

MINUTES

CITY COUNCIL MEETING

APRIL 22, 2008

A regular meeting of the City Council of the City of Rolling Hills Estates was called to order at 7:47 p.m. in the City Council Chambers, 4045 Palos Verdes Drive North, by MAYOR ZERUNYAN.

PLEDGE OF ALLEGIANCE

The South Bay Homenetmen "Arakatz" Chapter Boys and Girls Scouts led the assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

City Council Members Present: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

City Staff Present: City Manager Doug Prichard
City Attorney Kristin Pelletier
Planning Director David Wahba
Community Services Director Andy Clark
Assistant to the City Manager Greg Grammer

Others Present: David Pierson, Park and Activities Commission
Dan O'Day, Planning Commission

4. CEREMONIAL ITEMS

A. PROCLAMATION

A PROCLAMATION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES DECLARING APRIL 24, 2008 AS A DAY OF REMEMBRANCE OF THE ARMENIAN GENOCIDE OF 1915-1923

MAYOR ZERUNYAN provided an extensive history of this tragedy and mentioned other cultures that have suffered similar atrocities. He presented the Proclamation to Mari Kioudjian, a 91 year old woman in the audience, who survived the genocide and commented that it is his hope to have genocides eradicated from the world.

B. PRESENTATION TO FORMER PLANNING COMMISSIONER LARRY VANDEN BOS FOR HIS DEDICATED SERVICE TO THE CITY

MAYOR ZERUNYAN noted his great pleasure in recognizing former Planning Commissioner Larry Vanden Bos for his service to the City. He congratulated Mr. Vanden Bos on behalf of the City on his successful campaign to serve on the Palos Verdes Peninsula School Board.

Mr. Vanden Bos stated that it has been a pleasure and an honor to work in City government. He then commended Planning Director Wahba on his experience and guidance in assisting him throughout his tenure.

Malcolm Sharp, President, PVP School Board, noted his pleasure in having Mr. Vanden Bos serve on the Board.

5. ROUTINE MATTERS

A. CITY COUNCIL MINUTES OF APRIL 8, 2008

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE THE CITY COUNCIL MINUTES OF APRIL 8, 2008 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

B. DEMANDS AND WARRANTS – APRIL

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE WARRANTS 43720 THROUGH 43778 FOR A GRAND TOTAL OF \$269,007.36 WITH PROPER AUDIT.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

6. CONSENT CALENDAR: The following routine matters will be acted upon by one vote to approve with the majority consent of the City Council. There will be no separate discussion of these items unless good cause is shown by a member prior to the roll call vote. (Items removed will be considered under New Business.)

COUNCILWOMAN SEAMANS moved, seconded by MAYOR PRO TEM MITCHELL

TO APPROVE ITEMS A AND B.

A. READING OF ORDINANCES AND RESOLUTIONS

Reading in full of all ordinances and resolutions presented for consideration to the City Council will be waived and all such ordinances and resolutions will be read by title only.

B. MARCH 2008 SCHEDULE OF INVESTMENTS

Recommendation: That the City Council receive and file the Schedule of Investments report for the month.

RECEIVED AND FILED.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

7. AUDIENCE ITEMS NOT ON THE AGENDA/WRITTEN AND ORAL COMMUNICATIONS

NONE

8. PUBLIC HEARINGS/MEETINGS

8:00 P.M.

*MAYOR ZERUNYAN briefly left the meeting at 8:08 p.m.

- A. PLANNING APPLICATION NO. 34-05; APPLICANT: BRUCE SOROUDI; LOCATION: 627 DEEP VALLEY DRIVE (FORMER CARWASH SITE)

Recommendation: That the City Council: 1) Open the public hearing; 2) Take public testimony; 3) Discuss the issues; 4) Close the public hearing; and 5) Adopt Resolution No. 2158 approving a one-year extension of time for the subject Tentative Tract Map.

Planning Director Wahba provided a staff report (as per agenda material).

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO OPEN THE PUBLIC HEARING.

THERE BEING NO OBJECTION, MAYOR PRO TEM MITCHELL SO ORDERED.

No public testimony was offered.

