

MINUTES

CITY COUNCIL MEETING

JUNE 26, 2007

A regular meeting of the City Council of the City of Rolling Hills Estates was called to order at 7:40 p.m. in the City Council Chambers, 4045 Palos Verdes Drive North, by MAYOR SEAMANS.

At 7:40 p.m., the CITY COUNCIL convened into closed session.

14. CLOSED SESSION (*Taken out of order*)

- A. DISCUSSION WITH RESPECT TO PERSONNEL MATTERS: EMPLOYEES' ASSOCIATION NEGOTIATIONS
(Pursuant to Government Code Section 54957)

Following Closed Session, action was taken under Item 6D.

At 8:07 p.m., the COUNCIL reconvened with MAYOR SEAMANS, MAYOR PRO TEM ZERUNYAN, COUNCILMAN ADDLEMAN, COUNCILWOMAN MITCHELL and COUNCILMAN ZUCKERMAN present.

PLEDGE OF ALLEGIANCE

MAYOR SEAMANS led the assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

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

City Staff Present: City Manager Doug Prichard
City Attorney Kristin Pelletier
Assistant City Manager Sam Wise
Planning Director David Wahba
Senior Planner Niki Cutler
Assistant Planner Jason Masters

Others Present: David Pierson, Park and Activities Commission
Andy Rein, Planning Commission

4. CEREMONIAL ITEMS

NONE

5. ROUTINE MATTERS

A. ADJOURNED BUDGET STUDY SESSION MINUTES OF JUNE 5, 2007

COUNCILWOMAN MITCHELL moved, seconded by MAYOR PRO TEM ZERUNYAN

TO APPROVE THE ADJOURNED BUDGET STUDY SESSION MINUTES OF JUNE 5, 2007 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

B. DEMANDS AND WARRANTS – MAY AND JUNE

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN MITCHELL

TO APPROVE WARRANTS 42048 THROUGH 42105 FOR A GRAND TOTAL AMOUNT OF \$295,142.54 WITH PROPER AUDIT.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

6. CONSENT CALENDAR

COUNCILMAN ZUCKERMAN moved, seconded by COUNCILWOMAN MITCHELL

TO APPROVE ITEMS A-E.

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. MAY 2007 SCHEDULE OF INVESTMENTS

Recommendation: That the City Council receive and file the Schedule of Investments for the month.

RECEIVED AND FILED.

C. ADOPTION OF THE ANNUAL SALARY RESOLUTIONS

Recommendation: That the City Council adopt Resolution Nos. 2133, 2134, and 2135, authorizing the number of positions and compensation for management and professional classifications, the classified employee group, and the part-time employee group.

1. RESOLUTION NO. 2133 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES ESTABLISHING THE NUMBER OF AUTHORIZED POSITIONS AND COMPENSATION FOR MANAGEMENT AND PROFESSIONAL CLASSIFICATIONS.

ADOPTED.

2. RESOLUTION NO. 2134 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES ESTABLISHING THE NUMBER OF AUTHORIZED POSITIONS AND COMPENSATION FOR THE CLASSIFIED EMPLOYEE GROUP IN THE CITY SERVICE.

ADOPTED.

3. RESOLUTION NO. 2135 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES ESTABLISHING THE COMPENSATION OF POSITIONS IN THE PART-TIME EMPLOYEE GROUP.

ADOPTED.

D. 2007-2008 MEMORANDUM OF UNDERSTANDING

Recommendation: That the City Council approve the 2007-2008 Memorandum of Understanding between the City and the Rolling Hills Estates Employees' Association.

APPROVED THE 2007-2008 MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE ROLLING HILLS ESTATES EMPLOYEES' ASSOCIATION AS AMENDED.

E. CITY OF ROLLING HILLS ESTATES AUTHORITY TO MICROIMAGE AND DESTROY OBSOLETE RECORDS

APPROVED.

F. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED JUNE 8, 2007

RECEIVED AND FILED.

G. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED JUNE 15, 2007

RECEIVED AND FILED.

City Manager Prichard read Resolution Nos. 2133, 2134, and 2135 by title only.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

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

A. Tom Judge commented that it has been some time since the General Plan was updated. City Manager Prichard stated that the City is currently looking into how to fund this project. Additionally, Planning Director Wahba noted that this process takes approximately two to five years to complete at a cost anywhere from \$500,000 to \$1,000,000.

Brief discussion ensued regarding how to recoup the cost of the General Plan update. Planning Director Wahba noted that the new permit fees will be applied towards this project.

