

I N D E XCity Council - December 18, 1979

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Executive Session re: pending litigation

Adjourned at 8:35 P.M. to Tuesday, January 8, 1980,  
at 7:00 P.M.

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December 18, 1979

MINUTES OF A REGULAR MEETING  
OF THE TORRANCE CITY COUNCIL

OPENING CEREMONIES:

1. CALL TO ORDER:

The Torrance City Council convened in a Regular Meeting on Tuesday, December 18, 1979, at 5:30 P.M. in the Council Chambers at Torrance City Hall.

2. ROLL CALL:

Present: Councilmembers Applegate, Geissert, Rossberg, Walker, Wilson and Mayor Armstrong. Councilman Brown arrived at 5:45 P.M. Absent: None.

Also present: City Manager Ferraro, City Attorney Remelmeyer and Deputy City Clerk Babb. Absent: City Clerk Nelson, City Treasurer Rupert.

3. FLAG SALUTE:

Sr. Associate Transportation Engineer Collins led in the salute to the flag.

4. INVOCATION:

The invocation was given by Pastor George Detor, St. Andrew's Episcopal Church.

STANDARD MOTIONS:

5. APPROVAL OF MINUTES:

Councilman Applegate moved to approve the minutes of November 20, 1979, as recorded. His motion was seconded by Councilwoman Geissert, and roll call vote was unanimously favorable (Councilman Brown had not yet arrived at the meeting).

6. MOTION TO WAIVE FURTHER READING:

Councilman Applegate moved that after the City Clerk has assigned a number and read title to any resolution or ordinance on tonight's agenda, the further reading thereof be waived, reserving and guaranteeing to each Councilmember the right to demand the reading of any such resolution or ordinance in regular order. The motion was seconded by Councilwoman Geissert, and roll call vote was unanimously favorable (Councilman Brown had not yet arrived at the meeting).

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7. COUNCIL COMMITTEE MEETINGS:Community Planning:

December 20th - 5:00 P.M. re: low and moderate income housing.

8. COMMUNITY MATTERS:8a. INTERVIEWS FOR COMMISSION VACANCIES.RECOMMENDATION OF CITY CLERK:

That the City Council fix a time and date to interview current commissioners and new applicants for vacancies. To allow time to place a public notice in the Daily Breeze to advertise vacancies, we would suggest that the date be set for January 15, 1980, 5:30 P.M.

MOTION: Councilman Applegate moved to concur with the above stated recommendation of the City Clerk. His motion was seconded by Councilman Rossberg; there were no objections, and it was so ordered.

8b. PROCLAMATION - "Will you be next?" (Los Angeles County Peace Officers Association)  
So proclaimed by Mayor Armstrong.

9. LIBRARY/PARK AND RECREATION MATTERS:

9a. AWARD OF CONTRACT - Night Lighting at Torrance and El Nido Parks.

RECOMMENDATION OF ACTING PARK AND RECREATION DIRECTOR:

That your Honorable Body award the contract for the night lighting at Torrance and El Nido Parks to Steiny and Company, Inc., and that you appropriate \$9,000 to cover the additional costs necessary to complete the Torrance Park project from the Park and Recreation Facilities Fund.

Councilman Rossberg indicated his concerns in this matter -- separate bids would have been preferable, noting that Dewco General Contractors are the low bidder in the case of Torrance Park, and further noting the position of Steiny and Company that they cannot accept a contract for El Nido Park only for the reason that "we have made an error", per their December 12, 1979 communication (of record) written the day after the bids were opened. The following action resulted:

MOTION: Councilman Rossberg moved that Dewco General Contractors be granted the Torrance Park bid on the basis that they were the low bidder. The motion was seconded by Councilman Applegate.

Councilman Applegate indicated concurrence with Councilman Rossberg's remarks, and further stated that he challenged the validity of Steiny's excuse and could not accept same.

Roll call vote was unanimously favorable.

