

I N D E X

Torrance City Council - June 28, 1988

<u>SUBJECT:</u>	<u>PAGE:</u>
<u>OPENING CEREMONIES</u>	
1. Call to Order	1
2. Roll Call	1
3. Flag Salute/Invocation	1
4. Approval of Minutes/Motion re Further Reading	2
5. Motion re Posting of Agenda	2
6. Withdrawn or Deferred Items	2
7. Council Committee Meetings	2
<u>8. COMMUNITY MATTERS:</u>	
8a. Resolution Recognizing Elinor J. Massey	3
8b. Resolution Honoring the Memory of Dr. Thomas Mills	3
8c. Community Service Award Presentation	3
8d. 1987 Beautification Scene Awards	4, 5
8e. Proclamation re "Parks and Recreation Month"	3
8f. Commission Appointment	4
<u>9. LIBRARY/PARKS AND RECREATION MATTERS:</u>	
9a. Senior Citizens Council Annual Report	5
9b. Appointment to Senior Citizens Council	5
9c. Mobil Oil Foundation Grant	6
<u>10. TRANSPORTATION/PUBLIC WORKS MATTERS:</u>	
10a. Notice of Completion - parking lot driveway	6
10b. Revised Disadvantaged Business Enterprise Program	6
10c. Vacation of Irrevocable Offers to Dedicate Traffic Control Easements	7
<u>14. PERSONNEL MATTERS:</u>	
14a. Central Services Coordinator Classification	7
14b. Typesetter Class Specification	7
14c. Naturalist Class Specification/Salary Range	8
14d. Home Improvement Program Agreement	8
14e. Recommendation re Promotion of Peggy Denning	16-19
<u>15. HEARINGS:</u>	
15a. Underground Utility District No. 13	9, 10
15b. PP 88-3, Nasser Fathi	10-13
15c. City Manager's Proposed Budget 1988-89	19-24
15d. CUP 87-38, PP 87-17, D 88-8, Little Company of Mary Hospital	13-16
15e. CUP 87-48, E. E. Lohn	24
<u>17. ADMINISTRATIVE MATTERS:</u>	
17a. Excess Workers' Compensation Insurance	24
17b. Resolution of Intention-Seismic Safety Assessments	25
<u>18. SECOND READING ORDINANCES:</u>	
18a. Ordinance No. 3227	25

City Council
June 28, 1988

<u>SUBJECT:</u>		<u>PAGE</u>
	<u>22. ORAL COMMUNICATIONS:</u>	
22a.	Councilman Applegate re Channel 22 sound level	26
22b.	Councilman Nakano re daytime meeting problems	26
22c.	Councilman Nakano re gang graffiti	26
22d.	Councilman Wirth re property at Sepulveda/Kent	26
22e.	Mayor Geissert re Visitors' Bureau matters	26,27
22f.	Mr. Ben Erickson re approval problems	27
	<u>23. EXECUTIVE SESSION:</u>	
23.	Executive Session	27-29

Adjournment was at 12:43 a.m. [Wednesday, June 29]
to Tuesday, July 5, 1988, 4:00 p.m.

#

Peggy Laverty
Minute Secretary

City Council
June 28, 1988

June 28, 1988

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, June 28, 1988, at 7:15 p.m., in the Council Chambers at Torrance City Hall.

2. ROLL CALL:

Present: Councilmembers Applegate, Hardison, Mock, Nakano, Walker, Wirth and Mayor Geissert.

Absent: None.

Also present: City Manager Jackson, City Attorney Remelmeyer, and Staff representatives.

* * *

It was with sadness that Mayor Geissert announced the passing of Mr. Ray Amys, a Councilmember for the City of Redondo Beach from 1981 to 1985. It was the Mayor's request that this meeting be adjourned in Mr. Amys' memory.

* * *

3. FLAG SALUTE/INVOCATION:

Mr. Willis Delperdang led in the salute to the flag.

The invocation for the meeting was provided by Dr. Donald E. Wilson.

City Council
June 28, 1988

4. APPROVAL OF MINUTES/MOTION RE FURTHER READING:

MOTION: Councilman Applegate moved to approve the City Council minutes of May 17, 1988, as recorded. His motion was seconded by Councilwoman Hardison, and roll call vote was unanimously favorable.

MOTION: Councilman Applegate moved that after the City Clerk has assigned a number and read title to any resolution or ordinance on the agenda for this meeting, 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. His motion was seconded by Councilman Mock, and roll call vote was unanimously favorable.

5. MOTION RE POSTING OF AGENDA:

MOTION: Councilman Applegate moved to accept and file the report of the City Clerk on the posting of the agenda for this meeting. This motion, seconded by Councilman Mock, carried unanimously by roll call vote.

6. WITHDRAWN OR DEFERRED ITEMS:

City Manager Jackson announced requested continuances on the following agenda items:

9.c. MOBIL OIL FOUNDATION GRANT [Mobil's representative out of town.]

15e. CUP 87-48, E. E. LOHN - per staff recommendation to July 19, 1988, 7:00 p.m.

7. COUNCIL COMMITTEE MEETINGS:

Ad Hoc Committee on Executive Salaries met this date.

City Council
June 28, 1988

8. COMMUNITY MATTERS;

8a. RESOLUTION RECOGNIZING ELINOR J. MASSEY:

RESOLUTION NO. 88-128

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE IN RECOGNITION OF THE
CONTRIBUTIONS OF ELINOR J. MASSEY TO
OUR COMMUNITY

MOTION: Councilman Nakano moved to adopt Resolution No. 88-128. His motion was seconded by Councilman Mock, and roll call vote was unanimously favorable.

This resolution was presented by Mayor Geissert to members of Elinor Massey's family.

8b. RESOLUTION HONORING THE MEMORY OF DR. THOMAS MILLS:

RESOLUTION NO. 88-141

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE HONORING THE MEMORY OF
CARSON COUNCILMAN DR. THOMAS GENE MILLS, PH.D.