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN SEAMANS

TO CLOSE THE PUBLIC HEARING.

THERE BEING NO OBJECTION, MAYOR PRO TEM MITCHELL SO ORDERED.

1. RESOLUTION NO. 2158 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES APPROVING A ONE-YEAR EXTENSION OF TIME FOR A TENTATIVE TRACT MAP FOR CONSTRUCTION OF FIFTY-EIGHT (58) CONDOMINIUM UNITS AND 5,810 SQUARE FEET OF COMMERCIAL AREA ON A 1.45-ACRE SITE LOCATED AT 627 DEEP VALLEY DRIVE.

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO ADOPT RESOLUTION NO. 2158.

City Manager Prichard read Resolution No. 2158 by title only.

AYES: Addleman, Mitchell, Seamans, Zuckerman

ABSENT: Zerunyan

*MAYOR ZERUNYAN returned to the meeting at 8:14 p.m.

B. PLANNING APPLICATION NO. PA-15-06; APPLICANT: CRAIG KNICKERBOCKER; LOCATION: NORTHEAST OF THE INTERSECTION OF TANGLEWOOD LANE AND ROLLING HILLS ROAD IN THE RA-20 (HORSE OVERLAY ZONE)

Recommendation: That the City Council: 1) Open the public hearing; 2) Take public testimony; 3) Discuss the issues; 4) Close the public hearing; and 5) Direct staff to prepare a Resolution denying the proposed project and associated Mitigated Negative Declaration for the next City Council meeting of May 13, 2008.

Planning Director Wahba provided a staff report (as per agenda material).

Discussion ensued regarding the Planning Commission's decision to deny this project. It was noted that with Resolution No. 936 in place, they believed they were not in a position to recommend further subdivision of this property.

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN SEAMANS

TO OPEN THE PUBLIC HEARING.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

Craig Knickerbocker, Applicant, provided a brief history of the property. He noted that he has full neighborhood support to pursue this project.

In response to MAYOR PRO TEM MITCHELL, the Applicant noted that the homes appear to be one-story, but are in fact split level.

COUNCILMAN ZUCKERMAN noted that the exhibit and rendering of the home appear to be different because the rendering does not show the steep grade.

Tony Serabia commented that the neighbors are in support of this project as they think it will add value to their homes. Additionally, he noted that this area attracts homeless people and would like to see that portion of the entryway improved.

Greg Gunther stated that he walks along Rolling Hills Road several times a week and is concerned about the fencing. He noted that he would like to see the road kept in its present state as well as build homes that are aesthetically pleasing.

Frances Harder noted that she is in favor of building these two homes. She stated that this area needs to be cleaned up which would improve the entryway to the City.

Greg Keenan concurred with the aforementioned comments because debris piles up on that site. He noted that he has worked with the Applicant on other projects and would like to be included in this one. He noted that he is an equestrian and has seen some trails diminish, but with this project, it would create more.

Dan O'Day, Planning Commissioner, noted that the COUNCIL would need to consider amending Resolution No. 936 as it did influence many of the Planning Commissioners' decision.

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO CLOSE THE PUBLIC HEARING.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

COUNCILMAN ZUCKERMAN requested additional background information on the restriction and why it did not appear in the title.

MAYOR ZERUNYAN asked if there was COUNCIL consensus to amend Resolution No. 936 in light of the testimony that was heard.

MAYOR PRO TEM MITCHELL noted that she is in favor of amending the resolution. She noted that it would improve the City entrance and believed this would be a good direction to follow.

COUNCILWOMAN SEAMANS concurred with MAYOR PRO TEM MITCHELL'S comments.

COUNCILMAN ZUCKERMAN noted that open driveways on Rolling Hills Road are not a good idea and would like to see this minimized. Additionally, he noted that one home would be preferred instead of two.

COUNCILMAN ADDLEMAN noted that he would be in favor of modifying Resolution No. 936. He concurred with COUNCILMAN ZUCKERMAN'S comments.

MAYOR ZERUNYAN noted that he would have no trouble amending the resolution as he would like to see a new entryway to the City that links the trails together.

