

May 24, 2011
7:30 P.M.
Council Chambers of City Hall
340 Palos Verdes Dr. West
Palos Verdes Estates

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

Copies of the staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the office of the City Clerk and are available for public inspection. If applicable, materials related to an item on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's office during normal business hours. Any person having any question concerning any agenda item may call the City Clerk to make inquiry concerning the item. Upon request, the agenda and documents in the agenda packet can be made available in appropriate alternative formats to persons with a disability in compliance with the Americans with Disabilities Act. Please contact the City Clerk at 310-378-0383, at least 48 hours prior to the meeting to request a disability-related modification or accommodation.

The City Council welcomes and encourages public participation at the Council meetings; however, to allow for the orderly progression of business, each person wishing to comment or make a presentation shall be limited to three (3) minutes. Anyone wishing to address the City Council must fill out a green speaker's card available at the end of each row in the Chambers. The card permits the City to identify persons for purposes of City Council minute preparation. Please see specific agenda sections below for any other requirements related to meeting participation. The City Council, at the direction of the Mayor with concurrence of the Council, may modify the order of items shown on the agenda.

**NEXT RESOLUTION NO. R11-10
NEXT ORDINANCE NO. 11-699**

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

MAYOR'S REPORT – Matters of Community Interest

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CONSENT AGENDA (Items 1-12)

All items under this heading are considered to be routine and will be enacted by one motion, unless a Councilmember, staff, or member of the public requests that an item be removed for separate discussion. An applicant or interested citizen who wishes to appeal any Planning Commission decision (Item # 12a-m) may file an appeal with the City Clerk's office within 15 days after the date of the Planning Commission's decision.

Any item removed from the Consent Agenda will be considered immediately following the motion to approve the Consent Agenda.

1. City Council Minutes of May 10, 2011

Recommendation: Review and Approve.

2. Treasurer's Monthly Report – April 2011

Recommendation: Receive and File.

3. Resolution R11-09; Revised General Fund Balance Policy in Conformance with Provisions of the Governmental Accounting Standards Board – Statement No. 54

Recommendation: It is recommended that City Council adopt Resolution R11-09 approving a revised general fund balance policy, which commits a portion of the general fund balance for economic uncertainties, in conformance with Governmental Accounting Standard Board's (GASB) Statement No. 54.

4. Opposition to Senate Bill 474 Prohibiting Indemnification Agreements in Local Contracts

Recommendation: It is recommended that the City Council authorize the Mayor to send letter of opposition concerning SB 474.

5. PW-579-11; Award of the Annual Citywide Tree Trimming Contract for FY 11-12 and FY 12-13

Recommendation: It is recommended that the City Council award an annual contract in the amount of \$205,000 to Travers Tree Service, Inc. for the completion of the Citywide Tree Trimming contract for FY 11-12 and FY 12-13.

6. PW-580-11; Award of Construction Contract for the Completion of the FY 2011-12 Overlay Project

Recommendation: It is recommended that the City Council award a construction contract for the completion of the FY 2011-12 Overlay Project in the amount of \$662,058 to Hardy and Harper, Inc.

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7. PW-581-11; Award of Construction Contract for Completion of the FY 2011-12 Slurry Seal Project

Recommendation: It is recommended that the City Council award a construction contract for the completion of the FY 2011-12 Slurry Seal Project in the amount of \$411,780.60 to All American Asphalt.

8. Special Event Application and Request to Post Signs for the Palos Verdes Independence Day Celebration on Monday, July 4, 2011 at the Malaga Cove School Grounds

Recommendation: It is recommended that the City Council approve this Special Event Application for the 50th Annual 4th of July Celebration at the Malaga Cove School grounds and allow the posting of signs at the two City-permitted locations one week prior to the event, and to place flags at each promotional sign.

9. Special Event Application for the Lunada Bay Homeowners Association “Summer Concerts in the Park” at Lunada Bay Park

Recommendation: It is recommended that the City Council approve a Special Event Application by the Lunada Bay Homeowners Association to hold its “Summer Concerts in the Park” at Lunada Bay Park on July 14th, July 21st and July 28th, 2011 from 6 p.m. to 8 p.m. and approve the posting of promotional signs for all concerts at both permitted locations one week prior to the activity.

10. Special Event Application for the Malaga Cove Library to Hold a Sing-A-Long Event at Farnham Martin Park on Saturday, August 20, 2011

Recommendation: It is recommended that City Council approve the request for Palos Verdes Library District’s Malaga Cove Branch to hold a sing along event at Farnham Martin Park on Saturday, August 20, 2011.

11. Parklands Committee Meeting Items of May 9, 2011

Recommendation: Review and Approve.

- a. PC-325-11; Application to remove 1 Liquidamber tree located in the city parkway adjacent to 2704 Via Anita

Applicant: Krista Badagliacca
2704 Via Anita
Palos Verdes Estates, CA 90274

Action: Approved (4-0, Peterson absent). Approve the removal of one Liquidamber tree located in the parkway adjacent to 2704 Via Anita according to the ‘Standard Conditions for Tree Removal Approvals’. Pay \$500 to the ‘Tree Bank’.

- b. PC-326-11; Application to remove 10 Canary Island pine trees located in the city parkways adjacent to 2001 (1), 1925 (2), 1917 (5) and 1909 (2) Via Coronel

Applicant: Salvador Munoz
1916 Via Coronel
Palos Verdes Estates, CA 90274

Action: Approved (4-0). Approve the removal of 10 Canary Island pine trees located in the parkways adjacent to 2001 (1), 1925 (2), 1917 (5), and 1909 (2) Via Coronel according to the ‘Standard Conditions for Tree Removal Approvals’. Plant a minimum of 8 replacement Japanese Flowering Cherry ‘Pink Cloud’ trees and pay \$1000 to the ‘Tree Bank’ if the 2 additional Cherry trees are not replaced.

- c. PC-327-11; Application to remove 3 Canary Island Pine trees located in the parklands adjacent to the rear of 2624 Via Carrillo

Applicant: Arlen Millman
1200 Via Zumaya
Palos Verdes Estates, CA 90274

Action: Approved (4-0). Approve the removal of 3 Canary Island pine trees located in the Parklands adjacent to 2624 Via Carrillo according to the ‘Standard Conditions for Tree Removal Approvals’. Pay \$1500 to the ‘Tree Bank’.

12. Planning Commission Actions of May 17, 2011

Recommendation: Receive and File.

- a. **Planning Commission Resolution No. 2011-0510;** Confirming the Planning Commission’s denial of **NC-1405/V-83/M-796-10;** Neighborhood Compatibility, Variance and Miscellaneous Applications for a new single family residence located at 36 Margate Square. Lot 19, Block 1370, Tract 7140.

Applicant: Douglas Leach
119 W. Torrance Blvd., Suite 24
Redondo Beach, CA 90277
Owner: John Katnik
116 S. Catalina Avenue, Suite 255
Redondo Beach, CA 90277

Action: Approved (2-1, Vandever dissenting; King and Thomas absent) with standard conditions.

- b. **NC-1415-11;** Consideration of a Neighborhood Compatibility Application for additions to the second story deck at the single family residence located at 1716 Espinosa Circle. Lot 1, Block 1485, Tract 6889.

Applicant: Seed Group, Inc.
1505 Border Ave.
Torrance, CA 90501
Owner: Susan Overman

Action: Approved (3-0) with standard conditions.

- c. **NC-1420-11;** Consideration of a Neighborhood Compatibility Application for additions to the single family residence located at 3905 Via Solano. Lot 2, Block 6201, Tract 6887.

Applicant: Michael Sams
5119 Scott St.
Torrance, CA 90503
Owner: Adrian & Susan Foley-Gang

Action: Approved (3-0) with standard conditions and the following additional conditions: 1) City standard curb and gutter shall be installed per construction plans prepared by a registered Civil Engineer and approved by the City Engineer; 2) All non-standard encroachments shall be removed.

