



City of Palos Verdes Estates City Council Agenda & Staff Reports

DISCLAIMER

The following City Council agenda includes text only version of the - reports associated with the business matters to be brought before for the City Council at its Regular Meeting of this date. Changes to the - reports may be necessary prior to the actual City Council meeting. The City Council may elect to delete or continue business matters at the beginning of the City Council Meeting. Additionally, - reports attachments, including but not limited to, pictures, plans, drawings, spreadsheet presentations, financial statements and correspondences are not included. The attachments are available for review with the official agenda package at the Reception area at City Hall as well as the Malaga Cove Public Library.

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October 28, 2008
6:30 P.M.
City Hall
Council Chambers

**CITY COUNCIL 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. R08-34
NEXT ORDINANCE NO. 08-687**

CALL TO ORDER

CLOSED SESSION (6:30 p.m. – 7:30 p.m.)

- **CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION**
Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9:
one matter

PLEDGE OF ALLEGIANCE

CITY COUNCIL AGENDA
OCTOBER 28, 2008

ROLL CALL

MAYOR'S REPORT – Matters of Community Interest

CONSENT AGENDA (Items 1 - 7)

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, with the exception of Planning Commission Actions – Item #7a-g. An applicant or interested citizen who wishes to appeal any Planning Commission decision 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. Minutes of City Council Meeting of October 14, 2008

Recommendation: Review and File.

2. Treasurer's Monthly Report – September 2008

Recommendation: Receive and File.

3. Treasurer's Quarterly Interest Report – July-September 2008

Recommendation: Receive and File.

4. Resolution R08-33; Granting In Part and Denying In Part an Appeal of the Action of the Planning Commission Granting Approval of an After-the-Fact Revised Neighborhood Compatibility Application at 4101 Via Picaposte. Lot 9 and Portions of Lot 10, Block 6314, Tract 7143

Recommendation: It is recommended that the City Council adopt Resolution R08-33, Granting In Part and Denying In Part the Action of the Planning Commission Granting Approval of NC-1226RII-08, Revised Neighborhood Compatibility Application for two chimneys at the single-family residence located at 4101 Via Picaposte.

5. PW-542-08; Completion of Contract for the Construction of the FY 2008-09 City Overlay Project

Recommendation: It is recommended that the City Council accept as complete the construction contract PW-542-08; FY 08-09 City Overlay Project in the amount of \$545,124.08; and direct the City Clerk to file the Notice of Completion, and release the 10% retention 30 days after the County Recorder's office records the Notice of Completion, if no stop notices are filed.

6. Establishing Provisions Governing Candidate Statements for the March 3, 2009 General Municipal Election and Establishing a Deposit Fee for the Estimated Costs Associated with the Print of Candidate Statements

Recommendation: It is recommended that the City Council confirm Resolution R96-47 as the governing provisions for the Candidate Statements and establish the candidate statement deposit fee in the amount of \$275 for the March 3, 2009 General Municipal Election.

7. Planning Commission Actions of October 21, 2008

Recommendation: Receive and File.

- a. CDP-68/M-672-08; Consideration of Coastal Development Permit and Miscellaneous Applications requesting after-the-fact approval for non-permitted structures at the single family residence located at 237 Rocky Point Road. Lot 18, Tract 17606.

Applicant/Owner: Takashi Yasutake

Action: Approved (5-0) with standard conditions.

- b. NC-1329/GA-1435-08; Consideration of Neighborhood Compatibility and Grading Applications for a new single family residence located at 3729 Via La Selva. Lot 16, Block 6211, Tract 6887.

Applicant: Cauthen Design LLC
17072 Tiffany Cr.
Huntington Beach, CA 92649

Owner: Mr. and Mrs. Schiappa
23229 Doris Way
Torrance, CA 90505

Action: Approved (5-0) with standard conditions and the following additional condition: 1) The garage door treatment shall include three separate doors.

- c. NC-1311R/GA-1426R-08; Consideration of revised Neighborhood Compatibility and revised Grading Applications for a new single family residence located at 4021 Via Picaposte. Lot 16, Block 6313, Tract 7143.