MOTION: Councilman Applegate moved to accept the low bid of Steiny and Company in the matter of lighting for El Nido Park -- if, in fact, the low bid contractor refuses to accept the job in the established time period, then the second low bid is to be accepted. The motion was seconded by Councilman Rossberg, and roll call vote was unanimously favorable.

10. TRANSPORTATION/PUBLIC WORKS MATTERS:

10a. ORDINANCE increasing speed limit on Redondo Beach Boulevard.

ORDINANCE NO. 2941

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTION 61.10.4 OF ARTICLE 10 OF DIVISION 6 OF THE TORRANCE MUNICIPAL CODE RELATING TO FORTY MILES PER HOUR SPEED LIMIT FOR STREETS IN THE CITY OF TORRANCE

Councilman Wilson moved for the approval of Ordinance No. 2941 at its first reading. His motion was seconded by Councilwoman Geissert, and roll call vote was unanimously favorable.

10b. RESOLUTION re: Retention of Consultant for Del Amo Boulevard Improvement.

RESOLUTION NO. 79-237

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST THAT CERTAIN AGREEMENT BETWEEN THE CITY AND TIERRA ENGINEERING COMPANY FOR CONSULTANT SERVICES (DEL AMO BOULEVARD BETWEEN ANZA AVENUE AND HENRIETTA STREET)

Councilman Applegate moved for the adoption of Resolution No. 79-237. His motion was seconded by Councilman Brown; roll call vote was unanimously favorable.

City Engineer Weayer noted that the existing contract does not have the regular insurance phrase; the contract has been appropriately amended to incorporate this standard insurance phrase. So recorded for the record.

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The Annual Report for the Park and Recreation Commission was formally presented by its Chairman, Mrs. Dee Hardison. This Report was gratefully accepted by the Council.

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10c. CONSIDERATION OF PROTECTIVE DEVICES ON VISTA MONTANA.

RECOMMENDATION OF ENGINEERING/DEPARTMENT OF TRANSPORTATION:  
That guardrails and other similar protective devices NOT be installed on Vista Montana.

RECOMMENDATION OF TRAFFIC COMMISSION:  
Installation of 450 feet of guardrail along Vista Montana (Option 1).

Staff presentations were provided by Director of Transportation Horkay and Sr. Associate Transportation Engineer Collins.

MOTION: Councilman Walker moved to concur with the recommendation of the Engineering and Transportation Departments. The motion was seconded by Councilman Rossberg.

Prior to roll call vote on the motion, Council discussion was directed to the matter of hedge and sidewalk vs. sidewalk, hazardous conditions, etc.

A SUBSTITUTE MOTION was offered by Councilman Brown: That the Council adopt the recommendation of the Traffic Commission, with the understanding that Staff would review the issue of putting the guardrail in such a way as not to disturb the sidewalk -- to be returned to the Council if problems arise. The substitute motion was seconded by Councilwoman Geissert.

Discussion resumed -- considered were traffic priorities in other areas of the City, alternatives, etc.

Mr. and Mrs. Glenn Leitner, 4168 Vista Largo, (also speaking for Mr. and Mrs. Bill Rearick, 4161 Vista Montana) stressed the need for guardrail at this location -- their recent experience of having a car land in their swimming pool was graphically described by Mr. Leitner.

It was the ultimate consensus of the Council that the guardrail was needed and that the installation of same should provide maximum effectiveness.

Roll call vote on the substitute motion was unani-  
mously favorable.

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At 6:35 P.M. Mayor Armstrong ordered a recess for the purpose of refreshments -- punch and Councilwoman Geissert's traditional delicious fruit cake -- served by members of the Rose Float Association and Mrs. Geissert in honor of the holiday season.

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The Council returned at 6:55 P.M. to consider:

10d. CONTRACT REFUSE DISPOSAL SERVICES RE: USE OF TRANSFER STATION FACILITY.

RECOMMENDATION OF TRANSFER STATION STUDY TEAM:

That your Honorable Body take the following action:

1. Proceed with scheduling a Council Workshop meeting for the purpose of evaluating and awarding a contract for transfer station refuse disposal services in accordance with contract provisions recommended by Staff.
2. Authorize Staff to continue to monitor and assess the long term alternatives which may become available to the City in the future.