- d. **M-806-11;** Consideration of a Miscellaneous Application for a structure exceeding the maximum allowable height at the single family residence located at 1341 Via Margarita. Lot 7, Block 8, Tract 7538.

Applicant: Christian Golfin
4350 W. 171st St.
Lawndale, CA 90260
Owner: Tim & Fifi Moore

Action: Approved (3-0) with standard conditions.

- e. **M-808-11;** Consideration of a Miscellaneous Application for a structure exceeding the maximum allowable height at the single family residence located at 4124 Via Picaposte. Lot 7, Block 6316, Tract 7143.

Applicant: Seed Group, Inc.
1505 Border Ave.
Torrance, CA 90501
Owner: Kelly Barry

Action: Approved (3-0) with standard conditions.

- f. **WT-115-10**; Consideration of a Wireless Telecommunication Facilities Application for equipment proposed within the City right-of-way adjacent to 2827 Via Victoria. Lot 7, Tract 30393.

Applicant: NextG Networks
890 Tasman Drive
Milpitas, CA 95035

Action: Denied (3-0) and the Planning Commission directed staff to bring back a resolution of denial outlining the findings at the next meeting.

- g. **CDP-82/NC-1416/GA-1483-11**; Consideration of Coastal Development Permit, Neighborhood Compatibility and Grading Applications for a new single family residence located at 3000 Paseo Del Mar. Parcel 1 of parcel map 70848, PMB 367-12-14.

Applicant: Jesus Meza
5912 Tipton Way
Los Angeles, CA 90042
Owner: Michael & Gina Mulligan
1325 Via Cataluna
Palos Verdes Estates, CA 90274

Action: Approved (3-0) with standard conditions and the following additional conditions: 1) A standard urban stormwater mitigation plan, approved by the City Engineer shall be prepared and implemented for the project; 2) The project is to maintain a 15 ft. setback from Paseo Del Mar with no additional square footage.

- h. **NC-1412-11**; Consideration of a Neighborhood Compatibility Application for additions to the single family residence located at 4124 Via Solano. Lot 11, Block 6312, Tract 7143.

Applicant: Envirotechno Architecture
13101 Washington Blvd., #404
Los Angeles, CA 90066
Owner: Mr. & Mrs. Berry

Action: Approved (3-0) with standard conditions and the following additional condition: 1) A licensed survey of the building lot coverage shall be completed and submitted to the City to verify compliance with the approved building coverage for the subject lot.

- i. **NC-1413/GA-1482-11**; Consideration of Neighborhood Compatibility and Grading Applications for a new single family residence located at 3613 Palos Verdes Drive North. Lot 14, Block 6210, Tract 6887.

Applicant: Douglas Leach
119 W. Torrance Blvd., Suite 24
Redondo Beach, CA 90277
Owner: Keith Rutherford & Kimiko Inoue
30730 Via Rivera
Rancho Palos Verdes, CA 90275

Action: Approved (3-0) with standard conditions and the following additional condition: 1) All second story ridges are to be reduced by 18 inches.

- j. **NC-1417-11;** Consideration of a Neighborhood Compatibility Application for additions to the single family residence located at 3401 Via Palomino. Lot 9, Block 1901, Tract 6883.

Applicant: Pritzkat & Johnson Architects, Inc.
304 Vista Del Mar, Suite D
Redondo Beach, CA 90277
Owner: Andrew & Kristin Curren

Action: Approved (3-0) with standard conditions and the following additional condition: 1) A licensed survey of the building coverage shall be completed and submitted to the City to verify compliance with the approved coverage for the subject lot.

- k. **NC-1419/GA-1486/M-814-11;** Consideration of Neighborhood Compatibility, Grading and Miscellaneous Applications for a new single family residence located at 1501 Chelsea Road. Lot 13 & a portion of 14, Block 1350, Tract 7140.

Applicant: Douglas Leach
119 W. Torrance Blvd., Suite 24
Redondo Beach, CA 90277
Owner: Robert & Sharon Coors
3021 DeLuna Dr.
Rancho Palos Verdes, CA 90275

Action: Approved (3-0) with standard conditions and the following additional conditions: 1) All non-standard encroachments shall be removed; 2) The most western exterior stair shall be relocated 4 ft. east and 3 ft. north of its current location.

- l. **M-783R-11;** Consideration of a revised Miscellaneous Application for structures exceeding the maximum allowable height at the single family residence located at 2816 Via Anacapa. Lot 5, Block 2232, Tract 7144.

Applicant: Waters Construction & Design
616 El Redondo
Redondo Beach, CA 90277

Owner: Don & Dianne Ecker

Action: Approved (3-0) with standard conditions.

m. **M-805-11**; Consideration of a Miscellaneous Application for a structure exceeding the maximum allowable height at the single family residence located at 560 Via Del Monte. Lot 20, Block 1713, Tract 6885.

Applicant: Bizhan Khaleeli
27823 S. Monterey Dr.
Rancho Palos Verdes, CA 90275

Owner: Tina Yeh

Action: Approved (3-0) with standard conditions.

COMMUNICATIONS FROM THE PUBLIC

This portion of the agenda is reserved for comments from the public on items which are NOT on the agenda. Due to state law, no action can be taken by the Council this evening on matters presented under this section. If the Council determines action is warranted, the item may be referred to staff or placed on a future Council agenda.

OLD BUSINESS

NEW BUSINESS

13. Review of Traffic Calming Measures on Via Del Monte
(Traffic Safety Committee Meeting Item of May 11, 2011)

Recommendation: Staff recommends the City Council review the recommendations of the Traffic Safety Committee and direct staff accordingly.

- a. Review of the Via Del Monte Speed Cushions.

Action: Recommended that staff 1) Remove the existing speed cushions and their corresponding signage and striping from Via Del Monte, 2) conduct a STOP sign warrant analysis for Via Del Monte/Via Pinale, and 3) pursue a traffic circle analysis at Via Del Monte/Via Pinale in the future if a STOP sign is not recommended. (Approved 4-0, Beall absent).

14. City Hall Seismic Safety Study Report and Findings

Recommendation: It is recommended that the City Council direct staff to proceed with the engagement of an architectural/engineering firm to prepare construction documents and cost estimates for the implementation of the retrofits identified in the report.

STAFF REPORTS

15. City Manager's Report

DEMANDS

16. a. Authorize Payment of Motion #1 – Payroll Warrant of May 13, 2011
b. Authorize Payment of Motion #2 – Warrant Register of May 24, 2011

Recommendation: Authorize Payment of Motions #1 and #2.

MAYOR & CITY COUNCILMEMBERS' REPORTS

ADJOURNMENT TO TUESDAY, JUNE 14, 2011, 4:30 P.M. IN COUNCIL CHAMBERS OF CITY HALL FOR THE PURPOSE OF AN ADJOURNED REGULAR MEETING TO CONDUCT TRAFFIC SAFETY AND PARKLANDS COMMITTEES, AND PLANNING COMMISSION INTERVIEWS

- *This City Council meeting can be viewed on Cox Cable, Channel 35, Wednesday, May 25, 2011 at 7:30 p.m., and Wednesday, June 1, 2011, at 7:30 p.m.*

TO: JOSEPH M. HOEFGEN, CITY MANAGER
FROM: JUDY SMITH, ASSISTANT CITY MANAGER
SUBJECT: RESOLUTION R11-09; APPROVING A FUND BALANCE POLICY FOR THE GENERAL FUND IN CONFORMANCE WITH PROVISIONS OF THE GOVERNMENTAL ACCOUNTING STANDARDS BOARD - STATEMENT NO. 54

The Issue

Shall the City Council adopt Resolution R11-09 which approves a fund balance policy for the general fund in conformance the Governmental Accounting Standard Board's (GASB) Statement No. 54 "Fund Balance Reporting and Governmental Fund Type Definitions"?

