



Minutes
Redondo Beach City Council
Tuesday, October 1, 2019
Closed Session-Adjourned Regular-4:30 p.m.
Open Session-Regular Meeting-6:00 p.m.

CALL MEETING TO ORDER

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

ROLL CALL

Councilmembers Present: Nehrenheim, Loewenstein, Horvath, Gran, Emdee, Mayor Brand
Councilmembers Absent: None
Officials Present: Joe Hoefgen, City Manager
Vickie Kroneberger, Chief Deputy City Clerk

SALUTE TO THE FLAG AND INVOCATION

At the request of Mayor Brand, the audience and Councilmembers rose to salute the flag.

BLUE FOLDER ITEMS – ADDITIONAL BACK UP MATERIALS - NONE

PUBLIC COMMUNICATIONS ON CLOSED SESSION ITEMS

Mayor Brand called for public comment. There being no one wishing to comment, Mayor Brand closed the public comment period.

F. RECESS TO CLOSED SESSION at 4:36 p.m.

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

Name of case:
Redondo Beach Waterfront, LLC v. City of Redondo Beach, et al. Case
Number: BC682833

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

Case Number:
Redondo Beach Waterfront, LLC v. City of Redondo Beach, et al. Case
Number: 19STCV13547

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

Name of case:
Virginia Carroll v. City of Redondo Beach, et al.
Case Number: BC 683273

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

Name of case:
Leonard Jordan v. City of Redondo Beach
WCAB Case # ADJ10511828

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

Name of case:
Marguerite Baierski v. City of Redondo Beach, et al. Case
Case Number: BC 709001

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

Name of case:
Public Utilities Commission of the State of California, Rulemaking 16-02-007, Order Instituting Rulemaking to Develop an Electricity Integrated Resource Planning Framework and to Coordinate and Refine Long-Term Procurement Planning Requirements

- F.7. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED POTENTIAL LITIGATION** - The Closed Session is authorized by the attorney-client privilege, Government Code Sec. 54956.9(d)(2).

Two potential cases

- F.8. CONFERENCE WITH LEGAL COUNSEL AND LABOR NEGOTIATOR** - The Closed Session is authorized by the Government Code Sec. 54957.6.

AGENCY NEGOTIATOR:
Joe Hoefgen, City Manager
Mike Witzansky, Assistant City Manager
Diane Strickfaden, Director of Human Resources

EMPLOYEE ORGANIZATIONS:
Redondo Beach Police Officers Association

- F.9. CONFERENCE WITH REAL PROPERTY NEGOTIATOR** - The Closed Session is authorized by the attorney-client privilege, Government Code Sec. 54956.8.

AGENCY NEGOTIATOR:
Joe Hoefgen, City Manager
Mike Witzansky, Assistant City Manager
Stephen Proud, Waterfront and Economic Development Director

PROPERTY:
110-151 Fisherman's Wharf, Redondo Beach, CA, 90277 (Portions of APN#: 7505-002-934)

NEGOTIATING PARTY:
Next Century Power, LLC - Leo Pustilnikov

UNDER NEGOTIATION:
Both Price and Terms

- F.10. CONFERENCE WITH REAL PROPERTY NEGOTIATOR** - The Closed Session is authorized by

the Government Code Section 54956.8.

AGENCY NEGOTIATOR:

Joe Hoefgen, City Manager
Mike Witzansky, Assistant City Manager
Stephen Proud, Waterfront and Economic Development Director

PROPERTY:

Portions of APNs: 7503-029-900, 7503-029-902, 7503-033-903, 7503-033-905,
7505-002-908, 7505-002-914, 7505-002-932

NEGOTIATING PARTY:

Leo Pustilnikov

UNDER NEGOTIATION:

Both Price and Terms

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

AGENCY NEGOTIATOR:

Joe Hoefgen, City Manager
Mike Witzansky, Assistant City Manager
Stephen Proud, Waterfront and Economic Development Director

PROPERTY:

300 N. Harbor Drive, Redondo Beach, CA, 90277 (Former Gold's Gym, APN: 7503-034-024)

NEGOTIATING PARTY:

Leo Pustilnikov

UNDER NEGOTIATION:

Both Price and Terms

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

AGENCY NEGOTIATOR:

Joe Hoefgen, City Manager
Mike Witzansky, Assistant City Manager
Stephen Proud, Waterfront and Economic Development Director

PROPERTY:

Redondo Fisherman's Cove Company Leasehold (portion of APN: 7505-002-908)

NEGOTIATING PARTY:

Steve Shoemaker, Redondo Fisherman's Cove Company

UNDER NEGOTIATION:

Both Price and Terms

- F.13. CONFERENCE WITH REAL PROPERTY NEGOTIATOR** - The Closed Session is authorized by

the Government Code Section 54956.8

AGENCY NEGOTIATOR:

Joe Hoefgen, City Manager

Mike Witzansky, Assistant City Manager

Stephen Proud, Waterfront and Economic Development Director

PROPERTY:

208 Yacht Club Way, Redondo Beach, CA 90277 (portions of APN's: 7503-003-900; 7503-013-822; 7503-003-901)

NEGOTIATING PARTY:

Maryann Guthrie, MCL

UNDER NEGOTIATION:

Both Price and Terms

- F.14. CONFERENCE WITH REAL PROPERTY NEGOTIATOR** - The Closed Session is authorized by the attorney-client privilege, Government Code Sec. 54956.8.

NEGOTIATOR:

Joe Hoefgen, City Manager

Mike Witzansky, Assistant City Manager

Stephen Proud, Waterfront and Economic Development Director

PROPERTY:

245 N. Harbor Drive, Redondo Beach, CA 90277
(APN#: 7503-029-900)

NEGOTIATING PARTY:

Ruby's Redondo Beach Marina LLC John Fisher

UNDER NEGOTIATION:

Both Price and Terms

- F.15. CONFERENCE WITH REAL PROPERTY NEGOTIATOR** - The Closed Session is authorized by the Government Code Section 54956.8.

AGENCY NEGOTIATOR:

Joe Hoefgen, City Manager

Mike Witzansky, Assistant City Manager

Stephen Proud, Waterfront and Economic Development Director

PROPERTY:

900 Pacific Coast Highway, Redondo Beach, CA 90277
(APN#: 4186-031-101)

NEGOTIATING PARTY:

David Lawrence on behalf of Carwell LLC

UNDER NEGOTIATION:

Both Price and Terms

Motion by Councilmember Horvath, seconded by Councilmember Emdee, to recess to conduct Closed Sessions attended by City Attorney Michael W. Webb, City Manager Joe Hoefgen, Assistant City Manager Mike Witzansky, Assistant City Attorney Cheryl Park, Waterfront & Economic Development Director Stephen Proud, Human Resources Director Diane Strickfaden, Public Works Director Ted Semaan, Community Development Director Brandy Forbes, Planning Analyst Lina Portolese, Outside Legal Counsel Kit Moore, Lisa Bond, and Derek Strausma; Outside Labor Negotiator Laura Kalty. Motion carried unanimously.

