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TORRANCE CITY COUNCIL – MARCH 25, 2014

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At 8:08 p.m., the meeting was adjourned to Tuesday, April 1, 2014 at 5:30 p.m. for an executive session, with regular business commencing at 7:00 p.m. in the Council Chamber.

March 25, 2014

**MINUTES OF AN ADJOURNED REGULAR
MEETING OF THE TORRANCE CITY COUNCIL**

1. CALL TO ORDER

The Torrance City Council convened in an adjourned regular session at 5:36 p.m. on Tuesday, March 25, 2014 in the Council Chamber at Torrance City Hall.

ROLL CALL

Present: Councilmembers Ashcraft, Barnett, Brewer, Furey, Sutherland, Weideman and Mayor Scotto.

Absent: None.

Present: City Manager Jackson, City Attorney Fellows, City Clerk Herbers and other staff representatives.

Mayor Scotto announced that subsequent to the posting of the agenda on Thursday, March 20, issues arose in the case of Regina Turner v. City of Torrance, Simon Group, Inc., et al. Case No. BC530436 and the City Attorney has requested that the City Council consider discussing this matter in closed session because he requires immediate instruction due to the essence of this matter. In order to take action on a matter that is not on the agenda, the California Government Code requires a determination by a two-thirds vote that immediate is required and that the need to take action arose subsequent to the posting of the agenda.

MOTION: Councilmember Weideman moved to add the matter to the agenda per California Government Code §54956.9(d)(1). The motion was seconded by Councilmember Sutherland and passed by unanimous vote.

Agenda Item 18 was considered out of order at this time.

18. EXECUTIVE SESSION

The City Council immediately recessed to closed session to confer with the City Manager and the City Attorney on the above-mentioned item and agenda matters listed under 18A) Conference with Labor Negotiator, pursuant to California Government Code §54957.6.

The City Council reconvened at 7:04 p.m. with all members present. No formal action was taken on any matter considered in closed session.

2. FLAG SALUTE/ INVOCATION

The flag salute was led by General Services Director Ballew.

The non-sectarian invocation was given by Councilmember Barnett.

3. REPORT OF CITY CLERK ON POSTING OF THE AGENDA/ MOTION TO WAIVE FURTHER READING

City Clerk Herbers reported that the agenda was posted on the Public Notice Board at 3031 Torrance Boulevard on Thursday, March 20, 2014.

MOTION: Councilmember Brewer moved that after the City Clerk has read aloud the number and title to any resolution or ordinance on the meeting agenda, the further reading thereof shall 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 Councilmember Barnett and passed by unanimous vote.

4. WITHDRAWN, DEFERRED OR SUPPLEMENTAL ITEMS

No items were withdrawn or deferred; supplemental material was available for Item 12C.

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS

City Clerk Herbers announced that www.TorranceVotes.org has launched with full information about all aspects of the election to be held on June 3, 2014. She noted that the first candidate forum will be held on Thursday, March 27, in the Toyota Meeting Hall beginning at 6:30 p.m. for city clerk candidates and 8:15 p.m. for mayoral candidates and all 16 city council candidates have been invited to attend a candidate forum on Monday, March 31, in the Toyota Meeting Hall beginning at 6:30 p.m.

City Clerk Herbers announced that reservations for a free Commissioner Certification Training class to be held on Thursday, April 24 at 6:00 p.m. are available online at www.TorranceCA.gov/CommissionerCert.htm. She noted that this class is required to apply for appointment to any of the City's ten commission or boards.

Councilmember Barnett announced that the Ad Hoc Armed Forces Days Committee will meet on Tuesday, April 1, at 4:00 p.m. in the third floor assembly room, with topics to include this year's Armed Forces Day Parade and a request from the Torrance Rose Float Association.

Mayor Scotto Mayor Scotto announced that the ribbon cutting ceremony for the 555 Maple Avenue Multi-Use Sports Fields will be held on Wednesday, March 26, at 4:30 p.m.

6. COMMUNITY MATTERS

Agenda Item 12A was considered out of order at this time.