Background and Analysis

At the May 10, 2011 meeting, the City Council considered a report on GASB 54, which changes the existing fund balance classifications (3): restricted, designated and undesignated, and replaces them with five (5) classifications including: non-spendable, restricted, committed, assigned and unassigned. The purpose of the change is to bring greatly clarity and consistency to fund balance reporting. In addition to the classifications, there is also additional disclosure required in the annual audit report's "Notes to the Financial Statements".

The May 10th staff report indicated that fund balance classifications for special revenue funds (10 funds) and capital project funds (2 funds) are dictated by GASB 54 and no further Council action was required. The Council then considered options available with respect to the general fund balance and provided direction to staff to prepare a fund balance policy that commits a specific portion of the general fund balance for "economic uncertainties", as a more accurate representation of Council's intent for the use of the general fund balance.

In accordance with that direction, staff has prepared the attached general fund balance policy, which must be adopted by resolution. It commits \$7.2 million as the balance for economic uncertainties and provides that these funds may be used in the event of an emergency declaration or if the City is faced with the loss of \$500,000 or more from a single source of general fund revenue.

The policy delegates to the Assistant City Manager/Finance Director the authority to assign general fund balance consistent with Council direction and to ensure accurate financial statement presentation. The policy provides that the total of all general fund balance classifications shall be

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approximate six months of total operating costs and that staff will report to the Council as part of the annual financial report (CAFR) presentation, the total unassigned general fund balance so that Council may determine possible alternate uses the unassigned funds.

As an example, using last year's actual general fund balance from the CAFR report and applying the proposed fund balance policy would result in the following presentation:

FY 09-10 CAFR		FY 09-10 CAFR	
General Fund Balance		Proposed Policy- GASB 54	
Reserved prepaid	\$ 51,524		
Reserved Inventory	\$ 5,540	Non-spendable	\$ 57,064
		Committed	\$7,200,000
Unreserved:			
Designated	\$ 0	Assigned	\$ 0
Undesignated	\$8,471,645	Unassigned*	\$1,271,645
Total Fund Balance	\$8,528,709	Total Fund Balance	\$8,528,709

(* Note: At the presentation of the FY 09-10 annual audit report in February 2011, Council determined to use \$1.2 million of the unassigned* balance to provide a lump sum payment to reduce the PERS Safety Side Fund liability.)

Recommendation

It is recommended that the City Council adopt Resolution R11-09 approving a revised general fund balance policy, which commits a portion of the general fund balance for economic uncertainties, in conformance with the Governmental Accounting Standard Board's (GASB) Statement No. 54.

TO: MAYOR AND CITY COUNCIL
FROM: JOSEPH M. HOEFGEN, CITY MANAGER
SUBJECT: OPPOSITION TO SENATE BILL 474 PROHIBITING INDEMNIFICATION AGREEMENTS IN LOCAL CONTRACTS

The Issue

Shall the City Council authorize the Mayor to send a letter of opposition to Senate Bill 474?

Background

The League of California Cities is recommending that Cities oppose the passage of SB 474, by Senator Evans, which would prohibit indemnification provisions in contracts between cities and contractors and between contractors and subcontractors. The passage of SB 474 would limit a city's ability to negotiate contract terms and ultimately result in increased costs to the public. The League of California Cities is opposed to the current language of the bill and is asking for cities to submit letters of opposition.

The author's stated intent of the bill is to protect subcontractors from being held liable for work that they didn't perform and were responsible for (for example, a landscaper being held liable for the roof of a building). However, the current version of the bill reaches much further than the stated intent.

The League of California Cities is attempting to work with the author of the bill on amendments; however, the bill is eligible for a vote on the Senate floor this week. Cities are encouraged to submit letters to their Senators to urge a no vote unless amendments are adopted that remove public agencies' concerns.

With Council concurrence, the attached letter will be sent expressing the City's opposition to the passage of SB 474.

TO: JOSEPH M. HOEFGEN, CITY MANAGER

FROM: ALLAN RIGG, PUBLIC WORKS DIRECTOR

SUBJECT: PW 579-11/NIB 11-02; AWARD OF THE ANNUAL CITYWIDE TREE TRIMMING CONTRACT FOR FY 11/12 AND FY12/13

DATE: MAY 24, 2011

The Issue

Should the City Council award an annual contract in the amount of \$205,000 to Travers Tree Service, Inc., for the completion of the PW 579-11/NIB 11-02 Citywide Tree Trimming FY 11/12 and FY 12/13?

Background and Analysis

The current annual Tree Trimming contract with Travers Tree Service, Inc. will expire June 30, 2011. To ensure that the City's tree trimming needs are fulfilled without any interruption in service, staff has completed the bid process and is seeking an award of this contract for a start date of July 1, 2011.

The City uses this contract for the maintenance of public trees located in the parkways, street medians, parks, open space parklands, paths, and alleys. There are more than 10,000 trees that are included within the inventory of public trees in our City.

A number of changes are made to the new contract. These changes are as follows:

1. The Public Works contract 'Bid Bond' is no longer required. This reduces the cost for a contractor to submit a bid. The bond is 10% of the annual bid price. This was required at the bid opening for 10% of the amount in each bid. This bond is to ensure the low bidder will enter into a contract if found to be responsive and responsible or forfeit the bond. The elimination of the requirement for a 'Bid Bond' decreases the cost of the contract and increases the potential number of competitive bids.

The bond protects the City where materials costs can escalate if a contractor defaults. The agreement for the tree trimming contract requires no initial material costs that change from

month to month like petroleum or cement products. If a contractor decides not to enter into a contract or staff determines the low bid to not be responsible or responsive, the contract defaults to the next low bidder that qualifies as being responsible and responsive.

2. Liquidated Damages are penalties for non-performance. The threat of Liquidated Damages is removed from the contract. The 'Faithfull Performance Bond' protects the City from a contractor that defaults during the effective contract start and completion dates. If a contractor is unable to perform the work to the contract specifications, the contract is terminated and the performance bond of 10% of the annual bid price is forfeited. The next low bidder is awarded the contract for their bid amount if within the City's budget or the contract is rebid if no acceptable bidder is available or if no bidder is willing to complete the contract.
3. The trimming requirements included within a full trim have been modified and expanded to require all safety trimming the tree requires to decrease the potential for failures (with the exception of removal) within the unit price. Additionally, all public trees, where ever they are located, are included in the unit price. Any exceptions from the contract's unit price for difficult locations or conditions require prior written approval.
4. The specification for trimming of the Canary Island palm trees, including protecting their health, skinning the trunk and shaping the ball below the canopy for aesthetics is modified and increased. The Canary Island palm trees are very valuable and part of our urban forest. A terminal disease attacks them if not protected from inappropriate trimming methods. Chain saws have been determined to be the vector the spreads the disease. Removal specifications for dead diseased Canary Island palm trees are also now include to prevent or reduce the potential spread of the disease to adjacent trees
5. A new line item bid requirement is for a 'Day Rate'. This item enables a specific number of trimmers, grounds men and equipment to do difficult to define tasks, clean ups and hedge trimming on a day rate. This allows for the crews to perform work that is not otherwise specified in the contract, such as storm debris removal or path clearances.

The City Wide Tree Trimming Contract in Palos Verdes Estates is different from other Cities. Most cities have sidewalks with parkways for trees, sidewalk with cut outs for trees and street lights. Public trees are more than the parkway trees for the residents here. They appear as part of their landscapes and not separated by a sidewalk. It takes more effort and understanding to administer the contract and perform the tree trimming with convenience for the residents and protection of the landscape below the tree. Travers Tree Service has over ten years experience in performing this in Palos Verdes Estates.

Travers Tree Service is very local. Emergency service for fallen branches or failed trees is always performed as the contract requires. The two hour response time, 24-7, is a very important requirement within the general contract for trimming. Their business location enables this requirement to be performed as required without a geographical burden.

