making, or participate in the making, of decisions, which may foreseeably have a material effect on any financial interest." At this time, the City's conflict of interest code (Resolution No. 8037) requires certain commissioners, the Mayor and all Council Members to file disclosure statements (Form 700).

~~Members will be required to disclose investments, interests in real property, sources of income, and business positions held. The Clerk's office will notify these commissioners of their filing requirements in a timely fashion and will provide needed forms and instructions to them.~~

Any ~~person commissioner~~ who has a doubt as to whether or not there is a financial interest in any decision before the commission ~~should~~ may contact the Fair Political Practices Commission (advice@fppc.ca.gov) prior to the time required to make the decision.

5.3 Acting Professional, Respectful, and Appropriate Within ~~their~~ Official ~~Capacity, members are responsible to uphold a positive image of the City~~

When acting in an official capacity, for example, participating in a public meeting, ~~all the Mayor, Chair, and~~ members of ~~City bodies~~ a Body should strive to:

1. Conduct themselves in a professional and appropriate manner;
~~that projects a positive image of the City.~~

~~Each member should treat fellow members, city staff and members of the public with respect.~~

2. All members should be respectful of others, including fellow participants, the public, and City Staff participants in the meeting;

3. Any disagreements should address the issue, not the individuals who may have a differing position on the issue at hand. Avoid unnecessary and abusive conduct, personal charges, or verbal attacks, and instead, address the merits of issues presented;

4. Listen courteously to all opinions and consider alternative perspectives and. Members should work collaboratively with staff and other members to achieve the city's goals;

5. Respectfully and constructively resolve disagreements;

~~Any disagreements should be resolved respectfully and constructively, and where appropriate and compliant with the Brown Act and similar legislation, privately.~~

~~5.4 Members should refrain from interrupting one another.~~

6. Refrain from interrupting one another;

7. Unless required of the Chair to maintain control of the meeting, members should allow the public speaker who has the floor to finish before commenting, unless required of the Mayor, Chair, or Members, to maintain control of the meeting;

8. Avoid When appropriate, members may interrupting a presentation, unless needed to clarify ask a question, refocus the presentation, or for efficiency (but generally questions and comments should wait until the speaker presenter relinquishes the floor). The closed caption software cannot accurately display interruptions and individuals talking over one another.

5.55.4 Members should wait to be recognized by the Chair.

In order to maintain order, members wishing requesting to speak should generally wait until the Mayor or Chair gives them the floor.

5.65.5 Members, the Mayor, and the Chair should be prepared ~~to vote and~~ should vote and act on the merits of the decision at hand

Members, the Mayor, and the Chair are expected to adequately prepare for each meeting. Members and the Mayor shall should base their decisions on the merits and substance of the matter at hand, rather than on unrelated considerations. Members the Mayor, and the Chair- shall should act in the best interest of the community, and. ~~When making adjudicative a decisions, (those decisions where the member is called upon to determine and apply facts peculiar to an individual case), members shall~~ maintain an open mind until the conclusion of the hearing on the matter and ~~shall~~ base ~~their~~ decisions on the facts presented at the hearing and the law.

5.75.6 Members the Mayor, and the Chair should promote transparency and accountability.

Members the Mayor, and the Chair are expected to promote open and transparent government. Members the Mayor, and the Chair shall use city resources

responsibly and only for official duties. Members the Mayor, and the Chair shall follow the Brown Act.

~~5.8~~5.7 Members the Mayor, and the Chair shall protect confidential information.

Members the Mayor, and the Chair may at times have insight of and access to confidential or privileged information. Members the Mayor, and the Chair must refrain from improperly revealing this information to those who are not authorized for access to the information. Members the Mayor, and the Chair should refrain from using the information for personal or political gain.

~~5.9~~5.8 Members the Mayor, and the Chair should be mindful in their dealings outside the meetings

The position filled by the Mayor, Chair, members of the City Council, city boards, and city commissions follows the individuals outside the public meetings. The public may not disassociate private actions from the public role. Members the Mayor, and the Chair should act accordingly by striving to continue to treat ~~members of the public~~others with due dignity and respect in their interactions outside the venue of the public meetings, including ~~both face-to-face~~in person interactions ~~as well as~~and on social media and other forms of communication. Disrespectful and rude interactions may reflect poorly on the ~~body~~body on which ~~the member~~a person serves, the City Council, and the City.

Additionally, members should remain vigilant to ensure avoidance of Brown Act violations, such as inadvertently conducting a serial meeting.

~~5.10~~5.9 Members, the Mayor, and the Chair shall not misrepresent or abuse their position or use it for personal gain

Members the Mayor, and the Chair should not misrepresent or abuse their position or title, or use it to intimidate or for personal gain. use their title outside the duties of the positions on which they serve. The titles do not bestow any authority over the public or city staff. And members should not use their position when expressing opinions on matters unless those matters are under the purview of the body on which the member serves and the opinion expressed is the expressed opinion of the entire body. Otherwise, the member should state the opinion as a personal opinion that is not reflective of the body. Members must never use their position to intimidate or assert authority over others or for personal gain.

~~5.11~~5.10 Members are expected to follow the same rules of courtesy and decorum as the public.

The Mayor, Chair, and Members are expected to abide by the Public Rules of Decorum and Courtesy provided in section XXX above. ~~of the body are expected to act with dignity and respect at all times during a public meeting. All members are expected to comply with the following rules of decorum:~~

- ~~1. Refrain from use of profanity, obscenity, and offensive language in speech, on signs, and on clothing.~~
 - ~~2. Refrain from personal threats and attacks.~~
 - ~~3. Refrain from hateful and demeaning speech based on race, religion, sexual orientation, ethnicity, and disability.~~
 - ~~4. Refrain from yelling or screaming.~~
- ~~Respect all people present, participating and watching the meeting.~~

~~5.12~~5.11 Members should not interrupt members of the public ~~speaking~~or presenters.

A member of the public who is providing public comment generally should not be interrupted until the conclusion of their time to speak. The Mayor or Chair may interrupt a member of the public who is speaking to enforce the ~~procedures and conduct of the meeting~~Rules. ~~There may be times when interrupting a presenter is prudent to ensure understanding, but this should be exercised only when really needed for clarity and understanding of the topic. A member should refrain from interrupting a speaker, especially since the speaker has limited time to speak.~~

~~5.13~~5.12 Use of Electronic Devices during Meetings

~~5.13.15~~5.12.1 Silencing devices and limiting use

All members should set their personal devices to silent or vibrate mode during public meetings. ~~Electronic devices shall only used for the purpose of reading or following agenda materials, conduct of the meeting (such as raising a hand to speak), taking notes, and/or projecting information to augment the deliberation of an agenda item.~~

~~5.13.2~~ Refrain from messaging

~~All members should refrain from messaging other members or members of the public during a public meeting. All discussion on an item should happen publicly.~~

~~Members are reminded that electronic messages are records subject to the Public Records Act.~~

~~5.13.3~~ 5.12.2 Prohibitions during quasi-judicial hearings

When a board or commission hears matters related to discretionary land use permits (conditional use permits, variances, development permits, etc.) and appeals, these are quasi-judicial hearings subject to both fair process and due process requirements, which require the Board or eCommission to be fair and impartial. Public hearings are conducted as an open, public process. In order to provide a fair public hearing, board and commission members and appointed officials are required to make their decisions based only on evidence "in the record" and cannot rely on evidence or information obtained outside the record that is not disclosed at the public hearing. To ensure a fair hearing, knowledge about an item should be limited to ~~just~~ what is provided as part of the record. Board and commission members should not check outside sources for other information, ~~such as electronic devices,~~ during a hearing. Be advised that eEven if electronic communication is unrelated to the public hearing item, it may give the appearance that board and commission members are either receiving evidence that is not in the record or not giving their full attention to the matter at hand. Board and commission members ~~have a duty to~~should avoid any appearance of impropriety or inattentiveness. ~~As such, members shall not use electronic devices to~~ eCommunicatinge either directly or through social media with other members of the ~~b~~Body or with any other person regarding a public hearing item during the hearing should be avoided.

~~5.14~~ 5.13 Nomination, Election, and Role of Commission Chairs

Commissions shall nominate and elect a Chair annually for a one-year term. A Chair can serve multiple terms if nominated and voted for by a majority. A duly elected Chair shall conduct the commission meeting and enforce the rules of conduct for public meetings. The Chair, as a member of the body, may make motions and cast votes. Similarly, commissions shall nominate and elect a vice-chair annually. A vice-chair will assume the role of Chair when the Chair is absent.

~~5.15~~5.14 Attendance

~~5.15.15~~5.14.1 Mayor and City Council Attendance

The Mayor and City Council are expected to ~~make every~~ attempt to attend all regularly scheduled meetings, and in the event of an expected absence, to inform the with any vacations or other outages precoordinated with the Mayor and City Clerk ahead of time.

~~5.15.25~~5.14.2 Commissioner Attendance

Commissioners are expected to ~~make every~~ attempt to attend all regularly scheduled meetings. A commissioner should coordinate in writing with the City Clerk, the Chair and the staff liaison in advance for an excused absence from any meeting. If the commissioner's absence was due to an unforeseen circumstance, the commissioner shall communicate with the City Clerk, the Chair, and the staff liaison as soon as reasonable.

As provided for in the Redondo Beach Municipal Code, in the following instances a board or commissioner's position shall become vacant and so declared by the City Council:

(1) An existing board or commission member is absent from three regular meetings of such board or commission during the previous 12 months. For the purposes of determining absences, a board or commission member shall not be deemed absent if a meeting is canceled, unless the board or commission member's absence was the cause of the meeting's cancelation due to lack of quorum;

(2) A new board or commission member is absent from three regular meetings of such board or commission during the first year of his/her appointment. For the purposes of determining absences, a board or commission member shall not be deemed absent if a meeting is canceled, unless the board or commission member's absence was the cause of the meeting's cancelation due to lack of quorum.~~If a commissioner misses more than four meetings in a rolling one-year period, the Mayor shall present the City Council with a recommendation to remove the commissioner or provide a rationale for retaining the commissioner.~~

~~5.16~~5.15 ~~All Mayor and m~~Members will perform all required training in a timely manner.

All members shall comply with mandatory training requires set by the ~~s~~State, ~~by the~~ City, or by City Council. This includes but is not limited to:

- Ethics training
- Cyber security training
- Commission Orientation (in the case of Commissioners)

Commissioners who fail to complete any training in a timely manner may be removed by the ~~Mayor and~~ City Council pursuant to RBMC § 2-9.109, Removal of members.

~~5.17~~5.16 Commissioners and Commission Chairs should stay within the Role and Scope of the Board/Commission

Commissioners and commission Chairs are responsible to understand the role of the commission. Commissions are all established to advise the City Council. Some commissions may also serve in quasi-judicial roles as clearly defined in the Redondo Beach Municipal Code. Commissioners and Chairs are expected to comply with the limitations of their jurisdiction and role. Staff liaisons will also warn commissions if they are exceeding their scope and role. Any disagreement between staff liaisons and commissioners related to scope of duties and authorities will be adjudicated by the City Council if required. Repeated issues may require action by the Mayor and City Council, including potential removal pursuant to RBMC § 2-9.109, Removal of members.

~~5.18~~5.17 Commissioners serve at the will of the ~~Mayor and~~ City Council Commissioners serve at the will of the City Council. Pursuant to RBMC § 2-9.109, the members of each board and commission may be removed from office by a vote of the majority of all members of the Council. Per Redondo Beach Municipal Code, commissioners serve at the will of the Mayor and City Council. The Mayor and City Council may remove any commissioner at any time without reason. However egregious or repeated breaches of the codes documented in the previous sections would certainly be grounds for removal. Commissioners should strive to comply with these rules of conduct, courtesy, and decorum.

~~5.19~~5.18 Remote Meeting Attendance/Participation

~~5.19.15.18.1~~ Commissioners

Remote attendance of public commission meetings by commissioners is prohibited.

~~5.19.2~~ Mayor and City Council

~~Members of the City Council may attend and participate in a public meeting using teleconferencing technology provided all requirements of the Brown Act are followed. The following are some of the requirements of the Brown Act with respect to teleconference participation:~~

- ~~• A quorum of the body must participate from City Council Chambers~~
- ~~• Each location must be identified in the agenda notice at time of publication~~
- ~~• Agendas must be posted at each location.~~
- ~~• Each location must be accessible to the public.~~
- ~~• The agenda must provide the opportunity for the public to address the legislative body directly at each teleconference location.~~
- ~~• All votes must be done by roll call.~~

~~Section 2.0 of this document details City of Redondo conduct of teleconference participation by City Council members.~~

[APPENDIX A – Model Agenda for City Council meetings](#)

This appendix includes a model agenda for City Council meetings. This model will be tailored for each Commission.

APPENDIX B: Scripts for Chairs to address disruptions to public meetings under their control

**CITY OF REDONDO BEACH
CITY COUNCIL AGENDA**

DATE

415 DIAMOND STREET, REDONDO BEACH

CITY COUNCIL CHAMBER



James A. Light, Mayor
Brad Waller, Councilmember, District 1
Chadwick Castle, Councilmember, District 2
Paige Kaluderovic, Councilmember, District 3
Zein Obagi, Jr., Councilmember, District 4
Scott Behrendt, Councilmember, District 5

Joy A. Ford, City Attorney
Eleanor Manzano, City Clerk
Eugene Solomon, City Treasurer

AGENDA AND SUPPORTING MATERIALS - Agenda packets are available for online public viewing 24 hours a day at www.redondo.org via the City Clerk and Mayor & City Council Department pages or directly at <https://redondo.legistar.com/Calendar.aspx>. Agenda packets can also be viewed at Redondo Beach Main Library and the North Branch Library during library hours. During City Hall hours, agenda packets are also available for public viewing in the Office of the City Clerk, Door 1.

AGENDA POSTING NOTIFICATION - If you would like to receive Email notification of agendas upon publication, please subscribe to City Council Agendas from the eNotify list at <https://www.redondo.org/enotify/index.php>. An email will be sent from noreply@revize.com advising availability to view and/or print agenda, supporting materials with options for public participation at City Council meetings.

DOCUMENTS DISTRIBUTED FOLLOWING THE POSTING OF THE AGENDA (BLUE FOLDER ITEMS) -

Any writing that relates to an agenda item for an open session that is distributed within 72 hours of the meeting is available for public inspection at the City Clerk's Office, 415 Diamond Street Door 1, Redondo Beach. In addition, such writings and documents will be posted on the City's website at <https://redondo.legistar.com/Calendar.aspx>.

AMERICANS WITH DISABILITIES ACT - It is the intention of the City of Redondo Beach to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is regularly provided, the City will attempt to accommodate you in every reasonable manner. Please contact the City Clerk's Office at (310) 318-0656 at least forty-eight (48) hours prior to the meeting to inform us of your particular needs and for determination that accommodation is feasible. Please advise us at that time if you will need accommodations to attend or participate in meetings on a regular basis.

CITY OF REDONDO BEACH PUBLIC PARTICIPATION GUIDELINES AND RULES OF CONDUCT

HOW TO PARTICIPATE – The City of Redondo Beach welcomes and encourages public participation in public city meeting. Members of the public are invited to participate in public meetings in person, via Zoom, by e-comments, and by email. All public meetings provide the public the ability to comment on Non-Agenda items and on agenda items being deliberated by the City Council..

PUBLIC PARTICIPATION ON NON-AGENDA ITEMS – Each agenda includes an agenda item for “Public Participation on Non-Agenda Items”. During this agenda item, the public may speak on any matter so long as the matter is:

1. Under the jurisdiction of the City Council; and,
2. Is not a matter already agendized during the same meeting.

Each speaker is allotted three minutes to speak under Public Participation on Non-Agenda Items. Each speaker may only speak once. And the time allocated to Public Participation on Non-Agenda Items is limited to 30 minutes.

The Mayor will recognize speakers in the following priority:

1. Speakers who have submitted speaker cards
2. Speakers attending the meeting in person
3. Speakers attending via Zoom

Pursuant to provisions of the Brown Act, the body is prohibited from deliberating and taking action on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist. The body may make a “Referral to Staff” related to public comment during that agenda item.

PUBLIC PARTICIPATION ON AGENDA ITEMS – For each agendized matter deliberated by the City Council, the Mayor will invite public comment at the appropriate time. Any member of the public may speak to the matter under discussion during this period provided the comments directly address the agenda item. Each speaker is allotted three minutes to speak to each agenda item. Each speaker may only speak once on each agenda item. The Mayor will recognize speakers in the following priority:

1. Speakers who have submitted speaker cards
2. Speakers attending the meeting in person
3. Speakers attending via Zoom

PUBLIC PARTICIPATION RULES OF CONDUCT – The City of Redondo Beach recognizes and respects the right of freedom of speech, but rules of decorum must be observed so that attendees can be heard, and the City Council/Commission can conduct its meeting and deliberate and address items before the Council/Commission. **Any person or group that engages in disorderly or disruptive conduct that impedes the meeting may be asked to leave, be removed, or the Chair may clear the room and continue without an audience, or the City Council/Commission may adjourn the meeting.**

1. Speakers shall restrict their comments to the specific agenda item that they are speaking on or, on Non-Agenda Items, to matters within the body's subject matter jurisdiction. All comments should be addressed to the body and not to other speakers or the audience. Speakers who do not follow these rules will be asked to cease and if they do not comply, they may be ruled out of order on the grounds of relevancy and asked to leave the podium and possibly the meeting.
2. Meeting attendees shall be seated unless recognized by the Chair as a speaker or unless entering or leaving the Council Chambers. Meeting attendees shall remain quiet at all times and shall not hold up placards or signs that block the views of other attendees. Attendees may show support or opposition to speaker by silently raising and waving both hands for support or showing a “thumbs down” in opposition.