MOTION: Councilman Nakano moved to adopt Resolution No. 88-141. His motion, seconded by Councilman Wirth, carried unanimously by roll call vote.

8c. COMMUNITY SERVICE AWARD PRESENTATION;

Mayor Geissert presented a plaque in recognition of his service to the community to Mr. W. Brent Musick, recently retired member of the Torrance Disaster Council.

Considered next, out of order --

8e. PROCLAMATION proclaiming July 1988 as "Parks and Recreation Month."

SO PROCLAIMED by Mayor Geissert and accepted by Ms. Betsey Matthews, Chairperson of the Senior Citizens Council.

City Council
June 28, 1988

8f. COMMISSION APPOINTMENT:

Following interviews, an appointment was made by Council to fill the existing Commission vacancy as indicated below.

ENVIRONMENTAL QUALITY AND ENERGY CONSERVATION COMMISSION

Mr. John Bailey

Mr. Bailey was duly sworn by City Clerk Wilson.

The Council now returned to --

8d. 1987 BEAUTIFICATION SCENE AWARD PRESENTATIONS:

Chairman of the Torrance Environmental Quality and Energy Conservation Commission, Mr. Willis Delperdang, along with Mayor Geissert, presented plaques to the following winners of the City's 1987 Beautification Scene Awards.

RESIDENTIAL LAND USE

Dale and Marcie Kuester
1923-25 Arlington Avenue

Maria and Mario Alvarez
22905 Cerise Avenue

Norman and Audrey Davis
2425 West 229th Place

Dwayne and Yvonne Catalina
305 Calle Mayor

Rick Gaunt Construction
3611, 3615, 3619, 3623 West 227th Street

COMMERCIAL LAND USE

Mimi's Cafe
25343 Crenshaw Boulevard

Airport Nursery
25225 Crenshaw Boulevard

City Council
June 28, 1988

INDUSTRIAL LAND USE

Edelbrock Corporation
2700 California Street

Ron's Body Shop
1421 Cabrillo Avenue

Shasta Pan Oil Company

SPECIAL

Church of Jesus Christ of
Latter-Day Saints
2000 Artesia Boulevard

8e. See Page 3.

8f. See Page 4.

9. LIBRARY/PARKS AND RECREATION MATTERS:

9a. SENIOR CITIZENS COUNCIL 1987/88 ANNUAL REPORT:

MOTION: Councilman Applegate, seconded by Councilman Walker, moved to receive and file the 1987/88 Annual Report of the Torrance Senior Citizens Council. Roll call vote was unanimously favorable.

9b. APPOINTMENT TO SENIOR CITIZENS COUNCIL:

RECOMMENDATION:

The Parks and Recreation Director recommends that your Honorable Body confirm the appointment of Mr. Walt West as representative of the Torrance Adult Club to the Senior Citizens Council.

MOTION: Councilman Applegate moved to concur with the above recommendation of the Parks and Recreation Director. His motion was seconded by Councilman Wirth, and roll call vote was unanimously favorable.

Mr. West was then duly sworn by City Clerk Wilson.

City Council
June 28, 1988

9c. MOBIL OIL FOUNDATION GRANT:

Continued - see Page 2.

10. TRANSPORTATION/PUBLIC WORKS MATTERS:

- 10a. NOTICE OF COMPLETION AND APPROPRIATION OF FUNDS --
Construction of Parking Lot Driveway at Maple
Avenue and Maricopa Street Intersection
[B87-61].

RESOLUTION NO. 88-154

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE, CALIFORNIA ACCEPTING
THE WORK FOR THE CONSTRUCTION OF THE
PARKING LOT DRIVEWAY AT MAPLE AVE. AND
MARICOPA ST. INTERSECTION
(C2878)

MOTION: Councilman Nakano moved to adopt Resolution
No. 88-154. His motion was seconded by Councilwoman Hardison and
roll call vote was unanimously favorable.

City Manager Jackson commended the Director of
Transportation and the City Engineer for their efforts in bring-
ing this matter to its successful conclusion.

MOTION: Councilman Wirth moved to approve an ap-
propriation of \$10,000 from Gas Tax Funds to cover final costs.
His motion was seconded by Councilwoman Hardison, and roll call
vote was unanimously favorable.

10b. REVISED DISADVANTAGED BUSINESS ENTERPRISE PROGRAM:

RESOLUTION NO. 88-155

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE AUTHORIZING THE DIRECTOR
OF TRANSPORTATION TO SUBMIT A DISADVANTAGED
BUSINESS ENTERPRISE PROGRAM TO THE UNITED
STATES DEPARTMENT OF TRANSPORTATION, URBAN
MASS TRANSPORTATION ADMINISTRATION

MOTION: Councilman Nakano moved to adopt Resolution
No. 88-155. This motion, seconded by Councilman Wirth, carried
unanimously by roll call vote.

City Council
June 28, 1988

10c. VACATION OF IRREVOCABLE OFFERS TO DEDICATE TRAFFIC CONTROL EASEMENTS:

RESOLUTION NO. 88-156

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE ORDERING THE VACATION OF TWO IRREVOCABLE OFFERS TO DEDICATE TRAFFIC CONTROL EASEMENTS SOUTH OF TORRANCE BOULEVARD AT AMIE AVENUE

MOTION: Councilman Nakano moved to adopt Resolution No. 88-156. This motion, seconded by Councilwoman Hardison, carried unanimously by roll call vote.

14. PERSONNEL MATTERS:

14a. CENTRAL SERVICES COORDINATOR CLASSIFICATION APPROVAL:

RECOMMENDATION:

The Personnel Department and Civil Service Commission recommend approval of the class specification for Central Services Coordinator. The Torrance City Employees Association [TCEA] concurs with Staff's recommendation.