It cannot be ignored that this contract is a great way to advertise and obtain additional work within the city. The identifiable logo and crew shirts are a traveling advertisement and better than the yellow pages for someone considering contracting for tree trimming at their home. They can evaluate the work they see and make the simple phone call to get an estimate. A City contract is a guaranteed amount of work throughout the year. Work is required year round and this enables a more stable work schedule for a company without any down sizing of employees for slow times of the year.

Staff advertised with Bid America, FW Dodge, and Reed Construction Data. Seven bids packets were picked up and four bids were received on May 13, 2011 at 10:00 a.m. The bidders are:

1. Travers Tree Service, Inc. \$217,525
2. West Coast Arborist, Inc. \$362,950
3. Mariposa Landscape, Inc. \$433,625
4. Oakridge Landscape, Inc. \$488,975

The following bid table shows the comparison of all bid item unit prices:

ITEM NO.	DESCRIPTION	TRAVERS	WEST COAST ARBORIST	MARIPOSA	OAKRIDGE
1. FULL TRIM					
1A	Very Large: 36" Diameter & up	\$165 Ea.	\$155 Ea.	\$175 Ea.	\$220 Ea.
1B	Large: 24" to 36" Diameter	\$60 Ea.	\$117 Ea.	\$ 133 Ea.	\$190 Ea.
1C	Medium: 12" to 24" Diameter	\$35 Ea.	\$73 Ea.	\$ 79 Ea.	\$120 Ea.
1D	Small: 12" Diameter or Less	\$15 Ea.	\$38 Ea.	\$48 Ea.	\$48 Ea.
2. RAISING					
2A	Very Large: 36" Diameter & up	\$35 Ea.	\$29 Ea.	\$ 45 Ea.	\$45 Ea.
2B	Large: 24" to 36" Diameter	\$25 Ea.	\$29 Ea.	\$ 35 Ea.	\$45 Ea.
2C	Medium: 12" to 24" Diameter	\$18 Ea.	\$29 Ea.	\$ 30 Ea.	\$35 Ea.
2D	Small: 12" Diameter or Less	\$12 Ea.	\$29 Ea.	\$ 25 Ea.	\$35 Ea.
3. FULL TREE REMOVAL					
3A	Very Large: 36" Diameter & up	\$340 Ea.	\$700 Ea.	\$ 1,144 Ea.	\$800 Ea.
3B	Large: 24" to 36" Diameter	\$135 Ea.	\$325 Ea.	\$ 635 Ea.	\$600 Ea.
3C	Medium: 12" to 24" Diameter	\$60 Ea.	\$245 Ea.	\$ 355 Ea.	\$450 Ea.
3D	Small: 12" Diameter or Less	\$15Ea.	\$75 Ea.	\$ 120 Ea.	\$300 Ea.

ITEM NO.	DESCRIPTION	TRAVERS	WEST COAST ARBORIST	MARIPOSA	OAKRIDGE
4. TREE STUMP REMOVAL					
4A	Very Large: 36" Diameter & up	\$175 Ea	\$150 Ea.	\$ 350 Ea.	\$1000 Ea.
4B	Large: 24" to 36" Diameter	\$150 Ea	\$100 Ea.	\$ 240 Ea.	\$1,225 Ea.
4C	Medium: 12" to 24" Diameter	\$60 Ea	\$75 Ea.	\$ 145 Ea.	\$1500 Ea.
4D	Small: 12" Diameter or Less	\$20 Ea	\$50 Ea.	\$ 65 Ea.	\$1250 Ea.
5. PALM TRIM					
5A	Phoenix Canarensis	\$95 Ea	\$95 Ea.	\$ 90 Ea.	\$110 Ea.
5B	Queen-King-Windmill-Kentia-Guadalupe-Mediterranean Fan-Pindo	\$40 Ea	\$30 Ea.	\$ 45 Ea.	\$30 Ea.
5C	Mexican Fan-California Fan Mexican Blue-Senegal Date	\$35 Ea.	\$40 Ea.	\$ 52 Ea.	\$60 Ea.
6. PALM REMOVAL					
6A	Phoenix Canarensis	\$175 Ea	\$500 Ea.	\$ 1,200 Ea.	\$720 Ea.
6B	Queen-King-Windmill-Kentia-Guadalupe-Mediterranean Fan-Pindo	\$95 Ea	\$150 Ea.	\$ 450 Ea.	\$100 Ea.
6C	Mexican Fan-California Fan Mexican Blue-Senegal Date	\$75 Ea.	\$325 Ea.	\$ 650 Ea.	\$450 Ea.
7. DAY RATE					
7A	Miscellaneous tree work/clean ups	\$1,490 per day	\$2,400 per day	\$1,995 per day	\$1,440 per day
Total		\$217,525	\$362,950	\$433,625	\$488,975

The Bid Alternative to supply a 5 man crew for emergencies is part of the base bid. Emergency work is invoiced as incidents and storms occur. This will reduce the amount of trees projected to be trimmed but will not increase the contract amount. The rates for an emergency crew were as follows:

1. Travers Tree Service, Inc. \$185/hr.
2. Mariposa Landscape, Inc. \$250/hr.
3. Oakridge Landscape, Inc. \$290/hr.
4. West Coast Arborist, Inc. \$300/hr.

The following schedule is anticipated:

- May 24 Contract awarded.
- June 16 Contract, insurance certificates signed by contractor & City.
- July 1 Work expected to begin.

As the City's proposed FY 2011/12 budget only allocates \$205,000 for tree trimming services, staff is recommending that the award of the contract be for that amount. Staff will work to reduce the quantities by approximately 6% to meet the budget and still be able to accomplish all necessary work.

Alternatives Available to Council

The following alternatives are available to the City Council:

1. Award an annual contract in the amount of \$205,000 to Travers Tree Service, Inc., for the completion of the PW 579-11/NIB11-02 Citywide Tree Trimming contract for FY 11/12 and FY 12/13.
2. Decline to Act.

Recommendation from Staff

Staff recommends that the Council:

Award an annual contract in the amount of \$205,000 to Travers Tree Service, Inc., for the completion of the Citywide Tree Trimming contract for FY 11/12 and FY 12/13.

Staff report prepared by:
Carl Moritz
Public Works Department

TO: JOSEPH M. HOEFGEN, CITY MANAGER

FROM: ALLAN RIGG, PUBLIC WORKS DIRECTOR

SUBJECT: PW 580-11; AWARD OF CONSTRUCTION CONTRACT FOR THE COMPLETION OF THE FY 11/12 OVERLAY PROJECT IN THE AMOUNT OF \$662,058 TO HARDY AND HARPER, INC.

DATE: MAY 24, 2011

Introduction

Should the City Council award a construction contract for the completion of the FY 11/12 Overlay Project in the amount of \$662,058 to Hardy & Harper, Inc.?

Background and Analysis

As part of the annual Capital Improvement Program, various streets receive an overlay treatment. The work consists of removing and replacing deteriorated asphalt, edge grinding, and overlaying the surface with new asphalt. The purpose of the work is to prevent any further deterioration of the roadway and restore the road to its original condition.