3. Disruptive and/or disorderly actions and behaviors that may result in removal from the meeting include, but are not limited to:
- a. Refusal to leave the podium after the allotted time is exceeded.
 - b. Refusal to leave the podium after the Chair has determined that the comments are beyond the jurisdiction of the City Council/Commission and/or do not pertain to the matter under consideration in an agenda item.
 - c. Refusal to leave the podium after the Chair has determined that the comments are marketing related.
 - d. Blocking the view or access of other attendees by standing, occupying the aisles, or by holding up a card a sign or placard, or other obstruction of public views.
 - e. Addressing the Council/Commission without being recognized by the Chair.
 - f. Interrupting or attempting to interrupt a speaker.
 - g. Interfering with another attendees' ability to participate.
 - h. Intimidating or threatening behavior.
 - i. Refusal to heed to a call to order.
 - j. Failure to cease and desist disruptions when requested by the Chair.
 - k. Entering a non-public area of the Council chambers without the permission of the Chair
 - l. Failure to leave Council Chambers upon being ejected by the Chair for violation of the Rules of Conduct.
 - m. Failure to clear the City Council Chamber upon order of the Chair pursuant to Government Code 54957.9.
 - n. Use of hate speech or verbal denigration that disrupts the meeting and/or violates Redondo Beach anti-harassment policies.

Individuals or groups participating via Zoom or other electronic means that interrupt or disrupt the meeting, or who fail to follow the direction of the Chair, may be silenced or removed from the meeting by the City Clerk or the City Clerk's representative at the direction of the Chair.

PUBLIC PARTICIPATION RULES OF DECORUM – The public is expected to act with dignity and respect at all times during a public meeting. The City Council asks public speakers to comply with the following rules of decorum:

1. Refrain from use of profanity, obscenity, and offensive language in speech, on signs, and clothing.
2. Refrain from personal threats and attacks.
3. Refrain from hateful and demeaning speech based on race, religion, sexual orientation, ethnicity, and disability.
4. Refrain from yelling or screaming.
5. Respect all people present, participating and watching the meeting.
6. Refrain from clapping, cheering, or booing during the meeting. Rather raise both hands and wave them to show support or give a "thumbs down" to show disagreement.

**CITY OF REDONDO BEACH
CITY COUNCIL AGENDA
DATE**

415 DIAMOND STREET, REDONDO BEACH

CITY COUNCIL CHAMBER

**THE CITY COUNCIL PUBLIC MEETINGS ARE CONDUCTED IN THE
COUNCIL CHAMBER UNLESS OTHERWISE NOTICED BEFOREHAND.
MEMBERS OF THE PUBLIC MAY PARTICIPATE IN-PERSON, BY ZOOM,
eCOMMENT OR EMAIL.**

**3:30 P.M.- CLOSED SESSION - CANCELLED
5:30 P.M.- OPEN SESSION- REGULAR MEETING**

City Council meetings are broadcast live through Spectrum Cable, Channel 8, and Frontier Communications, Channel 41 and/or rebroadcast on Wednesday at 3 p.m. and Saturday at 3 p.m. following the date of the meeting. Live streams and indexed archives of meetings are available via internet. Visit the City's official website at www.Redondo.org/rbtv.

TO WATCH MEETING LIVE ON THE CITY'S WEBSITE:

<https://redondo.legistar.com/Calendar.aspx>

*Click "In Progress" hyperlink under Video section of meeting

TO WATCH MEETING LIVE ON YOUTUBE:

<https://www.youtube.com/c/CityofRedondoBeachIT>

TO JOIN THE MEETING VIA ZOOM (FOR PUBLIC INTERESTED IN SPEAKING.
OTHERWISE, PLEASE SEE ABOVE TO WATCH/LISTEN TO MEETING):

Register in advance for this meeting:

https://us02web.zoom.us/webinar/register/WN_D6ThJvi_R3eP25ZuGFP46g

After registering, you will receive a confirmation email containing information about joining the meeting.

If you are participating by phone, be sure to provide your phone # when registering. You will be provided a Toll Free number and a Meeting ID to access the meeting. Note; press # to bypass Participant ID. Attendees will be muted until the public participation period is opened . When you are called on to speak, press *6 to unmute your line. Note, comments from the public are limited to 3 minutes per speaker.

eCOMMENT: COMMENTS MAY BE ENTERED DIRECTLY ON THE WEBSITE AGENDA PAGE:

<https://redondo.granicusideas.com/meetings>

- 1) Public comments can be entered before and during the meeting.
- 2) Select a SPECIFIC AGENDA ITEM to enter your comment;
- 3) Public will be prompted to Sign-Up to create a free personal account (one-time) and then comments may be added to each Agenda item of interest.
- 4) Public comments entered into eComment (up to 2200 characters; equal to approximately 3 minutes of oral comments) will become part of the official meeting record.

EMAIL: TO PARTICIPATE BY WRITTEN COMMUNICATION, EMAILS MUST BE RECEIVED BEFORE 1:00 P.M. THE DAY OF THE MEETING (EMAILS WILL NOT BE READ OUT LOUD): Written materials pertaining to matters listed on the posted agenda received after the agenda has been published will be added as supplemental materials under the relevant agenda item. Public comments may be submitted by email to cityclerk@redondo.org. Emails must be received before 1:00 p.m. on the date of the meeting to ensure Council and staff have the ability to review materials prior to the meeting.

3:30 P.M. - CLOSED SESSION - ADJOURNED REGULAR MEETING

- A. CALL MEETING TO ORDER**
- B. ROLL CALL**
- C. BLUE FOLDER ITEMS - ADDITIONAL BACK UP MATERIALS**

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.

- D. PUBLIC COMMUNICATIONS ON CLOSED SESSION ITEMS AND CLOSED SESSION NON-AGENDA ITEMS**

This section is intended to provide members of the public with the opportunity to comment on Closed Session Items or any subject that does not appear on this agenda for action. This section is limited to 30 minutes. Each speaker will be afforded three minutes to address the Mayor and Council. Each speaker will be permitted to speak only once. Written requests, if any, will be considered first under this section.

- E. RECESS TO CLOSED SESSION**
- F. RECONVENE TO OPEN SESSION**
- G. ROLL CALL**
- H. ANNOUNCEMENT OF CLOSED SESSION ACTIONS**
- I. ADJOURN TO REGULAR MEETING**

5:30 PM - OPEN SESSION - REGULAR MEETING

- A. CALL TO ORDER**
- B. ROLL CALL**
- C. SALUTE TO THE FLAG AND INVOCATION**
- D. PRESENTATIONS/PROCLAMATIONS/ANNOUNCEMENTS/ AB 1234 TRAVEL EXPENSE REPORTS**
- E. APPROVE ORDER OF AGENDA**
- F. AGENCY RECESS**
- G. BLUE FOLDER ITEMS - ADDITIONAL BACK UP MATERIALS**

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.

- G.1. [For Blue Folder Documents Approved at the City Council Meeting](#)**

- H. CONSENT CALENDAR**

Business items, except those formally noticed for public hearing, or those pulled for discussion are assigned to the Consent Calendar. The Mayor or any City Council Member may request that any Consent Calendar item(s) be removed, discussed, and acted upon separately. Items removed from the Consent Calendar will be taken up under the "Excluded Consent Calendar" section below. Those items remaining on the Consent Calendar will be approved

in one motion. The Mayor will call on anyone wishing to address the City Council on any Consent Calendar item on the agenda, which has not been pulled by Council for discussion. Each speaker will be permitted to speak only once and comments will be limited to a total of three minutes.

I. EXCLUDED CONSENT CALENDAR ITEMS

J. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

This section is intended to provide members of the public with the opportunity to comment on any subject that does not appear on this agenda for action. This section is limited to 30 minutes. Each speaker will be afforded three minutes to address the Mayor and Council. Each speaker will be permitted to speak only once. Written requests, if any, will be considered first under this section.

J.1. [For eComments and Emails Received from the Public](#)

K. EX PARTE COMMUNICATIONS

This section is intended to allow all elected officials the opportunity to reveal any disclosure or ex parte communication about the following public hearings

L. PUBLIC HEARINGS

M. ITEMS CONTINUED FROM PREVIOUS AGENDAS

N. ITEMS FOR DISCUSSION PRIOR TO ACTION

O. CITY MANAGER ITEMS

P. MAYOR AND COUNCIL ITEMS

Q. MAYOR AND COUNCIL REFERRALS TO STAFF, COMMISSIONS OR SUB-COMMITTEES

R. RECESS TO CLOSED SESSION

S. RECONVENE TO OPEN SESSION

T. ROLL CALL

U. ANNOUNCEMENT OF CLOSED SESSION ACTIONS

V. ADJOURNMENT

The next meeting of the City Council of the City of Redondo Beach will be an Adjourned Regular meeting to be held at 3:30 p.m. (Closed Session) and a Regular meeting to be held at 5:30 p.m. (Open Session) on Tuesday, **DATE**, in the Redondo Beach City Hall Council Chamber, 415 Diamond Street, Redondo Beach, California.

City of Redondo Beach

Script for Speaker Exceeding Time Limit

If a speaker is being disruptive by going over the time limit, use the following script:

MAYOR/CHAIR: SIR (OR MA'AM) YOUR TIME IS UP. THANK YOU

If speaker refuses to yield

MAYOR/CHAIR: SIR (OR MA'AM) YOUR TIME IS UP AND YOU ARE IN VIOLATION OF OUR RULES OF ORDER. YOU ARE OUT OF ORDER, DISRUPTING OUR MEETING, AND NEED TO SIT DOWN.

If speaker still refuses to yield

MAYOR/CHAIR: SIR (OR MA'AM) YOUR TIME IS UP. YOU ARE IN VIOLATION OF OUR RULES OF ORDER AND YOU ARE DISRUPTING OUR MEETING. I AM EJECTING YOU FROM OUR MEETING AND YOU ARE ORDERED TO LEAVE THE BUILDING. IF YOU DO NOT LEAVE, YOU MAY BE ARRESTED.

If speaker refuses to leave

MAYOR/CHAIR: THIS IS MY FINAL WARNING. I WANT TO BE CLEAR THAT YOU HAVE BEEN EJECTED FROM THE CITY COUNCIL MEETING AND ORDERED TO LEAVE. **I WANT THE RECORD TO REFLECT THAT YOU ARE REFUSING TO LEAVE, YOU ARE DISRUPTING OUR MEETING, AND YOU ARE INTERFERING WITH THE BUSINESS OF THE CITY OF REDONDO BEACH.** IF YOU DO NOT LEAVE, YOU MAY BE ARRESTED.

If still refuses

MAYOR/CHAIR:

I AM DIRECTING ALL ATTENDEES OTHER THAN CITY STAFF AND THE PRESS TO CLEAR THE BUILDING. I AM DIRECTING THE POLICE DEPARTMENT TO CLEAR THE COUNCIL CHAMBERS. IF THE DISRUPTIVE SPEAKER REFUSES TO LEAVE THE BUILDING OR TRIES TO REENTER THE BUILDING THEN YOU MAY ARREST THEM.

AFTERWARDS: MAYOR/CHAIR: FOR THE RECORD, THE INDIVIDUAL WAS NOT REMOVED DUE TO THE CONTENT OF THEIR SPEECH, BUT FOR FAILING TO FOLLOW THE COUNCIL'S NEUTRAL, CONTENT-FREE RULES OF DECORUM DESIGNED TO ENSURE AN ORDERLY PUBLIC MEETING.

City of Redondo Beach
Script to Expel Disruptive Group

If a group is being disruptive or interrupting the meeting, use the following script:

MAYOR/CHAIR: I REQUEST THAT THE GROUP SPEAKING OUT/YELLING FROM THE AUDIENCE CEASE AND DESIST. EVERYONE HAS A RIGHT TO BE HEARD AND EVERYONE WILL HAVE A CHANCE TO SPEAK. YOU MAY NOT SPEAK OUT FROM THE AUDIENCE. PLEASE WAIT FOR YOUR TURN TO SPEAK.

If group refuses to cease

MAYOR/CHAIR: YOU ARE IN VIOLATION OF OUR RULES OF ORDER. YOU ARE OUT OF ORDER, DISRUPTING OUR MEETING, AND NEED TO WAIT FOR YOUR TURN TO SPEAK. IF YOU DO NOT STOP INTERRUPTING, YOU WILL BE ASKED TO LEAVE THE COUNCIL CHAMBER

If group still refuses to cease

MAYOR/CHAIR: YOU ARE IN VIOLATION OF OUR RULES OF ORDER. YOU ARE OUT OF ORDER, DISRUPTING OUR MEETING, AND YOU ARE ALL EJECTED FROM THE CITY COUNCIL MEETING AND ORDERED TO LEAVE THE BUILDING.

If group refuses to leave

MAYOR/CHAIR: THIS IS MY FINAL WARNING. I WANT TO BE CLEAR THAT YOU HAVE BEEN EJECTED FROM THE MEETING AND ORDERED TO LEAVE. **I WANT THE RECORD TO REFLECT THAT YOU ARE REFUSING TO LEAVE, YOU ARE DISRUPTING OUR MEETING, AND YOU ARE INTERFERING WITH THE BUSINESS OF THE CITY OF REDONDO BEACH.** I AM ORDERING YOU TO LEAVE THE BUILDING IMMEDIATELY.

If the group still refuses

MAYOR/CHAIR: I AM DIRECTING EVERYONE BUT CITY STAFF AND THE PRESS TO LEAVE THE BUILDING. I AM DIRECTING THE POLICE DEPARTMENT TO REMOVE ANYONE WHO REMAINS IN THE COUNCIL CHAMBER AND IF ANYONE IN THE DISRUPTIVE GROUP REFUSES TO LEAVE OR TRIES TO RETURN YOU MAY ARREST THEM.

AFTERWARDS: MAYOR/CHAIR: FOR THE RECORD, THE INDIVIDUAL WAS NOT REMOVED DUE TO THE CONTENT OF THEIR SPEECH, BUT FOR FAILING TO FOLLOW THE COUNCIL'S NEUTRAL, CONTENT-FREE RULES OF DECORUM DESIGNED TO ENSURE AN ORDERLY PUBLIC MEETING.

City of Redondo Beach

Script for Speaker Violations Other than Time

If a speaker is being disruptive for reasons other than time, use the following script:

MAYOR/CHAIR: SIR (OR MA'AM),

[SUMMARIZE TYPE OF DISRUPTION]

YOU ARE OUT OF ORDER, DISRUPTING OUR MEETING AND NEED TO CORRECT YOUR BEHAVIOR.

If speaker refuses to yield

MAYOR/CHAIR: SIR (OR MA'AM) YOU ARE IN VIOLATION OF OUR RULES OF ORDER. YOU ARE OUT OF ORDER, DISRUPTING OUR MEETING, AND NEED TO SIT DOWN/CORRECT YOUR BEHAVIOR.

If speaker still refuses to yield

MAYOR/CHAIR: SIR (OR MA'AM) YOU ARE IN VIOLATION OF OUR RULES OF ORDER AND YOU ARE DISRUPTING OUR MEETING. I AM EJECTING YOU FROM OUR MEETING AND YOU ARE ORDERED TO LEAVE THE BUILDING. IF YOU DO NOT LEAVE, YOU MAY BE ARRESTED.

If speaker refuses to leave

MAYOR/CHAIR: THIS IS MY FINAL WARNING. I WANT TO BE CLEAR THAT YOU HAVE BEEN EJECTED FROM THE CITY COUNCIL MEETING AND ORDERED TO LEAVE. I WANT THE RECORD TO REFLECT THAT YOU ARE REFUSING TO LEAVE, YOU ARE DISRUPTING OUR MEETING, AND YOU ARE INTERFERING WITH THE BUSINESS OF THE CITY OF REDONDO BEACH. IF YOU DO NOT LEAVE, YOU MAY BE ARRESTED.

If still refuses

MAYOR/CHAIR:

I AM DIRECTING ALL ATTENDEES OTHER THAN CITY STAFF AND THE PRESS TO CLEAR THE COUNCIL CHAMBERS. I AM DIRECTING THE POLICE DEPARTMENT TO CLEAR THE BUILDING. IF THE DISRUPTIVE AUDIENCE MEMBER REFUSES TO LEAVE THE BUILDING OR TRIES TO RETURN, YOU MAY ARREST THEM.

AFTERWARDS: MAYOR/CHAIR: FOR THE RECORD, THE INDIVIDUAL WAS NOT REMOVED DUE TO THE CONTENT OF THEIR SPEECH, BUT FOR FAILING TO FOLLOW THE COUNCIL'S NEUTRAL, CONTENT-FREE RULES OF DECORUM DESIGNED TO ENSURE AN ORDERLY PUBLIC MEETING.

City of Redondo Beach

Script for Violations Committed by Online Attendees:

MAYOR/CHAIR: [CITE REASON THEIR SPEECH IS OUT ORDER]. YOUR COMMENTS [OR BEHAVIOR] ARE [IS] IS OUT OF ORDER AND YOU ARE DISRUPTING OUR MEETING. YOU MUST CORRECT YOUR BEHAVIOR OR I WILL DIRECT THE CITY CLERK TO MUTE YOUR LINE.

MAYOR/CHAIR: THIS IS YOUR SECOND WARNING. YOUR COMMENTS [OR BEHAVIOR] ARE [IS] OUT OF ORDER AND YOU ARE DISRUPTING OUR MEETING. YOU MUST CORRECT YOUR BEHAVIOR OR I WILL DIRECT THE CITY CLERK TO CUT YOUR LINE.

MAYOR/CHAIR: I WANT THE RECORD TO REFLECT YOU ARE DISRUPTING OUR MEETING, AND YOU ARE INTERFERING WITH THE BUSINESS OF THE CITY OF REDONDO BEACH. I AM DIRECTING THE CITY CLERK TO CUT YOUR LINE.

AFTERWARDS: MAYOR/CHAIR: FOR THE RECORD, THE INDIVIDUAL WAS NOT REMOVED DUE TO THE CONTENT OF THEIR SPEECH, BUT FOR FAILING TO FOLLOW THE COUNCIL'S NEUTRAL, CONTENT-FREE RULES OF DECORUM DESIGNED TO ENSURE AN ORDERLY PUBLIC MEETING.