12A. RECOGNITION OF TOYOTA MOTOR SALES USA CONTRIBUTION TO 555 MAPLE AVENUE SPORTS FIELDS/ACQUISITION OF NAMING RIGHTS

Recommendation

Recommendation of the City Manager and the Community Services Director that City Council:

- 1) Adopt Resolution No. 2014-35 commending TOYOTA MOTOR SALES, USA, INC. for its generous contribution to the 555 Maple Avenue sports fields thereby acquiring the right to name the facility the "TOYOTA SPORTS COMPLEX"; and
- 2) Accept and appropriate \$500,000 contribution from TOYOTA MOTOR SALES, USA, INC. in support of the facility.

MOTION: Councilmember Brewer moved to concur with the staff recommendation. The motion was seconded by Councilmember Weideman and passed by unanimous vote.

RESOLUTION NO. 2014-35

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE
THANKING TOYOTA MOTOR SALES, USA, INC. FOR ITS GENEROUS
CONTRIBUTION TO THE CITY'S NEW SPORTS FIELDS WHICH ARE
HEREBY NAMED "TOYOTA SPORTS COMPLEX"

MOTION: Councilmember Weideman moved to adopt Resolution No. 2014-35. The motion was seconded by Councilmember Furey and passed by unanimous vote.

Mayor Scotto presented the resolution to Michael Rouse, Toyota Motor Sales USA, and expressed appreciation for this generous contribution, as well as the company's on-going support of community programs.

7. ORAL COMMUNICATIONS #1

7A. Joel Massa, South Bay Bocce Courts Project, reported on the successful fundraiser/bocce ball tournament held on Saturday, March 22, at 9:00 a.m. at Hawthorne Memorial Park.

7B. Leilani Kimmel-Dagastino, Torrance, announced that the Fire Department will be offering a Community Emergency Response Team (CERT) training class on Wednesdays from 6:00-9:00 p.m. beginning on May 7 and ending June 25, with additional information available by calling the Community Services Department at 310.618.2720.

7C. Lloyd Brown, Torrance, requested that the Council consider providing bottled water for audience members since they are not allowed to bring their own into the Council Chamber.

7D. Mark Stephenson, Torrance, voiced objections to "in-lieu fees" imposed by the City on the Water Fund and the Airport Fund, contending that they were improper and possibly illegal.

7E. Frank Corbett, Torrance, urged that the City Council reconsider its decision to approve the second-story addition at 209 Camino de las Colinas (PRE13-00013, WAV13-00007).

8. CONSENT CALENDAR

8A. APPROVAL OF MINUTES

Recommendation

Recommendation of the City Clerk that City Council approve the City Council minutes of February 25, 2014.

8B. ACCEPTANCE OF 2013 UASI GRANT CONTRACT/ APPROPRIATION FOR PUBLIC SAFETY EQUIPMENT

Recommendation

Recommendation of the Interim Police Chief and Fire Chief that City Council:

- 1) Accept the 2013 Urban Area Security Initiative (UASI) grant contract;
- 2) Appropriate and allocate the award in the amount of \$122,578 for counter-terrorism training and equipment; and
- 3) Authorize the City Manager as the city's signatory for the contract.

8C. PURCHASE ORDER TO FURNISH AND INSTALL EQUIPMENT FOR POLICE MOTORCYCLES

Recommendation

Recommendation of the General Services Director and Interim Police Chief that City Council:

- 1) Award a purchase order to Huntington Beach Honda of Huntington Beach, CA in the amount of \$124,430.02 to furnish and install communications, lighting and miscellaneous equipment for fourteen (14) City owned Police motorcycles; and
- 2) Appropriate \$57,576.48 of Unappropriated U.S. DOJ Asset Forfeiture Fund (Fund 2906).

8D. AGREEMENT AMENDMENT RE LEGAL SERVICES

Recommendation

Recommendation of the City Attorney that City Council approve a second amendment to the fee agreement with Rutan & Tucker (C2012-210) to provide legal services in the case of Carpenter v. City of Torrance requesting an additional \$8,000, for a new not exceed contract amount of \$83,000.

