

**TORRANCE CITY COUNCIL AGENDA
MAY 5, 2009
ADJOURNED REGULAR MEETING
7:00 P.M. - REGULAR BUSINESS BEGINS
IN COUNCIL CHAMBERS AT 3031 TORRANCE BL.**

OPENING CEREMONIES

1. CALL MEETING TO ORDER

ROLL CALL: Mr. Barnett, Mr. Brewer, Mr. Furey, Mr. Numark,
Ms. Rhilinger, Mr. Sutherland, Mayor Scotto

STUDENTS AND GOVERNMENT DAY PARTICIPANTS

Paige Aguirre, Sam Antell, Ruth Barry, Trevor Bellenfant, Sharon Chen, Kyla Diekmann, Kimberly Dung, Brittany Grewell, Chelsie Hodges, Lauren Hugo, Andrew Korshavn, Wyatt Matern, Emily McBeth, Sagar Mittal, Cristal Plantt, Shiloh Schatzkamer, Lynn Song, Jacklyn Suarez, Lauren Sullivan, Zareen Thakor, Duyen Tran, and William Wright

2. FLAG SALUTE:

NON SECTARIAN INVOCATION:

The Courts have concluded that sectarian prayer as part of City Council meetings is not permitted under the Constitution.

CLERK NOTE: ITEMS 3 AND 4 WILL BE CONSIDERED OUT OF ORDER AFTER COMMUNITY MATTERS:

3. REPORT OF THE CITY CLERK ON THE POSTING OF THE AGENDA.

The agenda was posted on the Public Notice Board at 3031 Torrance Blvd on Thursday/, April 23, 2009 /s/ Sue Herbers

MOTION TO WAIVE FURTHER READING OF RESOLUTIONS OR ORDINANCES AFTER NUMBER & TITLE

See Council Rules of Order Section 2.11 (Resolution 2006-65)

4. ANNOUNCEMENT OF WITHDRAWN OR DEFERRED ITEMS

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS:

Exxon Mobil Torrance Refinery Monthly Community Alert Siren testing Wednesday, May 6 @ approx. 11:30 a.m. For more information contact ExxonMobil at (310) 212-4756	BUDGET WORKSHOPS/PUBLIC HEARINGS: TUESDAYS, JUNE 2 AND JUNE 9 8 AT 7:00 P.M. CITY COUNCIL CHAMBERS
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COUNCIL MEETING INFORMATION

All council meetings are open to the public. Oral Communications #1 is set aside after Community Matters for the public to have three minutes to address the City Council on any matter not on the agenda. Speakers may sign up at the podium prior to the meeting. An additional Oral Communications period follows the regular business of the City Council. No speaker under Oral Communications may speak more than one time per meeting.

Those who wish to speak on any matter on the agenda are asked to complete a "Request to Speak" card (available at the back of the Council Chamber) and deposit in the box on the podium before addressing the City Council.

Direct other questions or concerns to the City Council (618-2801), City Manager (618-5880) or individual department head prior to submission to the City Council. Parties will be notified if the complaint will be included on a subsequent agenda.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Manager's office at 618-5880. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28CFR35.102-35.104 ADA Title II].

NOTICE OF THE REDEVELOPMENT AGENCY

At the time Council convenes or as soon thereafter as Council business can be disposed of, the City Council will take a recess without leaving their seats and meet as the Redevelopment Agency of the City of Torrance. As soon as the meeting of the Redevelopment Agency adjourns, the City Council will reconvene as the City of Torrance.

AGENDA REVIEW

Complete Council agendas are available for review at City Hall in the Office of the City Clerk and in all public libraries during all normal business hours as well as on City of Torrance Home Page - www.torrnet.com. Materials related to an item on the agenda submitted to the Council or Redevelopment Agency after distribution of the agenda packet are available for public inspection in the City Clerk's office at 3031 Torrance Blvd. during normal business hours. Such documents are also available on the City of Torrance website at www.torrnet.com subject to staff's availability to post the documents before the meeting. A brief description of each Council item is also available 24 hours day on CitiCABLE Channel 3.

