

MINUTES

CITY COUNCIL MEETING

APRIL 24, 2007

A regular meeting of the City Council of the City of Rolling Hills Estates was called to order at 7:35 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, Seamans, Zerunyan, Zuckerman
City Council Member Absent: Mitchell

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: Steve Pekich, Park and Activities Commission
Jay Goida, Planning Commission

4. CEREMONIAL ITEMS

A. WASTE MANAGEMENT DRAWINGS FOR ONE YEAR'S FREE RESIDENTIAL REFUSE SERVICE

Gladys Lindberg, 112 Cottonwood Circle, and Elsie Leon, 52 Buckskin Lane, were chosen as the recipients of one year's free disposal service.

B. PROCLAMATION

MAYOR SEAMANS DECLARED APRIL 22-28, 2007 AS "SAFETY SEAT CHECKUP WEEK."

C. PROCLAMATION

A PROCLAMATION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES DECLARING APRIL 24, 2007 AS A DAY OF REMEMBRANCE OF THE ARMENIAN GENOCIDE OF 1915-1923

MAYOR SEAMANS declared April 24, 2007 as a day of remembrance of the Armenian Genocide of 1915-1923.

MAYOR PRO TEM ZERUNYAN commented that there are a number of events scheduled throughout the nation that commemorate this day. He expressed his sadness at the atrocities still taking place throughout the world and encouraged everyone to reflect on those groups in the past and present that have suffered this kind of bloodshed.

5. ROUTINE MATTERS

A. ADJOURNED JOINT CITY COUNCIL AND PLANNING COMMISSION MINUTES OF MARCH 19, 2007

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE THE ADJOURNED JOINT CITY COUNCIL AND PLANNING COMMISSION MINUTES OF MARCH 19, 2007.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

B. CITY COUNCIL MINUTES OF APRIL 10, 2007

MAYOR PRO TEM ZERUNYAN moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE THE CITY COUNCIL MINUTES OF APRIL 10, 2007 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

C. DEMANDS AND WARRANTS – APRIL

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE WARRANTS 41672; 41696 THROUGH 41761 FOR A GRAND TOTAL AMOUNT OF \$170,768.25.

AYES: Addleman, Seamans, Zerunyan, Zuckerman

ABSENT: Mitchell

6. CONSENT CALENDAR

MAYOR PRO TEM ZERUNYAN moved, seconded by COUNCILMAN ADDLEMAN

TO APPROVE ITEMS A-C, E, AND F.

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. QUARTERLY CODE ENFORCEMENT REPORT

RECEIVED AND FILED.

C. APPROVAL OF JPIA MEMBERSHIP FOR THE EASTERN SIERRA TRANSIT AUTHORITY

APPROVED THE EASTERN SIERRA TRANSIT AUTHORITY'S APPLICATION FOR MEMBERSHIP IN THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY.

D. PVP CHAMBER OF COMMERCE THIRD QUARTER FISCAL YEAR REPORT 2006/2007

This item was pulled for discussion under New Business.

E. MARCH 2007 SCHEDULE OF INVESTMENTS

RECEIVED AND FILED.

F. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED APRIL 13, 2007

RECEIVED AND FILED.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

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

NONE

8. PUBLIC HEARINGS/MEETINGS

NONE

9. NEW BUSINESS

A. PLANNING COMMISSION MINUTES OF APRIL 16, 2007

COUNCILMAN ZUCKERMAN moved, seconded by COUNCILMAN ADDLEMAN

TO RECEIVE AND FILE THE PLANNING COMMISSION MINUTES OF APRIL 16, 2007.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

B. PARK AND ACTIVITIES COMMISSION MINUTES OF APRIL 17, 2007

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM ZERUNYAN

TO RECEIVE AND FILE THE PARK AND ACTIVITIES COMMISSION MINUTES OF APRIL 17, 2007.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

MAYOR SEAMANS referred to the list of suggestions made by the Park and Activities Commission for the Los Angeles County Regional Park and Open Space District Competitive Grant Program and inquired if a priority list was generated. Community Services Director Clark indicated that this list is not in order of preference.

After brief discussion, the Park and Activities Commission was directed to submit a priority list to the COUNCIL for consideration.

C. WASTE MANAGEMENT REQUEST FOR RATE ADJUSTMENT

Recommendation: That the City Council approve Waste Management's request for a 7% rate adjustment on all levels of service.

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

After brief discussion, Susan Moulton, Director of Public Sector Services, Waste Management, noted she will provide a breakdown of calculation fees and weights in next year's report.

Ms. Moulton was pleased to report that the City's recycling rate is currently at approximately 70%.

MAYOR SEAMANS thanked Waste Management for their support of the Taste of RHE and other City events.

