

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL of the City of Hermosa Beach, California, held on Tuesday, August 14, 2007, at the hour of 7:15 p.m.

PLEDGE OF ALLEGIANCE – Sam Perrotti

ROLL CALL:

Present: Bobko, Edgerton, Reviczky, Tucker, Mayor Keegan
Absent: None

ANNOUNCEMENTS – Councilmember Tucker reported on the Mayors' and Council Members' Executive Forum in Monterey the week before; said discussion items included municipal green buildings and Leadership Energy and Environmental Design (LEEDS), as well as the AB450 requirement that animals be included in disaster plans; said he participated with 64 coastal cities in a forum to encourage the Coastal Commission to focus on its original intent in 1973; announced the Art Walk event Saturday, August 18, from 10 am to 6 pm on Upper Pier Avenue.

Mayor Pro Tempore Reviczky announced another opportunity to place handprints on the wall on Ardmore Avenue near the skate park on Saturday, August 18, with a \$10 donation for adults and \$5 for children; thanked Tom Kearney and everyone else involved with the fourth annual Hermosa Shorts Film Festival.

Councilmember Bobko encouraged everyone to attend the Taste at the Beach sponsored by the Kiwanis Club on Sunday, August 19, at the Community Center, featuring food from local restaurants at \$50 per ticket, benefiting the Art Walk.

Mayor Keegan thanked a group of 10 people including Tom Kearney and his wife Maura, Greg Wyatt, Jeri Reeder, Paul Duxton and others, who organized the Hermosa Shorts Film Festival with films on Friday night, all day Saturday and on Sunday, with films projected from behind a two-story inflatable screen on the beach; said it was the fourth year and about 2,000 people enjoyed the three-day event.

Mayor Keegan asked that the meeting be adjoined in honor of Quentin "Boots" Thelen, who ran the Mermaid Restaurant in Hermosa Beach for 50 years, was a former mayor who he said had a big impact on the City and was responsible for the two parking lots around Pier Plaza.

Councilmember Edgerton said Boots was one of the top five important people in Hermosa Beach history in the last 50 years who was very focused and ran a restaurant that has been an institution in town with old world charm.

Councilmember Tucker said Boots had great vision, loved the City and did everything he could to make it a better place.

Mayor Pro Tempore Reviczky said Boots was an interesting guy who sometimes talked to you, sometimes did not, and sometimes yelled at you; said he was a good guy who provided the Mira Costa surf team a place to park.

Councilmember Bobko said he had not known Boots but did know his stepdaughter Diana Albergate and that his thoughts were with the family.

City Manager Burrell recalled meeting Boots for the first time 14 years ago when he began work with the City; said Boots told him that completion of Pier Plaza caused him problems because he was making so much money he had to go to the bank twice a week.

PRESENTATIONS

PRESENTATION TO RETIRING PARKS, RECREATION AND COMMUNITY RESOURCES ADVISORY COMMISSIONERS ROBERT BELL & STEPHEN FRANCIS

Mayor Keegan presented tile plaques to each and commented on their respective contributions while serving on the Commission.

Robert Bell said it had been an honor and a pleasure to serve and that he would still be around to assist wherever he could.

Steve Francis said Hermosa Beach was a great place to live and it was important to give back to the community.

PRESENTATION OF CERTIFICATE OF RECOGNITION TO MARY LOU WEISS, MANAGER CERTIFIED FARMERS' MARKET

Mayor Keegan said Mary Lou Weiss was recently honored by Los Angeles County for establishing Farmers' Markets in Hermosa Beach and other cities, for developing organic methods with farmers and for teaching children about nutrition.

Mary Lou Weiss thanked the City for its support for Hermosa's Farmers Market, especially maintaining a convenient and safe location.

CLOSED SESSION REPORT FOR MEETING OF JULY 24, 2007: No reportable actions.

