

MINUTES

CITY COUNCIL MEETING

OCTOBER 25, 2005

A regular meeting of the City Council of the City of Rolling Hills Estates was called to order at 7:43 p.m. in the City Council Chambers, 4045 Palos Verdes Drive North, by MAYOR PRO TEM ZUCKERMAN.

PLEDGE OF ALLEGIANCE

MAYOR PRO TEM ZUCKERMAN led the assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

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

City Staff Present: City Manager Doug Prichard
City Attorney Stephen Pfahler
Assistant City Manager Sam Wise
Planning Director David Wahba
Community Services Director Andy Clark
Administrative Services Director Mike Whitehead
Senior Planner Niki Cutler
Assistant to the City Manager Greg Grammer

Others Present: Erik Zandvliet, Traffic Engineer
Deborah Davis, Park and Activities Commission

CEREMONIAL ITEMS

NONE

ROUTINE MATTERS

A. CITY COUNCIL MINUTES OF SEPTEMBER 27, 2005

COUNCILMAN ZERUNYAN moved, seconded by COUNCILWOMAN SEAMANS

TO APPROVE THE CITY COUNCIL MINUTES OF SEPTEMBER 27, 2005 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR PRO TEM ZUCKERMAN SO ORDERED.

B. DEMANDS AND WARRANTS – SEPTEMBER AND OCTOBER

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ZERUNYAN

TO APPROVED WARRANTS 38306 THROUGH 38373 IN THE AMOUNT OF \$237,641.15; WARRANTS 38247 THROUGH 38288 IN THE AMOUNT OF \$70,979.28P; SUPPLEMENTAL WARRANTS 091005 THROUGH 090205; 38046 THROUGH 38058; 38129 VOID; AND 38153 THROUGH 38173 (VOID 38161) IN THE AMOUNT OF \$206,540.37 FOR A GRAND TOTAL AMOUNT OF \$515,160.80 WITH PROPER AUDIT.

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

CONSENT CALENDAR

COUNCILMAN ZERUNYAN pulled Items 6D and 6E. to be discussed under New Business.

COUNCILWOMAN SEAMANS moved, seconded by COUNCILMAN ZERUNYAN

TO APPROVE ITEMS A-C AND F-H.

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. SEPTEMBER 2005 SCHEDULE OF INVESTMENTS

Recommendation: That the City Council receive and file the Schedule of Investments report for the month of September, 2005.

RECEIVED AND FILED.

C. NEW LOCAL AGENCY INVESTMENT FUND (LAIF) RESOLUTION

Recommendation: That the City Council approve the resolution between the City and LAIF authorizing the City Manager, Assistant City Manager, and the Administrative Services Director as officers to order the deposit or withdrawal of monies in the Local Agency Investment Fund.

1. RESOLUTION NO. 2088 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES AUTHORIZING INVESTMENT OF MONIES IN THE LOCAL AGENCY INVESTMENT FUND.

ADOPTED.

City Manager Prichard read Resolution No. 2088 by title only.

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

F. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED
SEPTEMBER 23, 2005

RECEIVED AND FILED.

G. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED
SEPTEMBER 30, 2005

RECEIVED AND FILED.

H. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED OCTOBER 14,
2005

RECEIVED AND FILED.

COUNCILMAN ZERUNYAN requested the following items be discussed at this time:

D. QUARTERLY CODE ENFORCEMENT REPORT

Recommendation: That the City Council receive and file this report.

COUNCILMAN ZERUNYAN expressed his concerns with political signs in the City's rights-of-way.

E. EMERGENCY PREPAREDNESS

Recommendation: That the City Council receive and file this report.

COUNCILMAN ZERUNYAN noted his concerns with the following questions on the survey: 1) Names of children and/or pets; and 2) Medical conditions as these are privacy issues.

City Attorney Pfahler noted that the information would be confidential and not available to the general public.

COUNCILWOMAN MITCHELL suggested a revised report be brought back at a future meeting.

COUNCILWOMAN SEAMANS also suggested coordinating a comprehensive neighborhood watch program.

It was noted this questionnaire would be voluntary.

ITEMS 6D. AND 6E. WERE RECEIVED AND FILED, AND STAFF WAS DIRECTED TO BRING BACK A REVISED SURVEY.

THERE BEING NO OBJECTION, MAYOR PRO TEM ZUCKERMAN SO ORDERED.

AUDIENCE ITEMS NOT ON THE AGENDA/WRITTEN AND ORAL COMMUNICATIONS

A. REQUEST FOR SUPPORT OF MEASURE R AND MEASURE S

Erin LaMonte, President, PV Council of PTAs, explained how support of Measures R and S would greatly benefit the schools.