CITICABLE SCHEDULE AND HOMEPAGE LIVE AUDIO/VIDEO

City Council meetings are cablecast live Tuesdays in CitiCABLE Channel 3 and CitiSOUNDS AM 1620. Meetings are replayed Wednesday and Thursday at 10:00 p.m. and Friday, Saturday and Sunday at 10:00 a.m., 3:00 p.m. and 8:00 p.m. on Channel 3. NOTE: if the meeting is over five (5) hours, the Friday, Saturday and Sunday replay schedule is 10:00 a.m. and 6:00 p.m. To watch live streaming and past Council meetings, log on to CitiNET at www.torrnet.com.

MEETINGS

Unless adjourned to another time or location the Torrance City Council meets every Tuesday in the City Hall Council Chamber at 3031 Torrance Blvd., at 5:30 p.m. for an executive session with the regular business commencing no earlier than 7:00 p.m. Holidays falling on a Tuesday, 5th Tuesday of the month or Tuesday following a Monday holiday may be dark.

CITY HALL HOURS OF OPERATION

**Monday - Friday from 7:30 a.m. to 5:30 p.m.
with offices closed alternate Fridays.
City Hall will be CLOSED:
Friday, May 8
Friday, May 22
Memorial Day, Monday, May 25**

6. COMMUNITY MATTERS

- 6A. **Proclamation** declaring May 9 as **Fire Service Day** in the City of Torrance.
- 6B. **Proclamation** declaring May 9 as **Letter Carrier Food Drive Day** in the City of Torrance.
- 6C. **Proclamation** declaring May 3 through May 9 as **Municipal Clerk's Week** in the City of Torrance.
- 6D. **Proclamation** declaring May 11 through May 15 as **Bike to Work Week**, in the City of Torrance and encouraging all commuters to participate in helping to reduce traffic and improve air quality by riding bikes on Thursday, May 14, 2009.

7. ORAL COMMUNICATIONS #1 (Limited to a 30 minute period)

Comments on this portion of the agenda are limited to items not on the agenda and to no longer than 3 minutes per speaker. Speakers under Orals are limited to either Oral Communications #1 or Oral Communication #2. Under the provisions of the Brown Act, the legislative body is prohibited from taking action or engaging in discussion on any item not appearing on the posted agenda.

8. CONSENT CALENDAR

Matters listed under the Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Calendar and considered separately.

8A. General Services – Authorize sale of surplus/obsolete vehicles.

Recommendation of the General Services Director that City Council:

- 1) Authorize the sale of five (5) surplus/obsolete vehicles/equipment to the Torrance Unified School District (TUSD) for a total of \$7,576; and
- 2) Authorize Ken Porter Auctions of Gardena, CA to facilitate the sale of twenty-three (23) surplus/obsolete vehicles/equipment.

8B. City Treasurer – Accept and file March 2009 monthly investment report.

Recommendation of the City Treasurer that City Council accept and file the monthly investment report for the month of March 2009.

8C. Public Works – Approve request for assignment of agreement for consulting services for Well #9 in McMaster Park. Expenditure: None.

Recommendation of the Public Works Director that City Council approve a request for the assignment of agreement with Boyle Engineering, Inc. (C2008-012) to AECOM USA, Inc. for consulting services for Well #9 in McMaster Park.

8D. City Manager – Accept donation of property from Chevron U.S.A., Inc. located at corner of Madrona Avenue and Sepulveda Boulevard.

Recommendation of the City Manager that City Council authorize the Mayor to execute and the City Clerk to attest to a revised grant deed with use restrictions from Chevron U.S.A. Inc. to the City of Torrance for property located at the corner of Madrona Avenue and Sepulveda Boulevard for inclusion into the Madrona Marsh preserve (APN 7359-002-031).

8E. City Attorney – Approve contracts for independent counsel. Expenditure: \$76,000.

Recommendation of the City Attorney that City Council approve four contract amendments with the law firm of Liebert Cassidy Whitmore (C2007-064, C2008-168, C2008-211, and C2008-212), for independent counsel, in an additional amount of \$76,000.

8. CONSENT CALENDAR (Continued)

8F. City Attorney – Approve fee amendment for legal services. Expenditure: \$35,000.