PUBLIC PARTICIPATION:

1. ORAL AND WRITTEN COMMUNICATIONS

Coming forward to address the City Council at this time were:

Janice Brittain – Hermosa Beach, invited the community to the Taste on the Beach on Sunday, August 19, from 2-6 pm to raise funds for the Art

Walk; said for \$50 per person the event featured all you can eat food and drink from local restaurants, a silent auction and live band;

Sienna Tucker and Sam Perrotti – Hermosa Beach, thanked everyone who attended the Art Walk fundraiser at Galley C; invited everyone to the Art Walk event on Upper Pier Avenue on Saturday, August 18, noting it was being held during the day this year to accommodate artists who were not able to participate in the evening; said T-shirts were available for \$20; and

John Bowler – Hermosa Beach, announced a Historical Society fundraiser, Night of Nostalgia, at Club 705 with dinner and dancing to live big band music at 8 pm on Sunday, August 26, \$25 per person or \$40 per couple, with limited VIP tickets including a four-course dinner and special seating at the Ardmore Restaurant at Club 705; gave phone numbers to obtain tickets and said they could also be obtained at the Ardmore Restaurant or Club 705.

2. CONSENT CALENDAR:

Action: To approve the consent calendar recommendations (a) through (o), with the exception of the following items, which were removed for discussion in item 4, but are shown in order for clarity: 2(d), Reviczky; (h) (n) and (o) Mayor Keegan; and (j), (k) and (l) Tucker.

Motion Reviczky, second Edgerton. The motion carried by a unanimous vote.

(a) RECOMMENDATION TO APPROVE THE FOLLOWING MINUTES:

- 1) Regular meeting held on June 26, 2007; and
- 2) Adjourned Regular meeting held on July 10, 2007.

Action: To approve as presented the minutes of the Regular Meeting of June 26, 2007, and the Adjourned Regular Meeting of July 10, 2007.

(b) RECOMMENDATION TO RATIFY CHECK REGISTER NOS. 48678 THROUGH 48949, AND TO APPROVE THE CANCELLATION OF CHECK NOS. 48321, 48522, AND 48925 AS RECOMMENDED BY THE CITY TREASURER.

Action: To ratify the check register as presented.

(c) RECOMMENDATION TO RECEIVE AND FILE TENTATIVE FUTURE AGENDA ITEMS.

Action: To receive and file the Tentative Future Agenda Items.

(d) RECOMMENDATION TO ACCEPT DONATIONS OF \$10,000 FROM CHEVRON TO BE USED FOR SUPPLIES FOR SURF CAMP; \$2,932.93 FROM ANONYMOUS DONORS FROM COLLECTIONS TAKEN AT THE

CENTENNIAL CONCERT HELD JULY 22, 2007 TO BE USED FOR THE 2008 SUNSET CONCERT SERIES; AND \$2,814.92 FROM ANONYMOUS DONORS FROM COLLECTIONS TAKEN AT THE CENTENNIAL CONCERT HELD JULY 29, 2007 TO BE USED FOR THE 2008 SUNSET CONCERT SERIES. Memorandum from Finance Director Viki Copeland dated August 6, 2007.

This item was removed from the consent calendar by Mayor Pro Tempore Reviczky for separate discussion later in the meeting in order to acknowledge and thank the donors.

Action: To accept the following donations:

- \$10,000.00 from Chevron to be used for supplies for Surf Camp;
- \$ 2,932.93 from anonymous donors from collections taken at the Centennial Concert held on July 22, 2007 to be used for the 2008 Sunset Concert Series; and
- \$ 2,814.92 from anonymous donors from collections taken at the Centennial Concert held on July 29, 2007 to be used for the 2008 Sunset Concert Series.

Motion Reviczky second Tucker. The motion carried by a unanimous vote.

- (e) **RECOMMENDATION TO RECEIVE AND FILE THE ACTION MINUTES OF THE PUBLIC WORKS COMMISSION MEETING OF JULY 18, 2007.**

Action: To receive and file the action minutes of the Public Works Commission meeting of July 18, 2007.

- (f) **RECOMMENDATION TO ADOPT A RESOLUTION APPROVING FINAL MAP NO. 65805 FOR A TWO-UNIT CONDOMINIUM PROJECT AT 160 FIRST STREET.** Memorandum from Acting Community Development Director Ken Robertson dated July 31, 2007.