Jeannette Webber, Legislative Representative, Cornerstone Elementary School, Coordinating Member of the campaign to pass Measures R and S noted that these were placed unanimously on the ballot in the hopes of raising up to \$40 million dollars to qualify for up to \$11 million dollars in state matching funds.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILWOMAN SEAMANS

TO SUPPORT MEASURE R AND MEASURE S.

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

PUBLIC HEARINGS/MEETINGS

A. SPRINT CELL SITE APPEAL

Recommendation: That the City Council open the public hearing, receive public testimony, close the public hearing and uphold staff's administrative decision to approve the installation of a micro cell site on Buckskin Lane as submitted by Sprint PCS.

Assistant City Manager Wise provided a staff report (as per agenda material).

COUNCILMAN ZERUNYAN moved, seconded by COUNCILWOMAN MITCHELL

TO OPEN THE PUBLIC HEARING.

THERE BEING NO OBJECTION, MAYOR PRO TEM ZUCKERMAN SO ORDERED.

Courtney Schmidt, representing Sprint, noted she has been working with the City since 2001 in researching antennae locations. She noted that the present sites are obsolete, and therefore, could not be upgraded. She provided photographs of the existing mock-up.

After some discussion, it was noted that the new antennae fans would be shut off.

Gregory Becker, Appellant, explained his objection emphasizing that the thresholds preclude the implementation of towers in the City. He asked the COUNCIL to deny this application and continue further analysis of this project.

Craig Killam, 62 Buckskin, noted his objection as well as the pole is approximately 25 feet from his house. He requested the COUNCIL consider undergrounding utility lines.

COUNCILWOMAN SEAMANS suggested the neighborhood form an underground lighting district and to contact Southern California Edison for information.

Michael Sonafelt, Nossaman, Guthner, Knox & Elliott, LLP, clarified how the law would be applied to this case in support of Sprint.

Jerry Gliksman, President, Dapplegray HOA, commented that, while alternatives regarding aesthetics have not been addressed, a compromise could possibly be reached that would provide vegetation in an attempt to hide the power pole.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ZERUNYAN

TO CLOSE THE PUBLIC HEARING.

THERE BEING NO OBJECTION, MAYOR PRO TEM ZUCKERMAN SO ORDERED.

City Attorney Pfahler noted that Mr. Sonafelt's explanation of the law was accurate.

After significant discussion, City Attorney Pfahler stated that if the COUNCIL is so inclined to approve this application, it does meet the City's thresholds. Additionally, he recommended that all applications be considered on a case-by-case basis.

COUNCILWOMAN MITCHELL suggested reviewing the City's policy on this matter in regards to any changes in telecommunications.

COUNCILWOMAN SEAMANS moved, seconded by COUNCILWOMAN MITCHELL

TO UPHOLD STAFF'S ADMINISTRATIVE DECISION TO APPROVE THE INSTALLATION OF A MICRO CELL SITE ON BUCKSKIN LANE AS SUBMITTED BY SPRINT PCS.

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

MAYOR PRO TEM ZUCKERMAN noted that Equestrian Committee interviews were conducted and was pleased to appoint Susan Brtis.

It was the consensus of the COUNCIL to direct staff to further investigate a position for interviewee Linda Laing to serve the City in some capacity.

OLD BUSINESS

Taken out of order.

B. PENINSULA VILLAGE OVERLAY ZONE PROJECT DESCRIPTION AND PRELIMINARY TRAFFIC ANALYSIS FOR THE PROGRAM ENVIRONMENTAL IMPACT REPORT (PEIR) AND PRELIMINARY COST ESTIMATES FOR IMPLEMENTATION OF THE STREETScape MASTER PLAN

Recommendation: That the City Council: 1) Discuss the Peninsula Village project description and preliminary traffic analysis; 2) Authorize a contract with LSA Associates, Inc., in an amount not-to-exceed \$214,000 to complete the PEIR subject to review and preparation of a Professional Services Agreement by the City Attorney; and 3) Discuss the cost estimates associated with implementation of the Peninsula Village Streetscape Master Plan, funding from MTA, as well as the Lighting and Landscape District concept, and direct staff accordingly.

Senior Planner Cutler provided a staff report (as per agenda material).

Deborah Pracilio, LSA, responded to various questions posed by the COUNCIL.

After extensive discussion, COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ZERUNYAN

TO AUTHORIZE A CONTRACT WITH LSA ASSOCIATES, INC., IN AN AMOUNT NOT-TO-EXCEED \$214,000 TO COMPLETE THE PEIR SUBJECT TO REVIEW AND PREPARATION OF A PROFESSIONAL SERVICES AGREEMENT BY THE CITY ATTORNEY AS WELL AS INCLUDE AN ALTERNATIVE EXAMINING 22 UNITS PER ACRE FOR EXISTING AREAS WHERE A HIGHER DENSITY IS NOT PROPOSED AND REVIEW REMAINING OPPORTUNITIES FOR MEDICAL SERVICES.