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE WASTE MANAGEMENT'S REQUEST FOR A 7% RATE ADJUSTMENT ON ALL LEVELS OF SERVICE.

AYES: Addleman, Seamans, Zerunyan, Zuckerman

ABSENT: Mitchell

D. QUARTERLY BUSINESS RETENTION REPORT

Recommendation: That the City Council receive and file this report.

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

Patti Nunn, MuniServices, reported that a survey was conducted by staff and the PVP Chamber of Commerce. She noted that many of the businesses believe they are being heard, particularly with regards to how they might benefit from the Peninsula Village Master Plan. Merchants also commented that the internet is a great marketing tool and are looking to the Chamber on how to market their services more effectively. Concerns expressed included lack of space for a business to expand.

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM ZERUNYAN

TO RECEIVE AND FILE THIS REPORT.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

E. CHAMBER OF COMMERCE REQUEST FOR CITY SPONSORSHIP OF PALOS VERDES STREET FAIR

Recommendation: That the City Council provide staff with direction regarding City sponsorship of International Food Court and/or the Main Stage Entertainment at this year's Palos Verdes Street Fair.

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

Mark Masari, Co-Chair, Palos Verdes Street Fair, commented that this year is the 20th anniversary of the Palos Verdes Street Fair and reported on the various activities that are scheduled for this event. He noted that the hours have been modified to 10:00 a.m.-10:00 p.m. Saturday, June 2 and 10:00 a.m.-9:00 p.m. Sunday, June 3.

After brief discussion, COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE SPONSORSHIP OF THE INTERNATIONAL FOOD COURT AND MAIN STAGE ENTERTAINMENT AT THIS YEAR'S PALOS VERDES STREET FAIR IN THE AMOUNT OF \$8,000.

AYES: Addleman, Seamans, Zerunyan, Zuckerman

ABSENT: Mitchell

Keri Gilbert, Chair, Board of Directors, PVP Chamber of Commerce, presented a proclamation to MAYOR SEAMANS in honor of the City's 50th anniversary of incorporation.

6D. PVP CHAMBER OF COMMERCE THIRD QUARTER FISCAL YEAR REPORT 2006/2007 - (Pulled from Consent Calendar)

Recommendation: That the City Council receive and file this report.

Kay Finer, President/CEO, PVP Chamber of Commerce, was pleased to highlight several activities/events undertaken by the Chamber.

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM ZERUNYAN

TO RECEIVE AND FILE THIS REPORT.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

13. MAYOR AND COUNCIL ITEMS: (Taken out of order) - 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 agendaized for future consideration and/or make announcements of interest to the public.

A. MAYOR SEAMANS

1. GOVERNMENT FINANCE OFFICERS' ASSOCIATION AWARD OF FINANCIAL REPORTING ACHIEVEMENT

MAYOR SEAMANS was pleased to report that the City has been awarded with the Government Finance Officers' Association Award and congratulated Administrative Services Director Mike Whitehead on his fine work. He then commended his department as they deserve the award as well.

10. OLD BUSINESS

A. ORDINANCE NO. 636 FOR SECOND READING AND ADOPTION

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES AMENDING RHEMC SECTION 2.04.010 – MEETINGS.

MAYOR PRO TEM ZERUNYAN moved, seconded by COUNCILMAN ADDLEMAN

TO ADOPT ORDINANCE NO. 636.

City Manager Prichard read Ordinance No. 636 by title only.

AYES: Addleman, Seamans, Zerunyan, Zuckerman

ABSENT: Mitchell

B. PENINSULA VILLAGE – STATUS UPDATE

Recommendation: That the City Council receive and file this report.

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

COUNCILMAN ZUCKERMAN requested that options and alternatives be provided in the economic analysis.

MAYOR PRO TEM ZERUNYAN suggested utilizing satellite imagery for the traffic engineering analysis.

COUNCILMAN ADDLEMAN strongly urged the COUNCIL to be cautious in considering whether or not to move forward with the Peninsula Village Master Plan. He noted that an excessive amount of units will change the face of the shopping district and suggested placing a moratorium on this issue until after all concerns have been addressed.

MAYOR PRO TEM ZERUNYAN commented that the proposed code should no longer be considered. He noted his belief that 22 units per acre is acceptable along Deep Valley Drive and emphatically stated that this street is not rural and needs to be revitalized.

MAYOR PRO TEM ZERUNYAN reiterated that Rolling Hills Estates alone is not responsible for the traffic problems, but rather other major projects in surrounding cities. He noted his extreme frustration at the inaccuracy of comments stating that the City will be building 900-2,000 units when that amount was never desired by the COUNCIL. He noted his hope that the public is listening to what the COUNCIL has to say and not to those erroneous comments. He stressed that the issue is not about more money for the City, but rather to improve the quality of life for everyone on the Peninsula.