**Proposed Amendments to RBMC Ordinance re Uniform Regulations
of Commissions**

~~Article 1~~

~~Note: Article 1 entitled "General Provisions," consisting of Sections 2-9.101 -- 2-9.102, codified from Ordinance No. 2420 c.s., eff. 8-7-85, renumbered by Ordinance No. 2437 c.s., eff. 6-5-86 and Ordinance No. 2705 c.s., eff. 10-21-93, amended in its entirety by Ordinance No. 2797 c.s., eff. 4-17-97.~~

ORDINANCE NO. XXXX-XX

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
REDONDO BEACH, CALIFORNIA, AMENDING TITLE 2,**

CHAPTER 9, ARTICLE 1, SECTIONS

§ 2-9.100, 2-9.101, 2-

9.102, 2-9.103, 2-9.106 and 2-9.107, AND ADDING

SECTIONS 2-9.110 AND 2-9.111 AND DELETING IN ITS

ENTIRETY SECTION 2-9.108 PERTAINING TO UNIFORM

REGULATIONS OF COMMISSIONS

[RECITALS]

**COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, ORDAINS AS
FOLLOWS:**

SECTION 1. AMENDMENT OF CODE. Title 2, Chapter 9, ~~Article 1~~, Section 2-9.100 is hereby amended to read as follows:

"§ 2-9.100 Appointment and terms of members.

~~(a)~~ **(a)** The members of each board and commission shall serve for a term of four years, commencing October 1 and ending September 30 or as soon thereafter as his or her successor is appointed and qualified.

~~(b)~~ **(b)** The members of each board and commission shall be appointed by the Mayor, subject to confirmation by the City Council, within 60 days after the expiration of the four-year term or within 60 days after a vacancy occurs. If the

Mayor shall have failed to make an appointment within such period, any member of the City Council may nominate an eligible person to fill such vacancy. Four affirmative votes of the City Council to appoint such nominated person shall result in the appointment. Any appointment to fill an unexpired term shall be for such unexpired period.

~~(e)~~ (c) No person shall serve more than two full terms on the same board or commission. ~~If a~~ No person serves a partial term that exceeds two years (excluding any leap day), it shall be considered a full term for the purpose of this provision. The length of previous and current terms of appointment, including partial terms, shall be aggregated and counted for the purpose of applying this provision to determine eligibility for future appointments. No member of a board or commission shall serve simultaneously on more than one board or commission, or as an elected official or City employee of the City of Redondo Beach.

(d) If a section related to the appointment and terms of members of a specific commission differs from this section, the section related to the appointment and terms of members of the specific commission shall prevail."

SECTION 2. AMENDMENT OF CODE. Title 2, Chapter 9, Article 1, Section 2-9.101 is hereby amended to read as follows:

"§ 2-9.101 (§ 1, Ord. 2797 c.s., eff. April 17, 1997)

§ 2-9.101. Organization meetings, chairperson, meeting cancelations.

- (a) (a) Each board or commission shall meet as soon after the first day of October of every year as practical for the purpose of organizing. At such organization meeting, or in the first meeting after a vacancy in the chairperson or vice chair position is declared, the boards and commissions shall organize themselves by electing one of its members to serve as chairperson and one member to serve as vice chair for the ensuing year. Commissions may elect a new Chair/Vice Chair at any time, but, at a minimum, a Chair/Vice Chair must be elected annually, as described above. ~~for the ensuing year and one of its members as secretary.~~ Each board or commission shall hold a regular meeting at least once each month, subject to the meeting cancellation procedures in subdivision (cb) of this section. In addition to any such regular meetings, each board ~~and~~ commission, upon approval of a majority, may shall hold

whatever special meetings may be necessary or convenient to dispose of business within its jurisdiction without delay, with the approval of the City Council, City Manager, or staff liaison with the approval and/or at the direction of the City Manager. All proceedings of any board or commission shall be open to the public.

(b) Commissions may form subcommittees on subject matters within their jurisdiction, and subject to the rights and powers granted to the Commission, by a motion approved by the majority of the commission. Any subcommittee formed shall be comprised of less than the number of commission members that would constitute a quorum of the commission under the Brown Act (defined as the Ralph M. Brown Act, California Government Code sections 54950, et seq., and as otherwise amended and codified under California law). The subcommittee must have a defined termination date and/or terminate upon the completion of a specified task or purpose. Each commission may, by a motion approved by the majority, empower a subcommittee to report back to the commission regarding its subcommittee deliberations during public session and/or empower the subcommittee to produce written materials and/or an oral report for staff, the City Council, and/or another City commission. With the approval of the City Council, City Manager, or staff liaison with the approval and/or at the direction of the City Manager, the subcommittee may represent the commission in a public meeting of another public agency.

~~(b)~~ (c) Regular ~~monthly~~ meetings may be canceled for lack of business only by a majority vote of commissioners or members, and only during the regular meeting that immediately precedes the meeting to be canceled. In order to cancel a meeting, the commissioners or members must publicly vote to cancel the next scheduled meeting during the "Adjournment" item on the commission agenda. No future meetings beyond the next scheduled meeting may be canceled in advance."

SECTION 3. AMENDMENT OF CODE. Title 2, Chapter 9, Article 1, Section 2-9.102 is hereby amended to read as follows:

~~"§ 2-9.102(§ 1, Ord. 2797 c.s., eff. April 17, 1997, as amended by § 1, Ord. 3043 c.s., eff. November 7,~~

~~2009, § 1, Ord. 3062 c.s., eff. November 21, 2010, § 1, Ord. 3083 c.s., eff. September 16, 2011, §~~

§ 2 a 100

§ 2-

~~1, Ord. 3096 c.s., eff. October 18, 2012, § 1, Ord. 3114 c.s., eff. December 5, 2013, § 1, Ord.~~

~~3133 c.s., eff. August 7, 2015, § 1, Ord. 3159 c.s., eff. August 18, 2016, § 1, Ord. 3203 c.s., eff.~~

~~August 21, 2020, and § 1, Ord. 3219 c.s., eff. October 21, 2021; Ord. 3270 c.s., eff. July 6, 2024)~~

~~§ 2-9.102.~~ Procedure.

The following procedure shall be followed by boards and commissions, at public meetings:

~~(a)~~ (a) Each member of a board or commission who is present for a vote shall vote unless ~~he or she~~the member states the reasons for ~~abstention~~abstaining for the record.

~~(b)~~ (b) ~~City staff~~ Each board and commission shall maintain a true and correct record of all proceedings of ~~such~~all boards or commission and ensure in books devoted solely to such records are available to the public through the City Clerk's office.~~purpose.~~

SECTION 4. AMENDMENT OF CODE. Title 2, Chapter 9, Article 1, Section 2-9.103 is hereby amended to read as follows:

"§ 2-9.103(§ 1, Ord. 2797 c.s., eff. April 17, 1997)

~~§ 2-9.103.~~ Proceedings.

Each board or commission shall conduct its public meetings in accordance with the Redondo Beach Municipal Code and City Council Rules of Conduct and Decorum."

SECTION 5. AMENDMENT OF CODE. Title 2, Chapter 9, Article 1, Section 2-9.106 is hereby amended in its entirety to read as follows:

"§ 2-9.106~~Each board or commission may prescribe its own rules and regulations consistent with the provisions of this Code and in accordance with any ordinances or resolutions governing the operation of said commission. All of such rules or regulations shall be kept on file in the office of the City Clerk and shall be available at all times for inspection by the public. All boards and commissions shall have the same power as the City Council to compel the attendance of witnesses under oath and to issue or cause to be issued subpoenas for the attendance of such witnesses and any evidence deemed necessary by the board or commission.~~

~~(§ 1, Ord. 2797 c.s., eff. April 17, 1997)~~

~~§ 2-9.104. Budget requirements.~~

~~The City Manager shall recommend in the annual budget sufficient appropriations of funds to provide for the required expenses of each board and commission to permit it to conduct its business in an efficient and proper manner.~~

~~(§ 1, Ord. 2797 c.s., eff. April 17, 1997)~~

~~§ 2-9.105. Members' compensation.~~

~~No member of any board or commission shall receive any compensation for such services; provided, however, that all members shall be entitled to reimbursement for necessary traveling and other expenses when on business of the City on order of the board or commission and upon approval by the City Council.~~

~~(§ 1, Ord. 2797 c.s., eff. April 17, 1997)~~

~~§ 2-9.106. Membership eligibility.~~

Membership on any City board or commission shall be limited to registered voters of the City, with the exception of the Youth Commission as defined in Article 6 of this chapter. Each commission may have additional eligibility and qualification requirements as specified by the sections governing each commission.

SECTION 6. AMENDMENT OF CODE. Title 2, Chapter 9, Article 1, Section 2-9.107 is hereby amended in its entirety to read as follows:

~~“§ 2-9.107(§ 1, Ord. 2797 c.s., eff. April 17, 1997, as amended by § 1, Ord. 2858 c.s., eff. November 16, 2000)~~

§ 2-9.107. Vacancies.

(a) In the following instances a board or commissioner's position shall automatically become vacant and so declared by the City Council:

(1) ~~A event that any member of any~~ board or commission ~~member resigns;~~

(2) A board or commission member informs the Mayor and City Council in writing that they are unable to fulfill their term for any reason;

(3) A board or commission member is convicted of a crime involving moral turpitude;

(4) A board or commission member ceases to be a legally registered voter of the City;

(5) A board or commission member ceases to reside in the City of Redondo Beach;

(6) A board or commission member is removed by the City Council pursuant to Section 2-9.109;

(b) In the following instances a board or commissioner's position shall become vacant and so declared by the City Council:

(1) ~~An existing board or commission member is shall be absent from three~~ the regular meetings of such board or commission ~~during the previous 12 months. For the purposes of determining absences, a board or commission member shall not be deemed absent if a for a period of 60 days consecutively following the last regular meeting is canceled~~ attended by such member, unless ~~the board or commission member's absence was the cause of the meeting's cancelation due to lack of quorum;~~

(2) A new board or commission member is absent from three regular meetings of such board or commission during the first year ~~of by permission of the City Council expressed in its official minutes, or in the event such member shall be convicted of a crime involving moral turpitude, or ceases to be a registered voter of the City, his/ or her~~ appointment. For the purposes of determining absences, a board or commission member ~~office shall become vacant and shall~~ not be deemed absent if a meeting is canceled,

unless the board or commission member's absence was the cause of the meeting's cancelation due to lack of quorum.

(c) be so declared by the City Council. Vacancies occurring in any board or commission shall be filled in the manner set forth in Section 2-9.100.”

SECTION 7. AMENDMENT OF CODE. Title 2, Chapter 9, Article 1, Section 2-9.108 is hereby repealed in its entirety:

SECTION 8. AMENDMENT OF CODE. Title 2, Chapter 9, Article 1, Section 2-9.110 is hereby added in its entirety to read as follows:

“2-9-110 General Powers (§ 1, Ord. 2797 c.s., eff. April 17, 1997)

§ 2-9.108. Oaths and Duties affirmations.

(a) All commissions shall provide advice to the City Council on matters within their jurisdiction as defined in the respective sections addressing The chairperson or chairperson pro tempore of each commission's powers and duties. This is the primary duty of all commissions.

(b) Commissions shall provide advice on matters assigned to the board or commission by the Redondo Beach Municipal Code, the City Council, City Manager, or staff liaison with the approval and/or at the direction of the City Manager.

(c) Commissions shall provide advice to the City Council on the annual budgets and strategic plans prior to the City Council's deliberations on these matters.

(d) Commissions may, under the “Commission Member Items and Future Commission Agenda Topics” section of the commission's meeting agenda, advise the City Council on a matter if: 1) a commissioner moves to agendize the item, another commissioner seconds the motion and the commission approves agendizing the matter the matter by majority vote; and 2) it is a matter that falls within the jurisdiction, powers and duties of the commission; and 3) the staff liaison, with the approval and/or at the direction of the City Manager, agrees. On matters in which the staff liaison disagrees with the

commission, the commission may, by majority vote, seek the City Council's determination as to the appropriateness of the commission's proposed action. The staff liaison shall inform the City Council and Mayor of the disagreement and the commission's request.

(e) Commissions may ~~shall~~ have additional powers and duties as defined in the sections related to each commission."

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SECTION 9. AMENDMENT OF CODE. Title 2, Chapter 9, Article 1, Section 2-9.111 is hereby added in its entirety to read as follows:

"2.9-111 Limited and Restricted Scope of Powers and Duties of Commissions:

(a) Except as otherwise provided in the sections related to specific commissions, each commission is a reviewing and advising/recommending body only.

(b) Each commission and each commissioner shall have no ~~the~~ power, duty, responsibility, role or authority to:

(1) Demand that ~~to administer oaths and affirmations to any particular City staff, personnel, contractor, elected official, or any other person or entity participate in or appear~~ appearing before a meeting of the any such board or commission ~~or undertake any action or omission; or~~

(2) Demand that any documents or information be provided to or generated for the commission; or

(3) Direct, interfere with or participate in, the operations or management of any City department, staff, personnel, or contractor; or

(4) Review, evaluate, investigate, or comment upon matters which are within the duties and functions of any other commissions or committees, unless directed to do so by the City Council, City Manager or staff liaison; or

(5) Review, evaluate, investigate, or comment upon individual complaints involving any City department, personnel, contractor, elected officials or others; or

(6) Represent to be acting for on behalf of the City, its staff, personnel, or contractors; ~~or~~

(7) Commit the officers, employees, staff, or elected officials of the City to a specific position or to any ~~during the~~ course of action, may not make referrals to City staff, except as authorized by specific sections governing the commission or if specifically directed by the City Council;

(8) ~~Act in an oversight role of any City function, department or over any elected positions~~ investigation or hearing; ~~or~~

(9) Assert any power, authority, or privileges through the use of their title or appointed position in any context other than that which is allowed by the Redondo Beach Municipal Code.

(e) Commissioners who violate, or other fail to abide with, this section may be removed by the City Council in accordance with Title 2, Chapter 9, section 2-9.109."

SECTION 10. Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 11. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that

any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

SECTION 12. This ordinance shall be published by one insertion in the official newspaper of said city, and same shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

PASSED, APPROVED AND ADOPTED this XXth day of XXXXX, 2025.

James A. Light, Mayor

APPROVED AS TO FORM: ATTEST:

Joy A. Ford, City Attorney Eleanor Manzano, CMC, City Clerk~~(§ 1, Ord. 2797 c.s., eff. April 17, 1997)~~

~~§ 2-9.109. Removal of members.~~

~~The members of each board and commission may be removed from office by a vote of the majority of all members of the Council.~~

~~(§ 1, Ord. 3221 c.s., eff. October 21, 2021)~~

**Proposed Amendments to RBMC Ordinance re Public Works and
Sustainability Commission**

~~Article 4~~

ORDINANCE NO. XXXX-XX

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
REDONDO BEACH, CALIFORNIA, AMENDING TITLE 2,
CHAPTER 9, ARTICLE 4, SECTIONS 2-9.401, 2-9.402, AND
2-9.403 PERTAINING TO THE PUBLIC WORKS,
SAFETY, AND SUSTAINABILITY COMMISSION**

[RECITALS]

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDONDO
BEACH,

CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION 1. AMENDMENT OF CODE. Title 2, Chapter 9, ~~Note: Article 4~~
entitled "~~Environmental and Public Utilities Commission,~~" consisting
of ~~Sections 2-9.401 - 2-9.403, codified from Ordinance No. 2573 c.s., eff.~~
~~3-22-90, as Article 4, Section amended by Ordinance Nos. 2644 c.s., eff.~~
~~12-26-91; 2649 c.s., eff. 3-5-92 and renumbered by Ordinance No. 2705~~
~~c.s., eff. 10-21-93, was replaced in its entirety by Ordinance No. 2776~~
~~c.s., eff. 9-5-96.~~

§ 2-9.401 is hereby amended to read as follows:

"§ 2-9.401. Created.

There is hereby created a Public Works, Safety, and Sustainability
Commission."

SECTION 2. AMENDMENT OF CODE. Title 2, Chapter 9, Article 4, Section 2-
9.402 is hereby amended to read as follows:

~~“§ 2-9.402(§ 1, Ord. 2776 c.s., eff. September 5, 1996, as amended by § 1, Ord. 3250 c.s., eff. March 23, 2023)~~

§ 2-9.402. Appointment **and terms** of members.

~~(a)~~ **(a)** The Commission shall consist of seven members. Unless otherwise authorized by the City Council, one member shall be appointed from each council district and two members shall be appointed at large. Except in cases of practical difficulty, unnecessary hardship, or extreme differences, two members shall be persons experienced in construction, two members shall be physically handicapped persons, and one person shall be a public member. The Chief Building Official shall be an ex officio member of the Commission, but shall not be entitled to vote.

~~(b)~~ **SECTION 3. AMENDMENT OF CODE. Title 2, Chapter 9, Article 4, Section**~~The members shall serve for a term of four years, commencing on October 1 and ending September 30, or as soon thereafter as his or her successor is appointed and qualified.~~

~~(c)~~ **No person shall serve more than two full terms on the Commission. No person shall serve simultaneously on more than one board or commission.**

~~(§ 1, Ord. 2776 c.s., eff. September 5, 1996, and Ord. 3271-24 c.s., eff. July 6, 2024)~~

§ 2-9.403 is hereby amended to read as follows:

~~“§ 2-9.403. Powers and duties—~~**Appeals.**

~~(a)~~ **(a)** The Commission shall advise the Mayor and City Council in all matters relating to public works, capital improvement programs, solid waste and hazardous waste disposal, public utilities, traffic and transportation, ~~as directed by the City Council~~ and in such other matters as ~~may also be~~ directed by the City Council, City Manager, or staff liaison with the approval and/or at the direction of the City Manager~~Council.~~

~~(b)~~ **(b)** The Commission shall advise the Mayor and City Council on all environmental ~~and issues, including evaluating solutions to City problems and overall advancement through an environmental~~ sustainability issues

related to Public Works Department operational activities, infrastructure.

~~(e) Wherever any powers and infrastructure projects, and regulatory compliance and as directed by City Council, City Manager, or staff liaison with the approval and/or at the direction of the City Manager duties are assigned to either the Environmental and Public Utilities Commission or the Traffic Commission by any of the provisions of this Code, the elements of the General Plan, or any resolution or directive of the City Council, such powers or duties shall be performed by the Public Works and Sustainability Commission.~~

(c) The Commission shall review city-wide crime, fire/medical response, homelessness, and accident statistics and trends on an annual basis and from this review, provide the commission's concerns and advice on crime and accident statistics and trends to the City Council. The Commission shall provide advice on other public safety related issues when requested by the City Council.