COUNCILMAN ZUCKERMAN noted that under the existing restriction, no homes would be allowed.

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO AMEND RESOLUTION NO. 936 TO ELIMINATE CONDITION NO. 39.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

City Attorney Pelletier noted that even if this condition was omitted, it may not effectuate what the developer may want. She suggested that the Applicant may wish to obtain legal counsel with regards to other beneficiaries.

After extensive discussion, it was the consensus of the COUNCIL to send this project back to the Planning Commission.

COUNCILMAN ZUCKERMAN inquired if a drainage study had been performed since standards are higher now than in years past.

MAYOR ZERUNYAN suggested that the Planning Commission take advantage of the topography when reviewing the lot separations because the entryway represents the City.

COUNCILWOMAN SEAMANS commented that she would like to see the two homes look different.

COUNCILWOMAN SEAMANS moved, seconded by MAYOR PRO TEM MITCHELL

TO REMAND PA-15-06 TO THE PLANNING COMMISSION FOR FURTHER CONSIDERATION.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

9. NEW BUSINESS

A. PLANNING COMMISSION MINUTES OF APRIL 14, 2008

COUNCILWOMAN SEAMANS moved, seconded by COUNCILMAN ADDLEMAN

TO RECEIVE AND FILE THE PLANNING COMMISSION MINUTES OF APRIL 14, 2008.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

B. PARK AND ACTIVITIES COMMISSION MINUTES OF APRIL 15, 2008

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN SEAMANS

TO RECEIVE AND FILE THE PARK AND ACTIVITIES COMMISSION MINUTES OF APRIL 15, 2008.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

COUNCILWOMAN SEAMANS suggested consideration be given to relocating the Peninsula Center sign on the median at Silver Spur Road and Crenshaw Boulevard. COUNCILMAN ZUCKERMAN requested that a picture of the sign be provided for consideration.

C. ENGINEERING SERVICES PROPOSAL FOR STREET IMPROVEMENT PROJECT

Recommendation: That the City Council approve the proposal and Contract Agreement from Willdan Associates to provide Engineering and Inspection Services for the City's Annual Street Resurfacing Program at a total cost of \$61,720.

Assistant to the City Manager Grammer provide a staff report (as per agenda material).

COUNCILMAN ZUCKERMAN noted his concern with the high administrative cost of the project. Assistant to the City Manager Grammer noted that this increase is due to non-contiguous streets.

COUNCILMAN ZUCKERMAN suggested contacting other firms to submit proposals in the future.

City Manager Prichard noted that Willdan is the City's Pavement Management System consultant.

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM MITCHELL

TO APPROVE THE PROPOSAL AND CONTRACT AGREEMENT FROM WILLDAN ASSOCIATES TO PROVIDE ENGINEERING AND INSPECTION SERVICES FOR THE CITY'S ANNUAL STREET RESURFACING PROGRAM AT A TOTAL COST OF \$61,720.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

D. SEVENTH AMENDMENT TO AGREEMENT WITH MANURE REMOVAL SERVICES CONTRACTOR

Recommendation: That the City Council approve the Seventh Amendment to the Agreement for Services with Scott Hill, doing business as Seahorse Riding Club, to extend manure removal services for the Peter Weber Equestrian Center from July 1, 2008 through June 30, 2009 for a monthly service fee for \$2,725.

Community Services Director Clark provided a staff report (as per agenda material).

COUNCILWOMAN SEAMANS moved, seconded by COUNCILMAN ADDLEMAN

TO APPROVE THE SEVENTH AMENDMENT TO THE AGREEMENT FOR SERVICES WITH SCOTT HILL, DOING BUSINESS AS SEAHORSE RIDING CLUB, TO EXTEND MANURE REMOVAL SERVICES FOR THE PETER WEBER EQUESTRIAN CENTER FROM JULY 1, 2008 THROUGH JUNE 30, 2009 FOR A MONTHLY SERVICE FEE FOR \$2,725.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

10. OLD BUSINESS

A. BLUE DOOR GARDENS AGREEMENT FOR ARTERIAL STREET MEDIAN AND PARKWAY LANDSCAPING CONSULTING SERVICES

Recommendation: That the City Council: 1) Authorize a new Capital Improvement Project within the Streets section of the FY 2007-08 budget; 2) Approve a budget adjustment in the amount of \$28,550 for costs related to Blue Door Gardens' landscape design services within FY 2007-08; and 3) Enter into the agreement with Blue Door Gardens to provide landscape design and project management services for the renovation of twenty-eight (28) arterial street medians and parkways for a total cost not-to-exceed \$82,350.

