

**MINUTES**

**CITY COUNCIL MEETING**

**SEPTEMBER 12, 2006**

A regular meeting of the City Council of the City of Rolling Hills Estates was called to order at 7:38 p.m. in the City Council Chambers, 4045 Palos Verdes Drive North, by MAYOR ZUCKERMAN.

**PLEDGE OF ALLEGIANCE**

MAYOR ZUCKERMAN 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  
Assistant City Manager Sam Wise  
Community Services Director Andy Clark  
Planning Director David Wahba  
Administrative Services Director Michael Whitehead

Others Present: Deborah Davis, Park and Activities Commission

**4. CEREMONIAL ITEMS**

NONE

**5. ROUTINE MATTERS**

**A. CITY COUNCIL MINUTES OF AUGUST 8, 2006**

COUNCILMAN ZERUNYAN moved, seconded by COUNCILMAN ADDLEMAN

TO APPROVE THE CITY COUNCIL MINUTES OF AUGUST 8, 2006 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR ZUCKERMAN SO ORDERED.

**B. DEMANDS AND WARRANTS – JULY-SEPTEMBER**

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM SEAMANS

TO APPROVE WARRANTS 40406 THROUGH 40489 IN THE AMOUNT OF \$122,097.68; SUPPLEMENTAL WARRANTS 40000 THROUGH 40194; 070106 THROUGH 070206 IN THE AMOUNT OF \$982,777.40; SUPPLEMENTAL WARRANTS 40195 THROUGH 40400; 080106 THROUGH 080206 IN THE AMOUNT OF \$811,227.30 FOR A GRAND TOTAL AMOUNT OF \$1,916,102.38 WITH PROPER AUDIT.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

**6. CONSENT CALENDAR**

COUNCILWOMAN MITCHELL moved, seconded by MAYOR PRO TEM SEAMANS  
TO APPROVE ITEMS A-G.

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. JULY 2006 SCHEDULE OF INVESTMENTS

RECEIVED AND FILED.

C. JUNE 2006 SCHEDULE OF INVESTMENTS

RECEIVED AND FIELD.

D. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED AUGUST 4, 2006

RECEIVED AND FILED.

E. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED AUGUST 11, 2006

RECEIVED AND FILED.

F. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED AUGUST 18, 2006

RECEIVED AND FIELD.

G. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED AUGUST 25, 2006

RECEIVED AND FILED.

THERE BEING NO OBJECTION, MAYOR ZUCKERMAN SO ORDERED.

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

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A. Marie Alessandra, 5041 Willow Wood, informed the COUNCIL that she was distressed at how her neighbor is handling his renovation project. It was noted that Zoning and Code Administrator Beall is investigating this matter.

**8. PUBLIC HEARINGS/MEETINGS**

NONE

**9. NEW BUSINESS**

A. PLANNING COMMISSION MINUTES OF SEPTEMBER 5, 2006

COUNCILMAN ZERUNYAN moved, seconded by MAYOR PRO TEM SEAMANS

TO RECEIVE AND FILE THE PLANNING COMMISSION MINUTES OF SEPTEMBER 5, 2006.

THERE BEING NO OBJECTION, MAYOR ZUCKERMAN SO ORDERED.

B. PARK AND ACTIVITIES COMMISSION MINUTES OF AUGUST 15, 2006

COUNCILWOMAN MITCHELL moved, seconded by MAYOR PRO TEM SEAMANS

TO RECEIVE AND FILE THE PARK AND ACTIVITIES COMMISSION MINUTES OF AUGUST 15, 2006.

THERE BEING NO OBJECTION, MAYOR ZUCKERMAN SO ORDERED.

C. PARK AND ACTIVITIES COMMISSION MINUTES OF SEPTEMBER 5, 2006

COUNCILMAN ZERUNYAN moved, seconded by MAYOR PRO TEM SEAMANS

TO RECEIVE AND FILE THE PARK AND ACTIVITIES COMMISSION MINUTES OF SEPTEMBER 5, 2006.

THERE BEING NO OBJECTION, MAYOR ZUCKERMAN SO ORDERED.