G. RECONVENE TO OPEN CLOSED SESSION: 6:12 p.m.

H. ROLL CALL

Councilmembers Present:	Nehrenheim, Loewenstein, Horvath, Gran, Emdee, Mayor Brand
Councilmembers Absent:	None
Officials Present:	Michael W. Webb, City Attorney Joe Hoefgen, City Manager Vickie Kroneberger, Chief Deputy City Clerk

I. ANNOUNCEMENT OF CLOSED SESSION ACTIONS - NONE

J. ADJOURN TO REGULAR MEETING: 6:12 p.m.

Motion by Councilmember Nehrenheim, seconded by Councilmember Loewenstein, to adjourn to Open Session at 6:12 p.m. Motion carried unanimously.

A. CALL TO ORDER

A Regular Meeting of the Redondo Beach City Council was called to order by Mayor Brand at 6:12 p.m. in the City Hall Council Chambers, 415 Diamond Street, Redondo Beach, California.

B. ROLL CALL

Councilmembers Present:	Nehrenheim, Loewenstein, Horvath, Gran, Emdee, Mayor Brand
Councilmembers Absent:	None
Officials Present:	Michael W. Webb, City Attorney Joe Hoefgen, City Manager Vickie Kroneberger, Chief Deputy City Clerk

C. SALUTE TO THE FLAG AND INVOCATION

At the request of Mayor Brand, the audience and Councilmembers rose to salute the flag followed by a moment of silence.

D. PRESENTATIONS/PROCLAMATIONS/ANNOUNCEMENTS

Councilmember Nehrenheim announced a swim event taking place this Sunday started at Veteran's Park and encouraged people to participate. He also announced his Community Meeting taking place on October 12 at Alta Vista Park at 9 a.m.

Councilmember Loewenstein announced his District Meeting taking place this Thursday on October 3 at 6 to 7:30 p.m. on the second floor in the main library.

Councilmember Horvath announced his District 3 Community Meeting taking place on Saturday, October 19 at the Beach Cities Health District from 9:30 to 11 a.m.

Councilmember Gran announced his Community Meeting taking place on Saturday, October 12 at Perry Park at 9 a.m., supported the last GPAC meeting that took place on September 26 discussing Artesia and Aviation Boulevards, and stated ground has been broken for the North Redondo Beach Bike Path north and south of Artesia Boulevard on the greenbelt.

Councilmember Emdee announced a household waste and free document shredding event taking place on October 5 at the Redondo Beach Performing Arts Center from 8 a.m. to 2 p.m., announced free compost availability at Wilderness Park on October 12 from 8 a.m. to 12 p.m., announced a Public Safety Open House taking place on October 13 from 10 a.m. to 3 p.m. at City Hall, and a domestic violence tribute taking place on October 19 at 6:30 p.m.

Mayor Brand announced the CAL 101 Art Show taking place this weekend next to the Crowne Plaza and the ocean fest events taking place this weekend at the Seaside Lagoon, and gave an update on his health.

E. APPROVAL OF ORDER OF AGENDA

Motion by Councilmember Nehrenheim, seconded by Councilmember Loewenstein, to move Item N2 to the next scheduled City Council meeting of October 8. Motion carried unanimously.

Motion by Councilmember Loewenstein, seconded by Councilmember Emdee, to move Item N6 prior to Item N1. Motion carried unanimously.

Motion by Councilmember Nehrenheim, seconded by Councilmember Loewenstein, to approve the new Order of Agenda. Motion carried unanimously.

F. AGENCY RECESS: 6:15 P.M.

F.1. REGULAR MEETING OF THE COMMUNITY FINANCING AUTHORITY

F.2. PARKING AUTHORITY – REGULAR MEETING – CANCELLED

RECONVENE: 6:20 P.M.

ROLL CALL

Councilmembers Present: Nehrenheim, Loewenstein, Horvath, Gran, Emdee, Mayor Brand

Councilmembers Absent: None

Officials Present: Michael W. Webb, City Attorney
Joe Hoefgen, City Manager
Vickie Kroneberger, Chief Deputy City Clerk

G. BLUE FOLDER ITEMS – ADDITIONAL BACK UP MATERIALS

Motion by Councilmember Nehrenheim, seconded by Councilmember Loewenstein, to receive and file additional materials for Agenda Items J, N1, and N5. Motion carried unanimously.

H. CONSENT CALENDAR

H.1. APPROVE AFFIDAVIT OF POSTING FOR THE CITY COUNCIL ADJOURNED REGULAR AND REGULAR MEETING OF OCTOBER 1, 2019.

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 6, 2019 – REGULAR
CONTACT: ELEANOR MANZANO, CITY CLERK
- H.4. PAYROLL DEMANDS**
CHECKS 25986-26030 IN THE AMOUNT OF \$49,727.96, PD. 9/20/2019
DIRECT DEPOSIT 213284-213895 IN THE AMOUNT OF \$1,895,030.30, PD. 9/20/2019
CHECKS 26031-26033 IN THE AMOUNT OF \$2,721.09, PD. 9/20/2019
DIRECT DEPOSIT 213896-213898 IN THE AMOUNT OF \$349.52, PD. 9/20/2019 EFT/ACH \$7,822.90. PD. 9/20/19 (PP1919)
EFT/ACH \$348,511.55. PD. 9/25/19 (PP1918)
EFT/ACH \$351,351.83. PD. 9/26/19 (PP1919)
- ACCOUNTS PAYABLE DEMANDS**
CHECKS 90900-91122 IN THE AMOUNT OF \$2,009,330.70 EFT
CALPERS MEDICAL INSURANCE \$338,962.55
DIRECT DEPOSIT 100002640-100002754 IN THE AMOUNT OF \$94,594.16, PD. 10/1/2019
CONTACT: MARNI RUHLAND, FINANCE DIRECTOR
- H.5. APPROVE CONTRACTS UNDER \$35,000: NONE**
CONTACT: MARNI RUHLAND, FINANCE DIRECTOR
- H.6. PULLED BY COUNCILMEMBER NEHRENHEIM FOR FURTHER DISCUSSION.**
- H.7. ADOPT BY 4/5 VOTE AND BY TITLE ONLY, RESOLUTION NO. CC-1910-071, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA AUTHORIZING A FISCAL YEAR 2019 - 2020 BUDGET MODIFICATION TO APPROPRIATE \$100,000 IN STATE OFFICE OF TRAFFIC SAFETY GRANT FUNDS TO THE INTERGOVERNMENTAL GRANTS FUND.**
- APPROVE A GRANT AGREEMENT WITH THE CALIFORNIA OFFICE OF TRAFFIC SAFETY SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (S.T.E.P.) FOR THE ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$100,000.**
CONTACT: KEITH KAUFFMAN, CHIEF OF POLICE
- H.8. ADOPT BY TITLE ONLY RESOLUTION NO. CC-1910-072, APPROVING, AUTHORIZING, AND DIRECTING EXECUTION OF A JOINT EXERCISE OF POWERS AGREEMENT RELATING TO THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY; CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE TERRITORY OF THE CITY IN THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY OPEN PACE PROGRAMS; AUTHORIZING THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY TO ACCEPT APPLICATIONS FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE CITY; AND AUTHORIZING RELATED ACTIONS**
CONTACT: TED SEMAAN, PUBLIC WORKS DIRECTOR
- H.9. ADOPT BY TITLE ONLY RESOLUTION NO. CC-1910-073, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, AWARDED A CONTRACT TO R.E. SCHULTZ CONSTRUCTION, INC., A CALIFORNIA CORPORATION, IN THE AMOUNT OF \$234,800 FOR CONSTRUCTION OF THE PLAYGROUND RUBBERIZED SURFACE REPLACEMENT PROJECT, JOB NO. 30760**