MOTION: Councilman Wirth moved to concur with the above stated recommendation on Agenda Item 14a. His motion, seconded by Councilman Mock, was unanimously approved by roll call vote.

14b. TYPESETTER CLASS SPECIFICATION APPROVAL:

RECOMMENDATION:

The Personnel Department and the Civil Service Commission recommend approval of the class specification for Typesetter. The Torrance City Employees Association concurs with staff's recommendation.

MOTION: Councilman Wirth moved to concur with the above stated staff/Commission recommendation. His motion was seconded by Councilman Mock, and roll call vote was unanimously favorable.

City Council
June 28, 1988

14c. APPROVAL OF NEW CLASS SPECIFICATION/SALARY RANGE FOR NATURALIST:

RESOLUTION NO. 88-157

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SETTING FORTH CERTAIN CHANGES REGARDING HOURS, WAGES, AND WORKING CONDITIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE PROFESSIONAL PARKS AND RECREATION EMPLOYEES ORGANIZATION RESOLUTION NO. 87-174

MOTION: Councilman Nakano moved to adopt Resolution No. 88-157. This motion, seconded by Councilwoman Hardison, was unanimously approved by roll call vote.

14d. HOME IMPROVEMENT PROGRAM CONTRACTUAL AGREEMENT:

RESOLUTION NO. 88-158

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA, AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST A CONTRACT WITH JOHN FREDERICK GRIFFIN TO PROVIDE INSTRUCTIONAL AND SUPERVISORY SERVICES FOR THE HOME IMPROVEMENT PROGRAM DURING FISCAL YEAR 1988-89

MOTION: Councilman Nakano moved to adopt Resolution No. 88-158. His motion was seconded by Councilman Mock, and roll call vote was unanimously favorable.

14e. RECOMMENDATION RE PROMOTION OF EMPLOYEE PEGGY DENNING:

Considered later in the meeting - see Pages 16-19.

* * *

City Council
June 28, 1988

15. HEARINGS:

15a. UNDERGROUND UTILITY DISTRICT NO. 13 -
 CIVIC CENTER DRIVE FROM MAPLE AVENUE TO MADRONA
 AVENUE

Mayor Geissert announced that this was the time and place announced by the Council at its May 31, 1988 meeting, when and where any and all persons having any protests or objections to the proposed Underground Utility District may appear before the City Council of the City of Torrance and show cause why the subject area should not be designated an underground utility district.

Proof of publication of the notice of this hearing was presented by City Clerk Wilson, and it was filed without objection.

City Clerk Wilson advised that there have been no written protests filed with the City Clerk.

MOTION: Councilman Applegate moved to receive and file the City Engineer's report. This motion was seconded by Councilman Wirth, and roll call vote was unanimously favorable.

City Manager Jackson and City Engineer Burtt indicated that there was no further information from the Underground Utility Committee or City staff.

Mayor Geissert then invited any member of the audience who wished to speak for or against the designation of this area as an underground utility district to come forward.

There being no response, Councilman Applegate moved to close the hearing. His motion was seconded by Councilman Mock, and roll call vote was unanimously favorable.

RESOLUTION NO. 88-159

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE DESIGNATING CIVIC CENTER
DRIVE BETWEEN MADRONA AVENUE AND MAPLE
AVENUE AS UNDERGROUND UTILITY DISTRICT
NO. 13 AND ORDERING THE REMOVAL OF POLES,
OVERHEAD WIRES AND ASSOCIATED OVERHEAD
STRUCTURES WITHIN THE DESIGNATED AREA AS
PROVIDED IN SECTION 77.1.21 OF THE TORRANCE
MUNICIPAL CODE

City Council
June 28, 1988

MOTION: Councilman Nakano moved to adopt Resolution No. 88-159. His motion, seconded by Councilman Mock, carried unanimously by roll call vote.

15b. PP 88-3: NASSER FATHI:

Mayor Geissert announced that this was the time and place for City Council consideration of an appeal of a Planning Commission approval of a Precise Plan of Development to allow the construction of a first- and second-story addition to an existing single-family residence in the Hillside Overlay District in the R-1 zone at 2733 Grand Summit Drive. PP 88-3: NASSER FATHI.

Proof of publication was provided by the City Clerk and it was filed without objection.

*

Councilwoman Hardison announced that, upon the advice of the City Attorney because of a business dealing with one of the parties involved, she would abstain from consideration and voting on this item. Mrs. Hardison then departed from the Council Chambers.

*

Staff presentation was provided by Principal Planner Gibson who advised that the Planning Commission and the Planning Department recommend denial of the appeal and approval of the request.

The Mayor then invited the proponent or his representative to address the Council.

Mr. Fred Akhavan, 22527 Crenshaw Boulevard, Suite 207, general contractor and designer of the project, described their substantial efforts in redesigning the project in order to accommodate neighbors' concerns.

The designer was joined at the podium by Mrs. Zara Fathi, 2733 Grand Summit Road, who submitted photographs for the record, and stated her opinion that the proposed addition will not invade privacy or block sunlight to the property at 2737 Grand Summit Road [owned by the Fitzer's] nor will it block sunlight to the Willis' residence on Ridgeland Road.

City Council
June 28, 1988

Further audience comments were invited by the Mayor.

Speaking in OPPOSITION to the proposed addition were:

- Mr. Dean Fitzer and Mrs. Rosa Fitzer, 22314 Redbeam Avenue [owners of property at 2737 Grand Summit Road].
- Mr. Alden Willis, 2722 Ridgeland Road.
- Mr. Walt Maki and Mrs. Pat Maki, 2714 Ridgeland Road.
- Mr. Bruce Spillman and Mrs. Michelle Spillman, 2737 Grand Summit Road [tenants].
- Ms. Judy Kern, 2425 Lofty View Drive [real estate agent].

Objections voiced principally centered around loss of privacy; loss of sunlight; aesthetic considerations; loss of a sense of security; view impact; decreased property values; etc. In some instances speakers supported their presentations by the use of slides. Photographs were also submitted and have become part of the official record on this agenda item.

