

May 14, 2002

**MINUTES OF A REGULAR MEETING
OF THE TORRANCE CITY COUNCIL**

1. CALL TO ORDER

The Torrance City Council convened in a regular meeting at 6:03 p.m. on Tuesday, May 14, 2002, in Council Chambers.

ROLL CALL

Present: Councilmembers Lieu, Mauno, McIntyre, Nowatka, Witkowsky and Mayor Walker.

Absent: Councilmember Scotto.

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

16. EXECUTIVE SESSION

The Council immediately recessed to closed session to confer with the City Manager and the City Attorney on the agenda matters listed under 16.a) Conference with Legal Counsel – Existing Litigation; 16.b) Conference with Legal Counsel – Anticipated Litigation and 16.c) Real Property – Conference with Real Property Negotiator pursuant to California Government Code Sections 54956.9 (a), 54956.9 (c) and 54956.8.

The Council reconvened at 7:11 p.m.

2. FLAG SALUTE/INVOCATION

The Pledge of Allegiance was led by Councilmember McIntyre.

The invocation was given by City Clerk Herbers.

3. AFFIDAVIT OF POSTING/WAIVE FURTHER READING

MOTION: Councilmember Nowatka moved to accept and file the report of the City Clerk on the posting of the agenda for this meeting. The motion was seconded by Councilmember Witkowsky and a voice vote reflected unanimous approval (absent Councilmember Scotto).

MOTION: Councilmember Nowatka 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 Witkowsky and a roll call vote reflected unanimous approval (absent Councilmember Scotto).

4. WITHDRAWN OR DEFERRED ITEMS

None.

Mayor Walker reported that subsequent to the posting of the agenda on May 10, 2002, the City Manager became aware of the need to grant an easement to Southern California Edison for electrical supply systems and communications systems in order to commence the construction of a new commercial building in the Rolling Hills Plaza shopping center and asked that the City Council add the item to the agenda to provide advice during the public session on how to proceed.

In order to take action on a matter that is not on the agenda, the California Government Code Section 54954.2(b)(2) requires a determination by two-thirds vote of the Council that immediate action is necessary and that the need to take action arose subsequent to the posting of the agenda

MOTION: Councilmember Witkowsky moved to add item 11b to the agenda for consideration. Councilmember Nowatka seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto).

5. COUNCIL COMMITTEE MEETINGS AND ANNOUNCEMENTS

Councilmember Nowatka announced that the 43rd Annual Armed Forces Day Parade and Observance May 17-19, would begin with displays and exhibits at Del Amo Fashion Center and a concert on May 17th at 7:30 p.m. in the Armstrong Theatre. On May 8 a reveille will be held at 9:00 a.m. at Del Amo and the parade will be held at 1:30 p.m. from Crenshaw Boulevard to Madrona.

Police Chief Herren announced Blue Ribbon Week/National Police Officers Memorial Week the week of May 12-18, and that the Torrance Police Memorial Service would be held on May 15th at 10:00 a.m. in the Toyota Meeting Hall, Cultural Arts Center. He encouraged everyone to display or wear a blue ribbon in support of the men and women in law enforcement.

Councilmember Witkowsky announced California Bike Commute Week May 13-17 with a Bike to Work Day event held on May 16th from 5:30 a.m. to 7:30 a.m. in front of City Hall with free T-shirts for the first 40 bicyclists and free breakfast served to all bicyclists.

Mayor Walker invited everyone to attend the Torrance Airport Open House on May 19th from 10:00 a.m. to 3:00 p.m., at Zamperini Field, 3301 Airport Drive.

6. **COMMUNITY MATTERS**

6a. **RESOLUTION NO. 2002-46 RE THE 43RD ANNUAL ARMED FORCES DAY PARADE AND CELEBRATION**

RESOLUTION NO. 2002-46

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE DECLARING MAY 17 THROUGH MAY 19, 2002 FOR OBSERVANCE OF THE 43RD ANNUAL ARMED FORCES DAY PARADE AND CELEBRATION.

MOTION: Councilmember Nowatka moved to adopt Resolution No. 2002-46. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto.)

Councilmember Nowatka read the resolution and Mayor Walker indicated that it would be presented at a later date.

6b. **RESOLUTION NO. 2002-47 RE LIEUTENANT GENERAL BRIAN A. ARNOLD**

RESOLUTION NO. 2002-47

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE EXPRESSING APPRECIATION TO LIEUTENANT GENERAL BRIAN A. ARNOLD OF THE UNITED STATES AIR FORCE FOR SERVING AS GRAND MARSHAL OF THE 43RD ANNUAL ARMED FORCES DAY PARADE AND OBSERVANCE.