Action: To approve the staff recommendation to adopt Resolution No. 07-6561, entitled "**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, APPROVING FINAL PARCEL MAP NO. 65805, FOR THE SUBDIVISION OF A TWO-UNIT CONDOMINIUM, LOCATED AT 160 FIRST STREET IN THE CITY OF HERMOSA BEACH, CALIFORNIA.**"

- (g) **RECOMMENDATION TO APPROVE AN AMENDMENT OF THE LOS ANGELES COUNTY DEPARTMENT OF HEALTH SERVICES – EMERGENCY MEDICAL SERVICES AGENCY CARDIAC CARE PROGRAM EQUIPMENT AGREEMENT; AUTHORIZE THE CITY MANAGER TO SIGN THE AGREEMENT AMENDMENT; APPROPRIATE \$16,949.26 FOR THE REIMBURSABLE PURCHASE OF THE EQUIPMENT; AND APPROVE ESTIMATED REVENUE OF \$16,949.26 FROM THE COUNTY OF LOS**

ANGELES. Memorandum from Interim Fire Chief Jerry Gomez dated August 14, 2007.

Action: To approve the staff recommendation to:

- (1) Approve the agreement amendment with the Los Angeles County Department of Health Services – Emergency Medical Services Agency;
- (2) Authorize the City Manager to sign the agreement amendment;
- (3) Appropriate \$16,949.26 for the reimbursable purchase of the equipment; and
- (4) Approve estimated revenue of \$16,949.26 from the County of Los Angeles.

- (h) **RECOMMENDATION TO AUTHORIZE THE PURCHASE OF TWO (2) UNMARKED DETECTIVE VEHICLES FROM WONDRIES FLEET GROUP; ONE (1) 2008 FORD EXPLORER AT A TOTAL COST OF \$23,679.78 AND ONE (1) 2007 CROWN VICTORIA AT A TOTAL COST OF \$24,052.16.** Memorandum from Police Chief Greg Savelli dated August 6, 2007.

This item was removed from the consent calendar by Mayor Keegan on behalf of Gene Dreher for separate discussion later in the meeting.

Coming forward to address the Council on this item was:

Gene Dreher – Hermosa Beach, asked that the item be tabled because there was a serious ongoing problem in the Police Department which had cost the City \$750,000 in legal fees.

Action: To authorize the purchase of two (2) unmarked detective vehicles from Wondries Fleet Group; one (1) 2008 Ford Explorer at a total cost of \$23,679.78 and one (1) 2007 Crown Victoria at a total cost of \$24,052.16. Motion Reviczky, second Edgerton. The motion carried by a unanimous vote.

- (i) **RECOMMENDATION TO ADOPT A RESOLUTION AMENDING THE CITY'S MASTER FEE RESOLUTION NO. 90-5422 TO REVISE THE FEES FOR MAKING AUDIOTAPE, DVD AND VIDEOTAPE COPIES OF CITY MEETINGS.** Memorandum from Finance Director Viki Copeland dated August 7, 2007.

Action: To approve the staff recommendation to adopt Resolution No. 07-6562, entitled "**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, AMENDING RESOLUTION NO. 90-5422 (MASTER FEE RESOLUTION) TO REVISE THE FEES FOR AUDIOTAPE, DVD AND VIDEOTAPE COPIES.**"

- (j) **RECOMMENDATION TO APPROVE THE PROFESSIONAL SERVICES AGREEMENT WITH HH FREMER ARCHITECTS INC. IN THE AMOUNT OF \$32,225 TO PROVIDE DESIGN, COST ESTIMATING, AND**

CONSTRUCTION ADMINISTRATION SERVICES TO ESTABLISH A FULL-SERVICE EMERGENCY OPERATIONS CENTER (EOC) IN THE COMMUNITY CENTER BUILDING; RE-APPROPRIATE \$43,500 FROM FY 06-07 CIP NO. 06-640; AND, AUTHORIZE THE PUBLIC WORKS DIRECTOR TO EXPEND UP TO THE BUDGET AMOUNT TO COVER UNFORESEEN CONTINGENCIES. Memorandum from Public Works Director Richard Morgan dated August 7, 2007.

This item was removed from the consent calendar by Councilmember Tucker for separate discussion later in the meeting.

City Manager Burrell responded to Council questions.

Action: To refer the item to the City's Emergency Preparedness Advisory Commission for review and recommendation regarding the design and establishment of an Emergency Operations Center.
Motion Keegan, second Edgerton. The motion carried by a unanimous vote.

