



CITY OF
ROLLING HILLS ESTATES

4045 PALOS VERDES DRIVE NORTH • ROLLING HILLS ESTATES, CA 90274
TELEPHONE 310.377-1577 • FAX 310.377-4468
www.ci.Rolling-Hills-Estates.ca.us

NEXT RESOLUTION NO. 2200
NEXT ORDINANCE NO. 652

CITY COUNCIL AGENDA

REGULAR MEETING **JUNE 23, 2009** ***7:00 P.M.**

***CLOSED SESSION WILL BEGIN AT 7:00 P.M.**

***OPEN SESSION WILL BEGIN AT 7:30 P.M.**

NOTE: REPORTS AND DOCUMENTS RELATING TO EACH AGENDA ITEM ARE ON FILE IN THE OFFICE OF THE CITY CLERK AND ARE AVAILABLE FOR PUBLIC INSPECTION.

1. CALL MEETING TO ORDER

2. SALUTE TO THE FLAG

3. ROLL CALL

4. CEREMONIAL ITEMS

NONE

5. ROUTINE MATTERS

A. CITY COUNCIL MINUTES OF JUNE 9, 2009

B. DEMANDS AND WARRANTS - JUNE

Recommendation: That the City Council approve Warrants 45905 through 45958 for a grand total amount of \$169,770.90 with proper audit.

American with Disabilities Act: In compliance with the Americans with Disabilities Act of 1990, if you require a disability-related modification or accommodation to attend or participate in this meeting, including auxiliary aids or services, please call the City Clerk's Office at (310) 377-1577 at least 48 hours prior to the meeting.

CITY COUNCIL AGENDA
JUNE 23, 2009

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.)

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. APRIL'S AND MAY'S MONTHLY REVENUE AND EXPENDITURE REPORT

Memorandum from Michael Whitehead, Administrative Services Director, dated June 23, 2009.

Recommendation: That the City Council receives and files the reports.

C. ADOPTION OF STANDARD SPECIFICATIONS AND PLANS FOR PUBLIC WORKS CONSTRUCTION

Memorandum from Samuel R. Wise, Assistant City Manager, dated June 15, 2009.

Recommendation: That the City Council adopt the 2009 edition of the "Greenbook" Standard Specifications for Public Works Construction, and the 2009 edition of the "Greenbook" Standard Plans for Public Works.

D. 2009-10 MEMORANDUM OF UNDERSTANDING

Memorandum from Samuel R. Wise, Assistant City Manager, dated June 15, 2009.

Recommendation: That the City Council approve the 2009-2010 Memorandum of Understanding between the City and the Rolling Hills Estates Employees' Association.

E. MAY 2009 SCHEDULE OF INVESTMENTS

Memorandum from Michael Whitehead, Administrative Services Director, dated June 23, 2009.

Recommendation: That the City Council receives and files the Schedule of Investments report for the month.

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

8. PUBLIC HEARINGS/MEETINGS 8:00 P.M.

- A. PLANNING APPLICATION NO. 14-09; APPLICANT: MR. GARY GOO AND MS. PINFUN TSAI; LOCATION: 4 BRIDLEWOOD CIRCLE

Memorandum from David Wahba, Planning Director, dated June 23, 2009.

Recommendation: That the City Council: 1) Continue to take public testimony; 2) Discuss the issues; 3) Close the public hearing; and 4) Adopt Resolution No. 2199 and the License Agreement, all to the satisfaction of the City Attorney.

1. RESOLUTION NO. 2199 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES APPROVING A NEIGHBORHOOD COMPATIBILITY DETERMINATION AND A VARIANCE FOR A 6' HIGH WALL/FENCE IN THE FRONT YARD (2' HIGH MAXIMUM ALLOWED BY CODE) AND AN ENCROACHMENT PERMIT FOR THE SAME WALL TO CONTINUE WITHIN THE AURORA DRIVE PUBLIC RIGHT-OF-WAY AND WITHIN A PORTION OF THE CITY'S BRIDLE TRAIL AND 1' FUTURE ROAD EASEMENTS.

- B. FY 2009-10 BUDGET PUBLIC HEARING AND ADOPTION

Memorandum from Douglas R. Prichard, City Manager, and Michael C. Whitehead, dated

Recommendation: That the City Council take the following actions: 1) Open the public hearing and take any public testimony related to the budget adoption, including fees and charges, fund balance policy and investment policy; 2) Close the public hearing; and 3) Review and adopt Resolution Nos. 2194, 2195 and 2196, the Statement of Fund Balance Policy, and the Statement of Investment Policy.

Memorandum from Douglas R. Prichard, City Manager, and Michael C. Whitehead, dated June 23, 2009.