MOTION: Councilmember Nowatka moved to adopt Resolution No. 2002-47. Councilmember Witkowsky seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto.)

Councilmember Lieu read the resolution and Mayor Walker indicated that it would be presented at a later date.

6c. **PROCLAMATION RE FUMIKO HACHIYA WASSERMAN**

Mayor Walker issued a proclamation congratulating the Honorable Fumiko Hachiya Wasserman upon receiving the Joan Dempsey Klein Distinguished Jurist Award; and, commending her dedication, professionalism, and contributions to the California judicial system.

Ms. Wasserman thanked the City noting that she was born and raised in Torrance, her family is active in Torrance and her children chose to settle in Torrance. She thanked the Council and staff for their public service and for making Torrance the type of community where the next generation wants to come back and live in.

6d. EXXONMOBIL DONATION RE GREEN TEAM SUMMER YOUTH PROGRAM

Recommendation of the City Manager that City Council accept a donation of \$100,000 from ExxonMobil Corporation and appropriate the funds for the 2002 Green Team Summer Youth Employment Program.

MOTION: Councilmember Witkowsky moved to accept a donation of \$100,000 from ExxonMobil Corporation and appropriate the funds for the 2002 Green Team Summer Youth Employment Program. Councilmember Nowatka seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto).

Charlie McGuire, ExxonMobil Corporation, presented the donation of \$100,000 to be used for the 2002 Green Team Summer Youth Program and noted that the successful program was in its 8th year and they look forward to continue working with the School Board and the City.

6e. DONATIONS FROM TOYOTA MOTOR SALES, VIRCO MANUFACTURING AND STATE FARM INSURANCE

Recommendation of the Fire Chief that City Council:

- 1) Accept a donation from Toyota Motor Sales, U.S.A., Inc. of 150 disaster backpacks with an estimated value of \$37,500 to be used for the Fire Department's CERT (Community Emergency Response Teams) program;
- 2) Accept a donation from Virco Mfg. Corporation of 15 tables and 40 chairs with an estimated value of \$2,157 to be used for the Fire Department's CERT program;
- 3) Accept and appropriate a donation of \$1,875 from State Farm Insurance towards the purchase of a 911 simulator for the Fire Department's public education program; and
- 4) Appropriate \$2,017.78 from the Fire Donations account for the purchase of an Epson Multimedia projector to be used for the CERT program.

MOTION: Councilmember Lieu moved to concur with the staff recommendation to accept donations from Toyota Motor Sales, U.S.A., Inc., Virco Manufacturing Corporation and State Farm Insurance, and appropriate \$2,017.78 from the Fire Donations account for the purchase of an Epson Multimedia projector. Councilmember McIntyre seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto).

Fire Department Public Information Officer Friedman thanked Gregory Carothers, Emergency Planning Operations Manager, Toyota Motor Sales, U.S.A., Inc.; Toni Block, Director of Community Relations for Virco Manufacturing Corporation; and Elenore A. Williams, Public Affairs Specialist, State Farm Insurance, as well as ExxonMobil noting that they all worked to make Torrance a safer place.

Toni Block, Director of Community Relations for Virco Manufacturing, indicated that Virco was dedicated to the community.

Elenore A. Williams, Public Affairs Specialist, State Farm Insurance, stated that State Farm was honored to donate the simulator to help children learn how to dial 911 and she added that it was a pleasure to work with the Torrance Fire Department.

Gregory Carothers, Emergency Planning Operations Manager, Toyota Motor Sales, U.S.A., Inc., asserted that Toyota was glad to help the community and he encouraged everyone to sign up for the CERT program.

7. CONSENT CALENDAR

7a. APPROVAL OF MINUTES APRIL 2 AND APRIL 9, 2002

Recommendation

Approval of minutes of April 2, and April 9, 2002.

7b. CONTINUED STATE OF LOCAL EMERGENCY RE CAROLWOOD DRIVE AND SINGINGWOOD DRIVE

Recommendation

Recommendation of the City Manager and the City Attorney that City Council continue the state of local emergency, proclaimed March 2, 2001 for properties located on Carolwood Drive and Singingwood Drive.

7c. DONATIONS RE LIVING TREE DEDICATION PROGRAM

Recommendation

Recommendation of the Parks and Recreation Commission and the Parks and Recreation Director that City Council accept donations totaling \$3,125 for the Living Tree Dedication Program.

7d. 2002 GRANT PROGRAM FOR NON-PROFIT ARTS ORGANIZATIONS

Recommendation

Recommendation of the Cultural Arts Commission and the Parks and Recreation Director that City Council approve funding under the year 2002 Grant Program for Non-Profit Arts Organizations to be awarded to: South Bay Ballet (\$1,000); El Camino College Foundation (\$980); Saturday Night Bath Concert Fund (\$1,000); Torrance Symphony Association (\$1,000); Regina Klenjoski Dance Company (\$1,000); and the Torrance Cultural Arts Center Foundation (\$1,000) for a total of \$5,980.