Recommendation of the City Attorney that City Council approve an amendment to fee agreement with the law firm of Rutan & Tucker (C2008-234) to provide legal services to the City with regard to eminent domain acquisitions for the Del Amo Extension project for an additional \$35,000 for a total contract amount not to exceed \$70,000.

10. PLANNING AND ECONOMIC DEVELOPMENT

10A. Community Development – Adopt RESOLUTIONS reflecting City Council decision to deny a Precise Plan of Development, a Waiver, and a Division of Lot on properties located in the Hillside Overlay District of the R-1 Zone at 23719 Susana Avenue and APN#7531-016-050.

Recommendation of the Community Development Director that City Council adopt RESOLUTIONS reflecting City Council decision at the April 14, 2009 meeting to deny a Precise Plan of Development to allow the construction of a new two-story residence in conjunction with a Waiver to exceed the maximum height of the residence and retaining walls and a Division of Lot for a lot line adjustment on properties located in the Hillside Overlay District of the R-1 Zone at 23719 Susana Avenue and APN#7531-016-050.

PRE08-00029, WAV08-00013 AND DIV08-00011: IGOR NASTASKIN

10B. Community Development – Adopt RESOLUTION reflecting City Council decision to deny a Minor Hillside Exemption on property located within the Hillside Overlay District in the R-1 Zone at 4921 Bindewald Road.

Recommendation of the Community Development Director that City Council adopt a RESOLUTION reflecting City Council decision at the April 21, 2009 meeting to deny a Minor Hillside Exemption to allow the retention and completion of a partially built detached accessory structure with a roof deck and a series of retaining walls that create access to the detached structure located to the rear of the existing residence on property located within the Hillside Overlay District in the R-1 Zone at 4921 Bindewald Road.

MIS08-00131: HANI AND KHATOUN ISSA

12. ADMINISTRATIVE MATTERS

12A. Finance and Governmental Operations Committee – 2nd Quarter 2008-2009 Budget Review.

Recommendation of the Finance and Governmental Operations Committee that City Council:

- 1) Accept and file the Second Quarter 2008-09 Budget Review Report;
- 2) Accept the City Treasurer's Investment Report; and
- 3) Approve program modifications for the following departments: City Manager's Office/Cable Television, Community Development and Public Works.

12B. City Manager – Adopt RESOLUTION pursuant to Memorandum of Understanding setting forth hours, wages and working conditions for Torrance Fire Chief Officers Association. Expenditure: 2.79% Year 1, 2.71% Year 2, and 3.0% Year 3 of contract; 1.21% education incentive Year 1 and 0.79% health Year 1, for a total net package cost to the General Fund of 10.5% over 33 months.

Recommendation of the City Manager that City Council adopt a RESOLUTION pursuant to a Memorandum of Understanding setting forth hours, wages and working conditions for employees represented by the Torrance Fire Chief Officers Association (TFCOA) for the period April 26, 2009 to December 31, 2011 and repealing Resolution No. 2005-105.

12. ADMINISTRATIVE MATTERS (Continued)

12C. General Services – Award contract for construction of One Stop Permit Center. Expenditure: \$1,166,080.

Recommendation of the General Services Director that City Council:

- 1) Reject the bid received from California Averland Construction Inc. as non-responsive and the bidder as not-responsible per the Torrance Municipal Code (TMC);
- 2) Award a contract to Avi-Con Inc. dba CA Construction for \$843,000 with a 10% contingency of \$84,300 for the One Stop Permit Center (FEAP #295)
- 3) Approve a 10% project management fee of \$84,300; and
- 4) Approve \$25,000 for Engineering Services, \$108,180 for Communications, and \$21,300 for Direct Digital Controls (DDC).

17. ORAL COMMUNICATIONS #2 Staff & Public Comments

Council order - Numark Rhilinger Sutherland Barnett Brewer Furey

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18. EXECUTIVE SESSION

City Council Closed Session

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(California Government Code § 54956.9[a]):

- 1) ABC Solar Incorporated & Bradley L. Bartz v. City of Torrance
LASC Case No. SB09C01172

B. REAL PROPERTY - CONFERENCE WITH REAL PROPERTY NEGOTIATOR

(California Government Code § 54956.8):

