

MINUTES

CITY COUNCIL MEETING

MARCH 11, 2008

A regular meeting of the City Council of the City of Rolling Hills Estates was called to order at 7:33 p.m. in the City Council Chambers, 4045 Palos Verdes Drive North, by MAYOR ZERUNYAN.

PLEDGE OF ALLEGIANCE

Award-winning local equestrians: Morgan Geller, Zoie Nagelhout, Rachel Thurman, Jeanne McNerney, Shelby Tsujui, and Sophia Harik, led the assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

City Council Members Present: Addleman, Seamans, Zerunyan, Zuckerman
City Council Member Absent: Mitchell

City Staff Present: Acting City Manager Sam Wise
City Attorney Kristin Pelletier
Planning Director David Wahba
Community Services Director Andy Clark
Administrative Services Director Mike Whitehead
Assistant to the City Manager Greg Grammer

Others Present: Carl Southwell, Planning Commission

4. CEREMONIAL ITEMS

NONE

5. ROUTINE MATTERS

A. CITY COUNCIL MINUTES OF FEBRUARY 26, 2008

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN SEAMANS

TO APPROVE THE CITY COUNCIL MINUTES OF FEBRUARY 26, 2008 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

B. ADJOURNED POLICY DEVELOPMENT SESSION MINUTES OF MARCH 1, 2008

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN SEAMANS

TO APPROVE THE ADJOURNED POLICY DEVELOPMENT SESSION MINUTES OF MARCH 1, 2008 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

C. DEMANDS AND WARRANTS – FEBRUARY AND MARCH

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE WARRANTS 43521 THROUGH 43568 IN THE AMOUNT OF \$266,259.28; SUPPLEMENTAL WARRANTS 020108 THROUGH 020208; 43337 THROUGH 43348; 43411 THROUGH 43428; 43500 THROUGH 43508; 43509 (VOID) IN THE AMOUNT OF \$251,375.30 FOR A GRAND TOTAL AMOUNT OF \$517,634.58 WITH PROPER AUDIT.

AYES: Addleman, Seamans, Zerunyan, Zuckerman
ABSENT: Mitchell

6. **CONSENT CALENDAR:** The following routine matters will be acted upon by one vote to approve with the majority consent of the City Council. There will be no separate discussion of these items unless good cause is shown by a member prior to the roll call vote. (Items removed will be considered under New Business.)

COUNCILWOMAN SEAMANS moved, seconded by COUNCILMAN ADDLEMAN

TO APPROVE ITEMS A AND B.

A. READING OF ORDINANCES AND RESOLUTIONS

Reading in full of all ordinances and resolutions presented for consideration to the City Council will be waived and all such ordinances and resolutions will be read by title only.

B. JANUARY 2008 SCHEDULE OF INVESTMENTS

RECEIVED AND FILED THE SCHEDULE OF INVESTMENTS REPORT FOR THE MONTH.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

7. **AUDIENCE ITEMS NOT ON THE AGENDA/WRITTEN AND ORAL COMMUNICATIONS**

Considered after 13. MAYOR AND COUNCIL ITEMS.

8. **PUBLIC HEARINGS/MEETINGS**

8:00 P.M.

NONE

9. NEW BUSINESS

A. PLANNING COMMISSION MINUTES OF MARCH 4, 2008

COUNCILWOMAN SEAMANS moved, seconded by COUNCILMAN ADDLEMAN

TO RECEIVE AND FILE THE PLANNING COMMISSION MINUTES OF MARCH 4, 2008.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

B. SALE OF COMMUNITY DEVELOPMENT BLOCK GRANT

Recommendation: That the City Council adopt Resolution No. 2157 and enter into the agreement with the City of Hawaiian Gardens for authorizing the exchange of Community Development Block Grant funds for FY 2008-09.

Administrative Services Director Whitehead provided a staff report (as per agenda material).

1. RESOLUTION NO. 2157 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES AUTHORIZING THE EXCHANGE OF UNEXPENDED COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

COUNCILWOMAN SEAMANS moved, seconded by COUNCILMAN ADDLEMAN

TO ADOPT RESOLUTION NO. 2157.

Acting City Manager Wise read Resolution No. 2157 by title only.

AYES: Addleman, Seamans, Zerunyan, Zuckerman
ABSENT: Mitchell

ADJOURNED TO PEPPER TREE BOARD OF DIRECTORS MEETING AT 7:42 P.M.

C. NATURE CENTER DESIGN AND INTERPRETIVE PLANNING SERVICES AGREEMENT WITH THE ACORN GROUP

Recommendation: That the Pepper Tree Foundation Board of Directors approve the agreement with the Acorn Group to provide design and interpretive planning services for the George F Canyon Nature Center at a cost not to exceed \$7,500.

Community Services Director Clark provided a staff report (as per agenda material).

COUNCILWOMAN SEAMANS moved, seconded by COUNCILMAN ADDLEMAN

TO APPROVE THE AGREEMENT WITH THE ACORN GROUP TO PROVIDE DESIGN AND INTERPRETIVE PLANNING SERVICES FOR THE GEORGE F CANYON NATURE CENTER AT A COST NOT TO EXCEED \$7,500.

AYES: Addleman, Seamans, Zerunyan, Zuckerman
ABSENT: Mitchell

RECONVENED CITY COUNCIL MEETING AT 7:45 P.M.

D. BUDGET AMENDMENT REQUEST FROM LSA ASSOCIATES, INC., FOR THE MEDITERRANEAN VILLAGE PROJECT (927 DEEP VALLEY DRIVE)

Recommendation: That the City Council approve the Budget Amendment request from LSA Associates, Inc., in the amount of \$14,000 for the Mediterranean Village project.

Planning Director Wahba provided a staff report (as per agenda material).