(d) The Commission shall also act as an advisory board to the City Council and Mayor with respect to matters specifically assigned to it from time to time by, or at the direction of, the City Attorney, City Manager, the Chief of Police or Fire Chief with the approval and/or direction of the City Manager, or City Council, concerning proposed contracts, funding, legislation or policy initiatives that may substantively impact the quality of life, public safety, privacy, or other major concerns of the City's residents. The Commission shall promptly, with the assistance of the staff liaison, study, discuss, evaluate, and make written reasoned recommendations in an advisory capacity directly to the City Council and Mayor for consideration, as to those specific matters assigned to the Commission. Those recommendations may be issued by the Commission as a whole, and/or by individual Commissioners.

(d))

(d) The Commission shall also be responsible for hearing all appeals previously under the purview of the Handicapped Access Appeals Board to completion, which includes hearing written appeals brought by any person regarding action taken by the Building Division of the Community Development Department or the City in the enforcement of the requirements of **Health and Safety Code**, Part 5.5, including the exceptions contained in Section 19957. The Commission may approve or disapprove interpretations~~interpretation~~ of any provision of Part 5.5 of the **Health and Safety Code**, and enforcement actions taken by the Building Division of the Community Development Department. All such approvals or disapprovals shall be final and conclusive as to the Community Development Department of the City, in the absence of fraud or abuse of discretion.

(e) e Any interested person may appeal an order of the Chief Building Official within 20 days of the mailing of such order by the Chief Building Official. An appeal shall be in writing and must be received on or before the last day of the appeal period. This time limitation is mandatory and jurisdictional.

(f) f Not less than 10 days prior to the date of hearing, the Commission shall cause to be posted notices of the time, date, and place of the hearing at a conspicuous place at the Redondo Beach City Hall, and to be visibly posted at a conspicuous place on not less than two locations on the project which is the subject of the appeal. The Commission may cause to be posted such notices at other locations likely to give notice to interested persons. In addition, the Commission shall give written notice by mail to any person who requests in writing special notice of any or all hearings to be held under this section. However, failure to so notify any person having made a request for notice shall not invalidate the decision or findings of the Commission.

(g) g The Commission shall hold a hearing not less than 14 days, but not more than 21 days from the time of the filing of a written appeal from an action taken by the Building Division of the Community Development Department, and shall render its decision in writing, including its findings, within 14 days of the conclusion of the hearing. ”

SECTION 4. Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 5. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

SECTION 6. This ordinance shall be published by one insertion in the official newspaper of said city, and same shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

PASSED, APPROVED AND ADOPTED this XXth day of XXXXX, 2025.

James A. Light, Mayor

APPROVED AS TO FORM: ATTEST:

Joy A. Ford, City Attorney Eleanor Manzano, CMC, City Clerk(§ 1, Ord. 2776 c.s., eff. September 5, 1996, as amended by § 2, Ord. 3250 c.s., eff. March 23,

2023, and Ord. 3271-24 c.s., eff. July 6, 2024)

Proposed Amendments to RBMC Ordinance re Harbor Commission

Article 7

ORDINANCE NO. XXXX-XX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, AMENDING TITLE 2, CHAPTER 9, ARTICLE 7, SECTION 2-9.702 AND AMENDING SECTIONS 2-9.704 and 2-9.709 AND RENUMBERING TO 2-9.703 AND 2-9.704 RESPECTIVELY, AND DELETING SECTIONS 2-9.705, 2-9.706, 2-9.707, 2- 9.708, 2-9.709 AND 2-9.712 AND RENUMBERING SECTIONS 2-9.710 TO 2-9.705; 2-9.711 TO 2-9.706; AND 2-9.714 TO 2-9.707 PERTAINING TO THE HARBOR COMMISSION

[RECITALS]

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION 1. AMENDMENT OF CODE. Title 2, Chapter 9,

§ 2-9.701. Created.

There is hereby created a Harbor Commission (referred to in this article as "Commission") for the City consisting of eight members until September 30, 1991, or until a vacancy is declared by the Council, whichever first occurs, and thereafter the Commission shall consist of seven members. (§ 1, Ord. 2327 c.s., eff. April 14, 1982, as amended by § 1, Ord. 2351 c.s., eff. November 1, 1982, § 1, Ord. 2427 c.s. eff. October 16, 1985, § 1, Ord. 2509 c.s., eff. September 1, 1988, and §

1, Ord. 2564 c.s., eff. December 21, 1989, as renumbered by § 1, Ord. 2705 c.s., eff. October 21,

1993)

§ 2-9.702. Jurisdiction-

The jurisdiction of the Commission shall be limited to the harbor area as delineated on the map set forth in Section 10-2.2512 of the Redondo Beach Municipal Code.~~2-9.714 of this article.~~

~~§ 2-9.703. Appointment and terms of members.~~

~~Members of the Commission shall serve for a term of four years and shall hold office until their successors are appointed and qualified. The term of office shall commence October 1 and end September 30 four years hence. Appointments to the Commission shall be made in such a manner that an equal number of appointments shall expire every two years. The initial term of office for a member appointed pursuant to Section 704(a) of this article shall expire on September 30, 1991. Thereafter, all appointments and reappointments shall be for a period of four years.~~

~~“(§ 1, Ord. 2327 c.s., eff. April 14, 1982, as amended by § 2, Ord. 2351 c.s., eff. November 1,~~

~~1982, § 1, Ord. 2427 c.s., eff. October 16, 1985, and § 1, Ord. 2509 c.s., eff. September 1, 1988,~~

~~as renumbered by § 1, Ord. 2705 c.s., eff. October 21, 1993, and amended by § 1(14), Ord. 2844~~

~~c.s., eff. November 4, 1999)~~

~~§ 2-9.703704. Qualifications for appointment.~~

Appointments to the Commission shall be in accordance with the following criteria:

~~(a)~~ (a) One member shall be a sailboat or power boat owner who regularly uses the boating facilities in King Harbor. ~~The designee shall maintain boat ownership during his or her term of office. The sale of the boat, without the repurchase of another within one month after the sale, shall result in a vacancy in office.~~ The boating representative is intended to represent and further the interests of the boaters and vessel operators in King Harbor.

~~(b)~~ (b) One member may be selected from a list of names submitted by any commercial harbor/pier association. Any list of names submitted by a harbor association shall be submitted to the City Clerk's Department no later than 30 days prior to the close of the deadline for Commissioner applications. The Mayor may select a member from these groups, or select a member at-large.

(c) To the extent practical, each of the remaining members of the Commission shall be residents and have training and experience in one or more of the following disciplines or designations:

(1)

(1) An State-registered civil or structural engineer with a degree in engineering and at least, or three five years' of engineering practical experience in a related engineering field. The intent of the engineering representative is to add engineering insight into the Commission's deliberations;

(2) (2) A member of the Bar of the State with at least three years of legal experience as an attorney. The intent of the legal experience is add practical legal insight, experience, and considerations, as well as additional critical and analytical thought, into the Commission's deliberations, which may include contracts, complex issues, and other relevant matters~~A member of the Bar of the State;~~

(3) A State-licensed architect;

(4) A certified public accountant, or an officer of a financial institution;

(5) An oceanographer or marine engineer with five years' practical experience;

(6) A State-licensed real estate broker;

(7) A property manager with five years' practical experience;

(8) A State-licensed general contractor;

(9) A practicing economic or financial consultant with five years' experience;

(10) A commercial developer with five years' experience;

(11) An executive or owner/operator of the property a business;

(12) A management level employee with five years' practical experience with a public or governmental entity; and

(13) A management level employee with at least five years' experience in harbor recreational development.

(3) A resident with at least three years of experience in leasing or managing rental property. The intent of the property management representative is to add property management insight into the Commission's deliberations.

(4) A resident with at least three years of experience managing a retail, restaurant, or marine-related business. The intent of the business management

representative is to add business management and operations insight into the Commission's deliberations.

(4) A resident with at least three years of experience in a marine and/or watercraft education related profession or practice. The intent of this representative is to add marine and/or watercraft educational representation into the Commission's deliberations.

(5) A resident with at least three years of experience in construction management or development. The intent of the construction representative is to add construction insight into the Commission's deliberations.

(6) A frequent and regular user of hand-paddled watercraft in the harbor and surrounding waters. The hand-paddled watercraft representative is intended to represent and further the interests of the human powered watercraft operators in the harbor.

(7) A resident of the City who lives adjacent to the harbor area. The intent of this representative is to further the interests of residents who live in close proximity to, and may be most regularly and directly impacted by, and benefited from, operations and development in the harbor.

(f) A member of the Commission who qualifies for appointment under more than one criteria, discipline, or designation, may, over the duration of that member's term, have that criteria, discipline, or designation changed when a vacancy of the Commission is filled. No more than three Commissioners may be members of the same public or private club, association, or organization, that exists within the Harbor Commission's geographic jurisdiction. Where practical, each City Council District should be represented by at least one Harbor Commissioner with qualifications prioritized over District residency."

SECTION 3. AMENDMENT OF CODE. Title 2, Chapter 9, Article 7, Section 2-9.709 is hereby

~~No discipline shall be represented by more than one member.~~

~~(§ 3, Ord. 2351 c.s., eff. November 1, 1982, as amended and by § 1, Ord. 2427 c.s., eff. October 16,~~

~~1985, and § 1, Ord. 2509 c.s., eff. September 1, 1988, as renumbered to Section by § 1, Ord. 2705 c.s., eff.~~

~~October 21, 1993; Ord. 3268-24 c.s., eff. 5/9/2024)~~

~~§ 2-9.705. Filling vacancies.~~

~~If any vacancy shall occur in the membership of the Commission, other than by expiration of the term of office, the vacancy shall be filled by the Mayor with the approval of the Council for the unexpired term of the vacated office.~~

~~(§ 1, Ord. 2327 c.s., eff. April 14, 1982, as renumbered by § 3, Ord. 2351 c.s., eff. November 1,~~

~~1982, as amended by § 1, Ord. 2427 c.s., eff. October 16, 1985, as renumbered by § 1, Ord. 2705~~

~~c.s., eff. October 21, 1993)~~

~~§ 2-9.704 to read as follows: 706. Existing members: Expiration of terms.~~

~~“§ 2-9.704 The respective terms of office of all existing members of the Commission shall terminate on or after November 1, 1982, and upon the appointment and qualification of their successors.~~

~~(§ 4, Ord. 2351 c.s., eff. November 1, 1982, as amended by § 1, Ord. 2427 c.s., eff. October 16,~~

~~1985, as renumbered by § 1, Ord. 2705 c.s., eff. October 21, 1993)~~

~~§ 2-9.707. Appointment of a chairperson.~~

~~At the first meeting of the Commission in every fiscal year, the members of the Commission shall appoint one of their number as a chairperson and one of their number as a vice chairperson, both of whom shall hold office for one year and until his or her successor is appointed.~~

~~(§ 1, Ord. 2327 c.s., eff. April 14, 1982, as renumbered by §§ 3 and 4, Ord. 2351 c.s., eff.~~

~~November 1, 1982, as amended by § 1, Ord. 2427 c.s., eff. October 18, 1985, as renumbered by §~~

~~1, Ord. 2705 c.s., eff. October 21, 1993, as renumbered by § 2, Ord. 3221 c.c., eff. October 21,~~

~~2021)~~

~~§ 2-9.708. Meetings and failure to attend.~~

~~(a) The Commission shall hold regular meetings at least once every month.~~

~~(b) In the event any member of the Commission shall absent him or herself from the regular meetings of the Commission for a period of 60 days consecutively following the last regular meeting attended by such member, unless by permission of the Council expressed in its official minutes, or in the event such member shall be convicted of a crime involving moral turpitude or ceases to be a qualified elector of the City, his or her office shall become vacant and shall be so declared by the Council.~~

~~(§ 1, Ord. 2327 c.s., eff. April 14, 1982, as renumbered by §§ 3 and 4, Ord. 2351 c.s., eff.~~

~~November 1, 1982, as amended by § 1, Ord. 2427 c.s., eff. October 16, 1985, as renumbered by §~~

~~1, Ord. 2705 c.s., eff. October 21, 1993, as renumbered by § 2, Ord. 3221 c.c., eff. October 21,~~

~~2021)~~

§ 2-9.7049. Powers and duties.

~~(a)~~ (a) The Commission shall hold hearings on all applications for Administrative Design Review, Planning Commission Design Review, Conditional Use Permits, Variances, Planned Development Review, and Development Agreements~~conditional use permits and variances~~ for the use and development of lands within the purview and jurisdiction of the Commission as provided for in Section 10-2.2512 of Article 12 of Chapter 2 of Title 10 of this Code.

~~(b)~~ (b) The Commission shall hold hearings on any matter concerning the commercial or recreational development within its purview and jurisdiction. This shall include those matters listed in subdivision (a) above and applications provided for in Section 10-2.2512, hearings related to Coastal Development Permits, and environmental studies, within the purview and jurisdiction of the Commission~~of the harbor.~~

(c) The Commission shall advise the City Council on recommendations and concerns related to the current and future commercial and recreational development of the harbor when so requested by the City Council. The Commission shall be informed of applications for General Plan Amendments, Rezoning, and Local Coastal Program being proposed in the area of its jurisdiction. At the request of the City Council, the Commission shall review and advise the City Council on proposed General Plan, zoning and Local Coastal Program changes to the area under its jurisdiction.

(Ref 10.2.2512)

~~(c)~~ (d) ~~The Commission shall further the commercial and recreational development of the harbor.~~

~~(d)~~ The Commission shall be advised on and may recommend to the Council~~on~~ all new and assigned lease and sublease arrangements with the City relating to harbor lands, facilities, or improvements in its jurisdiction. Periodically, the Commission shall review, and may advise the City Council, concerning vacancies and leasing or subleasing trends in the harbor and pier area under its jurisdiction.

(e) At the request of the City Council, the Commission shall advise the City Council of concerns and/or recommendations related to land-side and/or water-side operational within its jurisdiction. The Commission shall receive periodic

reports from Harbor Master/Patrol and Police on incidents, responses, and crime in the area of the Commission purview. At the request of the City Council, the Commission may make recommendations to the City Council related to public safety in the harbor.

~~(e) (f) The Commission shall be advised and may report to the Council on all subleases with firms doing business within the jurisdiction of the Commission.~~

~~(f) The Commission shall be advised and may report to the Council on the assignment of all leases and subleases with the City relating to harbor lands, facilities, or improvements.~~

~~(g) The Commission shall advise the City Council on any other matter concerning the harbor when so requested by the City Council, City Manager, or staff liaison with the approval and/or at the direction of the City ManagerCouncil.~~

SECTION 4. AMENDMENT OF CODE. Title 2, Chapter 9, Article 7, Sections 2-9.705, 2-9.706, 2-9.707, 2-9.708, 2-9.709, and 2-9.712 are hereby deleted in their entirety.

SECTION 5. AMENDMENT OF CODE. Title 2, Chapter 9, Article 7, Section 2-9.710 is(~~§ 1, Ord. 2327 c.s., eff. April 14, 1982, as renumbered to Section 2-9.705; Section 2-9.711 is~~by §§ 3 and 4, Ord. 2351 c.s., eff.

~~November 1, 1982, as amended by § 1, Ord. 2427 c.s., eff. October 16, 1985, as renumbered to 2-9.706; and Section 2-9.714 is by §~~

~~1, Ord. 2705 c.s., eff. October 21, 1993, as amended by § 1, Ord. 2790 c.s., eff. March 6, 1997,~~

~~and § 1(15), Ord. 2844 c.s., eff. November 4, 1999, as renumbered to 2-9.707 by § 2, Ord. 3221 c.c., eff.~~

SECTION 6. Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 7. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

SECTION 8. This ordinance~~October 21, 2021)~~

~~§ 2-9.710. Procedures for processing applications.~~

~~Applications for conditional use permits and variances shall be published by one insertion filed with the Waterfront and Economic Development Department and shall be processed in the manner set forth in Sections 10-2.2506 and 10-2.2510 of Article 12 of Chapter 2 of Title 10 of this Code.~~

~~(§ 1, Ord. 2327 c.s., eff. April 14, 1982, as renumbered by §§ 3 and 4, Ord. 2351 c.s., eff.~~

~~November 1, 1982, as renumbered by § 1, Ord. 2705 c.s., eff. October 21, 1993, amended by §~~

~~1(16), Ord. 2844 c.s., eff. November 4, 1999, and § 1, Ord. 3104 c.s., eff. February 8, 2013, as~~

~~renumbered by § 2, Ord. 3221 c.c., eff. October 21, 2021)~~

~~§ 2-9.711. Finality of decisions: Appeal of decisions.~~

- ~~(a) Decisions for the approval or denial of a permit or other entitlement by Harbor Commission may be appealed to the City Council, subject to the appeal procedures provided in the municipal code for the underlying permit/entitlement.~~
- ~~(b) In the event that there are no specific appeal procedures provided in the official newspaper of said city, and same municipal code for the permit/entitlement, each and every person wishing to challenge the Harbor Commission's decision shall go into effect and be in full force file an appeal by 5:00 p.m. of the tenth calendar day following the Harbor Commission's decision (or the next working day if the tenth calendar day falls on a weekend, holiday, or a day the City's offices are closed). In computing 10 calendar days, the day of the Harbor Commission's decision shall be excluded. The appeal must be submitted in writing and operation from specify in detail the grounds for the appeal. All of the appellant's grounds for the appeal must have been: (1) listed in the written appeal; and after thirty (30) days after (2) presented to Harbor Commission orally or in writing prior to the decision on the permit/entitlement ("exhaustion requirement"). The failure to comply with this exhaustion requirement shall be grounds for denial of those portions of the appeal which were not exhausted.~~

~~(§ 1, Ord. 2327 c.s., eff. April 14, 1982, as renumbered by §§ 3 and 4, Ord. 2351 c.s., eff.~~

~~November 1, 1982, as amended by § 1, Ord. 2427 c.s., eff. October 16, 1985, and § 1, Ord. 2521~~

~~c.s., eff. December 1, 1988, as renumbered by § 1, Ord. 2705 c.s., eff.~~

~~October 21, 1993, repealed and replaced by § 1, Ord. 3125 c.s., eff.~~

~~January 16, 2015, as renumbered by § 2, Ord. 3221 c.c., eff. October 21, 2021)~~

~~§ 2-9.712. Rules and regulations.~~

~~The Commission shall establish and publish such rules and regulations as it deems necessary for its final passage and adoption government and for the faithful performance of its duties.~~

PASSED, APPROVED AND ADOPTED this XXth day of XXXXX, 2025.