CONTACT: TED SEMAAN, PUBLIC WORKS DIRECTOR

- H.10. ACCEPT AS COMPLETE THE AVIATION TRACK RESURFACING PROJECT, JOB NO. 30690, AND AUTHORIZE THE CITY ENGINEER TO FILE A NOTICE OF COMPLETION AND RELEASE THE FINAL PAYMENT OF \$8,080 TO BEYNON SPORTS SURFACES, INC.**

CONTACT: TED SEMAAN, PUBLIC WORKS DIRECTOR

- H.11. AUTHORIZE THE LOS ANGELES COUNTY PUBLIC WORKS DEPARTMENT TO PERFORM SERVICES UNDER THE EXISTING GENERAL SERVICES AGREEMENT WITH THE CITY FOR THE REPAIR OF TRAFFIC SIGNAL WIRELESS COMMUNICATIONS EQUIPMENT IN THE AMOUNT OF \$63,500**

CONTACT: TED SEMAAN, PUBLIC WORKS DIRECTOR

- H.12. PULLED BY COUNCILMEMBER GRAN FOR FURTHER DISCUSSION.**

- H.13 EXCUSE ABSENCES OF VARIOUS COMMISSIONERS FROM VARIOUS COMMISSION MEETINGS**

CONTACT: ELEANOR MANZANO, CITY CLERK

Mayor Brand called for public comment. There being no one wishing to comment, Mayor Brand closed the public comment period.

Motion by Councilmember Horvath, seconded by Councilmember Nehrenheim, to approve Consent Calendar items with the exclusion of Items H.6 and H.12. Motion carried unanimously.

Chief Deputy City Clerk Kroneberger read all Ordinances and Resolutions by title only which were included on the Consent Calendar.

I. EXCLUDED CONSENT CALENDAR ITEMS

- H.6. ADOPT BY 4/5 VOTE AND BY TITLE ONLY, RESOLUTION NO. CC-1910-070, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, AUTHORIZING A FISCAL YEAR 2019-2020 BUDGET MODIFICATION TO APPROPRIATE \$27,400 IN STATE OFFICE OF TRAFFIC SAFETY GRANT FUNDS TO THE INTERGOVERNMENTAL GRANTS FUND**

APPROVE A GRANT AGREEMENT WITH THE STATE OF CALIFORNIA OFFICE OF TRAFFIC SAFETY PEDESTRIAN AND BICYCLE SAFETY PROGRAM, FOR THE ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$27,400 FOR PEDESTRIAN AND BICYCLE TRAFFIC ENFORCEMENT.

CONTACT: KEITH KAUFFMAN, CHIEF OF POLICE

Councilmember Nehrenheim gave a report and asked about using funding for signage on the Esplanade and enforcement day on the Esplanade. Chief Kauffman explained that the grant is specific and cannot be used for signage on the Esplanade but does provide for the electronic and mobile signs. He also said pedestrian operations would be funded by Item H.7. He also spoke on the Bicycle Diversion Program.

Mayor Brand called for public comment. There being no one wishing to comment, Mayor Brand closed the public comment period.

Motion by Councilmember Nehrenheim, seconded by Councilmember Emdee, to adopt by 4/5 vote and by title only Resolution No. CC-1910-070 and approve a grant agreement with the State of California Office of Traffic Safety Pedestrian and Bicycle Safety Program for the acceptance of Grant Funds in the

amount of \$27,400 for pedestrian and bicycle traffic enforcement. Motion carried unanimously.

Chief Deputy City Clerk Vickie Kroneberger read by title only Resolution No. CC-1910-070.

H.12. APPROVE THE INSTALLATION OF ALL-WAY STOP CONTROLS, INCLUDING APPROPRIATE SIGNAGE AND PAVEMENT MARKINGS, AT THE INTERSECTION OF RINDGE LANE AND MATHEWS AVENUE.

CONTACT: TED SEMAAN, PUBLIC WORKS DIRECTOR

In response to Councilmember Gran, Public Works Director Semaan stated Public Works received a request to consider the intersection at Rindge Lane and Mathews Avenue for an all-way stop control due to traffic backing up in the southbound direction.

Councilmember Gran noted Rindge Lane has high traffic volumes which should be addressed and thanked Public Works for bringing this item forward tonight. He also asked how long it will take to install the all-way stop controls. Public Works Director Semaan stated it should take about a year.

Mayor Brand asked about the completion of the right turn lane on PCH. Public Works Director Semaan stated it should be completed by the end of October.

Mayor Brand called for public comment. There being no one wishing to comment, Mayor Brand closed the public comment period.

Motion by Councilmember Gran, seconded by Councilmember Emdee, to approve the installation of all-way stop controls, including appropriate signage and pavement markings, at the intersection of Rindge Lane and Mathews Avenue. Motion carried unanimously.

J. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

Mayor Brand called for public comment.

Wayne Craig, District 1, expressed concern with issues discussed at the last City Council meeting regarding a \$350,000 special election to raise taxes and cut City services. He also expressed concern with not approving an independent review of the City fire services by LA County and using incomplete numbers.

Gene McGonigle and Vanessa Rebentisch proposed that the City of Redondo Beach establish an environmental commission.

Greg Allen, Redondo Beach President of the Firefighters Association, addressed the proposal for a new tax on public safety and stated anything assessed for public safety would go to public safety only and not to money in their pockets. He also presented a document from the City of Torrance which lists out priorities in the city.