- (k) **RECOMMENDATION TO AUTHORIZE THE AWARD OF CONSTRUCTION CONTRACT FOR CIP NO. 06-640 FIRE STATION RENOVATION TO UNITED AIR CONDITIONING SERVICE COMPANY, INC. OF YORBA LINDA, CALIFORNIA, IN THE AMOUNT OF \$34,120; AUTHORIZE THE MAYOR TO EXECUTE AND THE CITY CLERK TO ATTEST THE CONTRACT WITH UNITED AIR CONDITIONING SUBJECT TO APPROVAL OF THE CITY ATTORNEY; AUTHORIZE THE REAPPROPRIATION OF \$40,000 FROM FY 06-07 ACCOUNT 180-8640-4201; AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ISSUE CHANGE ORDERS AS NECESSARY WITHIN THE APPROVED BUDGET; AND, AUTHORIZE THE MAYOR TO EXECUTE AND THE CITY CLERK TO ATTEST THE CONTRACT WITH THE GAS TECHNOLOGY INSTITUTE SUBJECT TO APPROVAL OF THE CITY ATTORNEY.** Memorandum from Public Works Director Richard Morgan dated August 7, 2007.

This item was removed from the consent calendar by Councilmember Tucker for separate discussion later in the meeting in order to express pride in the City taking steps to maintain standards as a "cool" city, reducing greenhouse gasses whenever possible.

Action: To approve the staff recommendation to:

- (1) Authorize the award of construction contract for CIP No. 06-640 Fire Station Renovation to United Air Conditioning Service Company, Inc. of Yorba Linda, California, in the amount of \$34,120;
- (2) Authorize the Mayor to execute and the City Clerk to attest the contract with United Air Conditioning subject to approval of the City Attorney;
- (3) Authorize the reappropriation of \$40,000 from FY 06-07 account 180-8640-4201;

- (4) Authorize the Director of Public Works to issue change orders as necessary within the approved budget; and
- (5) Authorize the Mayor to execute and the City Clerk to attest the contract with the Gas Technology Institute subject to approval of the City Attorney.

Motion Tucker, second Reviczky. The motion carried by a unanimous vote.

- (l) **RECOMMENDATION TO AUTHORIZE THE AWARD OF CONSTRUCTION CONTRACT FOR CIP NO. 07-648 INTERIOR LIGHTING RETROFIT OF PUBLIC BUILDINGS TO SYLVANIA LIGHTING SERVICES OF SANTA BARBARA, CALIFORNIA, IN THE AMOUNT OF \$40,995.78; AUTHORIZE THE MAYOR TO EXECUTE AND THE CITY CLERK TO ATTEST THE CONTRACT SUBJECT TO APPROVAL OF THE CITY ATTORNEY; AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ISSUE CHANGE ORDERS AS NECESSARY WITHIN THE APPROVED BUDGET; AND, AUTHORIZE AN APPROPRIATION OF \$700 FROM THE 301 CAPITAL IMPROVEMENT FUND.** Memorandum from Public Works Director Richard Morgan dated August 2, 2007.

This item was removed from the consent calendar by Councilmember Tucker for separate discussion later in the meeting, noting that these steps also contribute to Hermosa Beach's commitment to be a "cool" city.

Action: To approve the staff recommendation to:

- (1) Authorize the award of construction contract for CIP No. 07-648 Interior Lighting Retrofit of Public Buildings to Sylvania Lighting Services of Santa Barbara, California, in the amount of \$40,995.78;
- (2) Authorize the Mayor to execute and the City Clerk to attest the contract subject to approval of the City Attorney;
- (3) Authorize the Director of Public Works to issue change orders as necessary within the approved budget; and,
- (4) Authorize an appropriation of \$700 from the 301 Capital Improvement Fund.

Motion Tucker, second Reviczky. The motion carried by a unanimous vote.