James A. Light, Mayor

APPROVED AS TO FORM: ATTEST:

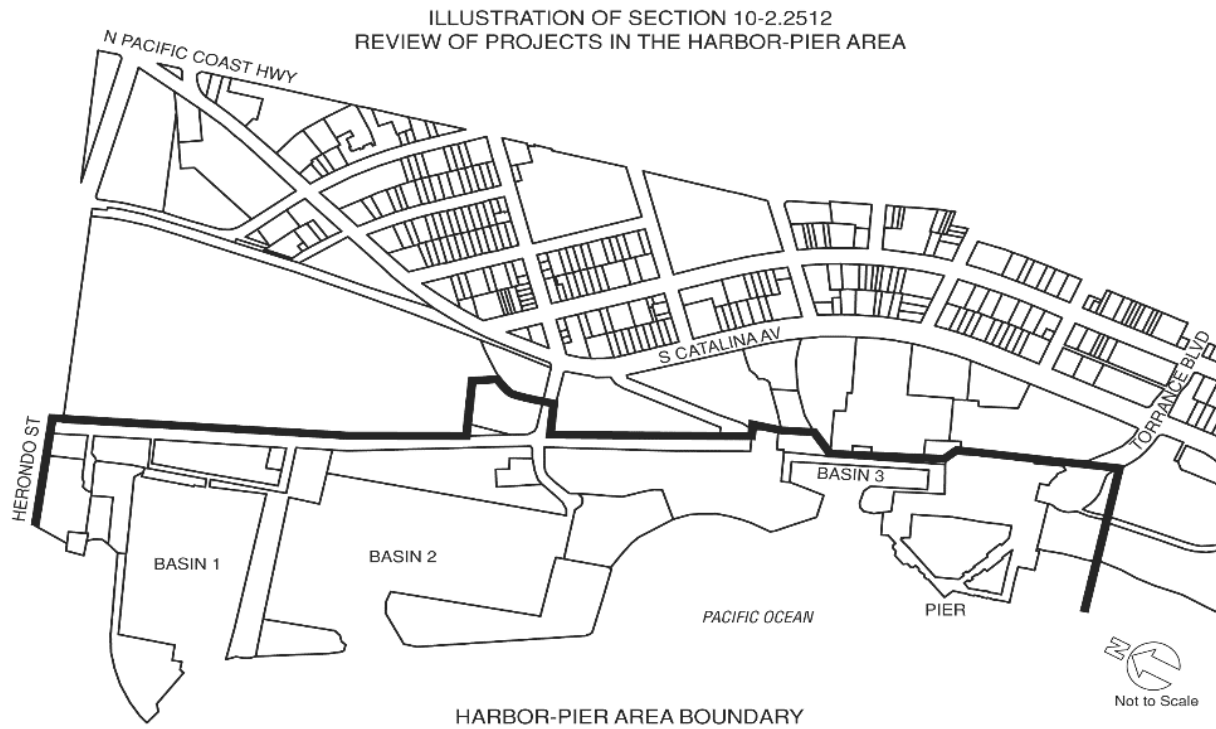
Joy A. Ford, City Attorney Eleanor Manzano, CMC, City Clerk(§ 1, Ord. 2327
c.s., eff. April 14, 1982, as renumbered by §§ 3 and 4, Ord. 2351 c.s., eff.

November 1, 1982, as amended by § 1, Ord. 2427 c.s., eff. October 16, 1985,
as renumbered by §

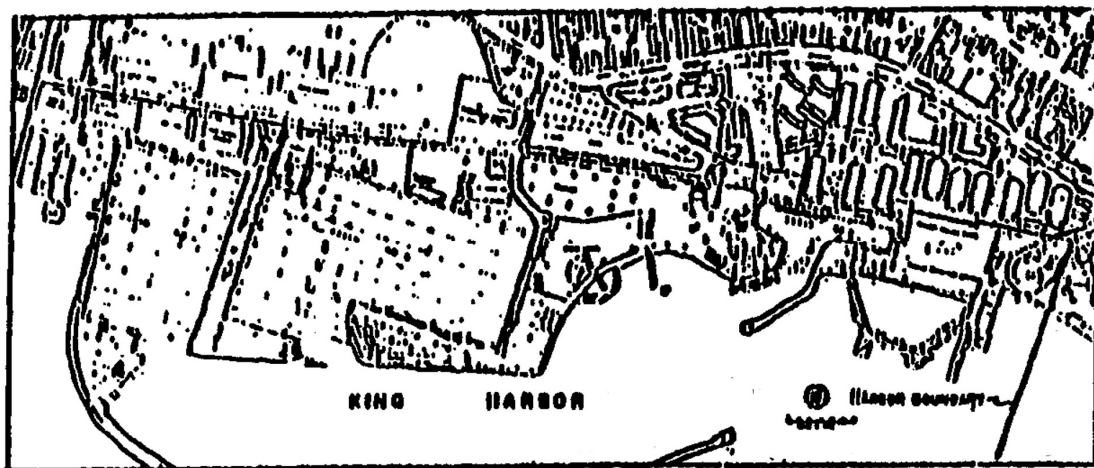
1, Ord. 2705 c.s., eff. October 21, 1993, as renumbered by § 2, Ord. 3221
c.c., eff. October 21,

2021)

§ 2-9.714. Map of the harbor area.



Replace the below map with the above map



~~(§ 1, Ord. 2327 c.s., eff. April 14, 1982, as renumbered by §§ 3 and 4, Ord. 2351 c.s., eff.~~

~~November 1, 1982, as renumbered by § 1, Ord. 2705 c.s., eff. October 21, 1993, as renumbered~~

~~by § 2, Ord. 3221 c.c., eff. October 21, 2021)~~

**Proposed Amendments to RBMC Ordinance re Planning
Commission**

~~Article 10~~

ORDINANCE NO. XXXX-XX

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
REDONDO BEACH, CALIFORNIA, AMENDING TITLE 2,
CHAPTER 9, ARTICLE 10, SECTIONS 2-9.1002 AND 2-
9.1003 PERTAINING TO THE PLANNING COMMISSION**

[RECITALS]

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDONDO
BEACH,

CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION 1. AMENDMENT OF CODE. Title 2, Chapter 9, ~~§ 2-9.1001.~~
Created.

There~~Article 10~~, Section 2-9.1002 is hereby amended and shall read as
follows:

~~“§ 2-9.1002 is hereby created a
Planning Commission. (§ 1, Ord.
2794 c.s., eff. April 17, 1997)~~

~~§ 2-9.1002.~~ Appointment ~~and terms~~ of members.

~~(a)~~ The Commission shall consist of seven members. Unless otherwise
authorized by the City Council, one member shall be appointed from each
Council district and two members shall be appointed at large.”.

SECTION 2. AMENDMENT OF CODE. Title 2, Chapter 9, Article 10, Section
2-9.1003 is hereby amended and shall read as follows:

~~(b) “§ 2-9.1003 The original term of one member shall expire on
September 30, 1998; the original term of two members shall expire on~~

~~September 30, 1999; the original term of two members shall expire on September 30, 2000; and the original term of two members shall expire on September 30, 2001.~~

~~(§ 1, Ord. 2794 c.s., eff. April 17, 1997, as amended by § 1, Ord. 2806 c.s., eff. September 5,~~

~~1997)~~

~~§ 2-9.1003.~~ Powers and duties.

~~(a)~~ (a) The Commission shall have such powers and duties as prescribed for planning commissions under any law of the State, ordinance of the City, resolution of the City Council, or the Master Plan of the City. These duties include, but are not limited to those found in Title 10 and summarized as follows:

a. Acting as advisory agency to City Council related to subdivisions and subdivision compliance (Title 10, Chapter 1, Article 1, 10-1.106)

b. Issuing decisions related to tentative maps (Title 10, Chapter 1, Article 5, 10-1.504)

c. Issuing decisions related to exceptions (Title 10, Chapter 1, Article 9, 10-1.903)

d. Conducting hearings related to minor subdivisions (Title 10, Chapter 1, Article 10, 10-1.1010)

e. Adjudicating lot line adjustments (Title 10, Chapter 1, Article 11, 10-1.1101)

f. Adjudicating condominium subdivisions (Title 10, Chapter 1, Article 12, 10-1.1204)

g. Conducting appeal hearings regarding density bonus determinations issued by the Community Development Director. (Title 10, Chapter 2, Article 9, 10-2.2107 and Title 10, Chapter 5, Article 9, 10-5.2107)

h. Conducting appeal hearings regarding administrative design reviews (Title 10, Chapter 2, Article 12, 10-2.2500; Title 10, Chapter 5, Article 12, 10-5.2500)

- i. Conducting hearings on Planning Commission design reviews (Title 10, Chapter 2, Article 12, 10-2.2502; Title 10, Chapter 5, Article 12, 10-5.2502))
- j. Conducting hearings on zoning amendments (Title 10, Chapter 2, Article 12, 10-2.2504; Title 10, Chapter 5, Article 12, 10-5.2504)
- k. Conducting hearings on general plans, specific plans, and Coastal LUP amendments (Title 10, Chapter 2, Article 12, 10-2.2505; Title 10, Chapter 5, Article 12, 10-5.2505)
- l. Conducting hearings on conditional use permits (Title 10, Chapter 2, Article 12, 10-2.2506; Title 10, Chapter 5, Article 12, 10-5.2506)
- m. Conducting appeal hearings on administrative use permits (Title 10, Chapter 2, Article 12, 10-2.2507)
- n. Conducting appeal hearings regarding modification decisions issued by the Community Development Director (Title 10, Chapter 2, Article 12, 10-2.2508, Title 10, Chapter 5, Article 12, 10-5.2508)
- o. Conducting hearings on variances (Title 10, Chapter 2, Article 12, 10-2.2510; Title 10, Chapter 5, Article 12, 10-5.2510)
- p. Conducting hearings on planned development reviews (Title 10, Chapter 2, Article 12, 10-2.2514; Title 10, Chapter 5, Article 12, 10-5.2514)
- q. Conducting hearings on development agreements (Title 10, Chapter 2, Article 12, 10-2-2518; Title 10, Chapter 5, Article 12, 10-5.2518)
- r. Conducting appeal hearings on reasonable accommodations decisions issued by the Community Development Director. (Title 10, Chapter 2, Article 12, 10-2-2522; Title 10, Chapter 5, Article 12, 10-5.2522)
- s. Conducting hearings on coastal development permits (Title 10, Chapter 5, Article 10, 10-5.2212)
- t. Conducting appeal hearings on coastal development permits issued by the Community Development Director. (Title 10, Chapter 5, Article 10, 10-5.2222)

(b) The Commission shall advise the Mayor and City Council in all matters relating to planning, zoning and the physical development of the City, and in other such matters as as-directed by the City Council, City Manager, or staff liaison with the approval and/or at the direction of the City Manager.”

SECTION 3. Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

(b) SECTION 4. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to and in such other matters as may be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional directed by the City Council.

SECTION 5. This ordinance shall be published by one insertion in the official newspaper of said city, and same shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

PASSED, APPROVED AND ADOPTED this XXth day of XXXXX, 2025.

James A. Light, Mayor

APPROVED AS TO FORM: ATTEST:

Joy A. Ford, City Attorney Eleanor Manzano, CMC, City Clerk

(§ 1, Ord. 2794 c.s., eff. April 17, 1997)

Proposed Amendments to RBMC Ordinance re Budget and Finance Commission

~~Article 13~~

ORDINANCE NO. XXXX-XX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, AMENDING TITLE 2, CHAPTER 9, ARTICLE 13, SECTIONS § 2-9.1301 AND 2-9.1302 PERTAINING TO THE BUDGET AND FINANCE

COMMISSION

[RECITALS]

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDONDO BEACH,

CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION 1. AMENDMENT OF CODE. Title 2, Chapter 9, ~~There~~Article 13, Section 2-9.1301 is hereby amendedcreated a Budget and shall read as follows:Finance Commission. (§ 1, Ord. 2805 c.s., eff. September 5, 1997)

“§§ 2-9.13011302. Appointment and terms of members.

(a) The Commission shall consist of seven members. Unless otherwise authorized appointed by the Mayor, subject to approval by the City Council.

(b) The original term of one member shall be appointed from each Council district and expire on September 30, 1998; the original term of two members shall be appointed at large.”expire on September 30, 1999; the original term of two members shall expire on September 30, 2000; and the original term of two members shall expire on September 30, 2001.

SECTION 2. AMENDMENT OF CODE. Title 2, Chapter 9, Article 13, Section 2-9.1302 is hereby amended and shall read as follows:

~~“§ 2-9.1302(§ 1, Ord. 2805 c.s., eff. September 5, 1997)~~

~~§ 2-9.1303.~~ Powers and duties.

The Commission shall be an advisory commission only. It shall:

~~(a)~~ (a) Maintain a continuous study of sources of municipal revenue and methods of proper spending of public moneys, assist the City Manager and City Council in financial planning, and, upon City Council, City Manager, or Finance Director request provide recommendations and advice on recommend methods of obtaining and financing permanent public improvements in the City ~~as from time to time may be suggested by the City Manager or the City Council~~; and

(b) Perform such other duties as directed by the City Council, City Manager, or staff liaison with the approval and/or at the direction of the City Manager
.”

SECTION 3. Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 4. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

SECTION. (§ 1, Ord. 2805 c.s., eff. September 5. This ordinance shall be published by one insertion in the official newspaper of said city, and same shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

PASSED, APPROVED AND ADOPTED this XXth day of XXXXX, 2025.

James A. Light, Mayor

APPROVED AS TO FORM: ATTEST:

(b) Joy A. Ford, City Attorney Eleanor Manzano, CMC, City Clerk, 1997)

Proposed Amendments to RBMC Ordinance re Cultural Arts Commission

~~Article 14~~

Public Art Commission

§ 2-9.1401. Cultural Arts Commission Created.

ORDINANCE NO. XXXX-XX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF

REDONDO BEACH, CALIFORNIA, AMENDING TITLE 2,

CHAPTER 9, ARTICLE 14, SECTIONS 2-9.1402 AND 2-

9.1403 PERTAINING TO THE CULTURAL ARTS

COMMISSION

[RECITALS]

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDONDO BEACH,

CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION 1. AMENDMENT OF CODE. Title 2, Chapter 9, ~~There~~Article 14, Section 2-9.1402 is hereby created the Cultural Arts Commission.

(§ 1, Ord. 3030 c.s., eff. January 2, 2009; amended and shall read as follows: by Ord. 3278-24 c.s., eff. October 1, 2024)

“§§ 2-9.1402. Appointment and terms of members.

(a) The Commission shall consist of seven members. To the extent practical, the~~The~~
members of the Commission shall be composed of: two members appointed from
among professionals in the disciplines of architecture, landscape architecture, urban
planning, engineering, design or other related cultural and arts disciplines, to the
extent such professionals are available in the City; two members appointed from a
recognized arts or artists organization; and the remaining three members shall be
appointed at-large.”

SECTION 2. AMENDMENT OF CODE. Title 2, Chapter 9, Article 14, Section 2-9.1403 is hereby amended and shall read as follows:

§ 2-9.1403. Powers and duties.

The Commission shall:

- ~~(a)~~ (a) Act as adviser to the City Council in all matters pertaining to public art in Redondo Beach. Public art in Redondo Beach shall be defined as artworks that are identified through a gift, City purchase, or artist commission, that are displayed in any publicly owned property or right-of-way area including parks, City buildings and facilities, streets, medians, sidewalks, plazas and in any other public location determined by the City Council;
- ~~(b)~~ (b) Make recommendations to the City Council for public art program guidelines, the artistic criteria for public art, the acquisition of public art, artwork commissioning and deaccession, the creation of public art infrastructure, and the preservation and maintenance of public art in the City;
- ~~(c)~~ (c) Make recommendations for a prioritized list of public art projects to be considered as part of the City's strategic planning and annual capital project and budgeting processes;
- ~~(d)~~ (d) Stimulate public interest in such public art programs and projects;
- ~~(e)~~ (e) Make recommendations to the City Council related to performing arts events and programs, including, but not limited to, theater, music, film, fine art, literature, poetry; and
- (f) Perform such other duties as from time to time may be assigned to it by the City Council, City Manager, or staff liaison with the approval and/or at the direction of the City Manager

§ 2-9.1404. Meetings.

Notwithstanding Section 2-9.101 of this Code, the Cultural Arts Commission shall not be required to hold monthly meetings, and instead shall hold a regular meeting at least once every other month and whatever special meetings may be necessary or convenient to dispose of business without delay.

SECTION 3. Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 4. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

SECTION 5. This ordinance shall be published by one insertion in the official newspaper of said city, and same shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

PASSED, APPROVED AND ADOPTED this XXth day of XXXXX, 2025.

James A. Light, Mayor

APPROVED AS TO FORM: ATTEST:

Joy A. Ford, City Attorney Eleanor Manzano, CMC, City Clerk(~~§ 1, Ord. 3030 c.s.,~~
~~eff. January 2, 2009, amended by Ord. 3278-24 c.s., eff. October 1, 2024)~~

**Proposed Amendments to RBMC Ordinance re Public Amenities
Commission**

~~Article 15~~

ORDINANCE NO. XXXX-XX

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
REDONDO BEACH, CALIFORNIA, AMENDING TITLE 2,
CHAPTER 9, ARTICLE 15, SECTIONS 2-9.1502 AND 2-
9.1503 PERTAINING TO THE PUBLIC AMENITIES**

COMMISSION

[RECITALS]

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDONDO
BEACH,

CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION 1. AMENDMENT OF CODE. Title 2, Chapter 9, ~~§ 2-9.1501. Public
Amenities Commission.~~

There~~Article 15, Section 2-9.1502~~ is hereby
amended~~created a Public Amenities~~
Commission. (Ord. 3272-24 c.s., eff. August 28,
2024)

~~§ 2-9.1502. Membership and shall read as follows: terms.~~

~~“§ 2-9.1502 Appointment of members.~~

(a) (a) Membership. The Commission shall consist of seven members.
Unless otherwise authorized by the City Council, one member shall be
appointed from each Council district and two members shall be appointed at
large.

