

MINUTES

CITY COUNCIL MEETING

FEBRUARY 13, 2007

A regular meeting of the City Council of the City of Rolling Hills Estates was called to order at 7:42 p.m. in the City Council Chambers, 4045 Palos Verdes Drive North, by MAYOR SEAMANS.

PLEDGE OF ALLEGIANCE

MAYOR SEAMANS led the assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

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

*COUNCILMAN ZUCKERMAN arrived at 7:44 p.m.

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

Others Present: Lou Persichina, Park and Activities Commission
Carl Southwell, Planning Commission

4. CEREMONIAL ITEMS

NONE

5. ROUTINE MATTERS

A. CITY COUNCIL MINUTES OF JANUARY 23, 2007

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO APPROVE THE CITY COUNCIL MINUTES OF JANUARY 23, 2007 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

B. DEMANDS AND WARRANTS – JANUARY AND FEBRUARY

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN MITCHELL

TO APPROVE WARRANTS 41257 THROUGH 41333 IN THE AMOUNT OF \$161,768.31; SUPPLEMENTAL WARRANTS 010107 THROUGH 010207; 41030 (VOID); 41106 (VOID); 41104 THROUGH 41107; 41108 THROUGH 41146; 41147 THROUGH 41161; 41226 THROUGH 41249 IN THE AMOUNT OF \$388,983.85 FOR A GRAND TOTAL AMOUNT OF \$550,752.16 PROPER AUDIT.

AYES: Addleman, Mitchell, Seamans, Zerunyan

ABSENT: Zuckerman

6. CONSENT CALENDAR

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN MITCHELL
TO APPROVE ITEMS A-I.

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. APPROVAL OF JPIA MEMBERSHIP FOR CITY OF SAN GABRIEL

Recommendation: That the City Council approve the City of San Gabriel's application for membership in the California Joint Powers Insurance Authority.

APPROVED THE CITY OF SAN GABRIEL'S APPLICATION FOR MEMBERSHIP IN THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY.

C. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED JANUARY 19, 2007

RECEIVED AND FILED

D. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED JANUARY 26, 2007

RECEIVED AND FILED.

E. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED FEBRUARY 2, 2007

RECEIVED AND FILED.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

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

A. Tom Judge, 28 Rollingwood, provided an extensive history of traffic speeds along his street. He disagreed with the formula used in polling his neighbors on whether or not to install speed humps. He requested COUNCIL review the guidelines once again and look favorably on installing speed humps on Rollingwood.

After brief discussion, it was the consensus of the COUNCIL to agendize this item for the Policy Development Session.

At 7:58 p.m., the CITY COUNCIL convened into closed session.

14. CLOSED SESSION (Taken out of order)

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Pursuant to Government Code Section 54956.9 (c)) consideration of initiation 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

COUNCIL RECEIVED A STATUS REPORT, TAKING NO ACTION.

At 8:17 p.m., the COUNCIL reconvened with MAYOR SEAMANS, MAYOR PRO TEM ZERUNYAN, COUNCILMAN ADDLEMAN, COUNCILWOMAN MITCHELL and COUNCILMAN ZUCKERMAN present.

8. PUBLIC HEARINGS/MEETINGS

A. PLANNING APPLICATION NO. 28-06; APPLICANT: CITY OF ROLLING HILLS ESTATES; LOCATION: COMMERCIAL GENERAL COMMERCIAL OFFICE AND COMMERCIAL LIMITED ZONING DISTRICTS

Recommendation: That the City Council: 1) Open the public hearing; 2) Take public testimony; 3) Discuss the issues; 4) Introduce Ordinance No. 635; and 5) Continue the public hearing for second reading and adoption of Ordinance No. 635 to the following City Council meeting of February 27, 2007.

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

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN MITCHELL

TO OPEN THE PUBLIC HEARING.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

No public testimony was offered.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ZUCKERMAN

TO CONTINUE THE PUBLIC HEARING TO THE NEXT COUNCIL MEETING.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

1. ORDINANCE NO. 635 FOR INTRODUCTION AND FIRST READING

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES PROHIBITING MEDICAL MARIJUANA DISPENSARIES BY AMENDING THE COMMERCIAL ZONES OF THE ROLLING HILLS ESTATES MUNICIPAL CODE: COMMERCIAL OFFICE (C-O) (CHAPTER 17.26), COMMERCIAL LIMITED (C-L) (CHAPTER 17.28), AND COMMERCIAL GENERAL (C-G) (CHAPTER 17.30).

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN MITCHELL

TO INTRODUCE ORDINANCE NO. 635 FOR FIRST READING.

MAYOR PRO TEM ZUCKERMAN noted that he intends to recuse himself from voting on this ordinance due to his appointment to the State Medical Board.

City Manager Prichard read Ordinance No. 635 by title only.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

9. NEW BUSINESS

A. PARK AND ACTIVITIES COMMISSION MINUTES OF FEBRUARY 6, 2007

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN MITCHELL

TO RECEIVE AND FILE THE PARK AND ACTIVITIES COMMISSION MINUTES OF FEBRUARY 6, 2007.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

1. PARK AND ACTIVITIES COMMISSION ACTION ITEM - COUNCIL CHAMBERS USE GUIDELINES

Recommendation: That the City Council approve the guidelines and application to use the City Hall Council Chambers (facility).