Community Services Director Clark provided a staff report (as per agenda material).

COUNCILMAN ZUCKERMAN commended Blue Door Gardens on the previous projects they have undertaken for the City.

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO: 1) AUTHORIZE A NEW CAPITAL IMPROVEMENT PROJECT WITHIN THE STREETS SECTION OF THE FY 2007-08 BUDGET; 2) APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$28,550 FOR COSTS RELATED TO BLUE DOOR GARDENS' LANDSCAPE DESIGN SERVICES WITHIN FY 2007-08; AND 3) ENTER INTO THE AGREEMENT WITH BLUE DOOR GARDENS TO PROVIDE LANDSCAPE DESIGN AND PROJECT MANAGEMENT SERVICES FOR THE RENOVATION OF TWENTY-EIGHT (28) ARTERIAL STREET MEDIANS AND PARKWAYS FOR A TOTAL COST NOT-TO-EXCEED \$82,350.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

B. THREE-RAIL VINYL FENCE BID RESULTS

Recommendation: That the City Council approve the agreement with Southland Vinyl to replace 1,600 linear feet of three-rail fencing with Kroy Building Supply's vinyl fence materials in three (3) sections of the City's rights-of-way along Palos Verdes Drive North at a total cost not to exceed \$27,889.

Community Services Director Clark provided a staff report (as per agenda material).

COUNCILMAN ZUCKERMAN inquired if this material is recyclable, and if so, if it would lend itself to carbon footprint credits. Community Services Director Clark noted that it is recyclable.

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE THE AGREEMENT WITH SOUTHLAND VINYL TO REPLACE 1,600 LINEAR FEET OF THREE-RAIL FENCING WITH KROY BUILDING SUPPLY'S VINYL FENCE MATERIALS IN THREE (3) SECTIONS OF THE CITY'S RIGHTS-OF-WAY ALONG PALOS VERDES DRIVE NORTH AT A TOTAL COST NOT TO EXCEED \$27,889.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

11. CITY ATTORNEY ITEMS

NONE

12. CITY COUNCIL/REGIONAL COMMITTEE REPORTS: This item provides the opportunity for Members of the City Council to provide information and reports to other Members of the City Council and/or the public on any issues or activities of currently active Council Committees, ad hoc committees, regional or state-wide governmental associations, special districts and/or joint powers authorities and their various committees on which Members of the City Council might serve or have an interest, which are not otherwise agendized.

A. COUNCILMAN ADDLEMAN

1. TRAFFIC AND SAFETY COMMITTEE MINUTES OF APRIL 2, 2008

COUNCILWOMAN SEAMANS moved, seconded by MAYOR PRO TEM MITCHELL

TO RECEIVE AND FILE THE TRAFFIC AND SAFETY COMMITTEE MINUTES OF APRIL 2, 2008.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

(a) TRAFFIC AND SAFETY COMMITTEE ACTION ITEM FROM MEETING OF APRIL 2, 2008 – PALOS VERDES DRIVE NORTH AT ROLLING HILLS ROAD

Recommendation: That the City Council: 1) Add a second PVDN eastbound lane; 2) Add a second PVDN westbound lane; 3) Add protected PVDN left turn arrows and provide a northbound right turn overlap arrow at the same time as the left turn arrows; and 4) Encourage the City of Rolling Hills' participation in this project.

Assistant City Manager Wise provided a staff report (as per agenda material).