(1) (b) The Mayor, to the extent practicable, shall make reasonable
efforts to reassign current commissioners from the former Historical,
Library, Preservation, and Recreation & Parks Commissions with
existing terms to a suitable Commission.

(2) To the extent practicable, three members shall be appointed from among professionals in the disciplines of architecture, history, architectural history, urban planning, archeology, or other historic preservation or related disciplines, such as American Studies, American Civilization, cultural geography, or anthropology. All members of the Public Amenities Commission shall have a demonstrated interest, competence, experience, or knowledge in historic preservation, art and literature, and the cultural heritage of the City.”

SECTION 2. AMENDMENT OF CODE. Title 2, Chapter 9, Article 15, Section 2-9.1503 is hereby amended and shall read as follows:

- (b) ~~“§ 2-9.1503 Terms. The members of the Public Amenities Commission shall serve for terms commencing October 1 and ending September 30 or as soon thereafter as his or her successor is appointed. The term lengths shall be staggered as follows: three members' terms shall end two years from the date of appointment; four members' terms shall end four years from the date of appointment. The duration of each member's term shall be within the Mayor and City Council's discretion.~~
- (c) ~~The members of the Commission shall be appointed by the Mayor, subject to confirmation by the City Council, within 60 days after the expiration of the four-year term or within 60 days after a vacancy occurs. If the Mayor shall have failed to make an appointment within such period, any member of the Council may nominate an eligible person to fill such vacancy. Four affirmative votes of the Council to appoint such nominated person shall result in the appointment. Any appointment to fill an unexpired term shall be for such unexpired period.~~
- (d) ~~No person shall serve more than two full terms on the Commission, and no person shall serve simultaneously on more than one board or commission.~~

~~(Ord. 3272-24 c.s., eff. August 28, 2024)~~

~~§ 2-9.1503. Powers and duties.~~

The Public Amenities Commission shall have the following powers and duties:

- (a) (a) Historical resource and amenities powers and duties:
- (1) Provide recommendations related to public access to

- ~~(1) Investigate, maintain, and catalog all~~ historical information, documents, records and pictures ~~of that would be of general interest to the City and its citizens;~~
- ~~(2) Compile records and recordings;~~
- ~~(3) Promote the keeping of a written historical record of the City in narrative form;~~
- ~~(4) Perform volunteer services at the~~ Redondo Beach ~~Historical Museum;~~
- ~~(5) (2) Recommend~~ Participate in, promote, and conduct public information, educational, interpretive programs pertaining to historic resources;
- (3) Make recommendations on the content of public plaques, signs and similar displays at properties with documented historic resources in the City of Redondo Beach.
- (4) Recommend historic sites, buildings, etc. for application of historic site designations and placards. Upon approval by the City Council, support the appropriate application documents and filings.
- ~~(b)~~ (b) Preservation program and ordinance duties:
- ~~(1) Conduct~~ Study, review, conduct public hearings, and make decisions regarding proposed designations and removal of designations of landmarks and historic districts;
- ~~(2) (2)) Review and advise the City Council on the currentness and completeness of the City's~~ Maintain a register of landmarks and historic districts within the City;
- ~~(3) (3) Recommend~~ Determine an appropriate system of markers for landmarks and historic districts;
- ~~(4) (4) Adopt~~ Adopt application and submittal requirements for Certificates of Appropriateness to alter, restore, demolish, remove, or relocate any landmark or any improvement located within a historic district and adopt prescriptive standards to be used by the Commission in reviewing Certificates of Appropriateness such applications;
- ~~(5) (5) Review and render decisions regarding~~ significant alterations ~~alteration, restoration~~, demolition, removal, and relocation proposals related to

landmarks and properties within historic districts in conjunction with applications for Certificates of Appropriateness pursuant to Chapter 4 of Title 10 of this Code;

~~(6) (6) Review and make recommendations on~~
~~Conduct, or cause to be conducted, a comprehensive survey of those properties within the boundaries of the City which have not been surveyed at the time the Commission is established;~~

~~(7) Prepare, or cause to be prepared,~~ various preservation-related documents intended to assist the owners of historic resources and the Commission in their review of applications. These may include a general information booklet describing ~~historic styles, a rehabilitation manual or design guidelines;~~

~~historic styles, a rehabilitation manual~~ Develop, or ~~design guidelines;~~

~~(8) (7) Recommend~~~~cause to be developed, and recommend~~ to the City Council a program of incentives for preservation of historic resources;

~~(9) (8)~~ Investigate and report to the City Council on the use of various Federal, State, local or private funding resources and mechanisms available to promote historic resource preservation within the City;

~~(10) (9)~~ Review and comment upon proposed modifications in regulation regarding land use, housing and redevelopment, municipal improvement, and other types of planning and programs undertaken by any agency of the City, the County or State, which directly affect landmarks and historic districts;

(10) Recommend

(11) ~~Retain~~ consultants and ~~conduct~~ studies, as the Commission deems desirable or necessary to conduct its role, and pending City Council ~~subject to prior approval~~ to retain such consultants and studies, of expenditures of City funds by the Commission shall review the resulting work product ~~City Council~~;

(12) ~~(11)~~ Cooperate with other local, County, State and Federal Government in the pursuit of the objectives of historic preservation;

(13) ~~(12)~~ Provide written responses to requests from ~~Render advice and guidance, upon the request of the~~ property owners seeking findings under the Preservation Ordinance related to ~~owner or occupant, on~~ the alteration, restoration, landscaping or maintenance of any historic resource within the City;

(c) Recreation and Parks duties:

(1) ~~(1)~~ Act as adviser to the City Council in all matters pertaining to public recreation programs, including playgrounds and public recreation related entertainment;

(2) ~~(2)~~ Review and provide recommendations to the City Council on ~~With the assistance of the Community Services Director, prepare an annual estimate or budget~~ related to ~~purposes for the funds necessary to carry on an adequate~~ recreational programming across ~~program in~~ the City through and submit such estimate to the City Manager.;

(3) ~~(3)~~ Provide recommendations related to ~~Assist in every way with~~ the development of recreation in the City, help stimulate public interest in such recreation program, and collaborate ~~cooperate~~ with schools located in the City and all other agencies relative to securing and developing a full and complete recreational programs ~~program~~;

(d) Library duties:

(1) ~~(1)~~ Evaluate and provide recommendations ~~Plan a program~~ for the development, extension, maintenance, and improvement of library facilities and library programs ~~park facilities~~ in the City.

(e) Any other duties or responsibilities as directed by City Council, City Manager, or staff liaison with the approval and/or at the direction of the City Manager."

SECTION 3. Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 4. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

SECTION 5. This ordinance shall be published by one insertion in the official newspaper of said city, and same shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

PASSED, APPROVED AND ADOPTED this XXth day of XXXXX, 2025.

James A. Light, Mayor

APPROVED AS TO FORM: ATTEST:

(e) Joy A. Ford, City Attorney Eleanor Manzano, CMC, City Clerk.-(Ord. 3272-24 c.s., eff. August 28, 2024)

Proposed Amendments to RBMC Ordinance re Historic Resources Preservation**ORDINANCE NO. XXXX-XX**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
REDONDO BEACH, CALIFORNIA, AMENDING TITLE 10,
CHAPTER 4, ARTICLES 1, 3, 4, 5 AND 6, SECTIONS 10-
4.104, 10-4.302, 10-4.304, 10-4.307, 10-4.308, 10-4.309, 10-
4.310, 10-4.404, 10-4.501 and 10-4.601 PERTAINING TO
HISTORIC RESOURCES PRESERVATION

[RECITALS]

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDONDO BEACH,
CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION 1. AMENDMENT OF CODE. Title 10, Chapter 4, Article 1, Section 10-4.104 is
hereby amended and shall read as follows:

ARTICLE 1**General Provisions****§ 10-4.101. Short title.**

This chapter shall be known as the
 "preservation ordinance." (§ 2, Ord. 2554 c.s.,
 eff. August 31, 1989)

§ 10-4.102. Purpose and intent.

The purpose of this chapter is to promote the public health, safety, and general welfare by providing for the identification, protection, enhancement, perpetuation, and use of historic resources such as building, structures, sites, places and districts within the City that reflect special elements of the City's architectural, artistic, cultural, historical, political, and social heritage for the following reasons:

- (a) To safeguard the City's heritage by encouraging the protection of landmarks representing significant elements of its history;

- (b) To foster civic and neighborhood pride and a sense of identity based on an appreciation of the City's past and the recognition and use of historic resources;
- (c) To enhance the visual character of the City by preserving diverse architectural styles reflecting phases of the City's history and by encouraging complementary contemporary design and construction;
- (d) To strengthen the economy of the City by protecting and enhancing the City's attractions to residents, tourists, and visitors;
- (e) To stabilize and improve property values within the City by recognizing historic landmarks and by protecting areas of historic buildings from encroachment by incompatible designs;
- (f) To promote the enjoyment and use of historic resources appropriate for the education and recreation of the people of the City;
- (g) To integrate the preservation of historic resources and the extraction of relevant data from such resources into public and private land management and development processes;
- (h) To conserve valuable material and energy resources by ongoing use and maintenance of the existing built environment; and
- (i) To take whatever steps are reasonable and necessary to safeguard the property rights of owners whose property is declared to be a landmark or is located in an historic district.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989)

§ 10-4.103. Area of application.

This chapter shall apply to all historic resources, publicly and privately owned, within the corporate limits of the City of Redondo Beach.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989)

§ 10-4.104. Definitions.

For the purpose of this chapter, unless otherwise apparent from the context, certain words and phrases are defined as follows:

"Alteration" means any exterior change or modification of any landmark or of any improvement located on a property within an historic district including, but not limited to, exterior changes to or modifications of an improvement, or a structure or any of its architectural details or visual characteristics, including paint color and surface texture, grading, surface paving, and new structures.

Alteration, minor. "Minor alteration" means an alteration that has been determined to have limited potential to affect the defining character and architectural style of the subject structure or resource. In no case shall minor alterations include actions involving new construction or full or partial demolition of a resource, or actions requiring approval on the basis of a finding of economic hardship.

"Certificate of appropriateness" means a certificate approving such plans, specifications, design, or statements of work, for any proposed alteration, restoration, demolition, removal, or relocation, in whole or in part, of or to improvements relative to landmarks or any property within a historic district.

"Commission" means the [Public Amenities Preservation](#) Commission established by Chapter 9, Title 2 of this Code.

"Contributing building" means a building within an historic district that has a special character, special historic or aesthetic interest or value, and is incorporated into the district for that reason.

"Demolition" means any acts that destroy in whole or in part, a building, structure, or improvement.

"Exterior architectural feature" means the architectural style, design, general arrangement, components, natural features and all the outer surfaces of an improvement, including, but not limited to, the kind and texture of the building material, the type and style of all windows, doors, lights, signs, walls, fences, and other fixtures appurtenant to such improvement.

"Historic district" may be a geographic district or a thematic district. A "geographic district" means any geographic area, such as one or more blocks or block faces containing a multiple number of historically significant resources within the area. A "thematic district" means a compilation of historic resources that are not geographically linked, but rather are linked by similar characteristics that can be clearly articulated. In either kind of district the resources collectively have a special character or special historic, cultural, architectural, archeological, community or aesthetic value, or represent one or more architectural periods or styles typical to the history of the City. The resources may or may not have individual merit, but rather are significant because of qualification in a district.

"Historic resource" means any improvement, building, structure, landscape, sign, feature, site, place or area of scientific, aesthetic, educational, cultural, architectural, or historic significance to the citizens of the City.

"Improvement" means any building, structure, place, wall, fence, gate, sign, landscaping, or other object constituting a physical alteration of real property, or any part of such alteration.

"Landmark" means any improvement that has historical, cultural, aesthetic or architectural

character or value, or which represents one or more architectural periods or styles typical to the history of the City and that has been designated as a landmark pursuant to this chapter.

"Minor Alterations Subcommittee" means a subcommittee of the ~~Preservation~~ Commission whose function is to review certificates of appropriateness involving minor alterations and to advise the Commission on matters of an architectural and design nature. The Minor Alterations Subcommittee shall consist of the following three members appointed by the chairperson of the Commission: the staff liaison to the Commission, and two members of the Commission, one of which shall be a professional from the field of architecture, if such a professional sits on the Commission.

"Noncontributing building" means a building within an historic district that does not possess the qualifications or characteristics of a contribution building due to such factors as age or alteration, but which has been included within the district because of its impact on the geographic integrity and overall character of the district.

"Ordinary maintenance" means any cleaning, painting, or similar work that does not result in the alteration of an improvement.

"Person" means any individual, association, partnership, firm, corporation, public agency, or political subdivision.

"Potential historic resource" means any improvement, building, structure, landscape, sign, feature, site, place or area that is: (1) listed in the City's Historic Resources Inventory with a National Register rating of 1-5 or a local survey rating of A or B; and/or (2) listed in the National Register of Historic Places or California Register; and/or (3) that has been evaluated pursuant to the California Environmental Quality Act and determined by the Community Development Director to meet the criteria listed in (1) and/or (2) above.

"Relocation" means the displacement of any improvement within the same site.

~~"Removal" means the displacement of any improvement from the site.~~

"Restoration" means the act or process of accurately recovering the form and details of a property and its setting as it appeared at a particular period of time by means of the removal of later work or by the replacement of missing earlier work ~~."~~

~~SECTION (§ 2. AMENDMENT OF CODE. Title 10, Chapter , Ord. 2554 c.s., eff. August 31, 1989, as amended by § 1(60), Ord. 2844 c.s., eff. November 4, 1999, §§ 2, 3, Ord. 2933 c.s., eff. June 3, 2004, and § 1, Ord. 3107 c.s., eff. February 8, 2013)~~

ARTICLE 2

Landmark and Historic District Designation Criteria

§ 10-4.201. Designation criteria.

For the purposes of this chapter, an historic resource may be designated a landmark, and an area may be designated an historic district pursuant to Article 3 of this chapter, if it meets one or more of the following criteria:

- (a) It exemplifies or reflects special elements of the City's cultural, social, economic, political, aesthetic, engineering, or architectural history; or
- (b) It is identified with persons or events significant in local, state or national history; or
- (c) It embodies distinctive characteristics of a style, type, period, or method of construction, or is a valuable example of the use of indigenous materials or craftsmanship; or
- (d) It is representative of the notable work of a builder, designer, or architect; or
- (e) Its unique location or singular physical characteristic(s) represents an established and familiar visual feature or landmark of a neighborhood, community, or the City.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989)

ARTICLE 3

Designation of Landmarks and Historic Districts

§ 10-4.301. Nomination requirements, landmark.

Nominations of an historic resources as a landmark shall be made only by application of the property owner or property owners representing a majority or controlling interest in the property on which the resource is located, and the owner or owners representing a majority or controlling interest in the improvement if such improvement has been legally severed.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989)

§ 10-4.302 is hereby amended and shall read as follows:

“§ 10-4.302- Minimum eligibility requirements, landmark.

In order to be eligible for consideration as a landmark, an historic resource must be at least 50 years old; with the exception that an historic resource of at least 30 years of age may be eligible if the Preservation-Commission determines that the resource is very exceptional, or that it is threatened by demolition, removal, relocation, or inappropriate alteration.”-

SECTION 3. AMENDMENT OF CODE. Title(§ 2, Ord. 2554 c.s., eff. August 31, 1989)

§ 10-4303. Nomination requirements, historic district.

The initiation of a proposed historic district may arise from a property owner or group of property owners in a potential historic district, or by the City based on information of a historic survey. When such an initiation is proposed, the City will assist in preparing the defining characteristics of a geographical district or a thematic district, whichever the case may be. Only those properties for which the property owners submit a nomination to be included in a proposed or existing district will be considered to be within the district. The district boundary will not include any property without the written consent of the property owner of said property.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by § 1, Ord. 2638 c.s., eff. September 5,

1991, and § 4, Ord. 2933 c.s., eff. June 3, 2004)

“§§ 10-4.304- Minimum eligibility requirements, historic district.

In order to be eligible for consideration as an historic district, at least 75% of the buildings in the proposed district (excluding accessory buildings) must be at least 50 years old or otherwise meet the requirement of Section 10-4.302. In addition, no more than 25% of the buildings in the proposed district (excluding accessory buildings) may be noncontributing. Noncontributing buildings may be included as part of an historic district only to the extent that the ~~Preservation~~ Commission determines them to be essential to the geographic integrity of the district. The ~~Preservation~~ Commission shall make determinations identifying any noncontributing buildings within an historic district as part of the review process.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989)

§ 10-4.305. Delay of work pending hearing.

Once a completed application has been accepted for the designation of a landmark or an historic district, no building, alteration, demolition, removal, or relocation permits for any historic resource, improvement, building, or structure relative to a proposed landmark or within a

proposed historic district shall be issued until a final determination is made regarding the proposed designation, except as provided under Article 6 of this chapter.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989)

§ 10-4.306. Notice.

Notice of the date, place, time and purpose of hearings shall be given by first class mail to the owner(s) of all nominated resource(s) at least 10 days prior to the date of the public hearing, using the names and addresses of such owners as shown on the latest equalized assessment rolls and shall be advertised in a newspaper of general circulation at least 10 days prior to the hearing. Failure to send any notice by mail to any property owner where the address of such owner is not a matter of public record shall not invalidate any proceedings in connection with the proposed designation. The Preservation Commission may also give such other notice as they deem desirable and practicable.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989)

§ 10-4.307 is hereby amended and shall read as follows:

“§ 10-4.307 Owner’s. ~~Owner’s~~ withdrawal of consent.