MAYOR SEAMANS concurred with MAYOR PRO TEM ZERUNYAN'S statements and noted that the quality of the commercial district needs to be enhanced, but to also keep the rural look in mind when considering improvements. It was her desire to take a wait and see approach on the final reports prior to making any decisions as it will be years before the commercial district is built out.

COUNCILMAN ZUCKERMAN expressed his belief that there has been a failure of leadership on the part of the COUNCIL in that there has been too much time spent on this issue with very little progress. He noted that the COUNCIL has different visions and the public needs to understand what each individual Council Member's vision is. He then noted that a meeting will take place on May 8, 2007 to discuss the consultant's report from the March 19, 2007 public workshop. He also commented that he does not support a moratorium at this time as there is no immediate threat to public health and safety, but stated he would consider such an action beyond the Laing Urban project.

City Manager Prichard reported that he had a conference call meeting with MIG and noted that the main points and comments expressed at the Peninsula Village Workshop on March 19, 2007 were incorporated into the final report and will be presented to the COUNCIL on May 8, 2007. He noted that staff will review the analyses and make recommendations to the COUNCIL at that time. Additionally, he reported that staff met with the PVP Chamber of Commerce to discuss providing accurate information to the businesses.

City Manager Prichard noted that the May 8 meeting is envisioned as a workshop rather than a public forum, although the public is welcomed to attend. COUNCILMAN ZUCKERMAN suggested that it be televised.

COUNCILMAN ZUCKERMAN noted that the public needs to hear from the COUNCIL now as the public has already been given the opportunity to voice their comments.

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM ZERUNYAN

TO RECEIVE AND FILE THE PENINSULA VILLAGE STATUS UPDATE.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

C. DRAINAGE AGREEMENT – 4500 MARLOMA DRIVE

Recommendation: That the City Council authorize the appropriate City officials to execute the agreement with Steven D. Law and Mistine L. Conde-Law, homeowners at 4500 Marloma Drive.

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

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO AUTHORIZE THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE AGREEMENT WITH STEVEN D. LAW AND MISTINE L. CONDE-LAW, HOMEOWNERS AT 4500 MARLOMA DRIVE SUBJECT TO FINAL REVIEW OF THE TECHNICAL DOCUMENTS BY THE CITY ATTORNEY.

AYES: Addleman, Seamans, Zerunyan, Zuckerman

ABSENT: Mitchell

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 thanked MAYOR SEAMANS and the 50th Anniversary Committee for making the Taste of RHE such a success.

B. COUNCILMAN ADDLEMAN noted that the California Joint Powers Insurance Authority will be holding a workshop to discuss how to handle various cases.

C. MAYOR SEAMANS congratulated MAYOR PRO TEM ZERUNYAN on being appointed to Vice President of the California Contract Cities Association.

13. MAYOR AND COUNCIL ITEMS: (Continued) - 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.

B. MAYOR SEAMANS reported that she and City Manager Prichard attended a meeting with Corey Jackson, Representative for Senator Barbara Boxer.

- C. MAYOR SEAMANS noted that the City of Rancho Palos Verdes is supporting an effort against illegal guns and wished to agendaize this item for a future meeting.
- D. MAYOR SEAMANS announced a hazardous waste round-up scheduled for Saturday, May 19 at Rancho Palos Verdes City Hall.
- E. MAYOR SEAMANS announced several events scheduled for Saturday, May 5 beginning with the Mayor's Breakfast Ride at 8:00 a.m. at Chandler Park, the Scout Pancake Breakfast from 7:00-11:00 a.m., and a Concert in the Park from 12 noon to 5:30 p.m. both at Howlett Park.
- F. COUNCILMAN ADDLEMAN was sorry to report that former Rancho Palos Verdes Council Member John McTaggart is suffering from lung cancer.

14. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Pursuant to Government Code Section 54956.9(b)(1), there is significant exposure to litigation regarding responsibility for the repair and maintenance of a private drainage facility located at 4500 Marloma Drive.

APPROVED DRAINAGE AGREEMENT UNDER OLD BUSINESS – 10C.

15. ADJOURNMENT IN MEMORY OF THE 32 VICTIMS SLAIN LAST WEEK BY A STUDENT GUNMAN AT THE VIRGINIA TECH CAMPUS

At 10:00 p.m., MAYOR SEAMANS formally adjourned the City Council meeting to Tuesday, May 8, 2007 at 3:00 p.m. for the purpose of considering a report from Consultants MIG, Inc., and DKS regarding the Peninsula Village and for the purpose of conducting a joint meeting with the Planning Commission for initial review of the proposed development project at 655-683 Deep Valley Drive and 924-950 Indian Peak Road

Submitted by,

Approved by,

Hope J. Nolan
Deputy City Clerk

Douglas R. Prichard
City Clerk