7e. PURCHASE ORDER RE INTERNATIONAL TRUCK & ENGINE CO.

Recommendation

Recommendation of the General Services Director that City Council authorize a purchase order totaling \$199,497.28 for the purchase of five (5) International Model 4300 cab and chassis to International Truck & Engine Co. of Oakland, California, as a cooperative purchase with the State of California. The General Services Director also recommends the City Council authorize payment of \$1,842.70 to the State of California for use of their contracts.

7f. INTER-AGENCY AGREEMENT RE DIAL-A-LIFT PROGRAM

Recommendation

Recommendation of the Transit Director that City Council authorize the Mayor to execute and the City Clerk to attest to the Inter-Agency Agreement for participation in the Dial-A-Lift Program from July 1, 2002 to June 30, 2007. (B2002-07)

7g. PROPERTY INSURANCE AND BOILER AND MACHINERY INSURANCE COVERAGE

Recommendation of the Human Resources Director that City Council approve the purchase of Property Insurance coverage at an annual premium of \$144,608 and Boiler and Machinery Insurance coverage at an annual premium \$9,247.

7h. AGREEMENT WITH LAIDLAW TRANSIT SERVICES RE DIAL-A-LIFT PROGRAM

Recommendation of the Transit Director that City Council approve and authorize the Mayor to execute and the City Clerk to attest to a one year agreement, with optional extension, with Laidlaw Transit Services, Incorporated to operate and manage the Torrance Dial-A-Lift Program at a cost not-to-exceed \$294,113.

7i. AGREEMENT RE GRACE BUILDING MAINTENANCE COMPANY

Recommendation of the Transit Director that City Council authorize the Mayor to execute and the City Clerk to attest to a one year agreement with Grace Building Maintenance Company, Incorporated to extend the current contract (C2001-101) for one year to clean transit buses at a cost not-to-exceed \$62,088.

MOTION: Councilmember Witkowsky moved to approve Consent Calendar items 7a through 7i as written. Councilmember Nowatka seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto).

11. ADMINISTRATIVE MATTERS

11a. RESOLUTION NO. 2002-48 RE JUVENILE ACCOUNTABILITY AND INCENTIVE BLOCK GRANT FUNDS

Recommendation of the Chief of Police that City Council adopt a Resolution releasing the City's allocation of the FY 2002-2003 Juvenile Accountability and Incentive Block Grant Funds, in the amount of \$47,870, to the Los Angeles County District Attorney's Office.

Juvenile Section Sergeant Steve Unglaub reported that the City had participated in the program for three years. Funds are combined with those of other cities in the South Bay to form the Juvenile Offender Intervention Network (JOIN), and restrictions on the funds prevent Torrance from using them in the Diversion Program currently in use by the City. The joint program run by the District Attorney targets specific offenders determined to be helped the most by the program, and the juvenile and the parents enter into a contract that includes community service, parenting classes and sometimes restitution. After successful completion, all charges are dropped. No violent offenders or juveniles with prior offenses are allowed in the program. Sgt. Unglaub indicated that the

program had been very successful in the past and the Police Department would like to continue it.

RESOLUTION NO. 2002-48

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE RELEASING OUR ALLOCATION OF JUVENILE ACCOUNTABILITY AND INCENTIVE BLOCK GRANT FUNDS TO THE LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE.

MOTION: Councilmember Nowatka moved to adopt resolution No. 2002-48. Councilmember McIntyre seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto).

Added to the Agenda

11b. SOUTHERN CALIFORNIA EDISON EASEMENT FOR UNDERGROUND SUPPLY SYSTEMS AND COMMUNICATIONS SYSTEMS

Recommendation of the City Manager that City Council grant an easement to Southern California Edison ("Edison") for underground electrical supply systems and communications systems on property located in Rolling Hills Plaza.

City Manager Jackson reported that the item was a necessary change to the easements on the property and, as the landlord, the City needed to authorize the change.

MOTION: Councilmember Witkowsky moved to grant an easement to Southern California Edison for underground electrical supply systems and communications systems on property located in Rolling Hills Plaza. Councilmember McIntyre seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto).

MOTION: Councilmember Witkowsky moved to authorize the Mayor to execute and the City Clerk to attest the documents. Councilmember Nowatka seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto).

14. SECOND READING ORDINANCES

Second and Final Reading of Ordinance No. 3515 which will implement a contract change between the City and CalPERS (California Public Employees Retirement System) removing the exemption for the Junior Library Clerks (prospectively). The City Clerk recommends that City Council approve publication of the ordinance summary.