- (m) **RECOMMENDATION TO APPROVE A TWO-HOUR PARKING ZONE ON FRIDAYS FROM 10:00 A.M. TO 4:00 P.M. IN A PORTION OF THE PARKING LOT LOCATED ON THE EAST SIDE OF VALLEY DRIVE BETWEEN EIGHTH AND ELEVENTH STREET TO PROVIDE PARKING SPACE TURNOVER FOR THE VISITORS TO THE FARMERS MARKET.** Memorandum from City Manager Stephen Burrell dated August 9, 2007.

Action: To approve a two-hour parking zone on Fridays from 10:00 a.m. to 4:00 p.m. in a portion of the parking lot located on the east side of Valley Drive between Eighth and Eleventh Street to provide parking space turnover for the visitors to the Farmers Market, as recommended by staff.

- (n) **RECOMMENDATION TO APPROVE A REVISION TO THE PERSONNEL ALLOCATION FOR THE POLICE DEPARTMENT REPLACING ONE POLICE OFFICER POSITION WITH ONE POLICE SERGEANT POSITION.**
Memorandum from Personnel Director/Risk Manager Michael Earl dated August 9, 2007.

This item was removed from the consent calendar by Mayor Keegan on behalf of Gene Dreher for separate discussion later in the meeting.

Coming forward to address the Council on this item were:

Gene Dreher – Hermosa Beach, asked that this item be tabled and that the City instead contact the Los Angeles County Sheriff's Department to investigate the possible of their providing this service for Hermosa Beach; and

Frank Hallstein – asked if the need for another sergeant was because several sergeants were out due to injuries or other reasons, and whether they would be coming back; said Chef Savelli was doing a good job.

Action: To approve a revision to the personnel allocation for the Police Department replacing one Police Officer position with one Police Sergeant position, as recommended by staff.

Motion Mayor Keegan, second Edgerton. The motion carried by a unanimous vote.

- (o) **RECOMMENDATION TO RECEIVE AND FILE THE ACTION MINUTES OF THE EMERGENCY PREPAREDNESS ADVISORY COMMISSION MEETINGS OF JUNE 11, 2007; JULY 2, 2007; JULY 16, 2007 AND, AUGUST 6, 2007.**

This item was removed from the consent calendar by Mayor Keegan for separate discussion later in the meeting.

Action: To receive and file the action minutes of the Emergency Preparedness Advisory Commission meetings of June 11, 2007; July 2, 2007; July 16, 2007 and, August 6, 2007.

Motion Mayor Keegan, second Edgerton. The motion carried by a unanimous vote.

At 7:39 p.m., the order of the agenda was suspended to go to public hearing items 5 (a) and (b).

3. **CONSENT ORDINANCES**

- a. **ORDINANCE NO. 07-1285 – “AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA, AMENDING THE NOISE ORDINANCE AND FURTHER ESTABLISHING A PERMIT SYSTEM FOR SPECIAL EVENTS ON PRIVATE PROPERTY AND AMENDING THE HERMOSA**

BEACH MUNICIPAL CODE, *For adoption.* Memorandum from City Clerk Elaine Doerfling dated August 7, 2007.

Action: To waive full reading and adopt Ordinance No. **07-1285**.
Motion Edgerton, second Tucker. The motion carried by the following vote:

AYES: Bobko, Edgerton, Reviczky, Tucker
NOES: Mayor Keegan
ABSENT: None
ABSTAIN: None

At 8:15 p.m., the order of the agenda went to 6(a).

4. **ITEMS REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION**

Items 2(d), (h), (j), (k), (l), (n) and (o) were heard at this time but are shown in order for clarity.

Public comments on items removed from the Consent Calendar are shown under the appropriate item.

5. **PUBLIC HEARINGS**

- a. **TEXT AMENDMENT TO THE CITY'S MUNICIPAL CODE REGARDING ADMINISTRATIVE PENALTIES FOR CODE VIOLATIONS.** Memorandum from Acting Community Development Director Ken Robertson dated August 6, 2007.

Acting Community Development Director Robertson presented the staff report and responded to Council questions. City Attorney Jenkins also responded to Council questions.

The public hearing opened at 7:53 p.m. As no one came forward to address the Council on this item, the public hearing closed at 7:53 p.m.