A property owner who has signed an application for inclusion of his or her property in a proposed historic district may withdraw such consent by filing a written notice of withdrawal with the City Clerk at any time prior to the close of the public hearing thereon before the ~~Preservation~~ Commission or before the City Council on appeal, if any.”

SECTION 5. AMENDMENT OF CODE. Title 10, Chapter 4, Article 3, Section 10-4.308 is hereby amended and shall read as follows:

“§ 10-4.308(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by § 1, Ord. 2638 c.s., eff. September 5, 1991)

§ 10-4.308. Commission study and determination.

Upon acceptance of a completed application for the designation of a landmark or historic district, a public hearing shall be scheduled before the ~~Preservation~~ Commission to study the proposed designation and to determine its eligibility and qualifications. Following the public hearing, the Commission shall decide to approve, in whole or in part, or disapprove

the designation. All decisions to approve or disapprove designations shall be made by resolution, and shall set forth the findings and reasons relied upon in making the determination.”-

SECTION 6. AMENDMENT OF CODE. Title 10, Chapter 4, Article 3, Section 10-4.309 is hereby amended and shall read as follows:

“§ 10-4.309(~~§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by § 5, Ord. 2933 c.s., eff. June 3, 2004~~)

§ 10-4.309. Notice of designation, City departments.

Notice of the designation of a landmark or an historic district shall be transmitted to all appropriate City departments and any other interested governmental and civic agencies.

-Each City department shall incorporate the notice of designation into its records, so that future decisions or permissions regarding or affecting a landmark or historic district shall be made with the knowledge of the designation. For projects to be carried out by the City, or subject to discretionary approval by the City, that have a direct adverse effect on a landmark or properties within an historic district as determined by the responsible department, notice shall be given to the Preservation Commission. The Preservation Commission may review such projects and provide comments and recommendations to the reviewing or decisionmakingdecision-making body.”-

SECTION 7. AMENDMENT OF CODE. Title 10, Chapter 4, Article 3, Section(~~§ 2, Ord. 2554 c.s., eff. August 31, 1989~~)

§ 10-4.310 is hereby amended and shall read as follows:

“§ 10-4.310- Removal of designation.

~~(a)~~ (a) In the event of substantial destruction of a landmark or historic district, the owner or owners of a landmark or owners representing a majority or controlling interest in a minimum of 51% of the parcels in an historic district may apply for removal of designation. The ~~Preservation~~ Commission or City Council may also initiate removal in such circumstances. The removal of a designation for this reason shall be processed and decided in the same manner as designations as set forth in this article, with the additional requirement that the determination of substantial destruction shall be set forth in the findings of the Commission.

~~(b)~~ (b) The complete demolition or removal of a landmark shall result in the removal of the landmark designation.

~~(c)~~ (c) Once a landmark or historic district designation has been removed, affected properties shall no longer be subject to any provision or regulation of this chapter.”-

SECTION 8. AMENDMENT OF CODE. Title 10, Chapter 4, Article 4, Section 10-4.404 is hereby amended and shall read as follows:

“§ 10-4.404 (~~§ 2, Ord. 2554 c.s., eff. August 31, 1989~~)

§ 10-4.311. Removal of a property from the potential historic resource list.

The property owner of a property identified by the City as a potential historic resource may request that the property be removed from the list if he or she provides specific written and verifiable documentation refuting that the property meets the criteria for designation as a landmark as described herein. An example would be that documentation is discovered that an unknown architect designed a property that was thought to have been designed by a famous architect, or the structure has been altered to an extent that the historic integrity has been lost. The Commission shall review the request for removal following the same procedures identified in Sections 10-4.306, 10-4.308 and 10-4.309 herein.

(§ 6, Ord. 2933 c.s., eff. June 3, 2004)

§ 10-4.312. Use of California Historical Building Code.

All repairs, alterations, restorations, or changes in use of existing buildings and structures designated as landmarks or included as part of an historic

district, or otherwise considered a historic resource under state law, may conform to the standards of the California Historical Building Code as an alternative to complying with building standards as set forth in Title 9 of this Code, notwithstanding the fact that such buildings may be nonconforming.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by §§ 6, 7, Ord. 2933 c.s., eff. June 3, 2004)

§ 10-4.313. Historic property variances.

Historic variances may be applied to local landmarks and contributors in historic districts. The landmark constitutes a property condition for the purposes of determining whether the property owner is denied privileges enjoyed by other property owners in the vicinity and within the same zoning district. Procedures and requirements of Section 10-2.2516 of the Zoning Ordinance and 10-5.2516 of the Coastal Plan Implementing Ordinance must be followed for the variance process. (§ 8, Ord. 2933 c.s., eff. June 3, 2004)

§ 10-4.314. Adaptive reuse.

A Historic Overlay Zone (H) may be created pursuant to Section 10-2.1400-1420 of the Zoning Ordinance and Section 5.1400-1420 of the Coastal Plan Implementing Ordinance. An H zone may contain development standards, uses (including adaptive re-uses), and other provisions that are unique to the zone.

(§ 8, Ord. 2933 c.s., eff. June 3, 2004)

ARTICLE 4

Certificate of Appropriateness Required

§ 10-4.401. Actions requiring certificate of appropriateness.

- (a) For landmarks or properties within an historic district, no person shall alter, restore, demolish, remove, or relocate any exterior improvement or architectural feature that is either a contributing characteristic of the resource or visible from any public right-of-way; or alter, restore, place, erect, remove, or relocate any permanent sign visible from a public right-of-way; or alter, restore, place, erect, remove, or relocate any interior characteristic that was identified as contributing during the designation without being granted a certificate of appropriateness, except as provided under Article 7 of this chapter. Approval of such work shall be required even if no other permits or entitlements are required by the City.
- (b) For potential historic resources, no person shall demolish, remove, or relocate any exterior improvement or architectural feature that is either a contributing characteristic of the resource or visible from any public right-of-way without being granted a certificate of appropriateness, except as provided under Article 7 of this chapter. Approval of such work shall be required even if no other permits or entitlements are required by the City.
- (c) Minor alterations. The Commission may, by resolution, adopt a list of those types of alterations that are subject to approval of a certificate of appropriateness that are deemed to be "minor" in nature. The Commission may modify the list of minor alterations from time to time by resolution as circumstances warrant. Applications for certificates of appropriateness involving only minor alterations shall be reviewed pursuant to procedures in Section 10-4.402(e).

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by § 3, Ord. 2740 c.s., eff. March 23,

1995, and § 9, Ord. 2933 c.s., eff. June 3, 2004)

§ 10-4.402. Review procedures for certificates of appropriateness.

The following procedures shall be followed in processing applications for certificates of appropriateness.

- (a) **Application.** An application shall be filed by the applicant with the Preservation Commission.
- (b) **Application materials.** Such application shall be accompanied by such materials as are required by the Commission and the Community Development Department that are reasonably necessary for the proper review of the proposed project.
- (c) **Noticing.**
 - (1) **Minor alterations.** No public noticing shall be required for applications for certificates of appropriateness involving only minor alterations.
 - (2) **All applications other than minor alterations.** For applications involving other than minor alterations, public notice shall be provided as determined by resolution of the Preservation Commission. Such resolution shall include at a minimum that where the property is part of an historic district there shall be mailed notice not less than 10 days prior to the date of such hearing to persons owning all other properties within the

historic district.

- (d) Economic hardship. In cases where the applicant intends to seek approval on the basis of economic hardship, the following material shall be submitted as part of the application:

- (1) For all property:

- a. Form of ownership or operation of the property, whether sole proprietorship, for-profit or not-for-profit corporation, limited partnership, joint venture, or other method;
- b. The amount paid for the property, the date of purchase and the party from whom purchased, including a description of the relationship, if any, between the owner and the person from whom the property was purchased;
- c. Remaining balance on any mortgage or other financing secured by the property;
- d. Estimated market value of the property both in its current condition, and after completion of the proposed demolition, relocation, or removal, to be presented through an appraisal by a qualified professional expert;
- e. A report from a licensed engineer or architect with experience in rehabilitation as to the structural soundness of the structure and its suitability for rehabilitation;
- f. An estimate from an architect, developer, real estate consultant, appraiser, or other real estate professional experienced in rehabilitation as to the economic feasibility or reuse of the existing structure on the property;
- g. The assessed value of the land and improvements thereon according to the two most recent assessments;
- h. Real estate taxes for the previous two years;
- i. Annual debt service, if any, for the previous (2) two years;
- j. All appraisals obtained within the previous two years by the owner or applicant in connection with his purchase, financing or ownership of the property;
- k. All listing of the property for sale or rent, price asked and offers received, if any; and
 - i. Any consideration by the owner as to profitable adaptive uses for the property.

- ii. For income-producing property:
 - A. Annual gross income from the property for the previous two years;
 - B. Itemized operating and maintenance expenses from the previous two years;
 - C. Annual cash flow, if any, for the previous two years.
- (e) Review of applications involving minor alterations. Applications for certificates of

appropriateness involving only minor alterations shall be reviewed by the Minor Alterations Subcommittee of the Commission, subject to the following provisions:

- (1) The Minor Alterations Subcommittee shall complete its review and mail notice to the applicant of its decision to approve or conditionally approve the application or to forward the application to the Preservation Commission for a decision. The notice of decision shall state the findings and reasons relied upon in reaching the decision.
 - (2) Decisions of the Minor Alterations Subcommittee to approve or conditionally approve an application must be by an affirmative vote of all members of the Subcommittee present. If there are any dissenting votes the application shall automatically be forwarded to the Preservation Commission for a decision unless the application is withdrawn by written request of the applicant.
 - (3) Where the decision of the Subcommittee is to conditionally approve the application, the decision of the Subcommittee shall be final and conclusive unless, within 10 days of the date of notice of the decision, the applicant files with the Planning Division a written appeal setting forth all the points of disagreement with the Subcommittee.
 - (4) Where the application has been forwarded or appealed to the Preservation Commission, the application shall be heard by the Commission at its next available regular, special, or additional meeting. Decisions of the Commission shall be in writing and shall state the findings and reasons relied upon in reaching the decision.
- (f) Review of other applications. Applications for certificates of appropriateness other than for minor alterations shall be reviewed by the Preservation Commission, subject to the following provisions:
- (1) Decisions of the Commission shall be in writing and shall state the findings and reasons relied upon in reaching the decision.
 - (2) For applications for all work, the Commission shall decide to approve, approve with conditions, or deny a certificate of appropriateness.
 - (3) For applications seeking approval on the basis of a finding of economic hardship, the Commission shall first review the application on the basis of criteria contained in Sections 10-4.403(a) through (d) and/or 10-4.404(d)1. If the applicable conditions are determined to

not exist, then the application shall be reviewed on the basis of the criteria contained in Sections 10-4.403(e) and/or 10-4.404(d)(2).

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by § 4, Ord. 2740 c.s., eff. March 23,

1995, § 11, Ord. 2933 c.s., eff. June 3, 2004, and § 1, Ord. 3108 c.s., eff. February 8, 2013)

§ 10-4.403. Criteria for approval of certificates of appropriateness for other than demolition or removal.

The Minor Alterations Subcommittee, Commission, or the City Council upon appeal, shall issue a certificate of appropriateness only when it determines the following conditions to exist as applicable in each case:

- (a) In the case of a landmark, the proposed work (other than demolition or removal):

- (1) Conforms to the prescriptive standards adopted by the Commission; and
- (2) Will not detrimentally alter, destroy or adversely affect any exterior improvement or exterior architectural feature; and
- (3) Will retain the essential elements that make the resource significant.
- (b) In the case of all properties located within an historic district, the proposed work (other than demolition or removal):
 - (1) Conforms to the prescriptive standards adopted by the Commission; and
 - (2) Will not adversely affect the character of the district.
- (c) In the case of properties supporting contributing buildings within an historic district, the proposed work (other than demolition or removal):
 - (1) Will not detrimentally alter, destroy, or adversely affect any exterior improvement or exterior architectural feature; and
 - (2) Will retain the essential elements that make the resource significant.
- (d) In the case of construction of a new building, structure, or improvement on a site where a landmark is located or on a property within an historic district:
 - (1) The exterior of such improvements will not adversely affect and will be compatible with the external appearance of the existing designated improvements, buildings and structures on such site or within such district.
- (e) In the case where the applicant has requested consideration for approval on the basis of economic hardship:
 - (1) It is not feasible to remove the resource to another site or otherwise preserve it; and
 - ~~(2) The denial of the proposed work will work an immediate and substantial hardship on the applicant because of condition peculiar to the particular improvement; and~~
 - ~~(3)~~(1) The property cannot be put to a reasonable use or the owner cannot obtain a reasonable economic return therefrom without approval of the proposed work.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by § 5, Ord. 2740 c.s., eff. March 23,

1995, and §§ 12, 13, Ord. 2933 c.s., eff. June 3, 2004)

§ 10-4.404. Certificate of appropriateness for removal or demolition.

(a) Discretionary review of demolition permits. The demolition of a historic landmark, buildings in a historic district, or potential historic resource as described by this chapter is considered to be a discretionary permit and subject to the California Environmental Quality Act (CEQA) and Permit Streamlining Act. Therefore, a demolition permit shall not be issued pursuant to Title 9, Chapter 17, until the requirements of Article 4 herein have been met.

(b) Demolition review and conditions.

(1)

(+) The demolition of a landmark, structure located within an historic district, or potential historic resource shall be referred to the ~~Preservation~~ Commission for review and conditions.

(2) (2) Where appropriate, the Commission may require that a memorial of the resources be incorporated into the proposed redevelopment of the site. Some examples are a photographic display, a book or pamphlet, an exhibit, re-use of original fixtures, and other methods deemed appropriate by the Commission.

(c) (c) Concurrent processing of demolition permits and replacement plans.

(1) (1) No permit to wholly or partially demolish, remove or relocate a historic landmark, building in a historic district, or potential historic resource shall be considered unless accompanied by complete applications for approvals necessary for the proposed new construction on the site.

(2) (2) A demolition permit may not be issued until the building permit for the replacement structure is issued.

(3) (3) Staff may refer the request for the replacement structure to the ~~Preservation~~ Commission for advisory direction.

(4) (4) Exceptions may be granted to this section when compelled by public safety due to eminent hazard as determined by the Chief Building Official.

(d) (d) Criteria for approval of certificates of appropriateness. The Commission, or the City Council upon appeal, shall issue a certificate of appropriateness only when it determines the following conditions to exist as applicable in each case:

(1) (1) In the case of the whole or partial demolition or removal of a landmark or structure located within an historic district:

a. a. The structure and/or site is a hazard to public health or safety and repairs or stabilization are not physically possible; or

b. b. The site is required for a public use which will be of more benefit to the public than the historic resource, and there is no feasible alternative location for the public use; or

c. c. Removal of the resource to another site is not feasible or practical; or

d. d. For a building in an historic district, the proposed replacement structure will not detract from or adversely affect the character of the historic district; or

e. e. For a partial demolition or removal, such action will not result in the loss of the essential elements that make the resource significant.

(2) (2) In the case where the applicant has requested consideration for approval of whole or partial demolition or removal on the basis of economic hardship:

a. a. It is not feasible to remove the resource to another site or otherwise preserve it; and

b. The denial of the proposed work will work an immediate and substantial hardship on the applicant because of condition peculiar to the particular improvement; and

c.

~~b. The denial of the proposed work will work an immediate and substantial hardship on the applicant because of condition peculiar to the particular improvement; and~~

~~c. The property cannot be put to a reasonable use or the owner cannot obtain a reasonable economic return therefrom without approval of the proposed work.~~

SECTION 9. AMENDMENT OF CODE. Title 10, Chapter 4, Article 5, Section 10-4.501 is hereby amended and shall read as follows:

“§ 10-4.501 Commission review of alterations.

(§ 14, Ord. 2933 c.s., eff. June 3, 2004, as amended by § 1, Ord. 3102 c.s., eff. February 8, 2013)

§ 10-4.405. Expiration of certificate of appropriateness.

A certificate of appropriateness shall lapse and become void 36 months (or shorter period if specified as a condition of approval) from the date of final approval, unless a building permit (if required) has been issued and the work authorized by the Certificate has commenced prior to such expiration date and is diligently pursued to completion. Upon request of the property owner, a Certificate of Appropriateness may be extended by the Preservation Commission for an additional period of up to 12 months. The Preservation Commission may approve, approve with conditions, or deny any request for extension.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by §§ 14, 15, Ord. 2933 c.s., eff. June 3,

2004)

§ 10-4.406. Revocation of certificate of appropriateness.

A Certificate of Appropriateness may be revoked or modified for reasons of: (1) noncompliance with any terms or conditions of the Certificate; (2) noncompliance with any provisions of this chapter; or (3) a finding of fraud or misrepresentation used in the process of obtaining the Certificate. Revocation proceedings may be initiated by motion of the Preservation Commission or City Council. Once revocation proceedings have been initiated, all work being done in reliance upon such Certificate or associated permits shall be immediately suspended until a final determination is made

regarding the revocation. The decision to revoke a Certificate of Appropriateness shall be made by the Preservation Commission following a public hearing, with written notice provided to the property owner at least 10 days prior thereto.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by § 14, Ord. 2933 c.s., eff. June 3, 2004)

ARTICLE 5

Advisory Review—Potential Historic Resources

§ 10-4.501. Commission review of alterations.

Any alteration to be conducted at the site of a potential historic resource or district may be referred by staff to the [Preservation](#) Commission prior to commencing any such work when staff determines that such review will assist the property owner in maintaining the significance and/or architectural integrity of the resource and to address issues of appropriateness and designation. Certain alterations, listed below, are excluded:

- ~~(a)~~ [\(a\)](#) Repairing or replacing deteriorated materials with applications or use of exterior materials of the same kind, type, and texture already in use on the resource and/or consistent with the style or period for re-roofing, windows, siding material, chimneys and fireplaces;
- ~~(b)~~ [\(b\)](#) Accessory structures;
- ~~(c)~~ [\(c\)](#) Fencing; and/or
- [\(d\)](#) Additions or deletions of awnings, shutters, canopies and similar incidental
- ~~(d)~~ appurtenances.” ~~(§ 16, Ord. 2933 c.s., eff. June 3, 2004)~~

[SECTION 10. AMENDMENT OF CODE. Title 10, Chapter 4, Article 6, Section 10-4.601 is hereby amended and shall read as follows:](#)

§ 10-4.502. Recommendations.