Noted was the meeting of the County Sanitation District early in 1980, and it was recommended that this matter be held until their decision has been made.

MOTION: Councilman Wilson moved to hold Item 10d. until the Council meeting of January 8, 1980. The motion was seconded by Councilman Brown, and roll call vote was unanimously favorable.

12. PLANNING AND ZONING MATTERS:

- 12a. ORDINANCE deleting Code provisions which permit rest homes, convalescent homes, nursing homes and the like in R-1 and R-2 zones. (SECOND FIRST READING)

ORDINANCE NO. 2940

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE DELETING CERTAIN PROVISIONS OF SECTION 95.3.9 OF THE TORRANCE MUNICIPAL CODE WHICH PERMIT REST HOMES, CONVALESCENT HOMES, NURSING HOMES AND THE LIKE IN R-1 AND R-2 ZONES AND REPEALING EMERGENCY ORDINANCE NO. 2937 RELATING TO THE SAME MATTER

Councilman Walker moved for the adoption of Ordinance No. 2940 at its second first reading; motion seconded by Councilwoman Geissert; roll call vote unanimously favorable. City Council  
5. December 18, 1979

15. HEARINGS:

15a. RESOLUTION authorizing UMTA Capital Grant Application for Seven Buses.

An Affidavit of Publication was presented by Deputy City Clerk Babb, and it was ordered filed, there being no objection.

Mayor Armstrong announced that this was the time and place for the subject public hearing, and inquired if anyone wished to be heard. There was no response.

Councilman Applegate moved that the hearing be closed. His motion was seconded by Councilman Brown, and roll call vote was unanimously favorable.

At the request of Mayor Armstrong, Deputy City Clerk Babb assigned a number and read title to:

RESOLUTION NO. 79-238

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO FILE AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A MASS TRANSPORTATION CAPITAL IMPROVEMENT GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED

Councilman Wilson moved for the adoption of Resolution No. 79-238. His motion was seconded by Councilwoman Geissert, and roll call vote was unanimously favorable.

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17. ADMINISTRATIVE MATTERS:17a. ORDINANCE regulating Blight-Inducing Enterprises.ORDINANCE NO. 2942

AN ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF TORRANCE AMENDING SECTIONS 92.33.1  
AND 92.33.2 OF THE TORRANCE MUNICIPAL CODE  
RELATING TO BLIGHT-INDUCING ENTERPRISES

Councilwoman Geissert moved for the approval of Ordinance No. 2942 at its first reading. Her motion was seconded by Councilman Walker, and roll call vote was unanimously favorable.

17b. ORDINANCE re: Narcotics Paraphernalia.ORDINANCE NO. 2943

AN ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF TORRANCE ADDING ARTICLE 11 TO  
CHAPTER 5 OF DIVISION 4 OF THE TORRANCE  
MUNICIPAL CODE TO REQUIRE BUSINESS  
PROPRIETORS TO EXCLUDE MINORS FROM ANY  
ROOM WHERE NARCOTICS PARAPHERNALIA FOR  
THE CONSUMPTION OF ANY CONTROLLED SUB-  
STANCE IS DISPLAYED

Councilman Walker moved for the approval of Ordinance No. 2943 at its first reading; his motion was seconded by Councilman Rossberg.

Councilman Applegate pointed out the critical need for appropriate legislation in this matter -- draft legislation will be prepared by City Attorney Remelmeyer.

Roll call vote on Councilman Walker's motion was unanimously favorable.

17c. TERMS OF COMMISSIONERS:

Following review and discussion, the following action was taken by the Council:

MOTION: Councilman Walker moved to approve ORDINANCE "B", with the following modifications: Section 13.1.2, line 13, revised to state: "...shall serve for more than two consecutive full terms."; further, add, "After a period of two years following termination of a person's service on a Commission, he or she may be reappointed to that same Commission." The motion was seconded by Councilman Rossberg, and roll call vote was unanimously favorable.