Mr. Chris Melcher, 2613 Highcliff Drive, urged that the proponent meet with neighbors in an attempt to work out a compromise and related his own personal, successful experience along these lines.

There being no one else who wished to speak on this matter, Councilman Applegate moved to close the hearing. His motion was seconded by Councilman Mock, and roll call vote was unanimously favorable [Councilwoman Hardison ABSTAINED].

Council discussion developed.

Councilman Nakano voiced his opinion that the subject project does not represent a significant impact on the privacy of the Willis' or Maki's, both of whom have second story additions on their homes.

City Council
June 28, 1988

Councilman Wirth's observation was of a marginal impact on the Willis and Maki residences, but a "definite impact" on the immediately adjacent property [Fitzer's]. Mr. Wirth's concern was primarily regarding bulk and where that bulk has been placed on the property.

Concurrence with Councilman Nakano's remarks was voiced by Councilman Applegate, who further opined that there will be less potential intrusion into the bedrooms of the Fitzer home with the proposed second story of the Fathi's than presently exists. Further, Mr. Applegate pointed out that there is no deterioration of side-yard setbacks and very little, if any, view impairment.

MOTION: Councilman Applegate moved to concur with the Planning Commission and Planning Department to approve the project and deny the appeal on PP 88-3, NASSER FATHI. This motion was seconded by Councilman Nakano.

Prior to roll call vote, Mayor Geissert stated her opinion that the proponents have made major concessions and have designed a tasteful addition that does not represent a substantial impact. The Mayor pointed out that, considering the grade differential between the Fathi and Fitzer properties, even a single-story addition would likely affect the light to that adjacent property. She further noted that the views from the Maki and Willis homes, which are substantially taller than the proposed addition, are not oriented across the Fathi's roof.

The above motion for approval of the project carried by way of the following roll call vote.

AYES: Councilmembers Applegate, Nakano, Walker and Mayor Geissert.

NOES: Councilmembers Mock and Wirth.

ABSTAIN: Councilwoman Hardison.

City Council
June 28, 1988

RESOLUTION NO. 88-160

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA, APPROVING A PRECISE PLAN OF DEVELOPMENT AS PROVIDED FOR IN DIVISION 9 CHAPTER 6, ARTICLE 2, OF THE TORRANCE MUNICIPAL CODE TO ALLOW THE CONSTRUCTION OF A FIRST AND SECOND STORY ADDITION TO AN EXISTING SINGLE FAMILY RESIDENCE IN THE HILLSIDE OVERLAY DISTRICT IN THE R-1 ZONE ON PROPERTY LOCATED AT
2733 GRAND SUMMIT ROAD
PP 88-3: NASSER FATHI

MOTION: Councilman Nakano moved to adopt Resolution No. 88-160. His motion, seconded by Councilman Walker, carried by way of the following roll call vote.

AYES: Councilmembers Applegate, Nakano, Walker and Mayor Geissert.

NOES: Councilmembers Mock and Wirth.

ABSTAIN: Councilwoman Hardison.

Councilwoman Hardison returned to the Chambers at this time.

15c. CITY MANAGER'S PROPOSED BUDGET 1988-89:

Considered later in the meeting - see Pages 19-24.

15d. CUP 87-38, PP 87-17, D 88-8: LITTLE COMPANY OF MARY HOSPITAL:

Mayor Geissert announced that this was the time and place for a public hearing of City Council consideration of an applicant's appeal of a Planning Commission approval of a Conditional Use Permit, Precise Plan of Development and Division of Lot to allow the construction of medical office buildings limited to 69,000 square feet, a two-level parking structure and a three-lot subdivision in the ML (M1-PP) Zone located on the west side of Earl Street between Maricopa and Emerald Streets. CUP 87-38, PP 87-17, D 88-8: LITTLE COMPANY OF MARY HOSPITAL.

City Council
June 28, 1988

Proof of publication was provided by the City Clerk and it was filed without objection.

At the request of Mayor Geissert, Principal Planner Gibson provided a brief overview of this proposal and the nature of the appeal before the Council.

During his presentation which was supplemented by transparencies, Mr. Gibson outlined a chronology of events commencing with the original submittal by Little Company of Mary on June 30, 1987 of a request for 92,200 square feet of building area and a parking structure which [together with surface parking] totaled 496 spaces.

Mr. Gibson advised that on June 1, 1988, the Planning Commission approved the project, adding a condition specifying a cap for the project of 69,000 square feet, but still maintaining the 496 parking spaces. A revision was subsequently submitted by the hospital, plans for which were presented to the Council this date, for a four-story, 63,000 square-foot building with a total of 477 parking spaces.

During his presentation, Mr. Gibson pointed out that the newest proposal has one floor below grade; therefore, the height of this 4-story structure is the same when viewed from Earl Street as the height of the former 3-story structure.

Mayor Geissert then deferred to the City Attorney for advice as to how the Council should proceed at this time.

City Attorney Remelmeyer advised that the new plans present a problem in terms of notice to the concerned public and in terms of analysis by the staff. He advised that the Council must, first, make a determination as to whether the amended plan is substantially the same or substantially different from the plan submitted to the Planning Commission.

Should the Council find the new plan substantially different, Mr. Remelmeyer advised that it should then be treated as a new application and returned to the Commission. If, on the other hand, the Council finds the new plan to be in substantial conformance with the approval given by the Planning Commission, the City Attorney advised that the Council may retain jurisdiction, continuing the hearing to a date certain to allow for staff analysis and review by concerned homeowners.

City Attorney Remelmeyer further advised that if a continuance is decided upon, the applicants should agree thereto -- should they not agree to a continuance, he recommended that the

City Council
June 28, 1988

appeal be denied, and a new application be filed before the Commission, inasmuch as the new plan clearly shows that the project can be reduced in scope and still remain viable.