8E. FEE AGREEMENT RE LEGAL SERVICES

Recommendation

Recommendation of the City Attorney that City Council approve a fee agreement with the law firm of Rutan & Tucker, LLP to provide legal services in the case of Adrian Kollar v. City of Torrance for a total amount not to exceed \$75,000.

8F. PURCHASE ORDER FOR TWO 2015 HORTON RESCUE AMBULANCES

Considered separately, see page 5.

8G. AGREEMENT AMENDMENT RE JANITORIAL SERVICES AT VARIOUS CITY FACILITIES

Recommendation

Recommendation of the Community Services Director that City Council approve Amendment No. 2 to the agreement with Alternative Cleaning System Corporation (C2011-045) by extending the term of the agreement from March 9, 2014 to March 8, 2016 for a contract value not to exceed \$78,095 per year for a two-year period, to provide janitorial services at various City facilities.

MOTION: Councilmember Brewer moved for the approval of Consent Calendar Items 8A through 8E and 8G. The motion was seconded by Councilmember Barnett and passed by unanimous vote.

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Consent Calendar Item 8F was considered separately at this time.

8F. PURCHASE ORDER FOR TWO 2015 HORTON RESCUE AMBULANCES

Recommendation

Recommendation of the General Services Director and Fire Chief that City Council:

- 1) Authorize a purchase order to Halcore Group Inc. dba Leader Industries of South El Monte, CA for two (2) model year 2015 Horton 623 rescue ambulances with International TerraStar chassis in the amount of \$406, 006.04 (including sales tax); and
- 2) Appropriate and transfer \$81,603 from the Fire Apparatus Replacement Fund to the Fleet Vehicle Replacement Fund FEAP #855 (Replacement of 2 Paramedic Vehicles).

Councilmember Brewer requested clarification regarding this purchase because it appears to be a departure from the Fire Department's policy not to transport patients.

Fire Chief Racowski explained that the new rescue ambulances will provide a safety net in extreme cases where there is a life-threatening situation and City's ambulance contractor has a delayed response. He noted that the vehicles will function the same and with the same staff as the paramedic rescue vehicles they will be replacing.

Councilmember Furey voiced his opinion that this was a prudent purchase because the vehicles cost only slightly more than a regular paramedic rescue unit and have the added capability of transporting a patient to the hospital in the event of an emergency.

In response to Mayor Scotto's inquiry, Fire Chief Racowski advised that the new vehicles will be equipped the same as private ambulances and the paramedics staffing them will receive specialized training, but no pay premium is proposed.

Mayor Scotto recommended that the City seek reimbursement from patients who are transported that have insurance and City Manager Jackson agreed to explore this and report back to the Council.

Milton Herring, Torrance, expressed concerns about charging residents for emergency services.

Mayor Scotto explained that he did not want to create a situation where residents would seek to have the Fire Department transport them to the hospital to avoid having to pay the cost of a private ambulance. He noted that residents would only be billed if they are insured and have the ability to pay.

Lloyd Brown, Torrance, expressed concerns about the potential liability associated with transporting patients.

MOTION: Councilmember Furey moved to concur with the staff recommendation. The motion was seconded by Councilmember Weideman and passed by unanimous vote.

12. ADMINISTRATIVE MATTERS

12A. RECOGNITION OF TOYOTA MOTOR SALES USA CONTRIBUTION TO 555 MAPLE AVENUE SPORTS FIELDS/ACQUISITION OF NAMING RIGHTS

Considered out of order, see pages 2-3.

12B. REPORT OF AD HOC COMMITTEE RE SOUTHERN CALIFORNIA REGIONAL OCCUPATIONAL CENTER

Recommendation

Recommendation of the City Council Ad Hoc Special Standing Southern California Regional Occupation Center Committee that City Council accept and file the report from the City Council Ad Hoc Special Standing So Cal ROC Committee meeting of March 18, 2014.