Action: To approve the staff recommendation to waive full reading and re-introduce Ordinance No. **07-1281**, entitled "**AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA, AMENDING THE GENERAL PROVISIONS AND ENFORCEMENT PROCEDURES OF THE MUNICIPAL CODE,**" as amended to delete the paragraph regarding joint authority from Section 1.01.090, Definitions and Rules of Construction.
Motion Edgerton, second Reviczky. The motion carried by a unanimous vote.

- b. **REVIEW AND RECONSIDERATION OF PLANNING COMMISSION DECISION TO ALLOW A WIRELESS TELECOMMUNICATIONS FACILITY ON THE ROOF OF AN EXISTING HOTEL BUILDING, QUALITY INN, AT**

901 AVIATION BOULEVARD. Memorandum from Acting Community Development Director Ken Robertson dated August 2, 2007.

Acting Community Development Director Robertson presented the staff report and responded to Council questions.

The public hearing opened at 8:01 p.m. Coming forward to address the Council on this item were:

Jason Kazura – representing T-Mobile, described the size and location of the antennas and screening features; with the use of a PowerPoint presentation, showed existing and predicted coverage area maps; said in order to obtain the most coverage with the least impact, they had met with surrounding neighbors, looked at alternatives sites, and presented several plans; and

Mario Alvarez – Hermosa Beach, was concerned that other cell phone companies would want to add more antennas at this location; said the building would be more attractive with better landscaping, replacing the dead plants at the rear and perhaps planting a roof garden.

The public hearing closed at 8:12 p.m.

Action: To approve the staff recommendation to adopt Resolution No. 07-6563, entitled **“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, TO SUSTAIN THE DECISION OF THE PLANNING COMMISSION TO APPROVE A CONDITIONAL USE PERMIT TO ALLOW A WIRELESS TELECOMMUNICATION FACILITY ON THE ROOF OF AN EXISTING COMMERCIAL BUILDING, QUALITY INN, AT 901 AVIATION BOULEVARD, LEGALLY DESCRIBED AS LOT 3 AND ALL OF LOT 4 THROUGH 8 INCLUSIVE, TRACT NO. 6917,”** as amended to increase the separation between the antennas from four feet to five feet. Motion Tucker, second Edgerton. The motion carried by a unanimous vote.

At 8:14 p.m., the order of the agenda went to item 3(a).

6. MUNICIPAL MATTERS

- a. **CONSIDERATION OF INCREASE IN ENCROACHMENT FEES FOR PIER PLAZA BUSINESSES OPEN AFTER MIDNIGHT.** Memorandum from Finance Director Viki Copeland dated August 7, 2007. Supplemental email from Ron Newman and fax from Roger Bacon received on August 13, 2007.

Finance Director Copeland presented the staff report and responded to Council questions.

Coming forward to address the Council on this item were:

Mike Mena – Ileana International, submitted information; said the Hermosa Beach Restaurant Association formed in 2007 to help solve problems

affecting the community, to provide a forum for business owners to express concerns, and to provide an entity that community leaders and citizens could address regarding business-related problems; said they have addressed the issues of flyers, trash, promoters and security, are working with Alcoholic Beverage Control, hold regular meetings with the Police Chief, have increased attention to noise levels and dealing with unruly patrons, and have their increased level of family oriented and philanthropic activities;

Chris Pike – Sangria, said he recognized there were problems regarding the patios and some of the action items on the Restaurant Association list addressed those issues; wanted the Council to be aware that the businesses are attempting to mitigate the problems perceived by the community and by the Council;

Ron Newman – Sharkeez, said the Council did not approve the business license fee increase even though he and other businesses owners were willing to pay a fair increase, said there were probably 20 bars and restaurants in the City and it was not fair to increase fees on only the seven located on Pier Plaza; said a group of about 20 business owners had been working with Mayor Pro Tempore Reviczky and Police Chief Savelli to address problems and the Plaza is not as busy, crime is down, and everyone is trying to do a better job; said some places are open only two or three nights a week and some are not open for lunch; said if this increase is approved now and the business license fee is increased later, this increase should be rescinded; and

Gary Brutsch – Hermosa Beach, supported the concept of increasing encroachment fees for businesses on Pier Plaza open after midnight; said this was a response to concerns by citizens who live in the area.

Proposed Action: To approve the staff recommendation to increase encroachment fees to \$5 per square foot for businesses located on Pier Plaza open after midnight.