Applicant: Lane Building Designs
101 N. Pacific Coast Hwy., Suite 100
Redondo Beach, CA 90277

Owner: Andrew Martz
3220 Palos Verdes Dr. North
Palos Verdes Estates, CA 90274

Action: Approved (5-0) with standard conditions and the following additional conditions: 1) All previous conditions still apply; 2) The new driveway is to be built per the Public Works Department Standards.

- d. NC-1336/GA-1439-08; Consideration of Neighborhood Compatibility and Grading Applications for additions to the single family residence located at 601 Via Del Monte. Lot 1, Block 1615, Tract 6884.

Applicant: Corwin Eberting
819 N. Harbor Drive #360
Redondo Beach, CA 90277
Owner: Brent and Linda Flynn

Action: Approved (5-0) with standard conditions and the following additional condition: 1) A licensed survey of the building height shall be completed and submitted to the City to verify compliance with the approved height.

- e. NC-1332/GA-1436-08; Consideration of Neighborhood Compatibility and Grading Applications for a new single family residence located at 856 Via Somonte. Lot 3, Block 1539, Tract 6884.

Applicant: Tomaro Architecture
1001 6th St., Suite 100
Manhattan Beach, CA 90266
Owner: Hsintah Lin

Action: Approved (5-0) with standard conditions and the following additional conditions: 1) All construction staging for delivery of materials and equipment shall take place off of Via Del Monte; 2) The master closet window at the west elevation of the second story is to be eliminated and the remaining second story windows facing 808 Via Del Monte shall be 2.5 ft. by 2.5 ft. with the sill at 5.5 ft. above the finished floor; 3) City standard asphalt berm shall be installed per the Public Works Department standards; 4) A licensed survey of the building height shall be completed and submitted to the City to verify compliance with the approved height; 5) A standard urban stormwater mitigation plan, approved by the City Engineer, shall be prepared and implemented for the project.

- f. NC-1298RII-08; Consideration of a revised Neighborhood Compatibility Application for revisions to the new single family residence located at 540 Paseo Del Mar. Lot 4, Block 1412, Tract 6886.

Applicant: KAA Design Group
4201 Redwood Ave.
Los Angeles, CA 90066

Owner: Marcus Linden
1811 Agnes Road
Manhattan Beach, CA 90266

Action: Approved (4-0, Vandever recused) with standard conditions and the following additional condition: 1) All previous conditions still apply.

- g. NC-1218R-08; Consideration of a revised Neighborhood Compatibility Application for revisions to the new single family residence located at 2220 Via Acalones. Lot 4, Block 1635, Tract 7330.

Applicant: Patrick J. Killen
139 Hermosa Ave.
Hermosa Beach, CA 90254
Owner: Libiano Investments Inc.
705 Sunset Drive
Hermosa Beach, CA 90254

Action: Denied (5-0).

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

- 8. Resolution R08-30 Calling for the Election of Certain City Officers and Resolution R08-31; Requesting the County Registrar Provide Certain Services Relating to the City's General Municipal Election – March 3, 2009

Recommendation: It is recommended that the City Council adopt Resolution R08-30 calling for the election of City officers, and Resolution R08-31 requesting the Los Angeles County Board of Supervisors to have the County Registrar/Recorder provide certain election services.

9. Consideration of a Request by the City of Los Angeles to Consolidate the Primary Nominating and Special Elections for Members of the Community College District Board of Trustees with the General Municipal Election of the City of Palos Verdes Estates to be Held March 3, 2009 and Adoption of Resolution R08-32

Recommendation: It is recommended that the City Council accept the request to consolidate the City of Los Angeles Primary Nominating and Special Elections for the Los Angeles Community College District Board of Trustees with the City of Palos Verdes Estates General Municipal Election of March 3, 2009, and adopt Resolution R08-32.

STAFF REPORTS

10. **City Manager's Report**

DEMANDS

11.
 - a. Authorize Payment of Motion #1 – Payroll Warrant of October 17, 2008
 - b. Authorize Payment of Motion #2 – Warrant Register of October 28, 2008

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

MAYOR & CITY COUNCILMEMBERS' REPORTS

ADJOURNMENT TO TUESDAY, NOVEMBER 11, 2008, IN COUNCIL CHAMBERS OF CITY HALL.

