

**MINUTES OF A REGULAR MEETING  
OF THE CITY COUNCIL OF THE CITY OF  
PALOS VERDES ESTATES, CALIFORNIA**

**January 11, 2012**

**A regular meeting of the City Council of the City of Palos Verdes Estates was called to order this day at 7:35 p.m. in the Council Chambers of City Hall by Mayor Rea. The Pledge of Allegiance followed.**

**ROLL CALL: Council Members Humphrey, Perkins, Goodhart, Mayor Pro Tem Bird, and Mayor Rea**

**ABSENT: None**

**ALSO PRESENT: City Manager Smith, Police Chief Dreiling, Public Works Director Rigg, City Treasurer Sherwood, City Attorney Hogin, Asst. to City Manager Davis, Executive Asst./Deputy City Clerk Kroneberger**

**MAYOR'S REPORT – Matters of Community Interest - None**

**CLOSED SESSION ANNOUNCEMENT**

City Attorney Hogin reported Council met in Adjourned Session this evening, recessed into Closed Session, and discussed both items posted on the Agenda. With respect to anticipated litigation from the BKK Landfill Working Group, the City unanimously approved a motion to direct the City Attorney to notify the affected insurance companies regarding the proposed extension of a tolling agreement with the BKK Working Group. Following that notification, without objection from the insurance companies, the City shall enter into a three-year extension to January, 2015, of a tolling agreement for the dispute arising out of the West Covina Landfill litigation.

Ms. Hogin stated Council also discussed the Palos Verdes Peninsula Unified School District v. Palos Verdes Homes Association litigation. Councilmember Humphrey recused herself and left the room during the discussion. The Homes Association was successful in the trial court, and the School District subsequently has filed an appeal, which is now pending. After discussion, on a vote of 4 in favor, zero against, Attorney Hogin reported that Council directed the City Attorney's office to prepare an amicus brief supporting the position of the Homes Association, and supporting the enforceability of the restrictions on all of the property conveyed to the School District from the Homes Association. Ms. Hogin anticipated such a brief would be done in late May.

**MAYOR'S REPORT – Matters of Community Interest - None**

**CITY COUNCIL  
JANUARY 11, 2012**

## **CONSENT AGENDA (Items #1 - 8)**

It was moved by Councilmember Humphrey, seconded by Councilmember Goodhart and unanimously approved that the following Consent Agenda items be approved:

- WAIVE FURTHER READING OF ORDINANCES CONSIDERED FOR INTRODUCTION ON FIRST READING OR ADOPTION ON SECOND READING
- CITY COUNCIL MINUTES OF DECEMBER 13, 2011
- ADOPTION OF ORDINANCE 12-700; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES, CALIFORNIA, AMENDING TITLES 16, 17, AND 18 OF THE PALOS VERDES ESTATES MUNICIPAL CODE
- CITY TREASURER'S REPORT – DECEMBER 2011
- MONTHLY FINANCIAL REPORT – DECEMBER 2011
- ENCROACHMENT AGREEMENT FOR PRIVATE IMPROVEMENTS ON CITY PARKLANDS ADJACENT TO 225 ROCKY POINT ROAD
- SPECIAL EVENT APPLICATION FOR PALOS VERDES COMMUNITY ART ASSOCIATION AFFILIATES SUMMER ART SHOWS: APRIL 21-22, MAY 19-20, JUNE 16-17, JULY 21-22, AUGUST 18-19, AND SEPTEMBER 22-23, 2012 FROM 10:00 A.M. TO 5:00 P.M. ON THE MALAGA COVE PLAZA GREEN
- PLANNING COMMISSION ACTIONS OF DECEMBER 20, 2011

**CDP-85/NC-1430/M-844-11;** Consideration of Coastal Development Permit, Neighborhood Compatibility and Miscellaneous Applications for additions and remodeling to the single family residence located at 515 Paseo Del Mar. Lot 1 & portion of B, Block 1500, Tract 6886.  
Owner: James Vandever & Kimberly Hall  
Approved with conditions.

**M-823-11;** Consideration of a Miscellaneous Application for various non-standard structures at the new single family residence located at 1729 Via Coronel. Lot 2, Block 4, Tract 7334.  
Owner: Rich & Liz Umbrell  
Approved with conditions.

**NC-1353R-11;** Revised Neighborhood Compatibility Application for the new single family residence located at 2004 Paseo Del Mar. Lot 28, Block 1190, Tract 7331.  
Owner: Ben & Denise Nguyen  
Approved with conditions.