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

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN MITCHELL

TO APPROVE THE GUIDELINES AND APPLICATION TO USE THE CITY HALL COUNCIL CHAMBERS (FACILITY).

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

ADJOURNED TO PEPPER TREE BOARD OF DIRECTORS MEETING AT 8:26 P.M.

B. PEPPER TREE FOUNDATION ADVISORY BOARD ACTION ITEM FROM MEETING OF FEBRUARY 6, 2007 - 2007 HILLS ARE ALIVE RACE CONSULTANT AGREEMENT

Recommendation: That the Pepper Tree Foundation Board of Directors approve the agreement with Educational Sponsorship Partners to provide fundraising, promotional and consulting services for the 2007 Hills are Alive Race.

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

COUNCILMAN ZUCKERMAN suggested having the subcommittee review the contract prior to submission to the COUNCIL. On that note, he suggested omitting 4. FEES – Section A. as the contractor would remain in the same position as before.

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN MITCHELL

TO APPROVE THE AGREEMENT WITH EDUCATIONAL SPONSORSHIP PARTNERS TO PROVIDE FUNDRAISING, PROMOTIONAL AND CONSULTING SERVICES FOR THE 2007 HILLS ARE ALIVE RACE AS AMENDED.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

RECONVENED CITY COUNCIL MEETING AT 8:34 P.M.

C. STREET RESURFACING PROJECT AUTHORIZATION TO SOLICIT BIDS

Recommendation: That the City Council authorize the solicitation of bids for the FY 2006-07 Street Resurfacing Project.

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

MAYOR PRO TEM ZERUNYAN moved, seconded by COUNCILWOMAN MITCHELL

TO AUTHORIZE THE SOLICITATION OF BIDS FOR THE FY 2006-07 STREET RESURFACING PROJECT.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

D. MID-YEAR REPORT

Recommendation: That the City Council receive and file the FY 2006-07 Mid-Year Budget Report.

Administrative Services Director Whitehead provided a staff report (as per agenda material).

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO RECEIVE AND FILE THE FY 2006-07 MID-YEAR BUDGET REPORT.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

E. FISCAL HEALTH REPORT

Recommendation: That the City Council receive and file the Fiscal Health Report.

Administrative Services Director Whitehead provided a staff report (as per agenda material).

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM ZERUNYAN

TO RECEIVE AND THE FILE THE FISCAL HEALTH REPORT.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

10. OLD BUSINESS

NONE

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 ZUCKERMAN

1. REGIONAL LAW ENFORCEMENT COMMITTEE OF FEBRUARY 1, 2007

COUNCILMAN ZUCKERMAN reported that Captain Jay Zuanich will be leaving the Lomita Sheriff's Station. He noted that during his tenure, crime has decreased significantly.

Another item discussed was the suggested review of a conflict between automobiles and bicyclists and pedestrians on Palos Verdes Drive North at Dapplegray School. He noted that the City may want to investigate this further.

B. COUNCILMAN ZUCKERMAN noted that the Vector Control Board meetings will be held every other month instead of once a month.

C. COUNCILMAN ZUCKERMAN noted that he has received several e-mails and phone calls regarding a request for an air quality study at the PV Landfill. City Manager Prichard indicated that an update is scheduled for the next COUNCIL meeting. Additionally, he noted that a letter was sent to the Sanitation Districts on this issue.

D. MAYOR PRO TEM ZERUNYAN reported that he attended the Executive Board meeting of the California Contract Cities Association. He noted that the speaker was Supervisor Molina who spoke on lawsuits that involved the Los Angeles County Sheriff's Department in regards to sexual harassment and how that liability would affect contract cities. He noted that once Supervisor Molina heard from the cities, she was willing to set up a meeting with the Chief Administrative Officer's office to further discuss this issue.

E. MAYOR PRO TEM ZERUNYAN encouraged the COUNCIL'S attendance to the California Contract Cities Association meeting that will be hosted by the Cities of Lomita, Rancho Palos Verdes, Rolling Hills and Rolling Hills Estates scheduled for Wednesday, February 21.

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 PRO TEM ZERUNYAN invited everyone to attend a CIF soccer match on Saturday, February 17 at Peninsula High.

B. MAYOR SEAMANS reported that the 50th Anniversary Subcommittee is planning on having a "Taste of RHE" that will be held on the roof of the Peninsula Center Library on Saturday, April 14. She noted that "save the date" cards will be sent to residents inviting them to this event. Additionally, she thanked Community Services Director Clark and Assistant to the City Manager Grammer for their involvement in this special celebration.

At 9:02 p.m., the CITY COUNCIL convened into closed session.

14. CLOSED SESSION (Continued)

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

1. QUARTERLY CITY MANAGER PERFORMANCE EVALUATION

NO ACTION WAS TAKEN.

At 10:35 p.m., the COUNCIL reconvened with MAYOR SEAMANS, MAYOR PRO TEM ZERUNYAN, COUNCILMAN ADDLEMAN, COUNCILWOMAN MITCHELL and COUNCILMAN ZUCKERMAN present.

15. ADJOURNMENT TO PLANNING COMMISSION INTERVIEWS SCHEDULED FOR FEBRUARY 27, 2007 AT 5:30 P.M.

At 10:35 p.m., MAYOR SEAMANS formally adjourned the City Council meeting to Wednesday, February 27, 2007 at 7:30 p.m.

Submitted by,

Approved by,

Hope J. Nolan
Deputy City Clerk

Douglas R. Prichard
City Clerk