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO REFER THIS ITEM TO BUDGET STUDY SESSION AND CONSIDER: 1) ADDING A SECOND PVDN EASTBOUND LANE; 2) ADDING A SECOND PVDN WESTBOUND LANE; 3) ADDING PROTECTED PVDN LEFT TURN ARROWS AND PROVIDE A NORTHBOUND RIGHT TURN OVERLAP ARROW AT THE SAME TIME AS THE LEFT TURN ARROWS; AND 4) ENCOURAGING THE CITY OF ROLLING HILLS' PARTICIPATE IN THIS PROJECT.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

At 9:50 p.m., the CITY COUNCIL convened into closed session.

14. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION
(Pursuant to Government Code Section 54956.9 (c)) consideration of settlement agreement to dispose of litigation to establish the City’s rights within the City’s right-of-way adjacent to and easements located on properties at 33, 36, 37 and 38 Aurora Drive

MAYOR ZERUNYAN reported that the CITY COUNCIL approved in concept the Settlement Agreements subject to drafting of formal agreements to the satisfaction of the City Attorney and execution of the documents by the other parties prior to execution by City officials.

- B. DISCUSSION WITH RESPECT TO PERSONNEL MATTERS
(Pursuant to Government Code Section 54957)

1. QUARTERLY CITY MANAGER PERFORMANCE EVALUATION

DEFERRED.

At 10:26 p.m., the COUNCIL reconvened with MAYOR ZERUNYAN, MAYOR PRO TEM MITCHELL, COUNCILMAN ADDLEMAN, COUNCILWOMAN SEAMANS and COUNCILMAN ZUCKERMAN present.

- 12. CITY COUNCIL/REGIONAL COMMITTEE REPORTS – (Continued):** This item provides the opportunity for Members of the City Council to provide information and reports to other Members of the City Council and/or the public on any issues or activities of currently active Council Committees, ad hoc committees, regional or state-wide governmental associations, special districts and/or joint powers authorities and their various committees on which Members of the City Council might serve or have an interest, which are not otherwise agendized.

B. MAYOR PRO TEM MITCHELL reported on her recent trip to Sacramento as part of Legislative Action Days noting that the state budget and its effect on local government was the primary topic of discussion.

C. MAYOR ZERUNYAN updated the COUNCIL on preparations for the upcoming CCCA Conference thanking staff for their hard work, announcing eco-friendly themes and products that will be displayed as well as requesting COUNCIL MEMBERS to act as moderators for certain sessions.

- 13. MAYOR AND COUNCIL ITEMS:** - This item provides the opportunity for Members of the City Council to request information on currently pending projects and/or issues of public concern, direct that an item be agendized for future consideration and/or make announcements of interest to the public.

A. MAYOR ZERUNYAN reported to the COUNCIL on the Earth Day booth that he manned at The Promenade with assistance from Assistant to the City Manager Grammer and representatives from Waste Management.

- B. COUNCILMAN ZUCKERMAN requested staff investigate the red lights on cellular towers on Crenshaw Boulevard.
- C. COUNCILMAN ZUCKERMAN requested staff send notices to the owners of vacant property in the commercial district to be vigilant about weed abatement, particularly with the upcoming fire season.
- D. MAYOR PRO TEM MITCHELL requested that the Tanglewood properties identified during the public hearing be investigated for code enforcement with respect to weeds, dilapidated buildings and downed trees.
- E. After discussion, it was the consensus of the COUNCIL to appoint Cathy Gardner to the Equestrian Committee.
- F. Following discussion, it was moved by COUNCILMAN ZUCKERMAN, seconded by COUNCILMAN ADDLEMAN

TO APPOINT TIM SCOTT TO THE PLANNING COMMISSION.

AYES: Addleman, Zerunyan, Zuckerman
 NOES: Mitchell, Seamans

15. ADJOURNMENT IN MEMORY OF FORMER PLANNING COMMISSIONER KEN MITCHELL AND SUPERVISOR DON KNABE’S FATHER, RAYBURN “RAY” MARTIN KNABE

At 11:00 p.m., MAYOR ZERUNYAN formally adjourned the City Council meeting to Tuesday, May 13, 2008 at 5:30 p.m. for the purpose of interviewing Environmental Advisory Committee applicants.

Submitted by,

Approved by,

 Hope J. Nolan
 Deputy City Clerk

 Douglas R. Prichard
 City Clerk