Motion by Councilmember Loewenstein, seconded by Councilmember Nehrenheim, to receive and file a document presented by Mr. Allen. Motion carried unanimously.

Motion by Councilmember Nehrenheim, seconded by Councilmember Emdee, to extend Mr. Allen's time. Motion carried, with Councilmember Emdee voting no.

Mr. Allen reviewed his document and supported public safety and the employees.

Kelly Kessler reviewed LA County Fire and money being spent regarding overtime, pensions, equipment, etc., and expressed concern with the City joining them.

Motion by Councilmember Gran, seconded by Councilmember Horvath, to extend Ms. Kessler's time. Motion carried, with Councilmembers Loewenstein and Emdee voting no.

Heidi Swan, Redondo Beach, invited Council to their film premier of "A Night in Jail" on October 19 at 2 p.m. at the Hermosa Beach Community Center.

Dr. Andy Lesser asked about the 900 PCH property, thanked the Police Department and business owners regarding making businesses safer, and spoke on "Horseracing Wrongs."

There being no one else wishing to comment, Mayor Brand closed the public comment period.

K. EX PARTE COMMUNICATIONS - NONE

L. PUBLIC HEARINGS – NONE

M. ITEMS CONTINUED FROM PREVIOUS AGENDAS – NONE

N. ITEMS FOR DISCUSSION PRIOR TO ACTION

N.6. DISCUSSION AND POSSIBLE ACTION TO CONSIDER UNILATERAL IMPLEMENTATION OF THE CITY'S LAST, BEST, AND FINAL OFFER TO THE REDONDO BEACH FIREFIGHTERS' ASSOCIATION

**RECEIVE PUBLIC INPUT AND CONSIDER ADOPTING BY TITLE ONLY RESOLUTION No. CC-1910-074 OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, IMPOSING THE LAST, BEST AND FINAL OFFER TO THE REDONDO BEACH FIREFIGHTERS' ASSOCIATION IN ACCORDANCE WITH GOVERNMENT CODE 3505.7.
CONTACT: DIANE STRICKFADEN, DIRECTOR OF HUMAN RESOURCES**

Director of Human Resources Diane Strickfaden gave a report regarding the City's conclusions of the negotiations with the Redondo Beach Firefighters Association. She reviewed the last, best and final offer to include a 2% base salary increase, restructuring on process of holiday time and pay leave times not counting as hours worked as part of overtime pay. She also reviewed overtime pay driven by several factors and presented charts in the staff report.

Mayor Brand called for public comment.

Wayne Craig, District 1, stated he did not support the agenda item and believed the facts are being twisted. He reviewed the new formula which is approximately a 5 1/2% cut in pay and said even with the 2% increase, overtime will continue since the City cannot attract first responders to work here. He also expressed concern with not showing actual overtime worked due to mismanagement. He believed this last, best and final offer doesn't fairly compensate the first responders and puts public safety at risk.

Greg Allen, Redondo Beach Firefighters Association, referred to page 9 of the fact finding and recommendations by the third party arbitrator which states FLSA should not be taken away and is an industry standard. He also referred to a ten-year look at overtime and noted the Fire Department gave back at midyear \$725K out of the personnel fund, stating they get mandated on days.

Motion by Councilmember Horvath, seconded by Councilmember Nehrenheim, to receive and file documents presented by Mr. Allen. Motion carried unanimously.

Motion by Councilmember Nehrenheim, seconded by Councilmember Loewenstein, to extend Mr. Allen's time. Motion carried unanimously.

Mr. Allen reviewed the mandates and providing public safety, noted overtime created by the City, and suggested calculating the hours put in for the amount they have earned. He asked for a contract and to deal with this fairly, taking responsibility. He said also pointed out that they have not had a COLA raise in ten years and did not believe 2% is exorbitant.

Sheila Lamb, District 4, expressed concern with the City presenting information that implies that the firefighters are abusing their overtime, and the City is demanding they go in at overtime. She said it is important to come to the truth which can't take place due to two different sets of information. She asked Council come forward and present clear truthful information to the public.

Dan Brown, District 1, stated the firefighters are out almost every hour day and night and deserve the overtime, and suggested the City straighten this out.

Eugene Solomon, Redondo Beach, noted overtime expenses, vacant positions in the Fire Department which aren't getting filled, expressed concern with more overtime due to lack of staffing and also funding vacant positions. He noted a neutral arbitrator ruling against the position on overtime, the Moss Adams report noted overtime is being booked wrong in the HR Department, City staff was told they were wrong by the Coastal Commission regarding the CenterCal project being compliant with the Local Coastal Plan, and Measure DD took place. He expressed concern with City mistakes and suggested going back into Closed Session for further discussions.

Lina Portolese, President of Professional and Supervisory Association, stated their group is disheartened that things have come to this point imposing the last, best and final. She referred to the fact finding report recommending tradeoffs for both the City and employees but none of these recommendations were taken. She expressed concern with choosing to unilaterally implement a 2% COLA and changing and restructuring the overtime without considering the recommendations regarding tradeoffs in compensation. She suggested going back to the table with the fellow employees.

Bart Waddell, Local 2787, reviewed his concerns, supported the firefighters and paramedics, and having financial packages in order to recruit the best. He said they are asking not to have anything taken away such as FLSA and asked Council to work with them, having a contract fair to both parties.

Dave Lorenzen, RBFD, expressed concern with 7.68% in concessions being imposed.

There being no one else wishing to comment, Mayor Brand closed the public comment period.

Councilmember Horvath supported the best interest of the City and to correct deficiencies, not taking away overtime, and just changing a structure that was created for an MOU that allows overtime to be paid when the hours are not worked before. He said the savings would allow a 2% COLA and in the future. He also said this body was negotiating with the firefighters for a year and a half and asked if an agreement ever took place. Director of Human Resources Diane Strickfaden stated not in the overall package.

Councilmember Horvath supported moving forward and factfinding, trying to help reconcile things that are wrong to be fixed and how to pay employees going forward. He said the factfinder submitted a separate proposal countering the factfinding which was a bit confusing, causing the mediator having second thoughts. He believed there is another recession coming and did not support another pay cut and supported reevaluating things to be changed.

In response to Councilmember Emdee regarding comments and factfinding, Director of Human Resources Diane Strickfaden stated the union has the right to request factfinding, a mutual arbitrator was selected and presented a report and agreed that overtime should be paid based on hours worked.

Assistant City Manager Witzansky reviewed the factfinder which is about an MOU change, and this is now Council's opportunity to discuss impacts and to decide imposing the last, best and final offer.

Councilmember Emdee agreed with addressing the overtime issue and said this is about overtime paid versus overtime worked.