Motion Edgerton, second Bobko. The motion failed, noting the dissenting votes of Reviczky, Tucker, and Mayor Keegan.

Action: To approve the staff recommendation to increase encroachment fees to \$3 per square foot, with fees increasing one dollar per year for the two subsequent years, for businesses located on Pier Plaza open after midnight.

Motion Tucker, second Edgerton. The motion carried, noting the dissenting votes of Reviczky and Mayor Keegan.

The meeting recessed at 9:15 p.m.

The meeting reconvened at 9:28 p.m.

- b. **APPROVAL OF AGREEMENT AND PURCHASE OF EQUIPMENT FOR VIDEO STREAMING OF CITY MEETINGS.** Memorandum from Finance Director Viki Copeland dated August 7, 2007.

Finance Director Copeland presented the staff report and responded to Council questions.

Coming forward to address the Council on this item were:

Michael DiVirgilio – Hermosa Beach, said he had an opportunity to use the Granicus system and it was professional and easy to use; said some cities provided an opportunity for residents to sign up to be emailed when items of their interest arose and he hoped Hermosa Beach might provide that service at some future date;

Gene Dreher – Hermosa Beach, said this is a great thing and would allow him to cancel his cable television service; and

Joanne Frazier – said this would allow more citizens to participate in government from the comfort of their living room.

Action: To approve the staff recommendation to:

- (1) Approve a contract in the amount of \$35,385 with Granicus, Inc., to provide their video streaming solution for City meetings, with an additional \$1,794 per month for ongoing management and monitoring services;
- (2) Approve the purchase of hardware in the amount of \$6,440;
- (3) Re-appropriate \$33,020 from the 2006-07 Information Technology budget; and
- (4) Appropriate \$24,951 from the Equipment Replacement Fund.

Motion Tucker, second Reviczky. The motion carried by a unanimous vote.

c. **RESOLUTION TO AUTHORIZE PAYMENT OF REWARDS FOR TIPS LEADING TO IDENTIFICATION AND ARRESTS OF GRAFFITI VANDALS.**
Memorandum from Police Chief Greg Savelli.

Police Chief Savelli presented the staff report and responded to Council questions. City Manager Burrell also responded to Council questions.

Coming forward to address the Council on this item were:

Michael DiVirgilio – Hermosa Beach, spoke in support of this concept; said he had the sense from talking to residents and business owners that often graffiti was not reported and he was encouraging everyone to notify the City of this vandalism; said he hoped to see the City address in this way other types of vandalism in the future; and

Gene Dreher – Hermosa Beach, said this was a good idea but he had doubts the Police Department could implement such a program because of problems within the department.

Action: To approve the staff recommendation to adopt Resolution No. 07-6564, entitled "**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, ESTABLISHING A REWARD SYSTEM AS OUTLINE IN ORDINANCE NO. 06-1273 FOR THE IDENTIFICATION,**

ARREST AND CONVICTION OF GRAFFITI VANDALS PER SECTION 9.36.110 OF THE HERMOSA BEACH MUNICIPAL CODE.”

Motion Reviczky, second Edgerton. The motion carried by a unanimous vote.

Staff was directed to bring back an item at a future meeting to extend this type of program to the destruction of property and to provide an information outreach to students, particularly of high school age.

- d. **CONCLUDING CENTENNIAL EVENT – SUNDAY, JANUARY 13, 2008: TIME CAPSULE BURIAL.** Memorandum from City Manager Stephen Burrell dated August 9, 2007.

City Manager Burrell presented the staff report and responded to Council questions.

Action: To approve the staff recommendation to approve an additional Centennial event that would include the time capsule burial on Sunday, January 13, 2007.

Motion Reviczky, second Bobko. The motion carried by a unanimous vote.

7. **MISCELLANEOUS ITEMS AND REPORTS - CITY MANAGER**

- a. **REQUEST TO WAIVE THE “HOUSE MANAGER” FEE FOR FUTURE PRODUCTIONS OF THE HERMOSA ARTS FOUNDATION IN THE SECOND STORY THEATRE IN THE COMMUNITY CENTER.** Memorandum from City Manager Stephen Burrell dated July 31, 2007.