COUNCILMAN ZUCKERMAN inquired as to how long the Housing Element will take before it is submitted to the State. Planning Director Wahba noted that once

a scope of service from LSA is presented to the COUNCIL, it will be sent to the State over the next four to five months.

Mr. Judge then referred to the Laing Urban development. COUNCILMAN ZUCKERMAN asked City Manager Prichard to explain what is happening with the slope.

City Manager Prichard noted that staff has met with representatives from Laing Urban and their engineer stated there is a need to remediate the slope on private property and Indian Peak Road. He noted that the City's geotechnical engineers and Los Angeles County Road Department are in the process of reviewing the engineer's findings to determine whether or not there is a threat to the road. He reassured the public that, according to County road inspectors, the roadway is in no imminent danger of moving. He then stated that the previously approved remediation plan included placing a black tarp over the landslide to protect the public and that he is unaware of any significant change in conditions since that plan was put in place.

8. PUBLIC HEARINGS/MEETINGS

A. FISCAL YEAR 2007-08 BUDGET PUBLIC HEARING AND ADOPTION

Recommendation: That the City Council: 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. 2138, 2139 and 2140, the Statement of Fund Balance Policy, and the Statement of Investment Policy.

1. RESOLUTION NO. 2138 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES ADOPTING THE CONSOLIDATED BUDGET FOR THE FISCAL YEAR 2007-08 MAKING APPROPRIATIONS THERETO AND AUTHORIZING EXPENDITURES THEREFROM.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO ADOPT RESOLUTION NO. 2138.

City Manager Prichard read Resolution No. 2138 by title only.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

2. ESTABLISH THE FY 2007-08 APPROPRIATIONS LIMIT

Recommendation: That the City Council: 1) Select the change in California per capita personal income change data as the inflation faction for the Fiscal Year 2007-08; 2) Select the growth of the County as the population factor for the Fiscal Year 2007-08; and 3) Adopt Resolution No. 2139 establishing the 2007-08 Fiscal Year Appropriation Limit.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE THE CHANGE IN CALIFORNIA PER CAPITA PERSONAL INCOME CHANGE DATA AS THE INFLATION FACTOR FOR THE FISCAL YEAR 2007-08 AND SELECT THE GROWTH OF THE COUNTY AS THE POPULATION FACTOR FOR THE FISCAL YEAR 2007-08.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

(a) RESOLUTION NO. 2139 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES ESTABLISHING THE 2007-08 FISCAL YEAR APPROPRIATION LIMIT FOR THE CITY OF ROLLING HILLS ESTATES.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO ADOPT RESOLUTION NO. 2139.

City Manager Prichard read Resolution No. 2139 by title only.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

3. RESOLUTION NO. 2140 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 2007-08.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO ADOPT RESOLUTION NO. 2140.

City Manager Prichard read Resolution No. 2140 by title only.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

4. PROPOSED PLANNING FEE INCREASE AND BUILDING FEE DECREASE

Recommendation: That the City Council adopt Resolution No. 2136 authorizing a lowering of building permit fees for smaller residential projects, as outlined in the Resolution, from a ratio of 3:1 to 2:1.

(a) RESOLUTION NO. 2136 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES ESTABLISHING MODIFICATIONS TO BUILDING, ELECTRICAL, PLUMBING AND MECHANICAL PERMIT FEES.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ZUCKERMAN

TO ADOPT RESOLUTION NO. 2136.

City Manager Prichard read Resolution No. 2136 by title only.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

9. NEW BUSINESS

A. PLANNING COMMISSION MINUTES OF JUNE 4, 2007

COUNCILMAN ZUCKERMAN moved, seconded by COUNCILWOMAN MITCHELL

TO RECEIVE AND FILE THE PLANNING COMMISSION MINUTES OF JUNE 4, 2007.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

B. PLANNING COMMISSION MINUTES OF JUNE 18, 2007

COUNCILMAN ZUCKERMAN moved, seconded by COUNCILWOMAN MITCHELL

TO RECEIVE AND FILE THE PLANNING COMMISSION MINUTES OF JUNE 18, 2007.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

C. PARK AND ACTIVITIES COMMISSION MINUTES OF JUNE 19, 2007

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO RECEIVE AND FILE THE PARK AND ACTIVITIES COMMISSION MINUTES OF JUNE 19, 2007.

THERE BEING NO OBJECTION, MAYOR SEAMANS SO ORDERED.