Recommendation: That the City Council take the following actions: 1) Select the change in California per capita personal income change data as the inflation factor for the fiscal year 2009-10; 2) Select the growth of the County as the population factor for the fiscal year 2009-10; and 3) Adopt Resolution No. 2196.

1. RESOLUTION NO. 2194 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES ADOPTING THE CONSOLIDATED BUDGET FOR THE FISCAL YEAR 2009-10 MAKING APPROPRIATIONS THERETO AND AUTHORIZING EXPENDITURES THEREFROM.

2. RESOLUTION NO. 2195 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES ESTABLISHING A COMPREHENSIVE SCHEDULE OF MUNICIPAL FEES AND CHARGES FOR THE FISCAL YEAR 2009-10.

3. RESOLUTION NO. 2196 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES ESTABLISHING THE 2009-10 FISCAL YEAR APPROPRIATION LIMIT FOR THE CITY OF ROLLING HILLS ESTATES.

C. PLANNING APPLICATION NO. PA-32-07; APPLICANT: CITY OF ROLLING HILLS ESTATES; LOCATION: CITY-WIDE

Memorandum from David Wahba, Planning Director, dated June 23, 2009.

Recommendation: That the City Council: 1) Open the public hearing; 2) Take public testimony; 3) Discuss the issues; 4) Close the public hearing; and 5) Adopt Resolution No. 2198 approve the City of Rolling Hills Estates 2008-2014 Housing Element Update and adopting the accompanying Negative Declaration.

1. RESOLUTION NO. 2198 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES APPROVING THE 2008-2014 HOUSING ELEMENT UPDATE.

9. NEW BUSINESS

A. JOINT PLANNING COMMISSION/EQUESTRIAN COMMITTEE – JUNE 15, 2009

B. PARK AND ACTIVITIES COMMISSION MINUTES OF JUNE 16, 2009

C. SURPLUS CITY PROPERTY DISPOSAL POLICY

Memorandum from Michael C. Whitehead, Administrative Services Director, dated June 23, 2009.

Recommendation: That the City Council adopt the Surplus City Property Policy.

D. COUNTY OF LOS ANGELES COMMUNITY DEVELOPMENT BLOCK GRANT REIMBURSEMENT CONTRACT

Memorandum from Michael C. Whitehead, Administrative Services Director, dated June 23, 2009.

Recommendation: That the City Council approve the agreement between the City and County of Los Angeles for the Community Development Block Grant Program Reimbursable Contract, and approve the minor revised payment amount by the City of Hawaiian Gardens in exchange for our City's Community Development Block Grant funds FY 2009-10 per City Attorney approval.

10. OLD BUSINESS

A. PETER WEBER EQUESTRIAN CENTER CARETAKER'S MANUFACTURING HOME REQUEST FOR PROPOSAL RESULTS

Memorandum from Andy Clark, Community Services Director, dated June 9, 2009.

Recommendation: That the City Council accept Burris Construction Company, LLC's revised proposal to furnish and install a "turn key" manufactured home for the Peter Weber Equestrian Center caretaker at a cost not to exceed \$99,475.

11. CITY ATTORNEY ITEMS

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. COUNCILMAN ZUCKERMAN

1. SPECIAL EQUESTRIAN COMMITTEE MINUTES OF JUNE 8, 2009

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. MAYOR MITCHELL

1. LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE – SEPTEMBER 16-18, 2009

2. RESOLUTION NO. 2197 – LITIGATION OVER DIVERSION OF LOCAL GAS TAX

Memorandum from Samuel R. Wise, Assistant City Manager, dated June 15, 2009.

Recommendation: That the City Council adopt Resolution No. 2197 authorizing the City Attorney to cooperate with the League of California Cities, other cities and counties in litigation challenging the constitutionality of any seizure by State government of the City’s street maintenance funds.

(a) RESOLUTION NO. 2197 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES AUTHORIZING THE CITY ATTORNEY TO COOPERATE WITH THE LEAGUE OF CALIFORNIA CITIES, OTHER CITIES AND COUNTIES IN LITIGATION CHALLENGING THE CONSTITUTIONALITY OF ANY SEIZURE BY SATE GOVERNMENT OF THE CITY’S STREET MAINTENANCE FUNDS

14. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Pursuant to Government Code Section 54956.9 (b), potential and threatened litigation in connection with dispute over right-of-way, easements and structures on or adjacent to 37 and 38 Aurora Drive and 4 Bridlewood Circle.

- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Pursuant to Government Code Section 54956.9 (b)(1) and (b)(1) there is a need to determine if there is exposure to litigation resulting from the City amending the Municipal Code relating to operation of commercial trail riding businesses in residential districts, and if it is so determined, to consult with legal counsel regarding that exposure.

- C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Pursuant to Government Code Section 54956.9 (b), potential and threatened litigation in connection with 3747 Palos Verdes Drive North.

15. ADJOURNMENT