In the course of its review, the Commission shall assist and guide the property owner(s) of potential historic resources and districts with regard to proposed alterations on an advisory basis with the intention of finding solutions and directing the owner toward designation and/or appropriate changes that safeguard the resource. To facilitate the process, staff or the Commission may refer the matter to the Minor Alterations Subcommittee.

(§ 16, Ord. 2933 c.s., eff. June 3, 2004)

ARTICLE 6

Appeals.

§ 10-4.601. Appeals.

Any decision by the ~~Preservation~~ Commission to approve or disapprove a designation of a landmark or historic district, or to approve or disapprove a Certificate Of Appropriateness, or to remove or not remove a property from the potential historic resource list pursuant to Section 10-4.311, shall be final and conclusive unless, by 5:00 p.m. of the tenth (10th) day following such decision (or of the next working day if the tenth (10th) day falls on a weekend or holiday):

~~(a)~~ (a) A written appeal on the form designated by the City is filed by any interested party with the City Clerk requesting a public hearing before the City Council stating the grounds for the appeal and all required fees for said appeal are paid in full; or

~~(b)~~ (b) The Mayor or a member of the City Council requests a public hearing before the City Council stating the grounds for the appeal. Provided however that the City Council member or Mayor requesting the appeal shall disqualify him or herself from hearing the appeal unless he or she can certify in writing that the appeal is being requested as a result of public interest in the decision to be reviewed and he or she has no predisposition against or in favor of the project. The City Council as a whole shall be prohibited from voting to appeal any matter in which they will sit as the reviewing body.

Such appeal, or City Council request for a public hearing, shall be set for a public hearing by the City Clerk in a timely fashion.”-

SECTION 3. Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 4. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

SECTION 5. This ordinance shall be published by one insertion in the official newspaper of said city, and same shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

PASSED, APPROVED AND ADOPTED this XXth day of XXXXX, 2025.

James A. Light, Mayor

APPROVED AS TO FORM: ATTEST:

Joy A. Ford, City Attorney Eleanor Manzano, CMC, City Clerk~~(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by §§ 16, 17, Ord. 2933 c.s., eff. June 3, 2004)~~

§ 10-4.602. Notice of public hearing before the City Council for appeals.

Notice of public hearing before the City Council to consider an appeal of the decision of the Preservation Commission shall be given in the same manner as set forth for the original application.

(§ 17, Ord. 2933 c.s., eff. June 3, 2004)

§ 10-4.603. Decision of the City Council.

The decision of the City Council on all applications shall be final and conclusive. (§ 17, Ord. 2933 c.s., eff. June 3, 2004)

ARTICLE 7

Maintenance and Repair

§ 10-4.701. Ordinary maintenance and repair.

Nothing in this chapter shall be construed to prevent the ordinary maintenance or repair of any exterior improvement or exterior architectural feature that does not involve a change in design, material or external appearance thereof, nor does this chapter prevent the alteration, restoration, demolition, removal, or relocation of any such improvement or architectural feature when the Chief Building Official certifies to the Commission that such action is required for the public safety due to an unsafe or dangerous condition and cannot be accomplished under the California Historical Building Code.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by § 16, Ord. 2933 c.s., eff. June 3, 2004,

and § 1, Ord. 3102 c.s., eff. February 8, 2013)

§ 10-4.702. Duty to keep in good repair.

The owner, occupant or other person in actual charge of a landmark or a building, structure, or improvement that is located within an historic district shall keep in good repair the exterior portions of all such buildings, structures, or improvements, and all interior portions thereof whose maintenance is necessary to prevent deterioration and decay of any exterior improvement or exterior architectural feature.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by § 16, Ord. 2933 c.s., eff. June 3, 2004)

ARTICLE 8

Enforcement

§ 10-4.801. Enforcement.

- (a) It shall be the duty of the Chief Building Official or the Official's delegate to administer and enforce the provisions of this chapter.
- (b) Methods of enforcement. In Addition to the regulations of this chapter, other regulations of the Redondo Beach Municipal Code, and other provisions of law which govern the appeal or disapproval of applications for permits, licenses or Certificates of Appropriateness covered by this chapter, the Chief Building Official shall have the authority to implement the enforcement thereof by serving notice requiring the removal of any violation of this chapter upon the owner, agent, occupant or tenant of the improvement, building, structure or land.
- (c) Methods of enforcement. In addition to the foregoing remedies, the City Attorney may institute any necessary legal proceedings to enforce the provisions of this chapter, including the ability to maintain an action for injunctive relief to restrain or enjoin or to cause the correction or removal of any violation of this chapter, or for an injunction in appropriate cases.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by § 16, Ord. 2933 c.s., eff. June 3, 2004,

and § 1, Ord. 3102 c.s., eff. February 8, 2013)

§ 10-4.802. Penalties.

- (a) For any action or development covered by this chapter that is undertaken without the issuance of a Certificate of Appropriateness or that is undertaken without full compliance with the terms and conditions of an issued Certificate of Appropriateness, the Chief Building Official shall order the action stopped by written notice. It shall be a misdemeanor for any person to carry out any work on any building, structure, improvement, or property in violation of a notice stopping such work or in violation of this chapter.
- (b) In addition to other penalties, in the event a historic landmark, property within a district, property listed on the National Register or California

Register, or Potential Historic Resource is demolished without approvals pursuant to Articles 4, and 5 herein, no building permit shall be issued for any use of the site for five years.

(§ 2, Ord. 2554 c.s., eff. August 31, 1989, as amended by §§ 16, 18, Ord. 2933 c.s., eff. June 3, 2004, and § 1, Ord. 3102 c.s., eff. February 8, 2013)



Administrative Report

P.1., File # 25-1125

Meeting Date: 9/2/2025

To: MAYOR AND CITY COUNCIL

From: JAMES A. LIGHT, MAYOR
LUKE SMUDE, ASSISTANT TO THE CITY MANAGER

TITLE

DISCUSSION AND POSSIBLE ACTION REGARDING CHANGES TO THE RULES OF CONDUCT AND DECORUM FOR CITY COUNCIL AND COMMISSION MEETINGS, REDONDO BEACH MUNICIPAL CODES RELATED TO CITY BOARDS AND COMMISSIONS, AND THE POSSIBLE CREATION OF AN ON-CALL POLICE, FIRE, AND HOMELESS SERVICES COMMISSION

REVIEW AND PROVIDE DIRECTION ON THE DRAFT RULES OF CONDUCT AND DECORUM FOR CITY COUNCIL AND COMMISSION MEETINGS, INCLUDING UPDATES TO MEETING AGENDAS AND SCRIPTS FOR MEETING CHAIRS TO ADDRESS DISRUPTIONS TO PUBLIC MEETINGS

REVIEW AND PROVIDE DIRECTION ON THE DRAFT ORDINANCES TO UPDATE THE REDONDO BEACH MUNICIPAL CODE RELATED TO THE UNIFORM REGULATIONS OF COMMISSIONS, PUBLIC WORKS, TRAFFIC, SAFETY, AND SUSTAINABILITY COMMISSION, HARBOR COMMISSION, PLANNING COMMISSION, BUDGET AND FINANCE COMMISSION, CULTURAL ARTS COMMISSION, PUBLIC AMENITIES COMMISSION, AND HISTORIC RESOURCES PRESERVATION

REVIEW AND PROVIDE DIRECTION ON THE POSSIBLE CREATION OF ON-CALL POLICE, FIRE, AND HOMELESS SERVICES COMMISSION

EXECUTIVE SUMMARY

At the April 1, 2025 City Council meeting, Mayor Light volunteered to draft an updated meeting code of conduct for review and consideration by the City Council. At the time, the Council was focused on potential changes related to the conduct of Commissioners and the specific role each Commission serves in the City. During discussion of the item, outgoing City Attorney Mike Webb provided a briefing that pointed out the City Council had not formally adopted procedural standards for the conduct of meetings. He recommended tailoring Rosenberg's Rules of Order as a potential solution. As the Mayor's volunteer drafting of the rules progressed, additional source documents were identified that had conflicting information, were outdated, or had never been formally adopted by the Council.

The draft documents provided to Council as part of this item seek to address policy concerns, the lack of comprehensive procedural rules, inconsistencies in related ordinances, and previous draft recommendations from staff that were never acted upon. These drafts were circulated to the City

Attorney's Office, City Clerk's Office, and the appropriate liaison Departments for review prior to being provided to the City Council.

This item serves as an opportunity to introduce these documents for Council discussion and to gather feedback prior to agendizing the items for consideration of approval. Changes to the Redondo Beach Municipal Code (RBMC) would be made via ordinance. Final adoption of the changes would require at least two more meetings to allow for introduction and second reading of the ordinance, with any adopted changes taking effect 30 days thereafter. Ideally, the resulting ordinances would be finalized and adopted prior to Commissioner trainings, which are scheduled to take place in October and November.

This item contains a number of items for City Council consideration, including:

- New Draft Rules of Conduct and Decorum for City Council and Commission Meetings
 - Model Agenda for City Council and Commission Meetings
 - 1 Scripts for Chairs to address disruptions to public meetings
- Draft Ordinances to amend, add, and delete Redondo Beach Municipal Code (RBMC)
Sections related to:
 - Uniform Regulation of Commissions
 - 1 Public Works, Traffic, Safety, And Sustainability Commission
 - 2 Harbor Commission
 - 3 Planning Commission
 - 4 Budget and Finance Commission
 - 5 Cultural Arts Commission
 - 6 Public Amenities Commission
 - 7 Historic Resources Preservation
- A Draft Ordinance related to the creation of an on-call Police, Fire, and Homeless Services Commission

Staff recommends that the City Council discuss, provide input, and consider action on the above items.

BACKGROUND

The "Rules of Conduct for the City Council" were last updated in April 2022. Through the 2022 strategic planning process the Council added an objective to review the Code of Conduct for Commissioners and present recommendations to the City Council. No action was ultimately taken to change the Rules of Conduct.

At the March 2023 Strategic Planning meeting, the Council updated the objective to "update the Code of Conduct Policy for City Council and Commissioners...and present the revised policy to City Council for consideration and approval." Subsequent to the establishment of this objective, the Council expressed concerns with three main items:

- City Council and Commissioner civility
- Definitively bounding the scope of commissions
- Establishing the means to control public disruptions

On April 1, 2025, the former City Attorney, Michael W. Webb, advised that the City Council never adopted comprehensive rules for the conduct of public meetings. Thus, when the Council asked for procedural guidance, the City Attorney could only opine on how the Council acted historically, or based on common procedural rules that were never formally adopted. The City Attorney closed with the recommendation to pursue the adoption of a tailored version of Rosenberg's Rules of Order, with Mayor Light volunteering to lead the drafting effort.

While researching the item, multiple resources were provided that impacted the final recommendations. These included:

- The existing Rules of Conduct for City Council Meetings
- The Commissioner Handbook
- The Municipal Code and Charter
- The Agenda Instructions
- Several documents previously generated by staff but never acted upon
- City of Gardena scripts related to dealing with unruly members of the public
- Rosenberg's Rules of Order

The Project Objectives are depicted in first column of Figure 1 and the Existing Documentation is depicted in the second column.

Figure 1: Tasking Overview

Mayor Light subsequently made efforts to address each project objective. During this process, the existing documentation was found to contain some conflicting, or outdated, information, and some of Council's Project Objectives were not addressed.

As a result, the task expanded to ensure that all of the policy documents were aligned and complimentary and that new policies were defined to address the stated objectives. The resulting Recommendations (Column 3 of Figure 1) and documentation includes:

- Updates to and expansion of the Rules of Conduct embodied in the draft "City Council Rules of Conduct and Decorum," which includes the conduct of Commissioners and members of the public
- A draft update to the standard Agenda that includes additional Rules of Conduct for members of the public
- Scripts to address situations with disruptive members of the public
- Recommended updates to the RBMC

As the project progressed, several recommendations required immediate action by the City Council to align with the commencement of the Commissioner appointment process in June of 2025. As a result, the Council has already acted to enact recommended changes to the Youth Commission and to dissolve the Public Safety Commission. The expanded draft Rules for Public Participation have been posted at each City Council meeting. The Mayor has also utilized draft scripts to introduce and define the steps that should be taken when members of the public are disruptive. These rules and

scripts were reviewed by the Police Chief, the City Attorney, and the City Manager prior to public posting and can be amended by the City Council as part of this item, if desired.

As a result of the disbandment of the Public Safety Commission, the Mayor added the safety related tasks brought up by the Council during their deliberations on the matter to the scope of the amended ordinance for the Public Works and Safety Commission. It should be noted that this does not preempt the Council referral to consider establishing an on-call Police, Fire, and Homeless Services Commission.

The documents before the Council for discussion have undergone review by the City Attorney's Office and appropriate commission liaisons. They are now being presented to the Council for review and direction, with formal consideration of approval and adoption taking place at subsequent meetings. In addition to providing input on the draft documents, the Mayor is asking the City Council to provide guidance on the following items:

- Start times for Closed Session and Open Session Meetings
- Appropriate metric for Commissioner attendance (4 absences over the preceding 12-month period is currently included)
- Council's desire to allow for continued electronic public participation

Lastly, on July 8, 2025, the Council approved a referral to staff to agendize a discussion item regarding the possible creation of an on-call Police, Fire, and Homeless Services Commission. The referral indicated the Commission would be narrowly tailored to consider only issues that are substantively impacting the quality of life, public safety, or privacy of the community. The Commission would meet on an as-needed, on-call basis, to address issues that are referred for their consideration by the respective City Department Heads and the City Council. A draft ordinance pertaining to the Commission is attached for consideration.

COORDINATION

The drafted documents were coordinated with the City Manager's Office, the City Attorney's Office, and the applicable Commission liaisons.

FISCAL IMPACT

There is no fiscal impact associated with the proposed changes.

APPROVED BY:

Mike Witzansky, City Manager

ATTACHMENTS

- Draft City Council Rules of Conduct and Decorum
 - Appendix A - Draft Agenda
 - 1 Appendix B - Draft Scripts for Disruptive Members of the Public
- Draft Ord - Amending Title 2, Chapter 9, Article 1, Sections 2-9.100, 2-9.101, 2-9.102, 2-9.103, and 2-9.107, and Adding Sections 2-9.110 and 2-9.111 and Deleting in its Entirety Section 2-9.108 Pertaining to Uniform Regulations Of Commissions
- 1 RBMC - Existing Code Sections - Title 2, Chapter 9, Article 1, Sections 2-9.100, 2-9.101, 2-9.102, 2-9.103, 2-9.107, and 2-9.108 Pertaining to the Uniform Regulations of Commissions

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- 2 Draft Ord - Amending Title 2, Chapter 9, Article 4, Sections 2-9.401, 2-9.402, and 2-9.403
Pertaining to the Public Works, Traffic Safety, and Sustainability Commission
- 3 RBMC - Existing Code Sections - Title 2, Chapter 9, Article 4, Sections 2-9.401, 2-9.402, and 2-
-9.403 Pertaining to the Public Works and Sustainability Commission
- 4 Draft Ord - Amending Title 2, Chapter 9, Article 7, Sections 2-9.702 and Amending Sections 2-
9.704 and 2-9.709 and Renumbering to 2-9.703 and 2-9.704 Respectively, and Deleting Sections
2-9.705, 2-9.706, 2-9.707, 2-9.708, 2-9.709 and 2-9.712 and Renumbering Sections 2-9.710 to 2-
9.705; 2-9.711 to 2-9.706; and 2-9.714 To 2-9.707 Pertaining to the Harbor Commission
- 5 RBMC - Existing Code Sections - Title 2, Chapter 9, Article 7, Sections 2-9.702, 2-9.704, 2-
9.709, 2-9.705, 2-9.706, 2-9.707, 2-9.708, 2-9.709 and 2-9.712 Pertaining to the Harbor
Commission
- 6 Draft Ord - Amending Title 2, Chapter 9, Article 10, Sections 2-9.1002 and 2-9.1003 Pertaining
to the Planning Commission
- RBMC - Existing Code Sections - Title 2, Chapter 9, Article 10, Sections 2-
9.1002 and 2-9.1003 Pertaining to the Planning Commission
 - Draft Ord - Amending Title 2, Chapter 9, Article 13, Sections 2-9.1301 and 2-9.1302 Pertaining
to the Budget And Finance Commission
 - RBMC - Existing Code Sections - Title 2, Chapter 9, Article 13, Sections 2-
9.1301 and 2-9.1302 Pertaining to the Budget And Finance Commission
 - Draft Ord - Amending Title 2, Chapter 9, Article 14, Sections 2-9.1402 and 2-9.1403 Pertaining
to the Cultural Arts Commission
- 1 RBMC - Existing Code Sections - Title 2, Chapter 9, Article 14, Sections 2-9.1402 and 2-
9.1403 Pertaining to the Cultural Arts Commission
- 2 Draft Ord - Amending Title 2, Chapter 9, Article 15, Sections 2-9.1502 and 2-9.1503 Pertaining
to the Public Amenities Commission
- 3 RBMC - Existing Code Sections - Title 2, Chapter 9, Article 15, Sections 2-9.1502 and 2-
9.1503 Pertaining to the Public Amenities Commission
- 4 Draft Ord - Amending Title 10, Chapter 4, Articles 1, 3, 4, 5 and 6, Sections 10-4.104, 10-
4.302, 10-4.304, 10-4.307, 10-4.308, 10-4.309, 10-4.310, 10-4.404, 10-4.501 and 10-4.601
Pertaining to Historic Resources Preservation
- 5 RBMC - Existing Code Sections - Title 10, Chapter 4, Articles 1, 3, 4, 5 and 6, Sections 10-
4.104, 10-4.302, 10-4.304, 10-4.307, 10-4.308, 10-4.309, 10-4.310, 10-4.404, 10-4.501 and 10-
4.601 Pertaining to Historic Resources Preservation
- 6 Ord - Draft Ordinance Adding Sections 2-9.1601 through 2-9.1604 of the Redondo Beach
Municipal Code Regarding the Police, Fire, and Homeless Services Commission