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17d. FUNDING FOR HANDICAPPED RECREATIONAL PROGRAMS AND BUDGET TRADE-OFFS IN THE DEPARTMENT OF TRANSPORTATION.

RECOMMENDATION OF FINANCE AND GOVERNMENTAL OPERATIONS COMMITTEE:

That the City Council act on the following:

1. Concur with Staff's recommendation regarding funding provisions for recreational program needs of the handicapped.
2. Approve the recommendation from the Director of Transportation for budget cutback trade-offs to minimize adverse operating impact.

Committee findings were reviewed by Councilman Wilson.

MOTION: Councilman Wilson moved to adopt the above stated recommendations of the Finance and Governmental Operations Committee. The motion was seconded by Councilman Applegate; roll call vote was unanimously favorable.

17e. RESOLUTION re: Zaharis Property Acquisition - Downtown Redevelopment Project.

RESOLUTION NO. 79-239

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADVANCING THE SUM OF \$89,538.50 FROM THE GENERAL FUND RESERVE FOR REDEVELOPMENT ACTIVITIES TO THE REDEVELOPMENT AGENCY OF THE CITY OF TORRANCE FOR THE ACQUISITION OF THE ZAHARIS PROPERTY LOCATED AT 1315 CABRILLO AVENUE IN THE DOWNTOWN REDEVELOPMENT PROJECT

Councilwoman Geissert moved for the adoption of Resolution No. 79-239. Her motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

18. SECOND READING ORDINANCE.

18a. ORDINANCE NO. 2940 re: rest homes, convalescent homes, nursing homes and the like in R-1 and R-2 zones.

Withdrawn from the agenda.

19. MATTERS NOT OTHERWISE CLASSIFIED:

19a. ORDINANCE re: License Tax - Coin-Operated Machines.

ORDINANCE NO. 2944

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTIONS 33.5.7, 33.5.8, 33.5.9 AND 33.5.11 AND ADDING SECTION 33.5.12 TO THE TORRANCE MUNICIPAL

CODE CHANGING THE AMOUNT OF LICENSE  
TAX FOR COIN-OPERATED MACHINES; AND  
DECLARING THE PRESENCE OF AN EMERGENCY

Councilman Wilson moved for the adoption of Emergency Ordinance No. 2944 at its first and only reading. His motion was seconded by Councilwoman Geissert, and roll call vote was unanimously favorable.

ORDINANCE NO. 2945

AN ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF TORRANCE AMENDING SECTIONS 33.5.7,  
33.5.8. 33.5.9 AND 33.5.11 AND ADDING  
SECTION 33.5.12 TO THE TORRANCE MUNICIPAL  
CODE CHANGING THE AMOUNT OF LICENSE TAX  
FOR COIN-OPERATED MACHINES; AND REPEALING  
EMERGENCY ORDINANCE NO. 2944

Councilwoman Geissert moved for the approval of Ordinance No. 2945 at its first reading. Her motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

19b. ORDINANCE re: clean-up deposit for Christmas tree and pumpkin lots.

MOTION: Councilman Rossberg moved that Item 19b. be referred to the Planning Commission. The motion was seconded by Councilman Applegate; roll call vote was unanimously favorable.

20. ROUTINE MATTERS:

20a. AWARD OF CONTRACT - Purchase of 1 Tow-Type Asphalt Paver  
Ref. Bid #B79-68 Expenditure: \$15,900.00

RECOMMENDATION OF PURCHASING SUPERVISOR/BUYER:

That your Honorable Body approve the award of a contract to Golden State Equipment Company for the purchase of one tow-type Layton D-550 asphalt paver in the total amount of \$15,900.00, including tax.

20b. AWARD OF ANNUAL CONTRACT - Furnishing Contracted Bus Interior Cleaning Services - Ref. Bid B79-79  
Expenditure: \$18,807.36

RECOMMENDATION OF PURCHASING SUPERVISOR/BUYER:

That your Honorable Body accept the bid submitted by Bekins Building Maintenance and award them a contract for the required bus interior cleaning services in the total amount of \$18,807.36 per year.