- 1) Property: Dow Chemical Company
305 Crenshaw Boulevard, Torrance, CA 90503
Agency Negotiator: LeRoy J. Jackson
Negotiating Parties: City of Torrance and Dick Bouton, Plant Manager
Under Negotiation: Price and terms of acquisition
- 2) Property: 2909 Pacific Coast Highway, Torrance, CA 90505
Agency Negotiator: LeRoy J. Jackson
Negotiating Parties: City of Torrance and Mark Sachs, Area Vice President, DCH Auto Group
Under Negotiation: Terms and conditions of lease
- 3) Property: 2955 Pacific Coast Highway, Torrance, CA 90505
Agency Negotiator: LeRoy J. Jackson
Negotiating Parties: City of Torrance and Mark Sachs, Area Vice President, DCH Auto Group
Under Negotiation: Terms and conditions of lease
- 4) Property: PPG Industries
465 Crenshaw Boulevard, Torrance, CA 90503
APN 352-002-008
Agency Negotiator: LeRoy J. Jackson
Negotiating Parties: City of Torrance and Richard Marks, PPG Industries
Under Negotiation: Price and terms of payment for purchase of property

19. ADJOURNMENT

19A. Adjourn City Council to Tuesday, May 12, 2009, at 5:30 p.m. for an executive session, with regular business commencing at 7:00 p.m.



Sue Herbers, City Clerk

"If we are to reach real peace in this world ... we shall have to begin with the children." — Mohandas Gandhi

ALL BIDS MUST BE RECEIVED IN THE CITY CLERK'S OFFICE BY 2:00 P.M., BIDS WILL BE OPENED IN THE COUNCIL CHAMBERS AT 2:15 P.M.		
BIDS	DESCRIPTION	OPENING DATE
RFP B2009-07	Request for Proposal for the Implementation of the Transit Operations Management (TOM) System for the City of Torrance Transit Department (Torrance Transit System) Pre-bidders conference was held February 11 at Torrance Transit Center Department. Questions may be referred to Derick Mahome at 310.618.6266.	Thursday March 26, 2009 April 23, 2009 May 7, 2009
B2009-15	Bid for boiler replacement at the Torrance Cultural Arts Center and Katy Geissert Civic Center Library Mandatory job walk Tuesday, April 21 at 10:00 a.m. starting at the Katy Geissert Civic Center Library, 3301 Torrance Boulevard. Plans and specifications may be obtained for \$10 if picked up at the City Clerk's Office, or \$20 if requested by mail. Questions may be referred to Diane Megerdichian at 310.781.7151.	Thursday May 7, 2009
B2009-16	Bid for replacement of air conditioning units at Bartlett Senior Center Mandatory job walk Wednesday, April 29 at 10:00 a.m. at Bartlett Senior Center, 1318 Cravens Avenue. Plans and specifications may be obtained for \$10 if picked up at the City Clerk's Office, or \$20 if requested by mail. Questions may be referred to Diane Megerdichian at 310.781.7151.	Thursday May 21, 2009
B2009-17	Bid for Police Department accessibility upgrades Mandatory job walk Tuesday, May 5 at 10:00 a.m. located at Torrance Police Department, 3300 Civic Center Drive. Plans and specifications may be obtained for \$35 if picked up at the City Clerk's Office, or \$45 if requested by mail. Questions may be referred to Diane Megerdichian at 310.781.7151.	Thursday May 28, 2009
B2009-18	Bid to provide personnel to clean buses for the City of Torrance Transit Department (Torrance Transit System) Mandatory pre-bid meeting on Thursday, April 23 at 2:00 p.m. located at Torrance Transit System, 20500 Madrona Avenue. Questions may be referred to Eddie Harris at 310.618.3020.	Thursday May 7, 2009
B2009-20	Bid for rehabilitation of T-1 Vault Upgrades, CIP No. I-104 Plans and specifications may be obtained for \$40 if picked up at City Clerk's Office, or \$50 if requested by mail. Questions may be referred to John Dettle at 310.781.6900.	Thursday May 14, 2009
B2009-22	Bid to furnish (3) latest production year Honda Accord EX V-6 Sedans Questions may be referred to Felice Fromm at 310.618.5820.	Thursday May 14, 2009

City Hall will be closed:

Friday, May 8

Friday, May 22

Memorial Day, Monday, May 25