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

Brian Hannegan, RRM Design Group provided a conceptual presentation of the streetscape master plan.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ZERUNYAN

TO APPROVE THE CONCEPT OF A PENINSULA VILLAGE STREETScape MASTER PLAN AS A GENERAL PLANNING TOOL, SOLICIT INPUT FROM THE BUSINESS COMMUNITY, REVISE A PLAN TO SOFTEN LEVITT PARK AND EXTEND PASEO NEAR LONG'S DRUGSTORE, REVIEW AT A FUTURE MEETING, AND FURTHER INVESTIGATE CALIFORNIA WATER RESOURCES BOARD FUNDING.

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

A. THREE-RAIL FENCE BID RESULTS

Recommendation: That the City Council: 1) Direct staff in the selection of a contractor for the replacement and painting of 3-rail fencing in the City's rights-of-way; and 2) Execute the standard City fence project agreement subject to the City Attorney's review and approval.

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

COUNCILMAN ZERUNYAN moved,

TO AWARD THE CITY FENCE PROJECT AGREEMENT TO BENNETT LANDSCAPE SUBJECT TO CITY ATTORNEY REVIEW AND APPROVAL.

The motion died for lack of a second.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILWOMAN SEAMANS

TO AWARD THE THREE-RAIL FENCE PROJECT CONTRACT TO PENINSULA LANDSCAPING SUBJECT TO CITY ATTORNEY REVIEW AND APPROVAL.

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

NEW BUSINESS

Taken out of order.

ADJOURNED TO THE PEPPER TREE FOUNDATION CORPORATION MEETING
AT 11:38 P.M.

2. PEPPER TREE FOUNDATION ADVISORY BOARD ACTION ITEM MEETING OF OCTOBER 4, 2005 – REVISED COMMUNITY CENTER LANDSCAPING PROJECT

Recommendation: That the Pepper Tree Foundation Board of Directors accept staff's recommendation to approve a budget not to exceed \$7,000 to fund the Community Center Landscape Project.

After brief discussion, it was the consensus of the COUNCIL to defer this item to the next meeting.

RECONVENED TO CITY COUNCIL MEETING AT 11:40 P.M.

It was the consensus of the COUNCIL to defer the remaining items to the next meeting.

NEW BUSINESS

- A. PARK AND ACTIVITIES COMMISSION MINUTES OF OCTOBER 4, 2005

DEFERRED TO THE NEXT COUNCIL MEETING.

1. PARK AND ACTIVITIES COMMISSION ACTION ITEM FROM MEETING OF OCTOBER 4, 2005- YMCA SUMMER SWIM PROGRAM SURVEY RESULTS

DEFERRED TO THE NEXT COUNCIL MEETING.

- B. PLANNING COMMISSION MINUTES OF OCTOBER 27, 2005

DEFERRED TO THE NEXT COUNCIL MEETING.

- C. LEGISLATIVE UPDATE

DEFERRED TO THE NEXT COUNCIL MEETING.

CITY ATTORNEY ITEMS

DEFERRED TO THE NEXT COUNCIL MEETING.

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. COUNCILMAN ZERUNYAN

1. TRAFFIC AND SAFETY COMMITTEE MINUTES OF SEPTEMBER 28, 2005

DEFERRED TO THE NEXT COUNCIL MEETING.

- (a) TRAFFIC AND SAFETY COMMITTEE ACTION ITEMS FROM MEETING OF SEPTEMBER 28, 2005

DEFERRED TO THE NEXT COUNCIL MEETING.

B. MAYOR PRO TEM ZUCKERMAN

1. EQUESTRIAN COMMITTEE MINUTES OF SEPTEMBER 26, 2005

DEFERRED TO THE NEXT COUNCIL MEETING.

- (a) EQUESTRIAN COMMITTEE ACTION ITEM FROM MEETING OF SEPTEMBER 26, 2005 – REQUESTING A LETTER BE SENT TO THE LOS ANGELES COUNTY PARKS AND RECREATION DEPARTMENT

DEFERRED TO THE NEXT COUNCIL MEETING.

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. REQUEST FOR REDACTING PERSONAL INFORMATION FROM THE CITY'S WEBSITE

DEFERRED TO THE NEXT COUNCIL MEETING.

CLOSED SESSION

NONE

ADJOURNMENT

At 11:40 p.m., MAYOR PRO TEM ZUCKERMAN formally adjourned the City Council meeting to the City Celebration Debriefing meeting scheduled for Tuesday, November 1, 2005 at 6:00 p.m. at Giorgio's Restaurant

Submitted by,

Approved by,

Hope J. Nolan
Deputy City Clerk

Douglas R. Prichard
City Clerk