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE THE BUDGET AMENDMENT REQUEST FROM LSA ASSOCIATES, INC., IN THE AMOUNT OF \$14,000 FOR THE MEDITERRANEAN VILLAGE PROJECT.

AYES: Addleman, Seamans, Zerunyan, Zuckerman
ABSENT: Mitchell

10. OLD BUSINESS

NONE

11. CITY ATTORNEY ITEMS

NONE

12. CITY COUNCIL/REGIONAL COMMITTEE REPORTS: This item provides the opportunity for Members of the City Council to provide information and reports to other Members of the City Council and/or the public on any issues or activities of currently active Council Committees, ad hoc committees, regional or state-wide governmental associations, special districts and/or joint powers authorities and their various committees on which Members of the City Council might serve or have an interest, which are not otherwise agendized.

A. COUNCILWOMAN SEAMANS

1. EQUESTRIAN COMMITTEE MINUTES OF FEBRUARY 25, 2008

COUNCILWOMAN SEAMANS moved, seconded by COUNCILMAN ADDLEMAN

TO RECEIVE AND FILE THE EQUESTRIAN COMMITTEE MINUTES OF FEBRUARY 25, 2008.

THERE BEING NO OBJECTION, MAYOR ZERUNYAN SO ORDERED.

13. MAYOR AND COUNCIL ITEMS: - This item provides the opportunity for Members of the City Council to request information on currently pending projects and/or issues of public concern, direct that an item be agendized for future consideration and/or make announcements of interest to the public.

A. COUNCILMAN ZUCKERMAN requested that COUNCIL discuss the proposed Palos Verdes Landfill Gas-to-Energy Facility project, and accompanying mitigated negative declaration, which is scheduled to be presented to the Sanitation Districts' Executive Board on Wednesday, March 12 at 1:30 p.m.

City Attorney Pelletier noted that, per the Brown Act, the COUNCIL can only ask limited questions or clarification from staff on a particular item. She then noted that if the COUNCIL wishes to take action or discuss an item in detail, a finding must be made that the matter came to the City's attention after the posting of the agenda and that a four-fifths vote, or in this case with four members present, a unanimous vote must be taken to begin that discussion.

Planning Director Wahba stated that he received one copy of the comments/responses late on Friday, March 7 and spoke to Robert Ferrante, Assistant Department Head with the Sanitation Districts, on Monday. He noted that the mitigated negative declaration was posted on their website, but the responses to comments were not.

COUNCILWOMAN SEAMANS requested clarification on why this item would come back to the COUNCIL for discussion since it had not been agendized.

COUNCILMAN ZUCKERMAN noted that he would like to agendize this item on behalf of the public as there was a clear expectation by all parties that the responses to comments would be provided in a timely manner prior to the Sanitation Districts' meeting and brought back to the City.

MAYOR ZERUNYAN noted that the City knew that the Sanitation Districts would take action on this item, but did not know the date of such action. He reiterated that the Sanitation Districts is the lead agency.

COUNCILMAN ZUCKERMAN moved, seconded by COUNCILMAN ADDLEMAN

TO MAKE A FINDING OF THE NEED TO TAKE IMMEDIATE ACTION ON THIS ITEM AS THE COUNCIL BECAME AWARE OF IT AFTER THE CITY'S AGENDA WAS POSTED. THE SUBJECT MATTER IS WHETHER THE CITY SHOULD REQUEST A CONTINUANCE FROM THE SANITATION DISTRICTS ON THEIR CONSIDERATION OF THIS ITEM.

AYES: Addleman, Seamans, Zerunyan, Zuckerman
ABSENT: Mitchell

After extensive discussion, MAYOR ZERUNYAN stated that he would contact Steve Maguin, General Manager of the Sanitation Districts, and request an extension of two weeks. He noted that once the Sanitation Districts approves the matter, it would then move on to the Air Quality Management District for further review.

It was the consensus of the COUNCIL to request placement of this item on the Sanitation Districts' agenda for late March.

COUNCILMAN ZUCKERMAN suggested asking Supervisor Knabe, who sits on the Sanitation Board, to lend his support to this request.

MAYOR ZERUNYAN noted that he will appear before the Sanitation Districts' Board meeting if Mr. Maguin is not receptive to the COUNCIL'S request and publicly ask for a two week extension.

Planning Director Wahba noted that staff did request the comment letters and responses to comments be posted on the Sanitation Districts' website. MAYOR ZERUNYAN noted that Mr. Ferrante did agree to place the comments on their website.

After extensive discussion, COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO REQUEST A CONTINUANCE BY THE SANITATION DISTRICTS OF THE MITIGATED NEGATIVE DECLARATION AND APPROVAL OF THE PALOS VERDES LANDFILL GAS-TO-ENERGY PROJECT TO THEIR MEETING ON MARCH 26, 2008.

AYES: Addleman, Seamans, Zerunyan, Zuckerman
ABSENT: Mitchell

7. AUDIENCE ITEMS NOT ON THE AGENDA/WRITTEN AND ORAL COMMUNICATIONS

- A. Joan Davidson noted that that Sanitation Districts' website is not very informative as it did not include the comments and responses from the public regarding the Palos Verdes Landfill Gas-to-Energy Facility. She thanked the COUNCIL for being an advocate for the community.

COUNCILMAN ZUCKERMAN suggested the City consider placing the Sanitation Districts' Executive Board meeting schedule on the City's website.

14. CLOSED SESSION

NONE

15. ADJOURNMENT

At 8:31 p.m., MAYOR ZERUNYAN formally adjourned the City Council meeting to Tuesday, March 25, 2008 at 7:30 p.m. in the City Council Chambers.

Submitted by,

Approved by,

Hope J. Nolan
Deputy City Clerk

Douglas R. Prichard
City Clerk