D. RESOLUTION ACCEPTING FUNDING FOR STORM DRAIN IMPROVEMENTS

Recommendation: That the City Council adopt Resolution No. 2116 requesting an allocation of payment of Highways through Cities funds.

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

1. RESOLUTION NO. 2116 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES REQUESTING AN ALLOCATION AND PAYMENT OF COUNTY HIGHWAYS THROUGH CITIES FUNDS.

MAYOR PRO TEM SEAMANS moved, seconded by COUNCILWOMAN MITCHELL

TO ADOPT RESOLUTION NO. 2116.

*City Manager Prichard read Resolution No. 2116 by title only.*

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

E. BUDGET AMENDMENTS

Recommendation: That the City Council approve the additional Year-End Expenditures and Revenues Budget Amendments for Fiscal Year 2005-06 and approve Expenditure and Revenue Adjustments for Fiscal Year 2006-07.

Administrative Services Director Whitehead provided a staff report (as per agenda material). He summarized the storm drain funding and confirmed authorization for a total of \$300,000 in Proposition C funding, \$400,000 in Highways through

Cities funding along with the existing \$500,000 general fund allocation previously approved.

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM SEAMANS

TO APPROVE THE ADDITIONAL YEAR-END EXPENDITURES AND REVENUE BUDGET AMENDMENTS FOR FISCAL YEAR 2005-06 AND APPROVE EXPENDITURE AND REVENUE ADJUSTMENTS FOR FISCAL YEAR 2006-07.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

F. CITY HALL TELECOMMUNICATION SYSTEM

Recommendation: That the City Council authorize the City Manager to execute an agreement between the City and Datanet Telesys Group for a digital telecommunications system with integrated voicemail with approval by the City Attorney.

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

MAYOR PRO TEM SEAMANS moved, seconded by COUNCILMAN ADDLEMAN

TO AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT BETWEEN THE CITY AND DATANET TELELSYS GROUP FOR A DIGITAL TELECOMMUNICATION SYSTEM WITH INTEGRATED VOICEMAIL WITH APPROVAL BY THE CITY ATTORNEY.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

G. REPLACEMENT AND PAINTING OF THREE-RAIL FENCING

Recommendation: That the City Council approve the bid documents for the replacement of approximately 1,445 linear feet and the painting of approximately 1,200 linear feet of existing three-rail wood fencing within the City's rights-of-way.

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

MAYOR ZUCKERMAN suggested securing the fencing with screws rather than nails in the future.

Community Services Director Clark noted that the homeowners' associations are welcome to "piggyback" onto the fencing contract if they wish. He noted that once the bids are in place with regards to price, he will send a letter to the homeowners' associations informing them of this offer.

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN MITCHELL

TO APPROVE THE BID DOCUMENTS FOR THE REPLACEMENT OF APPROXIMATELY 1,445 LINEAR FEET AND THE PAINTING OF APPROXIMATELY 1,200 LINEAR FEET OF EXISTING THREE-RAIL WOOD FENCING WITHIN THE CITY'S RIGHTS-OF-WAY.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

**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. MAYOR ZUCKERMAN

1. EQUESTRIAN COMMITTEE MINUTES OF AUGUST 28, 2006

THERE BEING NO OBJECTION, THE EQUESTRIAN COMMITTEE MINUTES OF AUGUST 28, 2006 WERE RECEIVED AND FILED.

MAYOR PRO TEM SEAMANS requested that discussion of the stable renovation project be agendized for the next meeting.

2. AMENDMENT TO THE CITY MANAGER EMPLOYMENT AGREEMENT

*Taken out of order for discussion after closed session.*

Following Closed Session, after reconvening in Open Session, COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM SEAMANS

TO APPROVE THE FOURTH AMENDMENT TO THE CITY MANAGER'S EMPLOYMENT AGREEMENT PROVIDING FOR A 5% SALARY ADJUSTMENT.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

B. COUNCILMAN ZERUNYAN

1. PENINSULA VILLAGE UPDATE

COUNCILMAN ZERUNYAN provided an update on the Peninsula Village Master Plan. He noted that the City has provided many public outreach meetings informing the community about upcoming major projects in the commercial district. He noted that when SCAG has completed their analysis of the commercial district, a presentation will be made to the COUNCIL as well as to the public possibly in conjunction with the Chamber of Commerce. It was also noted that the Draft EIR should be available within 30 days.