In April of 1996, the City Council approved a Pavement Management System report that inventoried the conditions of all the City streets. The system was updated first in 2003 and now recently in 2011, and streets were ranked and prioritized based on their conditions and need for repair. Using the rankings designated for each street as well as recent field observations, staff identified the following streets for this year's overlay project:

Street Name	From	To
Paseo Lunado (S)	PVDW	Via Rivera
Paseo Lunado (S)	Via Anacapa	Via Alvarado
PVDW (NB)	Yarmouth Rd	Avenida Mirola
PVDW (SB)	Yarmouth Rd	Avenida Mirola

Street Name	From	To
Tyburn Rd	Via Anacapa	Via Pacheco
Via Anacapa	Paseo Lunado (S)	PVDW
Via Borica	Via Victoria	Via Buena
Via Buena	Via Borica	Via Victoria
Via Buena	Via Victoria	End (N)
Via Carrillo	Via Mirola	Via Zumaya
Via Mirola	Via Carrillo	Via Rivera
Via Rivera	Via Carrillo	Paseo Lunado (S)
Via Rivera	Via Amador (N)	Via Mirola
Via Ventana	Via Carrillo	End
Via Victoria	End	Via Miguel
Via Zumaya	PVDW	Via Carrillo
Yarmouth fountain crossing	Yarmouth	PVDW(NB)
Yarmouth crossing NB	PVDW(NB)	Yarmouth Rd
Via Carrillo crossing	PVDW(SB)	Via Carrillo
Paseo Lunado (S)	PVDW	Via Anacapa
Via Carrillo	2641 Via Carrillo	Via Rivera
Via De La Guerra	Palos Verdes Drive West	Tyburn Rd

In an effort to receive a number of competitive construction bids, staff advertised with Bid America, F. W. Dodge, and Reed Construction Data. Construction bids were received on May 16, at 10:30 a.m. The base bid results are shown below, and a bid table comparing the base bids and three alternate bids for the three lowest bidders is attached to this staff report.

	Base Bid	Alternate A1	Alternate A2	Alternate A3	Total with All Alternates
Hardy & Harper, Inc.	\$621,000.00	\$103,531.25	\$41,058.00	\$8,100.00	\$773,689.25
All American Asphalt	\$639,000.00	\$134,176.50	\$34,215.00	\$2,268.00	\$809,659.50
Palp, Inc. DBA Excel Paving Co.	\$674,314.45	\$86,966.25	\$48,585.30	\$1,485.00	\$811,351.00
Shawnan	\$682,142.69	\$115,955.00	\$41,058.00	\$2,052.00	\$841,207.69
Sequel Contractors	\$734,321.12	\$144,115.00	\$45,620.00	\$6,750.00	\$930,806.12
Sully-Miller Contracting	\$790,488.59	\$86,966.25	\$75,273.00	\$958.50	\$953,686.34

**CITY COUNCIL AGENDA
MAY 24, 2011**

The Alternate bids are for the following work:

- A1: additional asphalt repairs at various locations, shown on the attached list. This supplemental work was included as an alternate in the event bids were received below the budgeted amount for overlay work.
- A2: Avenida Mirola Berm Repairs. Residents at 701 Avenida Mirola requested repairs to their berm. Staff investigation determined that many of the berms on the street were in much worse condition and also needed repair.
- A3: asphalt curb repairs requested by staff for two locations on Via Campesina.

Hardy & Harper, Inc. submitted the qualifying low bid for the project. They have completed many projects of similar size and scope, and City staff has also worked with them before, on the Overlay Projects for the last four fiscal years. Staff believes they are well equipped to satisfactorily complete the City's project.

Staff recommends that Alternate bid A2 for the repair of the Avenida Mirola berms be awarded with the base bid on this project, for a total construction cost of \$662,058. Staff bases this recommendation on the relative need for each of the Alternates, as well as the price for each. Although the qualifying low bidder was selected only with regards to the base bid, Hardy & Harper's combined cost for the base and alternate bids is still the lowest of the six bids received. Their combined cost for the base and Alternate Bid A2 is also the lowest of the three lowest bids.

The following schedule is anticipated:

- | | |
|-------------|---|
| • May 24 | Contract awarded. |
| • June 24 | Contract, insurance certificates signed by contractor & City. |
| • July 11 | Work expected to begin. |
| • August 31 | Work expected to be complete. |

Alternatives Available to Council

The following alternatives are available to Council:

1. Award a construction contract for the completion of the FY 11/12 Overlay Project in the amount of \$662,058 to Hardy & Harper, Inc.
2. Award a construction contract in the amount of \$621,000 to Hardy & Harper, Inc. for the completion of the FY 11/12 Overlay Project with no alternative work.
3. Award a construction contract to Hardy & Harper, Inc. for the completion of the FY 11/12 Overlay Project and a combination of the alternative options, to be chosen by Council.
4. Decline to Act.

**CITY COUNCIL AGENDA
MAY 24, 2011**

Conclusions and Recommendations

Staff recommends that the City Council award a construction contract for the completion of the FY 11/12 Overlay Project in the amount of \$662,058 to Hardy & Harper, Inc.

Fiscal Impact

Staff estimates the following costs for the Overlay Project:

Construction Subtotal	\$662,058
Contingency cost (5% of construction cost)	33,103
Inspection and Administration	30,000
<hr/> Total	<hr/> \$725,161

The total \$725,161 project budget is to be included in the City budget to be reviewed next month. When combined with the projected costs for the slurry seal program (which is also scheduled for bid award this evening), the City's total cost for overlay/slurry in FY 2011/12 will be approximately \$1.2 million dollars. Staff will ensure that adequate funds are available to complete the recommended scope of work for both overlay and slurry seal work.

Staff report prepared by:
Floriza Rivera
Public Works Department

TO: JOSEPH M. HOEFGEN, CITY MANAGER

FROM: ALLAN RIGG, PUBLIC WORKS DIRECTOR

SUBJECT: PW 581-11; AWARD OF CONSTRUCTION CONTRACT FOR THE COMPLETION OF THE FY 11/12 SLURRY SEAL PROJECT IN THE AMOUNT OF \$411,780.60 TO ALL AMERICAN ASPHALT

DATE: MAY 24, 2011

Introduction

Should the City Council award a construction contract for the completion of the FY 11/12 Slurry Seal Project in the amount of \$411,780.60 to All American Asphalt?

Background and Analysis

As part of the annual Capital Improvement Program, various streets receive a Type II slurry seal treatment. Slurry seal is a liquid asphalt emulsion designed as a sealant to extend the useful life of a street. The seal will last approximately 5 to 7 years.

This year the slurry seal emulsion will incorporate latex which itself is an emulsion, of rubber particles. The latex does not mix with the asphalt; rather, the latex and the asphalt particles intermingle to improve the stability and durability of the slurry seal.

In April of 1996, the City Council approved a Pavement Management System report that inventoried the conditions of all the City streets. Streets were ranked and prioritized based on their conditions and need for repair. The Pavement Management System was updated in 2003 and then again just recently in April, 2011.

Using these rankings as well as recent field observations, staff chose the following streets to be slurry sealed for FY 11/12:

Street Name	From	To
Avenida Mirola	PVDW	Via Amador
La Costa Pl	Paseo Lunado (N)	End
Street Name	From	To

Paseo Del Mar	Via Alvarado	Via Caleta
Paseo Lunado (N)	PVDW	Via Rivera
PVDW (NB)	Via Coronel	Via Carrillo
PVDW (NB)	Avenida Mirola	City Boundary
PVDW (SB)	Cloyden Rd	Yarmouth Rd
PVDW (SB)	Avenida Mirola	City Boundary
Rivera Pl	End	Via Rivera
Tyburn Rd	PVDW	Via Rivera
Via Alvarado	Paseo Lunado (S)	End
Via Amador	Via Rivera (N)	Via Rivera (S)
Via Barri	Paseo Del Mar	Via Alvarado
Via Caleta	Via Alvarado	Paseo Del Mar
Via Carrillo	PVDW	Via Mirola
Via Carrillo	Via Zumaya	2641 Via Carrillo
Via Fortuna	Via Carrillo	End
Via Miguel	Via Victoria	End
Via Neve	Paseo Del Mar	Via Barri
Via Oleadas	Paseo Del Mar	End
Via Pacheco	Paseo Lunado (S)	PVDW
Via Palestra	Via Carrillo	End
Via Rivera	PVDW	Via Carrillo
Via Rivera	Paseo Lunado (S)	End
Via Segovia	Paseo Del Mar (S)	Paseo Del Mar (N)
Via Sola	Via Neve	Via Anacapa
Via Victoria	Via Rivera	Cul-de-sac
Via Victoria	Via Rivera	End
Victoria Pl	Via Victoria	End
Cloyden/Coronel crossing	PVDW(SB)	PVDW(NB)
Via Zumaya crossing	PVDW(SB)	PVDW(NB)
Paseo Lunado N crossing	PVDW(SB)	PVDW(NB)