Mayor Geissert invited the proponent's representative to approach the podium and address the matter of a continuance.

Mr. Jim Ritz, Vice President, Little Company of Mary Hospital, addressed comments to the project itself and then advised that, if necessary, the hospital will agree to a continuance and an extension of the approval period for 45 days.

The ensuing Council discussion revealed a general consensus that the project as now conceived is in substantial conformance with the plan earlier approved by the Planning Commission [same height; less square footage; etc.]

Discussion was also directed to the issue of traffic.

Councilman Wirth requested that this area be submitted to the Traffic Commission for consideration. Traffic Manager Vance advised that this will be potentially scheduled within the next three months.

Councilman Applegate requested that, as this project goes forward, staff address the possibility of extending the median strip to prohibit right turns from Torrance Boulevard onto Ocean Avenue, and also a four-way STOP at Michelle Drive.

Public input on the matter of the continuance was invited by the Mayor.

Mr. Joe Steinmack, 4106 Torrance Boulevard, introduced concerns regarding traffic and was reminded by Mayor Geissert that only those remarks relative to the issue of a continuance were being entertained at this time.

MOTION: Councilman Applegate moved to continue CUP 87-38, D 88-8, PP 88-17, LITTLE COMPANY OF MARY HOSPITAL to the City Council meeting of August 2, 1988, 5:30 p.m. His motion was seconded by Councilman Walker, and roll call vote was unanimously favorable.

Councilman Nakano requested that financial information recently submitted to the Council also be made available to the public.

City Council
June 28, 1988

Mayor Geissert expressed some concerns regarding design issues and the fact that the revised plans will not have benefit of input from the Planning Commission.

Councilwoman Hardison requested thorough staff review of the design, noting her concern that "if we just build half a project on half the property" the hospital may return in the future with a request for additional building.

Mrs. Hardison requested that staff particularly review and provide details on:

- Circulation;
- Whether or not there is the need for a parking structure;
- Complete costs relative to a third lane on Torrance Boulevard;
- Comparison by Department of Transportation of the two projects; and,
- A general in-depth analysis of pluses and minuses of the project.

* * *

At 9:32 p.m., Mayor Geissert called a brief recess. The Council returned at 10:03 p.m.

* * *

The Council now returned to --

14e. CONSIDERATION OF PROMOTION OF PEGGY DENNING:

Mayor Geissert announced that the Council would now consider the recommendation of the Civil Service Commission that Peggy Denning be appointed to the next available Senior Typist Clerk position.

At the request of the Mayor, Civil Service Administrator Ghio summarized the voluminous written material [of record] on this agenda item, noting that the Civil Service Commission has recommended that Ms. Denning be appointed to the next available Senior Typist Clerk Position.

City Council
June 28, 1988

Mr. Ghio concluded by noting that the City Manager, last week, offered to appoint Ms. Denning to the position which the Civil Service Commission determined she was improperly denied -- that appointment was declined by Ms. Denning, thus the matter is now before Council.

At the request of the Mayor, City Attorney Remelmeyer reviewed the options available to the Council at this time.

Quoting from the City Charter, Mr. Remelmeyer noted that the City Council is prohibited from directing or requesting the City Manager to appoint any person to a position of employment in the City. He further pointed out that Ms. Denning is not on the eligible list for Senior Typist Clerk.

It was the City Attorney's recommendation that the Council, taking cognizance of the City Manager's offer to appoint Ms. Denning to the position which she claims she should have had, suggest that Ms. Denning, through her attorney, reconsider her rejection of that offer.

Should Ms. Denning confirm her prior rejection, Mr. Remelmeyer suggested that the Council send the matter back to the Civil Service Commission to obtain testimony from the City Manager's staff as to whether or not Ms. Denning did, in fact, decline the position in 1986.

City Attorney Remelmeyer stated that the City Council should not take testimony or have new evidence introduced into this matter pursuant to provisions of the Charter and also because of long-standing Council policy pertaining to personnel matters.

Mayor Geissert then inquired as to whether or not the City Manager's offer to appoint Ms. Denning to the Senior Typist Clerk position in that office is still open. City Manager Jackson responded in the affirmative.

It was then suggested by the City Attorney that Ms. Denning's attorney be invited to address the Council as to whether or not Ms. Denning has reconsidered her rejection [of the City Manager's offer].

Ms. Helen Schwab, [no address given] speaking on behalf of the Torrance City Employees Association [TCEA] provided background information relative to her contact with the City Manager wherein she deemed his attitude to be "hostile", and her subsequent request of the City Manager that Ms. Denning be appointed

City Council
June 28, 1988

to another Senior Typist Clerk position because, in her opinion, this employee would not be fairly evaluated during her probationary period in the City Manager's office.

City Attorney Remelmeyer interrupted Ms. Schwab's above discourse to advise that accusations against the City Manager are out of line at this time -- any such complaint should be reduced to writing and submitted to the City Council.

A lengthy exchange evolved between the Mayor, the City Attorney and Ms. Schwab wherein the City Council's authority in this matter was debated and the governing parameters as set forth by way of the City's ordinances were explained.

Mayor Geissert invited Mr. Basen of the Torrance Civil Service Commission to address the Council.

Mr. Bob Basen, Chairman of the Civil Service Commission, briefly outlined the Commission's action [of written record].

Councilman Wirth voiced some concern that the offer of the City Manager to appoint Ms. Denning to the Senior Typist Clerk's position in his office [the same position under contention as having been denied to Ms. Denning in 1986] would be tantamount to an admission of incorrect action.

City Manager Jackson responded to Mr. Wirth's concerns by explaining his belief that his office did err in not documenting the denials of the position when offered to Ms. Denning for interview. Mr. Jackson stated that, given that the record is "untidy" and given the fact that there are a number of Senior Typist Clerk positions now going unfilled or being temporarily filled, he felt it proper [particularly in light of the recent vacancy in his office] to offer the position to Ms. Denning in an effort to resolve the matter.