Motion by Councilmember Horvath, seconded by Councilmember Emdee, to implement the City's last, best and final offer to the Redondo Beach Firefighters' Association. Motion failed with the following roll call vote:

AYES:	Horvath
NOES:	Nehrenheim, Loewenstein, Gran, Emdee
ABSENT:	None

Councilmember Emdee concurred that this has been a waste of staff time and did not support the motion without a full consensus of City Council.

Councilmember Nehrenheim supported having a county study.

Councilmember Gran supported the firefighters in the City and wanting to stay, expressed concern with 70% of firefighters wanting to go county, and expressed disappointment with Council and supported a strong together approach. He also questioned Council seeing the factfinding report for the first time tonight, supported renegotiation, and noted serious financial issues.

Councilmember Horvath stated he only wants what is best for the City, expressed concern with the unanimous decision regarding not having a LA County study and savings, and expressed concern with losing 18 months.

Councilmember Emdee clarified the sales and use tax is for the entire City budget, noted a \$1.5M deficit because of PERS obligations, noted El Segundo passed a sales and use tax in the event the county or AQMD goes after the sales tax, noting a cap in the State of California, stated the county is doing a survey because they are getting ready to put in another tax, and supported raising the sales tax in the City first.

Councilmember Loewenstein supported saving money and expressed concern with not looking at the county study and criticizing votes.

Councilmember Nehrenheim expressed concern with taking tools away from Public Works, and pointed out that he is the only Councilmember during the last budget cycle that tried to save a job and found the \$93K for the Public Works position. He also supported having a line item budget and being more transparent.

In response to Mayor Brand regarding paid leave, Director of Human Resources Diane Strickfaden stated there is sick leave, vacation leave and comp time which is overtime banked as hours versus paid out.

In response to Mayor Brand regarding a breakdown of the three leaves, Assistant City Manager Witzansky stated calculations could be presented with negotiations as a followup.

Mayor Brand expressed concern with the finances of Redondo Beach, running a \$1.2M structural budget this past year due to PERS contributions which is going up by \$2M a year, running a budget deficit, and not being able to give the employees a pay raise. He supported an estimate from the county which was

supported by the firemen by 75% who volunteered to pay for it, hiring a consultant to help understand the calculations, and expressed concern with Council lack of support regarding this issue. He also said he will not raise City taxes until all options are studied.

Councilmember Emdee stated the \$24K was never the issue and indicated that the numbers will never save \$4M to \$7M, regardless of the amount of studies.

In response to Councilmember Nehrenheim, Mr. Allen stated he has worked a total of 29 days straight, stated there are 8 to 10 open positions currently in the Fire Department, reviewed the procedure for filling positions, spoke on overtime, stated there is not enough staff to pay for vacation and sick time, and said promotions create another opening and shifts are turned back into the overtime system and have to be filled based on constant manning.

Councilmember Nehrenheim expressed concern with the amount of overtime and stated the numbers are incomplete and the savings are unknown at this point. He supported having a third party help with the process and expressed concern with mismanagement in the Fire Department and lack of transparency.

Mr. Allen also recognized Assistant City Manager Witzansky for putting the work group together and said the \$24K is still on the table.

Councilmember Nehrenheim supported finding a better level of service to the community for a lower overall cost.

Councilmember Gran stated Manhattan Beach should be discussed, supported the entire team showing up and reading the reports, and noted there are still too many questions about our numbers.

Councilmember Emdee stated the choices are paying by credit card, dipping in the savings or to find new revenue.

N.1 DISCUSSION AND POSSIBLE ACTION REGARDING A CITY-WIDE SMOKING BAN IN PUBLIC PLACES AND IMPLEMENTING A LOCAL TOBACCO RETAIL PERMIT.

ADOPT BY TITLE ONLY ORDINANCE NO. 3193-19 ADDING MUNICIPAL CODE CHAPTER 9, ARTICLE 1, TO TITLE 5 TO DISALLOW SMOKING IN PUBLIC PLACES IN THE CITY WITH THE EXCEPTION OF DESIGNATED SMOKING AREAS. FOR SECOND READING AND ADOPTION.

**RE-INTRODUCE BY TITLE ONLY ORDINANCE NO. 3194-19 ADDING MUNICIPAL CODE CHAPTER 9, ARTICLE 2, TO TITLE 5 TO CREATE A LOCAL TOBACCO RETAIL PERMIT AND APPROVAL PROCESS. FOR RE-INTRODUCTION AND FIRST READING
CONTACT: BRANDY FORBES, COMMUNITY DEVELOPMENT DIRECTOR**

Senior Deputy City Attorney Jillian Martins gave a report and reviewed the ordinances.

Mayor Brand left the dais and Councilmember Loewenstein continued as Mayor Pro Tem.

Mayor Pro Tem Loewenstein called for public comment.

Carol Almeda, Asian American Drug Abuse Program, supported preventing youth access tobacco products, supported Council's commitment and reviewed the youth access issues, and supported protecting the youth in the community.

Mayor Brand returned to the dais.

Mark Nelson, Redondo Beach, expressed concern with smoking on residential property with no protection from second-hand smoke and reviewed nuisance issues.

Motion by Councilmember Gran, seconded by Councilmember Loewenstein, to extend Mr. Nelson's time. Motion carried unanimously.

Mr. Nelson supported including nuisance language and private enforcement, an affirmative right and removing the language that the American Lung Association requested removal.

Rany Crosby spoke on the tobacco ordinances and expressed concern with vaping and flavors and supported the safety of children in Redondo Beach.

Anthony Taranto, Redondo Beach Unified School District, reviewed data regarding vaping and their issues, and supported passing a tobacco retail license. He also reviewed their programs and resources, and reinforcement of the municipal code and banning possession of tobacco on school campuses.

Jacob Schetter, District 2, supported the exemption for hookah lounges, and requested exemption to sell the hookah tobacco in stores.

Senior Deputy City Attorney Jillian Martins reviewed the permit which states that tobacco is a sales consumption as currently drafted.

In response to Councilmember Gran, Senior Deputy City Attorney Jillian Martins explained the ordinance is drafted as such where a hookah lounge would be permitted to sell for immediate consumption of the products or for later consumption.

Tom Bakaly supported the two ordinances taking place at the same time, stated smoking is the leading cause of preventable death with no safe level of second hand smoke, stated there is now a vaping crisis which is being used in the school districts, supported the Local Tobacco Retail Permit and discouraging selling to minors, and supported action being taken on flavored products.

Motion by Councilmember Horvath, seconded by Councilmember Nehrenheim, to extend Mr. Bakaly's time. Motion carried unanimously.

Mr. Bakaly stated the goal is to encourage compliance with an ordinance in place, and stated enforcement and education outreach are both important.