COUNCILMAN ZERUNYAN noted that an application was received from John Laing Urban which staff is presently reviewing for completeness. Planning Director Wahba noted that once the EIR is available, it will be placed on the City's website.

COUNCILMAN ZERUNYAN was pleased to report that the COUNCIL attended a groundbreaking ceremony for Silver Spur Court as it is the first mixed-use project in Peninsula Village with an estimated completion date of December 2007.

**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 agendaized for future consideration and/or make announcements of interest to the public.

A. COUNCILMAN ADDLEMAN noted that he has received calls from a few residents concerning coyotes in the canyon along Santa Bella Road. City Manager Prichard suggested that the public call Assistant to the City Manager Grammer for further information.

City Manager Prichard stated that an article will be placed in the newsletter and on the website on how to co-exist with these animals.

MAYOR ZUCKERMAN also commented that ticks are also a major concern as they carry Lyme disease. He cautioned the public to be very careful when walking along the trails.

B. MAYOR PRO TEM SEAMANS inquired as to the landscaping at the corner of Palos Verdes Drive North and Palos Verdes Drive East. Community Services Director Clark indicated that this project should be completed by the end of the week.

C. MAYOR PRO TEM SEAMANS suggested staff provide a quarterly report on the Community Center usage. COUNCILWOMAN MITCHELL suggested placing a reminder in the newsletter informing the public that this room is available.

D. MAYOR PRO TEM SEAMANS noted that there have been loose dogs running along Palos Verdes Drive North and expressed her concern that Animal Control is not responding to these kinds of problems where an address cannot be provided.

E. MAYOR PRO TEM SEAMANS referred to James Hume's article in the PV News and expressed her thoughts regarding business owners' concerns about the Peninsula Village Master Plan. It was noted that the City is working with the Chamber on this issue and will proceed from that standpoint.

F. MAYOR PRO TEM SEAMANS requested that dead vegetation at the former Union 76 Gas Station and Citibank sites need to be addressed. It was noted that this item was referred to the Zoning and Code Administrator for follow-up.

G. COUNCILMAN ZERUNYAN reminded the public that peafowl are a protected species and to be very cautious when encountering them in the Dapplegray neighborhood.

**14. CLOSED SESSION**

A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
(Pursuant to Government Code Section 54956.9)

Property: Public Right-of-Way on Hawthorne Boulevard  
Palos Verdes Drive North and Silver Spur Road

City Negotiator: Assistant City Manager Sam Wise  
City Attorney Kristin Pelletier

Negotiating Parties: City and Patrick Ryan (NextG)

Under Negotiation: Proposed Lease/Use Agreement for Public Right-of-Way

*DEFERRED TO THE NEXT MEETING.*

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

1. QUARTERLY CITY MANAGER PERFORMANCE EVALUATION

DIRECTED STAFF TO BRING BACK REPORTS ON A VARIETY OF ISSUES  
FOR COUNCIL CONSIDERATION.

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At 9:03 p.m., the CITY COUNCIL convened into closed session.

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At 11:15 p.m., the COUNCIL reconvened with MAYOR ZUCKERMAN,  
MAYOR PRO TEM SEAMANS, COUNCILMAN ADDLEMAN,  
COUNCILWOMAN MITCHELL and COUNCILMAN ZERUNYAN present.

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**15. ADJOURNMENT IN REMEMBRANCE OF THOSE HEROES, SURVIVORS AND  
FATALITIES IN THE 9/11 TRAGEDY**

At 11:15 p.m., MAYOR ZUCKERMAN formally adjourned the City Council meeting to  
Tuesday, September 26, 2006 at 7:30 p.m.

Submitted by,

Approved by,

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Hope J. Nolan  
Deputy City Clerk

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Douglas R. Prichard  
City Clerk