Councilmember Sutherland, chair of Ad Hoc Special Standing Southern California Regional Occupational Center (So Cal ROC) Committee, reported that the Committee held its first meeting on March 18 and attendees included Dr. Christine Hoffman, Superintendent of So Cal ROC, legislative staff from the offices of Senator Lieu and Assemblymember Muratsuchi, Jacki Bacharach, Executive Director of South Bay Cities Council of Governments (SBCCOG), and other South Bay community members. He explained that the Committee discussed strategies for lobbying State legislators to continue funding for this very valuable program since funding is scheduled to end in 2015. He noted that the Committee also discussed the need for an entity to spearhead this effort and So Cal ROC was mentioned, as well as SBCCOG, since nine member cities are served by So Cal ROC, and this will be discussed further at SBCCOG's director's meeting on March 27.

The report was accepted and filed.

12C. ORDINANCE APPROVING AMENDMENT TO CALPERS AGREEMENT TO REDUCE INDUSTRIAL DISABILITY ALLOWANCE

Recommendation

Recommendation of the City Manager that City Council adopt an Ordinance approving an amendment to the contract between the City Council of the City of Torrance and the Board of Administration of the California Public Employees' Retirement System (CalPERS) to reduce Industrial Disability Allowance for all newly hired employees in Torrance Police Officers Association (TPOA), Torrance Police Commanders Association (TPCA) and Safety Management.

Assistant to the City Manager Chaparyan reported that this action is necessary to implement a reduction in the Industrial Disability Allowance for newly hired employees in TPOA and TPCA. He noted supplemental material available at the meeting responding to questions submitted by a resident about this action.

Councilmember Sutherland cited this as another example of the Council and employee unions working together to reduce pension costs.

MOTION: Councilmember Sutherland moved to concur with the staff recommendation. The motion was seconded by Councilmember Barnett and passed by unanimous vote.

ORDINANCE NO. 3771

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE
AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY
COUNCIL OF THE CITY OF TORRANCE AND THE BOARD OF ADMINISTRATION
OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

MOTION: Councilmember Weideman moved to adopt Ordinance No. 3771. The motion was seconded by Councilmember Furey and passed by unanimous vote.

17. **ORAL COMMUNICATIONS #2**

17A. Councilmember Barnett congratulated the North High Girls Softball team on winning the Torrance National Softball Tournament held the previous weekend, and with the concurrence of Council, requested that staff arrange to recognize the team at a Council meeting.

17B. Councilmember Brewer announced that the Torrance Education Foundation's "Celebrate Education" dinner will be held on Friday, March 28, at the Marriott Hotel, which will include the raffle of a 2014 Lexus RX350 generously donated by Toyota Motor Sales USA, with additional information available at www.TorranceEducationFoundation.org.

17C. Councilmember Furey noted that Toyota has donated a vehicle to be raffled off for the past nine years and encouraged the purchase of raffle tickets.

17D. Councilmember Furey, with the concurrence of Council, requested that staff provide bottled water for audience members at Council meetings.

17E. Councilmember Ashcraft commended the Police Department for the "Seniors Don't Be Scammed" seminar held earlier in the day.

17F. Mayor Scotto offered a reminder about the ribbon cutting ceremony for the 555 Maple Avenue Multi-Use Sports Fields on Wednesday, March 26, at 4:30 p.m.

17G. Mayor Scotto, with the concurrence of Council, requested that staff bring forward an item to consider the Torrance Cultural Arts Foundation's request that the City subsidize fees for their annual gala in the amount of \$11,000 and suggested that the Endowment Fund be used for this purpose. He noted that the foundation has also requested that the City Council consider increasing the annual contribution provided to the foundation from \$109,420 to \$169,400 and asked that this item be included when the second year of the 2013-2015 Operating Budget is considered.

17H. Janet Payne, Torrance, reported that she greatly enjoyed attending the 7th annual Advantage Awards held at Torrance Airport on March 20, which recognizes Torrance businesses in various categories, and commended everyone involved for their efforts.

Economic Development Director Fulton provided a list of Advantage Award recipients.

18. **EXECUTIVE SESSION**

Considered earlier in the meeting, see page 1.