City Manager Burrell presented the staff report and responded to Council questions.

At 9:50 p.m., Mayor Keegan said he was a long-time personal friend of Angelo Masino and therefore recused himself, and left the dais and the room.

Coming forward to address the Council on this item was:

Angelo Masino – Hermosa Beach, outlined his longevity as a resident, his involvement with the Arts Foundation and his experience as a playwright, discussed fees charged for use of the theater and felt it was not necessary to have a house manager during rehearsals.

Action: To waive the house manager fee for rehearsals for Mr. Masino's productions of “The Hermosa Arts Foundation” in the Second Story Theatre but to maintain the fee during performances when the public is in the theater. Motion Reviczky, second Edgerton. The motion carried, noting the absence of Mayor Keegan.

Staff was directed to determine the un-reimbursed costs for use of the theater and bring back an item for a policy issue discussion.

At 10:05 p.m., Mayor Keegan returned to the dais and the order of the agenda went to item 9(a)

8. **MISCELLANEOUS ITEMS AND REPORTS - CITY COUNCIL** - None

9. **OTHER MATTERS - CITY COUNCIL**

- a. **Request from Council Member Tucker to adopt an ordinance repealing Ordinance No. 07-1278 rather than placing it on the November ballot. (Please note staff will prepare ordinance and resolution withdrawing the referendum from the November ballot and present them at the meeting should the City Council wish to act on this request).** Supplemental letter from Howard Longacre received on August 13, 2007. Supplemental ordinance and resolution received from staff on August 13, 2007.

Councilmember Tucker spoke to his issue.

Coming forward to address the Council on this item was:

Gary Brutsch – Hermosa Beach, supported putting this item on the November ballot; thought the public would probably vote to affirm the referendum and wanted like to hear the candidates debate this issue.

Action: To waive full reading and adopt **ORDINANCE NO. 07-1286 – “AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA, RELATING TO THE MUNICIPAL ELECTION CALLED FOR NOVEMBER 6, 2007, AND REPEALING ORDINANCE NO. 07-1278.”**

Motion Tucker, second Reviczky. The motion carried by the following vote:

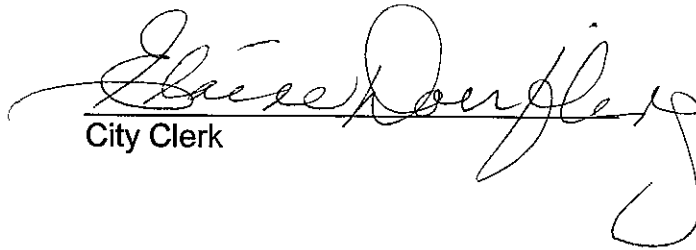
AYES:	Bobko, Edgerton, Reviczky, Tucker
NOES:	Mayor Keegan
ABSENT:	None
ABSTAIN:	None

Further Action: To adopt Resolution No. 07-6565, entitled **“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, RESCINDING RESOLUTION NO. 07-6557, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2007, FOR THE SUBMISSION TO THE QUALIFIED VOTERS OF AN ORDINANCE RELATING TO PIER PLAZA ON-SITE PARKING REQUIREMENTS, AND AMENDING RESOLUTION NOS. 07-6558 AND 07-6559 TO DELETE ALL REFERENCES TO THE MEASURE.”**

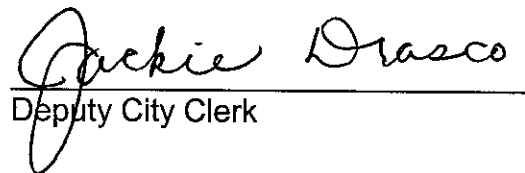
Motion Tucker, second Reviczky. The motion carried, noting the dissenting votes of Bobko and Mayor Keegan.

At 10:29 p.m., the order of the agenda went to item 4(a) items removed from the consent calendar for separate discussion.

ADJOURNMENT - The Regular Meeting of the City Council of the City of Hermosa Beach adjourned on Tuesday, July 24, 2007, in memory of Quentin "Boots" Thelen, at the hour of 10:55 p.m. to the Regular Meeting of Tuesday, August 14, 2007, at the hour of 7:10 p.m.



City Clerk



Deputy City Clerk