In response to Councilmember Gran, Mr. Bakaly stated there is a diversion program in Manhattan Beach with discussions taking place regarding becoming more involved.

In response to Mr. George Johnson, Senior Deputy City Attorney Jillian Martins clarified that retailers are allowed to sell hookah in their stores as long as it is a 21 or over establishment. Mr. Johnson supported the ordinances presented.

Rima Khoury thanked Council for allowing hookah and recognizing the middle eastern community and their traditions.

Alice Kuo, President Southern California Chapter of the American Academy of Pediatrics, stated vaping is at a crisis level, reviewed her concerns with vaping and her patients, and supported a complete flavor ban without a 21 and over exception to help save lives.

Motion by Councilmember Nehrenheim, seconded by Councilmember Loewenstein to extend Ms. Kuo's time. Motion carried unanimously.

Ms. Kuo supported protecting the health of the residents of Redondo Beach.

Monty Messex, Los Angeles County Department of Public Health, noted warnings of flavored tobacco products and reviewed their impacts and dangers, supported exemptions for the sale of flavored products, reviewed issues and supported prevention of youth access to tobacco products.

Primo Castro, American Cancer Society, supported protecting the youth and citizens of Redondo Beach, noted LA County passed a no exemption comprehensive policy which does not include any exemptions for menthol, and stated other communities are drafting similar ordinances as Redondo Beach. He also said the exemptions would provide relief.

In response to Mayor Brand, Mr. Castro suggested having a menthol exemption which is a flavored category and attention on the retailer side.

Omar Othman supported the hookah and vape exemption and agreed there is a flavor attraction to children. He also supported educating the school board regarding vaping and products, along with regulation and working together.

Mayor Brand supported a full ban on tobacco sales in the City.

Matt Hinsley expressed concern with the carve out for smoking areas in the City and having a stepped approach, never catching up. He also asked which businesses requested a smoking section. He spoke on the Municipal Code regarding smoking in a moving vehicle, and also asked if the property owner would have to apply or the business.

Jacqueline Sun, Beach Cities Health District, stated Manhattan Beach is considering moving forward with an ordinance for a full retail ban of tobacco products, along with an urgency ordinance for vaping and flavored tobacco.

There being no one else wishing to comment, Mayor Brand closed the public comment period.

In response to Councilmember Horvath regarding amending an ordinance, Senior Deputy City Attorney Jillian Martins stated an ordinance can only be amended through the same process as being adopted initially.

Councilmember Horvath opposed delaying the process any further.

In response to Mayor Brand regarding Section 5-9.105A, Senior Deputy City Attorney Jillian Martins stated the use of the word "business" in the second sentence is a typo and should state "owner."

Motion by Councilmember Horvath, seconded by Councilmember Gran, to change "business" to "owner" in the second sentence of Section 5-9.105A. Motion carried unanimously.

In response to Councilmember Loewenstein regarding the County Board of Supervisors vote today for banning flavored tobacco products including menthol, Senior Deputy City Attorney Jillian Martins stated this would be for the unincorporated areas.

Councilmember Gran supported a stepped approach and being practical. He supported the language in the TRL and spoke on the West Hollywood's nonsmoking ordinance, and said the one size fits all doesn't work for all businesses, and supported putting this in the hands of the department. He expressed concern

with the language of business owner versus the property owners and noted a number of absentee owners of properties on Artesia Boulevard. He questioned where smoking would take place at the businesses, and pointed out that Manhattan Beach has had a number of years to adjust.

Councilmember Loewenstein pointed out that tobacco smokers have had the right to smoke for thousands of years and believed the stepped approach isn't necessarily being rushed. He also supported inconvenience for smokers and expressed concern with the rights of those who don't smoke. He said supporters have been retailers with many not even living in Redondo Beach and he supported the safety of those affected.

Councilmember Emdee supported the nuisance law which allows people to have the right to not have secondhand smoke, being done in a civil action. She also said there is no smoking allowed on the pier, reviewed the wording for West Hollywood, and asked about the language "except for such areas on private residential property."

Senior Deputy City Attorney Jillian Martins said language could be drafted allowing a private right of action through nuisance language but expressed concern with inconsistency.

Motion by Councilmember Horvath, seconded by Councilmember Gran, to adopt by title only Ordinance No. O-3193-19 adding Municipal Code Chapter 9, Article 1, to Title 5 to disallow smoking in public places in the City with the exception of designated smoking areas, for second reading and adoption.

Motion by Councilmember Horvath, seconded by Councilmember Gran, to re-introduce by title only Ordinance No. O-3194-19 adding Municipal Code Chapter 9, Article 2, to Title 5 to create a Local Tobacco Retail Permit and approval process, for re-introduction and first reading.

Councilmember Emdee provided a handout and suggested the following language under Section 2 Amendment of Code, Prohibition of Smoking:

- Except as otherwise provided by this chapter or by state or federal law, smoking is prohibited in the following locations:
 1. Public places
 2. The interior of places of employment, including those regulated by California Labor Code Section 64004.5
- Change (3) from 20 feet to 5 feet
 3. Any area within five feet (5') of any door, window, opening, or vent into a public place
- Add language borrowed from Calabasas to give businesses freedom to still have smoking
 4. A designated smoking area can be created and be no more than twenty-five (25) percent of the total outdoor area of the premises on which it is located
 5. A designated smoking area may not include outdoor areas used by children including but not limited to playgrounds and other areas improved or designate for play or swimming
 6. A designated smoking area must have clearly marked perimeter
 7. A designated smoking area must be identified by conspicuous signs
 8. If the requirements for a designated smoking area cannot be satisfied due to unique circumstances affecting a business or property, the City Manager or designee may approve a smoking area that meets the requirements of this section to the extent practicable or, if in his or her judgement such an area cannot be designed, the City Manager or designee may exempt the landlord or business owner with authority from the landlord from the requirement to not designate a smoking area.

Senior Deputy City Attorney Jillian Martins also explained that a number of cities in Northern California have a maximum number of local retail permits/licenses which could be incorporated at a later date.

Councilmember Horvath suggested passing something tonight rather than coming back again and withdrew his motions.

Motion by Councilmember Emdee, seconded by Councilmember Nehrenheim, to adopt by title only Ordinance No. O-3193-19 adding Municipal Code Chapter 9, Article 1, to Title 5 to disallow smoking in public places in the City with the exception of designated smoking areas, for second reading and adoption, as amended, with language presented by Councilmember Emdee. Motion carried unanimously.

Councilmember Loewenstein noted a lack of enforcement on ordinances in the City, including the leaf blower ban. Community Development Director Forbes said the difficulty in enforcement is due to only having two code enforcement officers and the smoking would be a difficult item to enforce.