Following further discussion and clarification of the Council's position and parameters available in this case, Ms. Schwab advised that she would accept the position in the City Manager's office on behalf of the employee [Ms. Denning] subject to confirmation with the employee, herself. City Manager Jackson requested that the employee's response be communicated to his office as quickly as possible. Ms. Schwab agreed.

City Council
June 28, 1988

Councilwoman Hardison urged that the method of handling and recording declinations and responses to appointments within the City be reviewed with the thought of "fine tuning" the process. City Manager's office to follow through.

Mayor Geissert requested that the Council be kept informed regarding any administrative modifications to past practices, and suggested that certain of these procedural matters, if deemed appropriate, might be submitted to a Council Committee for review.

15. HEARINGS:

15a. See Pages 9 and 10.

15b. See Pages 10-13.

15c. ADOPTION OF CITY MANAGER'S PROPOSED BUDGET 1988-89:

Mayor Geissert announced that this was the time and place for the second public hearing on the City Manager's Proposed Budget for 1988-89.

Proof of publication was provided by the City Clerk and it was filed without objection.

Audience input was invited by the Mayor.

Ms. Betsey Matthews, 2203 West Carson Street, requested consideration of senior transportation needs. Councilman Wirth, Chairman of the Council's Transportation Committee indicated that his Committee will consider this, and other, transportation issues in the near future. The Mayor requested that Ms. Matthews be kept apprised in this regard.

Councilwoman Hardison referenced Page 37 of the agenda material, the Emergency Ordinance for the sewer discharge system, and questioned the inception of charges in this regard.

Revenue Administrator Murdoch advised that there will be no charges prior to the start-up date, which is anticipated at this time to be October 1, 1988.

City Council
June 28, 1988

Mr. John Eubanks, 21617 Ladeene, requested and received clarification on assessment of the sewer fee, a fee directly accountable to the service rendered.

Councilman Applegate then referenced the Long Range Program Enhancements and suggested that the items listed under \$1,000 in cost might more appropriately be placed in the current budget. City Manager Jackson concurred, and advised that this will be the approach in future budget considerations.

Next to speak from the audience was Mr. Dick Johnson, 23059 Nadine Circle, who pointed out certain minor inconsistencies in wording in the budget document [noted by staff] and inquired regarding installation of a right-turn lane at Maple Avenue and Sepulveda Boulevard.

Mayor Geissert requested that the City Engineer research this specific improvement and determine whether or not it might have been a condition of approval for a Planning case.

There being no one else in the audience who wished to speak, Councilman Applegate moved to close the hearing. His motion was seconded by Councilman Walker, and roll call vote was unanimously favorable.

Council action is reflected in the following series of motions.

RESOLUTION NO. 88-161

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE, CALIFORNIA ADOPTING
THE ANNUAL BUDGET FOR THE 1988-89 FISCAL
YEAR AND ESTABLISHING THE GENERAL OPERATING
BUDGET BALANCES

MOTION: Councilman Nakano moved to adopt Resolution No. 88-161. His motion, seconded by Councilman Walker, carried unanimously by roll call vote.

City Attorney Remelmeyer referenced fees and taxes listed in the abstract section of the agenda item and pointed out that a business license fee is actually a tax [rather than a fee.

City Council
June 28, 1988

as listed] -- the refuse collection fees and sewer discharge fees are true fees as they are levied only to recover the cost to the City for rendering those services.

City Manager Jackson affirmed, in response to Mr. Remelmeyer's question, that increased fees for refuse collection and the establishment of the sewer discharge fee are only for the purpose of recovering the cost to the City for rendering those services.

RESOLUTION NO. 88-162

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING RESOLUTION NO. 87-146 IN ITS ENTIRETY ESTABLISHING THE RATES FOR REFUSE COLLECTION AND SUBSTITUTING THIS NEW RESOLUTION THEREFOR WHICH ESTABLISHES NEW RATES FOR REFUSE COLLECTION

MOTION: Councilman Nakano moved to adopt Resolution No. 88-162. His motion, seconded by Councilman Walker, carried unanimously by roll call vote.

EMERGENCY ORDINANCE

ORDINANCE NO. 3229

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE SETTING CERTAIN BUSINESS LICENSE TAXES AND DECLARING THE PRESENCE OF AN EMERGENCY

MOTION: Councilman Nakano moved to adopt Emergency Ordinance No. 3229 AS AMENDED [per supplementary agenda material] at its first and only reading. His motion was seconded by Councilman Walker, and roll call vote was unanimously favorable.

EMERGENCY ORDINANCE

ORDINANCE NO. 3230

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTIONS 225.1.1, 225.1.4, 225.1.11 AND 225.1.15 OF THE TORRANCE MUNICIPAL CODE REGARDING THE APPLICATION OF THE ELECTRICITY USERS TAX TO NON-UTILITY SUPPLIERS, AND DECLARING THE PRESENCE OF AN EMERGENCY

City Council
June 28, 1988

MOTION: Councilman Nakano moved to adopt Emergency Ordinance No. 3230 at its first and only reading. His motion was seconded by Councilwoman Hardison, and roll call vote was unanimously favorable.

EMERGENCY ORDINANCE

ORDINANCE NO. 3231

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTIONS 228.2.1 AND 228.2.2 OF THE TORRANCE MUNICIPAL CODE RELATING TO OIL SEVERANCE TAX, AND DECLARING THE PRESENCE OF AN EMERGENCY

MOTION: Councilman Nakano moved to adopt Emergency Ordinance No. 3231 at its first and only reading. This motion, seconded by Councilman Mock, was unanimously approved by roll call vote.