- *This City Council meeting can be viewed on Cox Cable, Channel 35, Wednesday, October 29, 2008 at 7:30 p.m., and Wednesday, November 5, 2008, at 7:30 p.m.*

TO: JOSEPH M. HOEFGEN, CITY MANAGER

FROM: ALLAN RIGG, PLANNING DIRECTOR

SUBJECT: RESOLUTION R08-33; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES, CALIFORNIA, GRANTING IN PART AND DENYING IN PART AN APPEAL OF THE ACTION OF THE PLANNING COMMISSION GRANTING APPROVAL OF AN AFTER-THE-FACT REVISED NEIGHBORHOOD COMPATIBILITY APPLICATION AT 4101 VIA PICAPOSTE. LOT 9 AND PORTIONS OF LOT 10, BLOCK 6314, TRACT 7143.

DATE: OCTOBER 28, 2008

The Issue

Should the City Council approve Resolution 08-33 related to the Planning Commission's decision concerning NC-1226RII-08; Revised Neighborhood Compatibility Grading application for additions to the single family residence located at 4101 Via Picaposte, with modification?

Background and Analysis

This project consists of a Revised Neighborhood Compatibility application for additions to the single family residence located at 4101 Via Picaposte. This application requests after-the-fact approval for two new chimneys: one chimney is towards the west elevation and one is towards the north elevation. Please note that these chimneys were denied by staff in December 2007 due to the concerns the Planning Commission expressed regarding the height and massing of the project. No changes to the approved floor area, building height, or lot coverage are proposed at this time.

Following the Planning Commission review of the revised project, the City Council set this item for Public hearing on September 9, 2008 per Section 17.04.100 (E)(2) of the Palos Verdes Estates Municipal Code. The procedures for which are the same as those for an appeal of the project.

On October 14, 2008 the City Council conducted a public hearing to consider NC-1226RII-08; Revised Neighborhood Compatibility Grading application for additions to the single family residence located at 4101 Via Picaposte.

After considering the facts and testimony, the City Council voted 4-0 (Goodhart absent) to grant in part and deny in part the action of the Planning Commission granting approval of NC-1226RII-08; Revised Neighborhood Compatibility Grading application for additions to the single family

residence located at 4101 Via Picaposte, with the exception of the north chimney, which was denied.

This resolution confirms that decision.

Alternatives Available to Council

The following alternatives are available to the City Council:

1. Adopt resolution R08-33, Granting In Part and Denying In Part the Action of the Planning Commission Granting Approval of NC1226R11-08; Revised Neighborhood Compatibility Grading application for additions to the single family residence located at 4101 Via Picaposte.
2. Decline to act.

Recommendation from Staff

It is recommended that the City Council adopt Resolution R08-33, Granting In Part and Denying In Part the Action of the Planning Commission Granting Approval of NC1226R11-08; Revised Neighborhood Compatibility Application for two chimneys at the single-family residence located at 4101 Via Picaposte.

Staff report prepared by:
Stacey Kinsella
Planning Department

TO: JOSEPH M. HOEFGEN, CITY MANAGER

FROM: ALLAN RIGG, PUBLIC WORKS DIRECTOR

SUBJECT: PW 542-08; COMPLETION OF CONTRACT FOR THE FY 2008/09 CITY OVERLAY PROJECT

DATE: OCTOBER 28, 2008

The Issue

Should the City Council:

- 1) Accept as complete the construction contract PW 542-08; FY 2008/09 City Overlay Project in the amount of \$545,124.08; and
- 2) Direct the City Clerk to file the Notice of Completion, and release the 10% retention 30 days after the County Recorder's office records the Notice of Completion, if no stop notices are filed?