ORDINANCE NO. 3515

**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 Witkowsky moved to approve publication of the Ordinance Summary. Councilmember McIntyre seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto.)

MOTION: Councilmember Witkowsky moved to adopt Ordinance No. 3515. Councilmember Nowatka seconded the motion and a roll call vote reflected unanimous approval (absent Councilmember Scotto).

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The Torrance Redevelopment Agency met from 7:44 p.m. to 7:45 p.m.

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15. ORAL COMMUNICATIONS

15a. City Clerk Herbers announced that appointments to fill vacancies on the Cable TV, Community Services, Environmental Quality, Planning, and Traffic commissions would be made on Tuesday, June 11 and applications are available in the City Clerk's office. She added that the deadline for submitting applications is June 5 by 5:30 p.m. in the City Clerk's office and noted that further information is available by calling (310) 618-2870 or by visiting www.tornet.com.

15b. Councilmember Lieu commented on attending Regional Dance America program and expressed pleasure with the performance by the South Bay Ballet.

15c. Councilmember Lieu noted that President Bush and the United States Congress declared May as Asian Pacific American Heritage Month.

15d. Councilmember Mauno reported attending the Salvation Army Partners in Service Award luncheon with Councilmember Nowatka and Mayor Walker. He commended all those who volunteer and serve the community especially the young people and encouraged all to volunteer.

15e. Councilmember Nowatka announced that on Tuesday, June 11 at 4:00 p.m. there would be a rededication of the Kent Twitchell mural on the Workforce Investment Network building located at 1220 Engracia.

15f. Councilmember Nowatka expressed his pleasure at attending the grand opening ceremony on April 27th of the Harbor City Boys and Girls Club, which will now be named the Boys and Girls Club of the South Bay and will include Torrance in their area of service.

15g. Councilmember Nowatka also commented on attending the Salvation Army luncheon noting that Councilmember Mauno became a volunteer and is now serving on the Salvation Army Advisory Board.

15h. Mayor Walker reminded all to attend the Torrance Police Memorial Service Wednesday, May 15 at 10:00 a.m. in the Toyota Meeting Hall, Cultural Arts Center.

15i. Councilmember Witkowsky congratulated Chief Bongard and the Torrance Fire Fighters for all their hospitality at the fire stations on Fire Service Day held on Saturday, May 11.

15j. Councilmember Witkowsky commented on attending the Special Olympics with Mayor Walker and Councilmember Scotto held at North High School on Saturday, May 11.

15k. Councilmember Witkowsky also commented that the ExxonMobil Green Team program makes it possible for Torrance Unified students to have the opportunity to train in a job and experience what it is like to work for the City of Torrance.

15l. Responding to Councilmember Witkowsky, City Manager Jackson indicated that an item would come to the City Council on a long-term solution from Southern California Edison for replacement of the brown bags on streetlights turned off to reduce energy.

15m. Teresa Rankin, 3539 Newton Street, expressed concern that the City of Torrance is not taking an active role on the proposed golf course in the Palos Verdes landfill and she cited concerns with possible groundwater contamination as a result of increased water use and its effect on landslides. Ms. Rankin urged the City Council to place an item on the agenda to provide an opportunity for the public to express concerns on the proposed use of the land.

15n. Mayor Walker stated the City of Torrance is taking an active role in the environmental impact report and that the groundwater in Torrance will not be effected.

15o. City Manager Jackson noted that City of Torrance has had consultants review the land situation and the City is waiting for the environmental impact report to review and respond appropriately.

15p. David Henseler, 3210 Singingwood Drive, expressing concern about possible toxic waste near his home, submitted a petition against any use of the land. He questioned removal of a resolution from a 2001 City Council agenda regarding the proposed landfill usage and asked the City to take a more active role.

15q. Mayor Walker explained that the item had been removed as the City requires the full environmental impact report for review before taking appropriate action.

15r. Stuart Johnson, Republican nominee for the 36th Congressional District, introduced himself to the Council.

15s. Don Thrane, 21009 Annrita Avenue, expressed concern with the economic condition of the State of California and noted concerns about the use of City funds for new chairs in the Council Chambers and the increase in the City Council travel allowance.

16. **EXECUTIVE SESSION**

Considered earlier.

17. **ADJOURNMENT**

At 8:10 p.m., the meeting was adjourned to Tuesday, May 21, 2002 at 5:30 p.m., for an executive session in the Council Chamber, with the regular meeting commencing at 7:00 p.m. in Council Chambers.

Attest:

/s/

Mayor of the City of Torrance

/s/ Sue Herbers

Sue Herbers,
City Clerk of the City of Torrance

Approved on June 4, 2002