Street Name	From	To
Paseo Lunado S crossing	PVDW(SB)	PVDW(NB)
Via Anacapa crossing	PVDW(SB)	PVDW(NB)
Alley next to 2896 Via Victoria	Via Victoria	Via Buena
Alley next to 708 Paseo Lunado	Paseo Lunado	Via Anacapa
Alley next to 2901 Via Anacapa	Via Anacapa	Via Pacheco
Alley next to 2945 Via Pacheco	Via Pacheco	Via Alvarado
Alley next to 2201 Via Carrillo	Via Carrillo	Via Amador

Staff advertised the FY 11/12 Slurry Seal Project with Bid America, F. W. Dodge, and Reed Construction Data. Construction bids were received on May 16, at 11:00 a.m. The results are shown below:

	Base Bid	Alternate A1	Alternate A2	Alternate A3	Alternate A4	Total with Alternates
All American Asphalt	\$402,190.16	\$2.50	\$4.00	\$9,500.00	\$15,000	\$411,780.60
Sully-Miller Contracting	\$438,273.69	\$1.50	\$0.75	\$10,000	\$19.50	\$448,273.69
Roy Allan Slurry Seal	\$442,120.77	\$.55	\$2.20	\$3,500.00	\$110.00	\$445,620.77
American Asphalt South	\$443,683.28	\$.50	\$2.50	\$10,000	\$5,000	\$447,183.28

The Alternate bids are for the following work:

- A1: a unit cost for slurry seal patching in case it is required, with no proposed work to be done at the time of bidding.
- A2: a unit cost for 1-inch deep skin patch in case it is required, with no proposed work to be done at the time of bidding.
- A3: slurry seal of Avenida Mirola berms. A number of the berms on this street are proposed to be repaired on the FY 11/12 Overlay Project. After those repairs are made, all of the asphalt berms on the street, whether recently repaired or already in good condition, will be slurry sealed to provide a uniform look along the length of the street.
- A4: a unit cost for berm repair in case it is required, with no proposed work to be done at the time of bidding.

All American Asphalt submitted the qualifying low bid for the project. Their work history indicates they have completed many resurfacing projects of varying size and scope, primarily overlay projects. They are an overlay resurfacing company but are now branching out into slurry sealing resurfacing work. In the last three years they have worked on slurry seal projects, both conventional or rubberized slurry seal, for the City of Garden Grove, the City of Carlsbad, the City

of Seal Beach, the City of Corona, and the City of Lake Forest, all of whom have provided positive references. Staff believes they are well equipped to satisfactorily complete this project.

Staff recommends that Alternate Bid A3 for slurry sealing Avenida Mirola berms be awarded with the base bid on this project, for a total construction cost of \$411,780.60. All American Asphalt's combined cost for the base and Alternate Bid A3 is the lowest of the three lowest bids.

The following schedule is anticipated:

- May 24 Contract awarded.
- June 24 Contract, insurance certificates signed by contractor & City.
- July 25 Work expected to begin.
- September 12 Work expected to be complete.

Alternatives Available to Council

The following alternatives are available to Council:

1. Award a construction contract for the completion of the FY 11/12 Slurry Seal Project in the amount of \$411,780.60 to All American Asphalt.
2. Award a construction contract in the amount of \$402,190.16 to All American Asphalt for the completion of the FY 11/12 Slurry Seal Project with no alternative work.
3. Decline to Act.

Conclusions and Recommendations

Staff recommends that the City Council award a construction contract for the completion of the FY 11/12 Slurry Seal Project in the amount of \$411,780.60 to All American Asphalt.

Fiscal Impact

Staff estimates the following costs for the Slurry Seal Project:

Construction Subtotal	\$411,780.60
Contingency cost (5% of construction cost)	\$20,589.03
Inspection and Administration	\$25,000.00
<hr/> Total	<hr/> \$457,369.63

The total \$457,369.63 project budget is to be included in the City budget to be reviewed next month. The recommended scope of work both slurry seal and overlay work totals approximately \$1.2 million in FY 2011/12. Staff will ensure that adequate funds are available to complete the recommended scope of work.

Staff report prepared by:
Floriza Rivera,
Public Works Department

TO: JOSEPH M. HOEFGEN, CITY MANAGER

FROM: ALEXA D. DAVIS, ADMINISTRATIVE ANALYST

SUBJECT: SPECIAL EVENT APPLICATION AND REQUEST TO POST SIGNS FOR THE PALOS VERDES INDEPENDENCE DAY CELEBRATION ON MONDAY, JULY 4, 2011 AT MALAGA COVE SCHOOL GROUNDS

DATE: MAY 24, 2011

ISSUE

Shall the City approve a Special Event Application for the Palos Verdes Independence Day Committee to hold its annual celebration at the Malaga Cove school grounds?

BACKGROUND AND ANALYSIS

The 50th Annual Palos Verdes Independence Day Celebration will be held Monday, July 4, 2011. The program takes place from 9:30 a.m. to 3:00 p.m. The event includes children's patriotic bicycle parade, apple pie baking contest, puppet show, singing, picnics, and music. This event is an annual tradition in the City.

The celebration will continue to be held on school district property at the Malaga Cove site. The City's primary concern is traffic control, which is coordinated with the Police Department. The event is well-managed by the Independence Day Committee, which includes a City representative, and has always been held without incident.

The City's current sign policy recognizes that the Palos Verdes Independence Day Celebration is a City-sponsored event, and therefore is eligible to post promotional signs on public property. If approved, signs will be posted at the permitted City-approved locations, which include the median strip adjacent to Malaga Cove Plaza at Via Corta, and the median strip across from the Lunada Bay Fountain area for one week. Furthermore, signs may only be posted one week prior to the event. The Committee also requests permission to erect red, white, and blue flags with the permitted promotional signs, which traditionally has been permitted.

The Special Event Application has been reviewed and preliminarily approved by the Police Department and Fire Department. Because of the tradition of this event and the City's involvement, the City waives the fee requirements of the Special Event Application. The Indemnity Agreement has been received and the Certificate of Insurance will be received prior to the event.

RECOMMENDATION:

**CITY COUNCIL AGENDA
MAY 24, 2011**

It is recommended that the City Council approve this Special Event Application for the 50th Annual 4th of July Celebration at the Malaga Cove School grounds and allow the posting of signs at the two City-permitted locations one week prior to the event, and to place flags at each promotional sign.

TO: JOSEPH M. HOEFGEN, CITY MANAGER
FROM: ALEXA D. DAVIS, ADMINISTRATIVE ANALYST
SUBJECT: SPECIAL EVENT APPLICATION FOR THE LUNADA BAY HOMEOWNERS ASSOCIATION "SUMMER CONCERTS IN THE PARK" AT LUNADA BAY PARK
DATE: MAY 24, 2011

ISSUE

Shall the City approve a Special Event Application by the Lunada Bay Homeowners Association to hold "Summer Concerts in the Park" at Lunada Bay Park on July 14th, July 21st and July 28th, 2011 from 6 p.m. to 8 p.m.?

BACKGROUND

The Lunada Bay Homeowners Association (LBHOA) has submitted a Special Event Application to hold a series of live concerts at Lunada Bay Park.