Background and Analysis

On July 8, 2008, the City Council awarded a Contract in the amount of \$536,999.28 to Hardy and Harper, Inc. for the completion of the FY 2008/09 City Overlay Project. The project consisted of removing and replacing deteriorated asphalt, edge grinding, and overlaying the street surface with new asphalt. The following streets were overlaid:

Street Name	From	To
Dolores Plaza	Via Coronel	Via Zurita
Noya Pl	Via Coronel	End
Via Andres	Via Castilla	End
Plaza Francisco	Via Asturias	Via Castilla
Via Andres n/o Plaza Andres	Via Castilla	Via Andres
Via Barcelona	Via Castilla	End
Via Castilla	Via Barcelona	Via Asturias (N)
Via Coronel	Lower Paseo La Cresta	Noya Pl

Street Name	From	To
Via Coronel e/o Plaza Blanca	Muros Place	Zorillo Pl
Via Coronel	Muros Place	Via Davalos
Via Davalos	Via Coronel	End
Via Galicia	Via Castilla	End
Via Landeta	Via Zurita	Via Estudillo
Via Margate	PVDW	Via Boronada
Via Romero	Via Castilla	Via Olivera
Via Romero	Via Carrillo	Via Zumaya
Via Zurita	Via Landeta	Via Coronel

A flowline was also created down the street centerline of Navajo Place from just west of 3637 Navajo Place to 3661 Navajo Place. The flowline will direct storm runoff away from houses on the east side of the street that have reported flooding issues.

The project has now been satisfactorily completed in the amount of \$545,124.08. Additional tree root grinding occurred on Via Romero, eight additional manholes in the project area were raised to street level, and additional grinding was required at intersection transitions. One change order was issued for \$8,124.80 which increased the total construction cost to \$545,124.08 (+1.5%)

Alternatives Available to Council

The following alternatives are available to the City Council:

1. Accept as complete the construction contract PW 542-08; FY 2008/09 City Overlay Project in the amount of \$545,124.08, direct the City Clerk to file the Notice of Completion, and release the 10% retention 30 days after the County Recorder's office records the Notice of Completion, if no stop notices are filed.
2. Decline to accept the project as complete.

Recommendation from Staff

Staff recommends that the Council:

- 1) Accept as complete the construction contract PW 542-08; FY 2008/09 City Overlay Project in the amount of \$545,124.08; and
- 2) Direct the City Clerk to file the Notice of Completion, and release the 10% retention 30 days after the County Recorder's office records the Notice of Completion, if no stop notices are filed.

Fiscal Impact

The FY 2008/09 budget allotted \$589,000 for the overlay of City streets. These are the project costs:

Construction Costs	\$545,124.08
Inspection/Administration	\$37,000.00
<u>Total</u>	<u>\$582,124.08</u>

The project budget is therefore sufficient to cover the total construction cost of \$582,124.08 shown above.

Staff report prepared by:
Floriza Rivera
Public Works Department

TO: JOSEPH HOEFGEN, CITY MANAGER

FROM: JUDY SMITH, ASSISTANT CITY MANAGER

SUBJECT: ESTABLISHING PROVISIONS GOVERNING CANDIDATE STATEMENTS FOR THE MARCH 3, 2009 GENERAL MUNICIPAL ELECTION AND ESTABLISHING A DEPOSIT FEE FOR THE ESTIMATED COSTS ASSOCIATED WITH THE PRINTING OF CANDIDATE STATEMENTS

The Issue

Shall the City Council confirm Resolution R96-47 or alternately, direct staff to prepare a Resolution for purposes of governing the provisions for candidate statements for the 2009 General Municipal Election and establish a deposit fee for the estimated costs associated with printing the statements?

Background and Analysis

1. Section 13307 of the Election Code of the State of California provides that each candidate for local elective office may prepare a candidate's statement on a form provided by the City Clerk.
2. Candidate statements are optional, but must be filed at the same time nomination papers are filed with the City Clerk. The candidate statement is printed in the sample ballot mailed to all registered voters.
3. The City Clerk may estimate the cost of printing the candidate statement and establish a required deposit to be paid at the time nomination papers are filed.

If a candidate files a candidate statement, that statement is printed in English in the sample ballot that is mailed to all voters. In accordance with state law, a candidate may request that the statement be translated and printed in Spanish. In addition, as a result of the Federal Voting Rights Act of 1992 and due to the composition of the resident population, candidate statements are required to be translated and printed in Chinese. We have fulfilled this requirement by providing a statement on the sample ballot that a Chinese translation is available and will be mailed upon request to those who contact City Hall.