EMERGENCY ORDINANCE

ORDINANCE NO. 3232

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADDING A NEW ARTICLE 4 TO CHAPTER 2 OF DIVISION 7 OF THE TORRANCE MUNICIPAL CODE ESTABLISHING A FEE FOR DISCHARGING SEWAGE INTO THE TORRANCE SANITARY SEWER SYSTEM, AND DECLARING THE PRESENCE OF AN EMERGENCY

City Attorney Remelmeyer requested, based on earlier Council discussion [Page 19 of these minutes], that SECTION 2 of the above ordinance be amended by adding the following provision: "provided, however, that charges shall not be levied for any period of time prior to October 1, 1988."

MOTION: Councilman Applegate moved to approve the above amendment to Ordinance No. 3232. His motion was seconded by Councilman Nakano, and roll call vote was unanimously favorable.

MOTION: Councilman Nakano moved to adopt Emergency Ordinance No. 3232 AS AMENDED, at its first and only reading. This motion, seconded by Councilman Walker, carried unanimously by roll call vote.

City Council
June 28, 1988

RESOLUTION NO. 88-163

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE SETTING THE FEE FOR
DISCHARGING SEWAGE INTO THE TORRANCE
SANITARY SEWER SYSTEM

MOTION: Councilman Nakano moved to adopt Resolution No. 88-163, AMENDED to reflect the October 1, 1988 date above noted. This motion, seconded by Councilman Walker, was unanimously approved by roll call vote.

City Manager Jackson expressed sincere appreciation for the Budget Review Team and to all Department Heads for the effort expended in preparation of this budget and also to the community for the input provided.

* * *

At this point, City Attorney Remelmeyer offered the following observations relative to the history of budget preparation in the City of Torrance.

During this budget process I was very cognizant of the difference in the budget process between the time when I started and the present, or even some fifteen years ago.

Even though this is a very difficult time financially for the City, the budget process has produced results which are acceptable to the Council and the Manager, and I am sure to the public, in a very smooth manner.

It has proceeded from the inception of the process in March with Departments requesting more than they should request to being weeded out by the Budget Review Team and finally getting to the City Manager's sword and cutting more out, and finally getting to the Council.

Years ago this used to be a labor which took hours and hours and hours in front of the City Council -- far beyond what has been presented. The City Manager has, over the years, succeeded in weeding out everything except what ought to come to the City Council and the public and the Chamber seem to have accepted the fact that it has proceeded in good faith and with credibility.

City Council
June 28, 1988

This has been a very smooth procedure all the way through, and it is a compliment to the City Manager and to the Director of Finance and to the staff people who have learned to become, as Mr. Jackson says, part of the team and to the Council, especially in the last fifteen years or so, who have permitted the City Manager to do this.

I compliment everybody concerned with the budget process.

* * *

15d. See Pages 13-16.

15e. CUP 87-48: E. E. LOHN:

Noting staff's recommendation for continuance of this agenda item to July 19, 1988 [see Page 2], Mayor Geissert directed that staff advise the proponent that there will not be a full Council present on that date.

MOTION: Councilman Applegate moved to continue CUP 87-48, E. E. LOHN, to the City Council meeting of July 19, 1988, 5:30 p.m. His motion was seconded by Councilman Mock, and roll call vote was unanimously favorable.

17. ADMINISTRATIVE MATTERS:

17a. EXCESS WORKERS' COMPENSATION INSURANCE:

RECOMMENDATION:

The City Manager recommends that your Honorable Body accept the proposal from General Reinsurance Corporation to provide the City's excess workers' compensation coverage for the period July 1, 1988 to July 1, 1989 at a cost of \$65,000. Funds for this coverage have been provided in the 1988-89 City Manager's Budget.

MOTION: Councilman Applegate moved to concur with the above recommendation of the City Manager. His motion, seconded by Councilwoman Hardison, carried unanimously by roll call vote.

City Council
June 28, 1988

17b. ADOPTION OF RESOLUTION OF INTENTION-SEISMIC SAFETY ASSESSMENTS:

RESOLUTION NO. 88-164

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, DECLARING ITS INTENTION TO ESTABLISH AN ASSESSMENT DISTRICT TO PROVIDE FOR THE LEVY AND COLLECTION OF ASSESSMENTS TO FINANCE SEISMIC SAFETY REHABILITATION IMPROVEMENTS TO CERTAIN BUILDINGS IN THE DOWNTOWN AREA, AND PROVIDING FOR OTHER MATTERS RELATED THERETO

MOTION: Councilman Nakano moved to adopt Resolution No. 88-164. His motion, seconded by Councilman Wirth, carried unanimously by roll call vote.

18. SECOND READING ORDINANCES:

18a. ORDINANCE NO. 3227:

ORDINANCE NO. 3227

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADDING SECTIONS 97.6.9, 97.6.10, AND 97.6.11 TO THE TORRANCE MUNICIPAL CODE REGULATING ABANDONMENT OF OIL WELLS AND REQUIRING VENTING SYSTEMS FOR WELLS COVERED BY STRUCTURES

MOTION: Councilman Nakano moved to adopt Resolution No. 3227 at its second and final reading. His motion, seconded by Councilwoman Hardison, carried unanimously by roll call vote.

* * *

At 11:17 p.m., the City Council recessed and reconvened as the Redevelopment Agency of the City of Torrance, adjourning as Redevelopment Agency at 11:19 p.m., and returning to the Council agenda.

* * *

City Council
June 28, 1988

22. ORAL COMMUNICATIONS:

22a. Councilman Applegate noted receipt of a citizen complaint that the level of sound on Cable Channel 22 is inconsistent with other channels. Staff will investigate.

22b. Councilman Nakano urged that when controversial issues [such as the Meadow Park school site project to be heard at 3:00 p.m. tomorrow by the Environmental Review Board] are scheduled for hearing, those meetings be slated for an evening time period in order to allow for ease in citizen attendance and participation.

Mr. John Eubanks, 21617 Ladeene Avenue, voiced his concurrence with Councilman Nakano's comments, affirming the difficulty residents find in attending the afternoon Environmental Review Board meetings.