The concerts are scheduled as follows:

Thursday, July 14 th from 6 p.m. – 8 p.m.	- Mike Stocksdale Band
Thursday, July 21 st from 6 p.m. – 8 p.m.	- Vibes Alive
Thursday, July 28 th from 6 p.m. – 8 p.m.	- Next Exit

The LBHOA has previously held many successful events in the park, including the Summer Concert Series. As in previous year, the City is treating the concert series as one event, which is comparable to how the Malaga Cove Concert Series is processed. In order to accommodate this, the City has set forth the following stipulations, which have been formerly agreed upon by the LBHOA:

1. "Series" events are not to exceed 6 separate activity dates in a given year.
2. City staff time, in excess of 16 hours per activity, will be billed to the event sponsor at the employees' rate of pay equivalent to the amount paid for his time assisting at the event. This condition was added two years ago in order to limit the potential budget impact on the City. Our desire is to achieve a balance between the public benefits of community events and the amount of staff time allocated for set-up and tear down of the events.

The event organizers are aware of the necessity to have a safe event with a proper clean-up afterward. The LBHOA is making an effort to generate community involvement in the Lunada Bay area and revitalize homeowner activity in the neighborhood. The Special Event Application has been reviewed and preliminarily approved by all municipal departments. All fees have been paid and the Certificate of Insurance and Indemnity Agreement have been received.

The LBHOA is additionally requesting City-sponsorship, which would permit them to post promotional signs for the event. Under the City's existing sign policy a non-profit organization in which all members are residents and/or property owners of the City must gain City sponsorship in order to be eligible to post signs promoting a free community, celebratory event. Further, the sign policy restricts City-sponsorship to a maximum of 3 events per calendar year per non-profit organization. In the past, the City has allowed the LBHOA to post signs for the summer concerts under one event as the Summer Concert Series. The sign request falls within the existing City policy and as such, it is recommended for Council approval.

CONCLUSION

The members of the Lunada Bay Homeowners Association work hard to put together well-organized, family-friendly community events. These neighborhood activities generate a positive experience for Lunada Bay and the surrounding community.

RECOMMENDATION

It is recommended that the City Council approve a Special Event Application by the Lunada Bay Homeowners Association to hold its "Summer Concerts in the Park" at Lunada Bay Park on July 14th, July 21st and July 28th, 2011 from 6 p.m. to 8 p.m. and approve the posting of promotional signs for all concerts at both permitted locations one week prior to the activity.

TO: JOSEPH M. HOEFGEN, CITY MANAGER

FROM: ALEXA D. DAVIS, ADMINISTRATIVE ANALYST

SUBJECT: SPECIAL EVENT APPLICATION FOR THE MALAGA COVE LIBRARY TO HOLD A SING-A-LONG EVENT AT FARNHAM MARTIN PARK ON SATURDAY, AUGUST 20, 2011.

DATE: May 24, 2011

ISSUE

Shall the City Council approve a Special Event Application for the Palos Verdes Library District to hold Sing-A-Long Event featuring the movie *Grease* at Farnham Martin Park on Saturday, August 20, 2011 from 6 p.m. to 10:30 p.m. including set-up and tear-down?

BACKGROUND AND ANALYSIS

The PV Library District would like to hold its third annual sing-a-long event at Malaga Cove Library on the grounds of Farnham Martin Park. This family event would include playing the movie *Grease* on a screen at the park. Attendees would be encouraged to sing along with the songs with seating on the grass (no chairs). The event would start with a small program before the 110-minute movie begins at 8 p.m. The library plans to remain open during the event to provide restrooms and staffing. Over the last two years, the Library has held comparable events. Both have been very successful and well-received by the community.

Library representatives have prepared a completed City Special Event Application. The Application has been reviewed and preliminarily approved by all municipal departments. As is consistent with previous years, it is recommended that all fees be waived since the Library District is a public agency. The City has received a Certificate of Insurance and Indemnity Agreement and notice will be provided to residents within the area affected.

RECOMMENDATION

It is recommended that the City Council approve the request for Palos Verdes Library District's Malaga Cove Branch to hold a Sing-A-Long event at Farnham Martin Park on Saturday, August 20, 2011.

TO: JOSEPH HOEFGEN, CITY MANAGER
FROM: ALLAN RIGG, PLANNING DIRECTOR
DATE: MAY 24, 2011
SUBJECT: PLANNING COMMISSION ACTIONS OF MAY 17, 2011

The items attached were acted upon by the Planning Commission on May 17, 2011.

The Council may, within fifteen days after the date of the decision on or before the first day following the first Council meeting after the date of the Planning Commission decision, whichever occurs last:

1. Confirm the action of the Planning Commission and grant or deny the application;
2. Set the matter for public hearing and dispose of it in the same manner as on an appeal; or
3. Amend, modify, delete, or add any condition of approval which the Council finds is not substantial under the circumstances relative to or affecting the property subject to the application for a development entitlement. Any determination of the Council pursuant to this paragraph shall be conclusive and final.

In the event the Council does not take one of the actions specified above within the period of time required, the decision of the Planning Commission shall be final.

Recommendation:

Receive and file.

TO: JOSEPH HOEFGEN, CITY MANAGER

FROM: ALLAN RIGG, PUBLIC WORKS DIRECTOR

**SUBJECT: REVIEW OF TRAFFIC CALMING MEASURES ON VIA DEL MONTE
(TRAFFIC SAFETY COMMITTEE MEETING ITEM OF MAY 11, 2011)**

DATE: MAY 24, 2011

The Issue

Should the City Council concur with the recommendation of the Traffic Safety Committee to remove the speed cushions on Via Del Monte and pursue other investigations on Via Del Monte?

Background

The Traffic Safety Committee performed a follow-up review of the recently installed speed cushions on Via Del Monte at their meeting Wednesday May 11, 2011. The meeting was attended by approximately 80 members of the public. Twenty six people spoke to the Committee, with 15 people asking for the removal of the cushions and 11 asking for the cushions to remain. Some of the points that seemed to be consistent amongst the speakers were that the street is driven too fast by cars and bicycles, additional traffic calming is needed, and more police presence is needed.

The staff report went through the extensive history of traffic calming studies and efforts on Via Del Monte over the years and the genesis of the cushions. Speed surveys from before and after the installation of the cushions were presented to the Committee that showed a very small reduction of speeds. The Committee was also provided with comments from the Police Chief and Fire Department with concerns that the cushions were impacting response times.

After significant discussion the Committee decided to recommend to the City Council to remove the speed cushions as the Committee felt the cushions are having minimal positive impacts on speeds but are creating significant negative impacts on Fire Department response times. Chief Dreiling did share that officers within the Police Department have differing views on the value of the speed cushions. The Committee also expressed their commitment to exploring other safety options on the street such as a Stop Sign at Via Pinale and other options for traffic calming. Their formal recommendation is as follows:

**CITY COUNCIL AGENDA
MAY 24, 2011**

Recommended that staff 1) Remove the existing speed cushions and their corresponding signage and striping from Via Del Monte, 2) conduct a STOP sign warrant analysis for Via Del Monte/Via Pinale, and 3) pursue a traffic circle analysis at Via Del Monte/Via Pinale in the future if a STOP sign is not recommended.

The background and analysis presented to the Traffic Safety Committee is within the attached staff report. Draft minutes from this meeting are also attached.

Alternatives Available to Council

1. Direct staff to 1) Remove the existing speed cushions and their corresponding signage and striping from Via Del Monte, 2) conduct a STOP sign warrant analysis for Via Del Monte/Via Pinale, and 3) pursue a traffic circle analysis at Via Del Monte/Via Pinale in the future if a STOP sign is not recommended.
2. Direct staff in a modified direction.
3. Deny the recommendations.

Recommendation from Staff

Staff recommends the City Council review the recommendations of the Traffic Safety Committee and direct staff accordingly.

Staff report prepared by:

Allan Rigg
Public Works Director

TO: JOSEPH HOEFGEN, CITY MANAGER
FROM: ALLAN RIGG, PUBLIC WORKS DIRECTOR
SUBJECT: CITY HALL SEISMIC SAFETY STUDY REPORT AND FINDINGS
DATE: MAY 24, 2011

The Issue

Should the City Council accept and approve the implementation of recommendations within the recently completed City Hall Seismic Safety Study Report?