Since the implementation of foreign language translation requirements, the City Council determined that candidates should not bear the cost of the federally mandated Chinese translation and printing. During the 2007 election, the cost for the candidate information in the Chinese sample ballot (which was photocopied and distributed upon request) totaled ~\$3,000. The City's

position in the past, and as contained in Resolution R96-47, is to require candidates to pay for the Spanish translation (~\$200), since this is performed at the candidate's option, but not for the cost of the printing. No candidate during the tenure of the current City Clerk has requested a Spanish translation.

The deposit in 2007 for printing of the candidate statement in English was set at \$275 staff is recommending the same deposit for 2009. If the cost exceeds this amount, the City Clerk may bill the candidates a pro-rata share. If the cost is less, a refund can be issued.

Fiscal Impact

The City has budgeted a total of \$30,000 for the 2009 election services, which assumes the city would bear the cost of the Chinese translation and all foreign language printing. A revenue offset for candidate statement fees in the amount of \$1,000 is included in the FY 08-09 budget.

Alternatives Available to the City Council

1. Revise the City's policy with respect to foreign translations and printing as required by the federal voting rights act and require candidates to bear these costs and direct staff to prepare a new resolution and deposit fee.
2. Do not change the City's past election policy with respect to the cost for foreign language translations and printing and reconfirm Resolution R96-47 as governing provisions for candidate statements and costs. If this option is selected, the deposit fee for candidate statements should be set at \$275, which would cover the anticipated cost of printing the candidate statements in English in the sample ballot. If a candidate wishes their statement translated and printed in Spanish, the City Clerk will bill the candidate directly based on actual cost for the Spanish translation.

Recommendation

It is recommended that the City Council confirm Resolution R96-47 as the governing provisions for the Candidate Statements and establish the candidate statement deposit fee in the amount of \$275 for the March 3, 2009 General Municipal Election.

TO: JOSEPH HOEFGEN, CITY MANAGER
FROM: ALLAN RIGG, PLANNING DIRECTOR
DATE: OCTOBER 28, 2008
SUBJECT: PLANNING COMMISSION ACTIONS OF OCTOBER 21, 2008

The items attached were acted upon by the Planning Commission on October 21, 2008.

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: JUDY SMITH, ASSISTANT CITY MANAGER

SUBJECT: RESOLUTION R08-30 CALLING FOR THE ELECTION OF CERTAIN CITY OFFICERS AND RESOLUTION R08-31; REQUESTING THE COUNTY REGISTRAR PROVIDE CERTAIN SERVICES RELATING TO THE CITY'S GENERAL MUNICIPAL ELECTION - MARCH 3, 2009

The Issue

Shall the City Council adopt Resolutions R08-30 and R08-31 relating to the City's General Municipal Election to be held on March 3, 2009?

Background and Analysis

The City's General Municipal Election will be held on Tuesday, March 3, 2009. In order to comply with the Elections Calendar, the process must begin with the adoption of certain resolutions as follows:

1. Resolution R08-30 calling for the election of two members of the City Council and the City Treasurer.
2. Resolution R08-31 requesting the Los Angeles County Board of Supervisors to have the County Registrar/Recorder provide certain election services.

The Elections Code governs the dates of the election calendar. The period Monday, November 10, 2008 through Friday, December 5, 2008 at 5:00 PM is established as the dates for filing of nomination papers with the City Clerk. If an incumbent fails to file by the December 5th deadline, the filing period for that office will be extended five days to 5:00 PM on Wednesday, December 10th.

Nomination papers may be taken out and returned during normal city business hours, 8:00 AM to 5:00 PM, Monday through Friday. During the filing period, City Hall will be closed Tuesday November 11 in observance of Veteran's Day; Thursday, November 27th, and Friday November 28th in observance of Thanksgiving.

The Los Angeles County Registrar/Recorder provides data processing, voter registration information, consolidation of precincts, verification of signatures and miscellaneous voter services to the City and our elections consultants, Martin & Chapman. The City must adopt a resolution requesting that the County provide these services. Costs for the County services

during the 2007 municipal election, excluding reimbursement of costs from the City of Los Angeles for consolidation, totaled \$1,009.

Fiscal Impact

The City has budgeted \$30,000 for services related to conducting the 2009 General Municipal Election, which includes the services of Martin & Chapman, printing and mailing of a sample ballot to all registered voters, processing of absentee ballots, County services and Election Day services. This budget assumes cost sharing with the City of Los Angeles for conducting their consolidated election for the Community College District Board of Trustees.