Councilmember Nehrenheim stated education is important along with signage stating Redondo Beach is smoke free. He also asked about enacting the 21 and older ban for flavored tobacco and how would this affect hookah lounges. Senior Deputy City Attorney Martins stated the provision could be amended to state that the exemption is utilized solely for hookah-based businesses. She stated the wording on page 21, section 5-9.205C could be changed to state "the prohibition in the preceding sentence shall not apply to a permitted hookah business that allows only patrons 21 years of age or older or active duty military personnel 18 years of age or older to enter the location where the tobacco product may be consumed or sold."

Motion by Councilmember Nehrenheim, seconded by Councilmember Emdee, to re-introduce by title only Ordinance No. O-3194-19 adding Municipal Code Chapter 9, Article 2, to Title 5 to create a Local Tobacco Retail Permit and approval process, for re-introduction and first reading, as amended, to include the amendments stated regarding the exemption of Hookah. Motion carried unanimously.

Chief Deputy City Clerk Vickie Kroneberger read by title Ordinance Nos. O-3193-19 and O-3194-19 as amended.

Mayor Brand left the dais at 9:20 p.m.

N.2. DISCUSSION AND POSSIBLE ACTION ON POTENTIAL AMENDMENTS TO THE ZONING ORDINANCE AND THE COASTAL LAND USE IMPLEMENTING ORDINANCE TO ADD ANIMAL KENNEL AS AN ALLOWED USE IN THE CITY IN CERTAIN ZONING DISTRICTS
CONTACT: TED SEMAAN, PUBLIC WORKS DIRECTOR

This item was moved to the October 8, 2019 City Council meeting.

Councilmember Nehrenheim left the dais at 9:23 p.m. and returned at 9:24 p.m.

N.3. DISCUSSION AND POSSIBLE ACTION REGARDING AN UPDATE OF THE CITY'S COMMEMORATIVE DONATION PROGRAM TO INCLUDE ADDITIONAL PARK LOCATIONS AS ELIGIBLE TO RECEIVE DONATED ITEMS AND TO INCORPORATE ENGRAVED BRICKS AT THE VETERANS MEMORIAL.
CONTACT: JOHN LA ROCK, COMMUNITY SERVICES DIRECTOR

Community Services Director La Rock gave a report and reviewed the following:

- Strategic Plan Objective
- Established in 2006
- Currently donated items through the project availability
- Engraved brick program
- Add Seaside Lagoon (in need of benches) and additional park locations to include Czuleger Park, Andrews Park and Moonstone Park

Councilmember Nehrenheim stated he would like to buy a brick for his brother, and also thanked the veteran's group for all of their work over the years.

Mayor Pro Tem Loewenstein called for public comment.

There being no one wishing to comment, Mayor Pro Tem Loewenstein closed the public comment period.

Motion by Councilmember Emdee, seconded by Councilmember Nehrenheim, to approve the City's Commemorative Donation Program to include additional park locations as eligible to receive donated items and to incorporate engraved bricks at the Veterans Memorial. Motion carried unanimously, with Mayor Brand absent.

N.4. DISCUSSION AND POSSIBLE ACTION REGARDING NEW GRANT AGREEMENTS FOR THE STOREFRONT IMPROVEMENT PROGRAM.

APPROVE A GRANT AGREEMENT BETWEEN THE CITY OF REDONDO BEACH AND DENNIS POTVIN IN THE AMOUNT OF \$4,408.80 FOR STOREFRONT IMPROVEMENTS AT 2623 ARTESIA BOULEVARD.

APPROVE A GRANT AGREEMENT BETWEEN THE CITY OF REDONDO BEACH AND ARTESIA OPERATING ASSOCIATES LLC IN THE AMOUNT OF \$12,313.33 FOR STOREFRONT IMPROVEMENTS AT 2301 ARTESIA BOULEVARD.

APPROVE A GRANT AGREEMENT BETWEEN THE CITY OF REDONDO BEACH AND EDGARDO OFILADA IN THE AMOUNT OF \$9,817.50 FOR STOREFRONT IMPROVEMENTS AT 2418 ARTESIA BOULEVARD.

APPROVE A GRANT AGREEMENT BETWEEN THE CITY OF REDONDO BEACH AND DA SILVA LINING LLC IN THE AMOUNT OF \$4,006.75 FOR STOREFRONT IMPROVEMENTS AT 2322 ARTESIA BOULEVARD.

APPROVE A GRANT AGREEMENT BETWEEN THE CITY OF REDONDO BEACH AND AJ PLUS SIX, LLC IN THE AMOUNT OF \$10,000 FOR STOREFRONT IMPROVEMENTS AT 1921 ARTESIA BOULEVARD.

CONTACT: WATERFRONT AND ECONOMIC DEVELOPMENT DIRECTOR STEPHEN PROUD

Waterfront and Economic Development Director Proud gave a report and discussed the following:

- Funding – total \$150K
- Guidelines and program opening
- Applications
- Area – Artesia Blvd. and Aviation commercial corridor
- Three tiers available
- Matching grants
- Extensive outreach
- 20 applications received by the deadline
- 5 additional applications tonight (reviewed)
- Recommendation – approval of five grant agreements

In response to Mayor Pro Tem Loewenstein, Waterfront & Economic Development Sr. Analyst Elizabeth Hause stated AJ+6 is the property owner and there is currently no tenant in the building.

Mayor Pro Tem Loewenstein called for public comment.

Eugene Solomon stated no metrics have been provided regarding a success, and believed this round is a good opportunity to connect an economic impact report to the money, rather than giving out money.

Elizabeth Morefield, District 2, stated \$150K is almost 100% of the book budget for the library, and suggested taking half and put it in new books at the North Branch Library to help attract the residents.

Dan Brown suggested a guaranteed loan to the businesses to be paid back to the City rather than just giving out money. He also supported having a line item budget.

There being no one else wishing to comment, Mayor Pro Tem Loewenstein closed the public comment period.

Councilmember Gran supported the program which was established due to the neglect of Artesia and Aviation Boulevards. He said it has been very successful, supported by Council, the businesses and residents in the City, and said the program can be expanded into other areas of the City.

In response to Councilmember Nehrenheim regarding money given away and how much is left, Waterfront and Economic Development Director Proud stated the program was funded for \$150K via two separate budget allocations and to date project allocations are just under \$135K.

City Manager Hoefgen stated a budget response report was provided outlining two options, to expand to Riviera Village and PCH.

Councilmember Nehrenheim supported business owners and landowners getting involved and creating their own BID, creating a true ownership.

In response to Councilmember Nehrenheim, Waterfront and Economic Development Director Proud stated the Riviera Village BID budget is approximately \$70K a year but does not include all of their other revenue sources.