Background

Last year the City Council asked staff to investigate the structural adequacy of City Hall to withstand earthquakes. As we needed to employ an expert outside City staff to conduct the analysis, we presented the Council with a Budget Issue paper during the budget process for Fiscal Year 2010/2011 in the amount of \$15,000. The Council approved the amount, and we went forward and requested proposals from various structural engineering firms for the work. After careful consideration we hired Melvyn Green and Associates to prepare the study, which was recently completed. The report contains various recommendations and preliminary cost estimates for each.

The following are excerpts from the report describing the structural history of City Hall and the methodology for the review in the report:

Buildings constructed under modern building codes are expected to provide life safety in the event of a large earthquake. In the past couple of decades more attention has been directed to post-earthquake operability. This is called Immediate Occupancy (IO). Damage may still occur in buildings designed to such levels but it should be mostly non-structural such as ceiling panels falling.

The Palos Verdes City Hall complex, originally constructed in 1955, with additions in 1975, was constructed prior to the experiences of recent earthquakes. The buildings were strengthened in 1992 to an improved Life Safety (LS) performance level. The Palos Verdes Estates City Hall complex consists of the City Hall, which is occupied by city staff, the Police and the Fire Departments. The Public Works and vehicle storage and repair facility is

beneath the Parking Deck. The Homes Association (HOA) offices are located on the second level of part of the Public Works facility.

The buildings performed in an acceptable manner in the 1994 Northridge Earthquake. But, as noted above, the strengthening was designed to the Life Safety (LS) level not the IO level. This study and recommendations are to determine the work required to bring the building to an IO level.

Based on the function and importance of the structure, a design and evaluation performance level of Immediate Occupancy (IO) is required by building code. Buildings such as fire, rescue and police stations and emergency vehicle garages are essential facilities that require IO level of performance. The functions of the City Hall, which houses the emergency response functions, Police and Fire, and parking structure, which houses the equipment for clearing the streets, the police cars, and similar needed equipment are obviously needed by the community during an earthquake. The IO level of performance means that after design earthquake, the basic vertical- and lateral force resisting system retain nearly all of their pre-earthquake strength. Very limited damage occurs to structural and non-structural components. Some minor repairs may be required, but the critical parts of the building are habitable.

When the buildings were seismically upgraded in 1992, the current evaluation standards were not available. Little guidance for the IO function was available. Further earthquake design loads have been increased since that period.

The report then contains an analysis of the buildings in order to perform to the IO level. Based on this analysis eight separate retrofits to the building are recommended and are summarized in the following table from the report, followed by a preliminary cost estimate for the measures as shown on the following pages:

Retrofit Summary Matrix

	Findings	Concerns	Tasks
City Hall	Inadequate shear capacity in N-S direction at 1 st level	Shear cracking and falling of loose bricks	Install new steel braced frame at west end of building
	Incomplete lateral load path from roof to vault walls	Excessive diaphragm deflection and inadequate load transfer	Connect bottom chord of roof truss to (E) CMU vault wall
Parking Deck	Unbalanced layout of walls at north and south side	Excessive torsion caused by difference of stiffness may overstress multiple wall piers	Shotcrete (E) CMU wall at north side to reduce torsion
	Non-parallel drag elements	Excessive bending due to eccentricity may crack the (E) diaphragm	Distribute the load rationally by installing (N) parallel drag elements
Homeowner's Association	Adequacy of lower level drag elements not clear	Possible shear problems	Walls and drags need to be upgraded.
Bridge	Support/bearings at end of bridge do not permit adequate movement. Pounding between bridge and buildings is possible	Inadequate support may cause collapse and loss of the exit during earthquake. Furthermore, the debris may block the exit of equipment and garage below.	Install a secondary support brackets and revise existing connections.
Tower	Damaged and broken tiles	Tiles could fall into Fire Department	Re-anchor and replace missing tiles.
Interior Finishes and Non-structural elements	Ceiling bracing to be upgraded in future remodels. Equipment and generator anchorage to be upgraded.	For an IO occupancy the ceiling bracing has to be more frequent. Equipment anchorage not adequate for IO function.	Add additional bracing during any remodel. All equipment required for post-disaster function to have anchorage upgraded.

**Seismic Rehabilitation Cost Estimate
City of Palos Verdes Estates
Melvyn Green and Associates, Inc.**

Date 5/3/2011
Building Data City Hall Complex
Number of Stories: 2

Division	Item	Quantity	Unit	Unit Cost	Extension
1 - General	Bonds at 3%		l.s.		\$6,294
	Mobilization at 1%		l.s.		2,098
2 - Sitework	Removals/Demo.	1	l.s.	\$7,500.00	7,500
	Interior Protection	1	l.s.	\$10,000.00	10,000
	Plant Replacement	1	l.s.	\$5,000.00	5,000
3 - Concrete (Includes Excav. & Reinforcement)	Grade Beam and Exc.	1	l.s.	5,000.00	5,000
	Shotcrete	22	c.y.	1,200.00	26,400
4 - Masonry	Veneer Ties	1	l.s.	2,500.00	2,500
5 - Metals	Steel Collectors at Parking Deck	1	l.s.	10,000.00	10,000
	Steel Collectors at HOA	1	l.s.	10,000.00	10,000
	New Steel Frame - One Story	1	l.s.	40,000.00	40,000
	Truss Connections - City Hall	1	l.s.	20,000.00	20,000
	Misc. Equip Anchors	1	l.s.	5,000.00	5,000
	Bridge Brackets	1	l.s.	15,000.00	15,000
6 - Wood	New Shear Walls		l.f.	12.50	0
	Framing at Entry Stairs	1	l.s.	10,000.00	10,000
7 - Moisture Protection	Roof Patching	100	s.f.	50.00	5,000
	Replacement Glazing	1	l.s.	10,000.00	10,000
9 - Finishes					0
Tower Tile Repair		1	l.s.	20,000.00	20,000
Paint & Clean-up	7% of Project Total		l.s.		\$14,885

Sub - Total	\$209,792
Contractor Overhead @ 10%	\$20,979
Contractor Profit @ 10%	\$20,979
Total Constr. Cost Estimate	\$251,750

A&E, Inspection, Permits and Fees	25%	\$62,938
Design Contingency	15%	\$47,203

Budget Total \$361,891

Analysis

Staff believes the report is complete and provides clear direction on how to retrofit the buildings to achieve the desired IO rating. The proposed measures were chosen knowing the requirement that City Hall must be open and functional during any upgrades. Please note the last recommendation shown on the previous page for bracing and anchors is to be implemented during future remodels as it is significantly invasive and costly on its own. It is not part of the cost estimate above.

The cost estimate provided in the report is very preliminary and the next logical step would be to engage an architectural/engineering firm to prepare the construction documents and refined cost

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estimates. We believe the cost for these services to be approximately 20% of the construction budget, which is around \$50,000.

Fiscal Impact

The City received \$263,865 from the Haag Estate with no specific designation of how the money was to be spent. The Council previously directed that a portion of the funds, \$15,000, be spent on the preparation of this report. Thus, \$248,865 of the Haag Estate funds remain and could be used for the design and implementation of some or all of the upgrades proposed in the report.

Alternatives Available to Council

The following alternatives are available to the City Council:

1. Direct staff to proceed with the engagement of an architectural/engineering firm to prepare construction documents and cost estimates for the implementation of the retrofits identified in the report.
2. Direct staff to have Melvyn Green and Associates modify the Seismic Safety Study report.
3. Decline to act.

Recommendation from Staff

Staff recommends the City Council direct staff to proceed with the engagement of an architectural/engineering firm to prepare construction documents and cost estimates for the implementation of the retrofits identified in the report.