**CITY COUNCIL  
JANUARY 11, 2012**

**NC-1304RII-11;** Revised Neighborhood Compatibility Application for the new single family residence located at 376 Via Almar. Lot 5, Block 1514, Tract 6886.  
Owner: Mr. & Mrs. Kocarslan  
Denied.

**M-838-11;** Consideration of a Miscellaneous Application for a new detached garage at the single family residence located at 1804 Dalton Road. Lot 2, Block 1276, Tract 7140.  
Owner: Al & Gitte Martinez  
Approved with conditions.

**M-839-11;** Consideration of a Miscellaneous Application requesting after-the-fact approval for structures exceeding the maximum allowable height at the new single family residence located at 2005 Palos Verdes Drive West. Lot 2, Block 1290, Tract 7331.  
Owner: Yu-Mei & Sandy Lin  
Approved with conditions.

**M-842-11;** Consideration of a Miscellaneous Application for a structure exceeding the maximum allowable height at the single family residence located at 1141 Via Zumaya. Lot 12, Block 2326, Tract 6890.  
Owner: Joseph & Janice Bies  
Approved with conditions.

**COMMUNICATIONS FROM THE PUBLIC** – No one came forward to speak.

## **OLD BUSINESS**

## **NEW BUSINESS**

### **PROPOSED EXPENDITURE OF CITIZENS OPTION FOR PUBLIC SAFETY (COPS) FUNDS FOR FISCAL YEAR 2011-12 AND ADOPTION OF RESOLUTION R12-01**

Police Chief Dreiling reported that the Police Department seeks Council's authorization to use COPS funds to procure new station carpeting, cabinets and furnishings. Each year, the State provides COPS funding to municipalities for law enforcement services. Proportionate to population, PVE receives the minimum annual allocation of \$100,000 per fiscal year. Chief Dreiling reported that the City has received \$42,085 of the restricted funds for this year, which must be spent within two years of receipt. The remaining balance from the FY10-11 budget (\$30,239) must be expended by June 30, 2012. The Chief described the modular carpeting project proposed at a cost of \$18,000, with the balance to be spent on upgrades to two offices in the Police Department (Executive Assistant/Custodian of Records and Watch Commander), which are in need of new furnishings and cabinetry to make the environment more efficient as they have not been remodeled in over 20 years.

**CITY COUNCIL  
JANUARY 11, 2012**

On motion of Councilmember Humphrey, seconded by MPT Bird, the City Council approved a budget adjustment for FY 11-12 in the amount of \$30,239 and adopted Resolution R12-01, approving the use of COPS funds, by unanimous oral vote.

## **STAFF REPORTS**

### **CITY MANAGER'S REPORT**

City Manager Smith, with Council's concurrence, set Monday, February 20, 2012, at 8:00 a.m. - Noon in Council Chambers of City Hall for an Adjourned Regular Meeting to conduct a Budget Policy Session.

## **DEMANDS**

It was moved by Councilmember Goodhart and seconded by MPT Bird that the demands, as approved by a majority of the City Council, totaling \$254,014.03 be allowed and it was unanimously approved.

It was moved by Councilmember Goodhart and seconded by MPT Bird that the demands, as approved by a majority of the City Council, totaling \$249,749.49 be allowed and it was unanimously approved.

It was moved by Councilmember Goodhart and seconded by MPT Bird that the demands, as approved by a majority of the City Council No. 520782 to 520854 totaling \$492,373.71 be allowed and it was unanimously approved.

## **MAYOR & CITY COUNCILMEMBERS' REPORTS**

Mayor Rea congratulated City Attorney Christi Hogin on the event of her daughter being accepted to Harvard Law School.

Councilmember Humphrey reported on her attendance with Councilmember Goodhart, and City Manager Smith at the League of California Cities L.A. Division Meeting on January 5, 2012 in Monterey Park.

Councilmember Humphrey reported on her attendance along with Councilmember Goodhart and City Treasurer Sherwood, at the Palos Verdes Homes Association Annual Meeting on Tuesday, January 10, 2012, in Council Chambers of City Hall; there was no quorum.

**CITY COUNCIL  
JANUARY 11, 2012**

**ADJOURNMENT**

There being no further business before Council the meeting was adjourned at 7:50 p.m. to Tuesday, January 24, 2012, in Council Chambers of City Hall for the purpose of a Regular Meeting.

**RESPECTFULLY SUBMITTED,**

*/s/*

**VICKIE KRONEBERGER,  
EXECUTIVE ASSISTANT/DEPUTY CITY CLERK**

**APPROVED BY:**

*/s/*

**WILLIAM JOHN REA, MAYOR**

**CITY COUNCIL  
JANUARY 11, 2012**