Councilmember Nehrenheim noted the Riviera Village BID has done a good job finding new revenue sources.

Waterfront and Economic Development Director Proud stated the GPAC is looking at the Artesia area plan and looking at other improvements.

Councilmember Nehrenheim referred to 1921 Artesia Blvd. AJ+ which is MU1 Mixed Use which could be converted to residential. Waterfront and Economic Development Director Proud stated this is not their intent for the façade improvement program, but said staff could try to ensure that residential would not be the intended use of the program.

Councilmember Nehrenheim suggested having the business names in the report.

Motion by Councilmember Gran, seconded by Councilmember Emdee, to approve new grant agreements for the Storefront Improvement Program. Motion carried unanimously, with Mayor Brand absent.

N.5. DISCUSSION AND POSSIBLE ACTION REGARDING AN ORDINANCE FOR ALCOHOL RESTRICTIONS.

INTRODUCE BY TITLE ONLY ORDINANCE NO. 3195-19, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA AMENDING REDONDO

BEACH MUNICIPAL CODE TITLE 1, CHAPTER 2, SECTION 1-2.03 TO MAKE VIOLATIONS OF SECTION 4-7.02(b) AND 4-35.09(b) MISDEMEANORS RATHER THAN INFRACTIONS. FOR INTRODUCTION AND FIRST READING.

CONTACT: MICHAEL W. WEBB, CITY ATTORNEY
KEITH KAUFFMAN, CHIEF OF POLICE

City Attorney Webb gave a report and reviewed the pilot program addressing the homeless situation. He said weekly meetings take place, addressing what is working well, and what needs to be adjusted and tools needed. He stated the change proposed would make drinking in public a misdemeanor but leave the possession of alcoholic beverages an infraction.

Captain Naylor gave a report and stated from July 2018 to July 2019, over 2,000 arrests took place with over 547 being alcoholic-related and noted this being a significant nuisance in the City.

Mayor Pro Tem Loewenstein called for public comment.

Andy Lesser expressed concern with a homeless person on the 4th of July with an open container and said he would be happy to file a private person arrest.

There being no one else wishing to comment, Mayor Pro Tem Loewenstein closed the public comment period.

In response to Councilmember Nehrenheim, City Attorney Webb clarified an open container situation.

Motion by Councilmember Nehrenheim, seconded by Councilmember Emdee, to introduce by title only Ordinance No. 3195-19. Motion carried unanimously, with Mayor Brand absent.

Chief Deputy City Clerk Vickie Kroneberger read by title only Ordinance No. 3195-19.

O. CITY MANAGER ITEMS

City Manager Hoefgen announced the Strategic Planning Session taking place on October 22, 2019 at 3 p.m. in the upstairs library.

P. MAYOR AND COUNCIL ITEMS

P.1. DISCUSSION AND CONSIDERATION OF THE CITY'S POSITION REGARDING LEAGUE OF CALIFORNIA CITIES RESOLUTIONS PROPOSED FOR ADOPTION AT THE ANNUAL CONFERENCE BUSINESS MEETING

City Manager Hoefgen gave a report and announced the conference taking place on October 16-18 in Long Beach, and stated there are two items before the voting delegates regarding utility undergrounding funding, and a call to action by the state and federal government addressing the impacts of pollution coming from Mexico into San Diego and Imperial Counties.

Mayor Pro Tem Loewenstein called for public comment.

There being no one wishing to comment, Mayor Pro Tem Loewenstein closed the public comment period.

Motion by Councilmember Gran, seconded by Councilmember Emdee, to support the City's position regarding League of California Cities Resolutions proposed for adoption at the annual conference business meeting. Motion carried unanimously, with Mayor Brand absent.

P.2. DISCUSSION AND CONSIDERATION OF MAYOR APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS

Mayor Pro Tem Loewenstein reviewed Leslie Chrzan's qualifications and stated that the Mayor is recommending her to the Planning Commission.

Mayor Pro Tem Loewenstein called for public comment.

Matt Hinsley suggested a discussion privately offline, noted a third option would be to abstain if there is an objection, and also supported having more transparency and public input.

Eugene Solomon supported encouraging those who wish to participate in City Government. He also expressed concern with items not moving forward.

There being no one else wishing to comment, Mayor Pro Tem Loewenstein closed the public comment period.

Motion by Councilmember Nehrenheim, seconded by Councilmember Loewenstein, to approve Mayor Brand's recommendations. Motion failed with the following vote:

AYES: Nehrenheim, Loewenstein
NOES: Horvath, Gran, Emdee
ABSENT: Brand

Q. MAYOR AND COUNCIL REFERRALS TO STAFF

Councilmember Nehrenheim suggested emailing blue folder items rather than printing them.

Motion by Councilmember Nehrenheim, seconded by Councilmember Horvath, to agendize a discussion to change the policy regarding emailing blue folder items. Motion carried unanimously, with Mayor Brand absent.

Motion by Councilmember Nehrenheim, seconded by Councilmember Horvath, to agendize a discussion by the end of the year regarding an ordinance to ban the possession of tobacco and E-cigarettes for those under 21 years of age on school property. Motion carried unanimously, with Mayor Brand absent.

Motion by Councilmember Nehrenheim, seconded by Mayor Pro Tem Loewenstein, to agendize a discussion to expand the Store Front Improvement Program to the Riviera Village with remaining funds. Motion carried unanimously, with Mayor Brand absent.

Motion by Councilmember Nehrenheim, seconded by Mayor Pro Tem Loewenstein, to agendize a discussion regarding accepting the contributions of the Fireman's Union regarding the \$24K to pay for the second part of the LA County study. Motion failed with the following vote:

AYES: Nehrenheim, Loewenstein
NOES: Emdee, Horvath
ABSTAIN: Gran
ABSENT: Brand

R. RECESS TO CLOSED SESSION – NONE

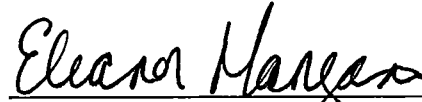
S. RECONVENE TO OPEN SESSION – NONE

T. ADJOURNMENT: 10:59 p.m.

**T.1. ADJOURN IN MEMORY OF ALIX BENSON, MOTHER OF INFORMATION TECHNOLOGY
DIRECTOR CHRIS BENSON**

There being no further business to come before the City Council, Motion by Councilmember Horvath, seconded by Councilmember Nehrenheim, to adjourn the meeting at 10:59 p.m. to 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, October 8, 2019, in the in the City Hall Council Chambers, 415 Diamond Street, Redondo Beach, California. Motion carried unanimously, with Mayor Brand absent.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Eleanor Manzano", written over a horizontal line.

Eleanor Manzano, City Clerk