- 20c. AWARD OF CONTRACT - Storm Drain in Arlington Avenue from Border Avenue to Sartori Avenue (B79-76).

RECOMMENDATION OF ENGINEERING DEPARTMENT:

That the contract be awarded to BURCH ENGINEERING CONSTRUCTION and all other bids be rejected.

MOTION: Councilman Applegate moved to concur with Staff recommendations on agenda items 20a, 20b and 20c. His motion, seconded by Councilman Rossberg, was unanimously approved by roll call vote.

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At 7:35 P.M. the Council recessed, and reconvened as the Redevelopment Agency, returning to its agenda at 7:40 P.M.

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22. ORAL COMMUNICATIONS:

22a. City Manager Ferraro reported on the status of discussions pertaining to the incorporation of reference to Torrance in certain shopping center advertising -- store owners have indicated a spirit of cooperation in this matter.

22b. On behalf of Staff and Management, City Manager Ferraro extended sincere good wishes to the Council for a Merry Christmas and a Happy New Year.

Best wishes to Police Chief Nash for a speedy recovery were also expressed by Mr. Ferraro.

22c. Councilman Applegate likewise extended happy holiday wishes, and expressed appreciation for the quality of Staff support in 1979. The Council unanimously concurred in these sentiments.

22d. Councilman Applegate thanked the Mayor for his recent communiton to the Daily Breeze -- it expressed the unanimous viewpoint of the Council and was much appreciated.

22e. Councilman Brown noted forthcoming presentation by Staff re: ATE Study where the following position will be taken:

1. Leave the institutional arrangements alone;
2. That larger maitenance facilities be built, with an agreement that Torrance would do Gardena's heavier maintenance;
3. Some minor route changes.

Director of Transportation Horkay noted the offer of the Council Transportation Committee to meet with a similar committee of the Gardena City Council to work out maintenance facility arrangements and minor route changes. Also noted by Mr. Horkay was the fact that Torrance would be willing to either contract with Gardena for the heavy maintenance or provide a floor space leasing arrangement for them to do their own maintenance.

22f. Councilman Rossberg commended the display of flags expressing sympathy for Iranian hostages,

22g. Councilman Rossberg praised Staff efforts in the matter of eliminating undesirable newsracks located in front of Moskatel's on Pacific Coast Highway.

22h. Councilman Walker requested that Staff investigate the merits of placing an effective marquee sign on the triangular piece of property on Hawthorne Boulevard at Sepulveda, rather than the Benstead Plunge corner.

22i. Councilman Wilson recommended that Staff continue to closely watch and advise regarding the City's fiscal position, particularly in light of pending Jarvis legislation.

22j. Mayor Armstrong announced that Mr. Ben Haggott has been elected Vice Chairman of the Metropolitan Water District -- an acknowledgement of his many talents, per the Mayor.

22k. Mayor Armstrong joined in extending his best wishes for a Merry Christmas and a prosperous New Year and in commending Staff- a Staff second to none; this includes every City employee and is in appreciation of the fine image they project of the City of Torrance.

The Mayor also conveyed a "thank you" to the Council for its attendance, performance, diligence, and integrity.

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At 7:55 P.M. the Council recessed for the purpose of an Executive Session to discuss pending litigation. On its return at 8:33 P.M., the following action was taken:

MOTION: Councilman Applegate moved to concur with the recommendation of the City Attorney in the matter of Oliver Willie vs. City of Torrance. The motion was seconded by Councilman Rossberg, and roll call vote was unanimously favorable.

At 8:35 P.M. Councilman Wilson moved to adjourn to Tuesday, January 8, 1980, at 7:00 P.M. His motion was seconded by Councilman Applegate, and roll call vote was unanimously favorable.

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Aya Cripe  
Minute Secretary

11.

City Council  
December 18, 1979

*James R. Armstrong*

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Mayor of the City of Torrance

*Sherie L. Nelson*

SHERIE L. NELSON, Clerk of the  
City of Torrance