D. LEGISLATIVE UPDATE

Recommendation: That the City Council receive and file this report and provide direction on matters contained herein or on matters of related topics.

After some discussion, it was the consensus of the COUNCIL

TO SEND A LETTER OF OPPOSITION TO AB 640 AND A LETTER OF SUPPORT FOR SB 959 TO THE VARIOUS LEGISLATORS.

E. LOS ANGELES COUNTY ANIMAL CARE AND CONTROL AGREEMENT RENEWAL

Recommendation: That the City Council approve the Animal Control Services Agreement dated July 1, 2007 with the County of Los Angeles for continued animal care and control services.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO APPROVE THE ANIMAL CONTROL SERVICES AGREEMENT DATED JULY 1, 2007 WITH THE COUNTY OF LOS ANGELES FOR CONTINUED ANIMAL CARE AND CONTROL SERVICES.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

10. OLD BUSINESS

A. RESOLUTION NO. 2137 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES OVERTURNING APPROVAL BY THE PLANNING COMMISSION (RESOLUTION NO. PA-06-07) FOR A SPECIAL USE PERMIT TO ALLOW FIVE HORSES IN LIEU OF THE CODE-PERMITTED FOUR; APPLICANT: MS. SYLVIA LITTY; LOCATION: 79 BUCKSKIN LANE.

COUNCILWOMAN MITCHELL moved, seconded by COUNCILMAN ZUCKERMAN

TO ADOPT RESOLUTION NO. 2137.

City Manager Prichard read Resolution No. 2137 by title only.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

B. PENINSULA CENTER COMMERCIAL DISTRICT – STATUS UPDATE

Recommendation: That the City Council discuss the issues raised in the report and direct staff accordingly.

After some discussion, it was the consensus of the COUNCIL

TO APPROVE SENDING A LETTER OF INFORMATION TO ALL COMMUNITY MEMBERS, BUSINESSES AND INTERESTED PARTIES.

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. COUNCILMAN ADDLEMAN

1. CALIFORNIA JOINT POWERS INSURANCE AUTHORITY EXECUTIVE COMMITTEE

COUNCILMAN ADDLEMAN reported that there are three new members that will serve on this committee.

2. PALOS VERDES TRANSIT AUTHORITY

COUNCILMAN ADDLEMAN reported that the budget was approved and they have received \$370,000 from Supervisor Knabe's office for 2007-08.

3. PROPOSITION P OVERSIGHT COMMITTEE

COUNCILMAN ADDLEMAN reported that Proposition P passed with 80% of the vote at a cost of \$209 per parcel.

B. MAYOR PRO TEM ZERUNYAN

1. EQUESTRIAN COMMITTEE MINUTES OF MAY 29, 2007

THERE BEING NO OBJECTION, THE EQUESTRIAN COMMITTEE MINUTES OF MAY 29, 2007 WERE RECEIVED AND FILED.

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 SEAMANS

1. TASTE OF RHE DEBRIEFING REPORT

Discussion ensued regarding the cost of the Taste of RHE. After lengthy discussion, it was the consensus of the COUNCIL that this was a special one-time 50th anniversary occasion as the City already sponsors annual events throughout the year. Additionally, it was noted that the Palos Verdes Peninsula Chamber of Commerce would be the appropriate organization to coordinate this event should it be held again.

2. MAYOR SEAMANS congratulated MAYOR PRO TEM ZERUNYAN on his appointment by Governor Schwarzenegger to the Medical Board of California that was confirmed by the Senate by a 38-0 vote.

MAYOR PRO TEM ZERUNYAN commented that he was honored to be appointed.

3. MAYOR SEAMANS reported briefly on the recent Regional Law Enforcement Committee meeting referencing the recent arrests in the tagging vandalism incidents and reminding everyone to lock their cars and garages.

At 9:49 p.m., the CITY COUNCIL convened into closed session.

14. CLOSED SESSION

B. DISCUSSION WITH RESPECT TO PERSONNEL MATTERS
(Pursuant to Government Code Section 54957)

1. QUARTERLY CITY MANAGER PERFORMANCE EVALUATION

Following Closed Session, Council directed staff to make update of the City's Housing Element a top priority project.

15. ADJOURNMENT

At 10:45 p.m., MAYOR SEAMANS formally adjourned the City Council meeting to Tuesday, July 10, 2007 at 7:30 p.m.

Submitted by,

Approved by,

Hope J. Nolan
Deputy City Clerk

Douglas R. Prichard
City Clerk