These comments were noted by staff and scheduling difficulties involved were voiced.

22c. Councilman Nakano pointed out the existence of gang graffiti in certain areas of the City and he stressed the utmost urgency for immediate action regarding this problem.

City Manager Jackson advised that an updated Vandalism Report highlighting the question of graffiti will be available in the near future.

22d. Councilman Wirth requested a timely update on the status of the service station property at Sepulveda Boulevard and Kent Avenue.

22e. Mayor Geissert noted receipt of correspondence from the Torrance Area Chamber of Commerce regarding appointments to the Visitors' Bureau.

It was the ultimate consensus that this matter be returned to the Council as a regular agenda item, inviting the incumbents to let their interest in serving another year be known.

The Mayor further suggested that a possible amendment to the Bureau's by-laws be recommended which would allow for residents of the City of Torrance to serve on the Bureau even though they might not be employed in this City.

City Council
June 28, 1988

Councilman Mock suggested that consideration be given to establishing terms of office for Visitors' Bureau Board members for more than one year.

The brochure recently published by the Visitors' Bureau was enthusiastically praised by Councilman Applegate.

22f. Mr. Ben Erickson, 1731 Stanford, architect, recounted problems he has experienced in obtaining approval of a three-unit apartment building in this City.

City Manager Jackson suggested that the Department Heads involved will meet with Mr. Erickson immediately after this meeting in an effort to resolve the issue. Mayor Geissert advised that any personnel complaints, per City policy, are to be submitted in writing to the Council.

23. EXECUTIVE SESSION:

Mayor Geissert read the following statement into the record.

The City Council will now recess to closed session to confer with the City Manager and/or the City Attorney regarding salaries, salary schedules and compensation for certain unrepresented employees and represented employee groups as well as certain personnel matters. Authority for holding an executive session for this purpose is contained in Government Code Section 54957.6 (a) and 54957.

The City Council will also consider the appointment of a City Attorney to replace Mr. Remelmeyer following his retirement. Authority for holding an executive session for this purpose is contained in Government Code Section 54957.

The Council will also confer with the City Attorney regarding current litigation entitled McGrew Construction Co. et al. v. City of Torrance, Los Angeles Superior Court Case No. SWC 93707. Authority for holding an executive session for this purpose is contained in Government Code Section 54956.9 (a).

The City Council will confer with the City Attorney regarding current litigation entitled Micelea Gemmel v. City of Torrance, Los Angeles Superior Court Case No. SOC 75235. Authority for holding an executive

City Council
June 28, 1988

session for this purpose is contained in Government Code Section 54956.9 (a).

City Attorney Remelmeyer noted that on June 27, and again earlier this date the Assistant City Manager and City Attorney received calls from a representative of Specialty Restaurants having to do with the renegotiation of that lease, and, in Mr. Remelmeyer's opinion, the Council should take action this evening. The Brown Act, Mr. Remelmeyer continued, provides that the Council may go into executive session for matters which have arisen after the posting of the agenda [under the authority provided by Government Code Section 54956.8] upon a 2/3 vote of the Council that the need to take action arose subsequent to the agenda being posted.

Councilwoman Hardison SO MOVED. Her motion was seconded by Councilman Nakano, and roll call vote was unanimously favorable.

At 11:45 p.m., the City Council recessed to executive session, returning at 12:39 a.m. [Wednesday, June 29, 1988] to take the following action.

MOTION: Councilman Applegate moved to concur with the Memorandum of Intent for the Torrance Fiscal Employees Association. His motion was seconded by Councilman Walker, and there being no objection it was so ordered.

MOTION: Councilman Applegate moved to concur in the Memorandum of Intent for the Torrance City Employee Association. This motion, seconded by Councilman Walker, carried without objection.

RESOLUTION NO. 88-165

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE SETTING FORTH WAGES, HOURS
AND WORKING CONDITIONS FOR EMPLOYEES
REPRESENTED BY THE TORRANCE PROFESSIONAL
PARK AND RECREATION EMPLOYEES ORGANIZATION
FOR THE PERIOD FROM JULY 3, 1988 TO JULY 1, 1989

City Council
June 28, 1988

MOTION: Councilman Nakano moved to adopt Resolution No. 88-165. This motion was seconded by Councilwoman Hardison and roll call vote was unanimously favorable.

RESOLUTION NO. 88-166

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SETTING FORTH HOURS, WAGES AND WORKING CONDITIONS FOR EXTERNALLY FUNDED AND LIMITED TENURE EMPLOYEES FOR THE PERIOD STARTING JULY 3, 1988

MOTION: Councilman Nakano moved to adopt Resolution No. 88-166. This motion, seconded by Councilwoman Hardison, carried unanimously by roll call vote.

RESOLUTION NO. 88-167

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SETTING FORTH WAGES, HOURS, AND WORKING CONDITIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE LIBRARY EMPLOYEES ASSOCIATION INCLUDING FULL AND PART-TIME FOR THE PERIOD, JULY 3, 1988 TO JULY 1, 1989

MOTION: Councilman Nakano moved to adopt Resolution No. 88-167. His motion, seconded by Councilman Walker, was unanimously approved by roll call vote.

At 12:43 a.m. [Wednesday, June 29, 1988] this meeting of the City Council was formally adjourned to Tuesday, July 5, 1988 at 4:00 p.m.

* * *

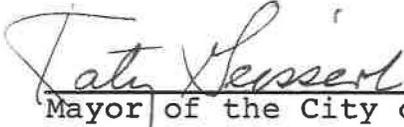
Adjournment was dedicated to the memory of

Mr. Ray Amys.

#

Peggy Laverty
Minute Secretary

City Council
June 28, 1988


Mayor of the City of Torrance


Clerk of the City of Torrance

Peggy Laverty
Minute Secretary

City Council
June 28, 1988