The costs associated with the 2007 Municipal Election totaled \$42,260, excluding reimbursement of costs from the City of Los Angeles for conducting the consolidated election. The net cost to the City, after reimbursement, totaled \$24,215 (\$2.17/registered voter).

Recommendation

It is recommended that the City Council adopt:

1. Resolution R08-30 calling for the election of City officers, and
2. Resolution R08-31 requesting the Los Angeles County Board of Supervisors to have the County Registrar/Recorder provide certain election services.

TO: JOSEPH HOEFGEN, CITY MANAGER

FROM: JUDY SMITH, ASSISTANT CITY MANAGER

SUBJECT: CONSIDERATION OF A REQUEST BY THE CITY OF LOS ANGELES TO CONSOLIDATE THE PRIMARY NOMINATING AND SPECIAL ELECTIONS FOR MEMBERS OF THE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES, WITH THE GENERAL MUNICIPAL ELECTION OF THE CITY OF PALOS VERDES ESTATES TO BE HELD MARCH 3, 2009 AND ADOPTION OF RESOLUTION R08-32

The Issue

Shall the City Council agree to a request to consolidate the Primary Nominating and Special Elections of the City of Los Angeles with the City of Palos Verdes Estates' General Municipal Election to be held on March 3, 2009 and adopt Resolution R08-32?

Background and Analysis

Due to a charter amendment, the City of Los Angeles primary election falls on the same day as other municipal elections in Los Angeles County. The City of Los Angeles also conducts elections on behalf of the Los Angeles Unified School District and the Los Angeles Community College District.

Since 2003, the City of Palos Verdes Estates has agreed to a request from the City of Los Angeles to consolidate the LA Community College District Board election with our municipal election. The Community College District encompasses 100% of the jurisdictional boundaries of Palos Verdes Estates and thus, the City of Los Angeles has again requested that their election, which involves a nomination election for three members of the Community College District Board of Trustees (Districts 2, 4 & 6) and a special election to fill an unexpired term for District 7, be consolidated with the City's March 3, 2009 election. A copy of the resolutions from the City of Los Angeles requesting the consolidation is attached.

The City has not experienced any difficulties in conducting a consolidated election and the City has reaped significant benefit in that we are able to share costs for conducting the election with the City of Los Angeles. A consolidated election, in which all candidate names appear on the same ballot, is also less confusing to voter who otherwise would cast two separate ballots at their

same polling location. In 2007, there were ten candidates for four seats on Community College District Board.

City of Los Angeles election regulations do not permit candidate statements for the Community College District Board. The only information that will appear in the City's Sample Ballot, which is election information mailed to all voters, is the listing of the candidates' names by district for the Community College election. Thus, it is not likely that Palos Verdes Estates offices would be "lost" or diminished by information related to the Community College District election.

In the event the City cancels its election due to non-contested seats, meaning the number of filed candidates equals the number of available offices, the City will notify the City of Los Angeles, which will then conduct their election within Palos Verdes Estates for the Community College District Board.

Alternatives Available to the City Council

1. Consent to consolidation with the City of Los Angeles for purposes of conducting a consolidated election and adopt R08-32.
2. Decline to agree to the request to consolidate. Under this scenario, the City of Los Angeles will run a concurrent election using the same polling locations as the City's election, but with shared poll workers, separate ballots and separate absentee ballot process for all voters within the City of Palos Verdes Estates.

Budget Impact

If the City Council agrees to consolidation, the City of Palos Verdes Estates will be able to charge the City of Los Angeles for related election costs. The City has budgeted \$30,000 to cover the cost of this election, which assume consolidation with Los Angeles and cost sharing for the election. As a result of the consolidation in 2007, the City received a reimbursement of more than \$18,000 from the City of Los Angeles and a net election cost of approximately \$24,000 to Palos Verdes Estates.

Recommendation

It is recommended that the City Council accept the request to consolidate the City of Los Angeles Primary Nominating and Special Elections for the Los Angeles Community College District Board of Trustees with the City of Palos Verdes Estates General Municipal Election of March 3, 2009 and adopt Resolution R08-32.

