The City Council, with certain statutory exceptions, can only take action upon properly posted and listed agenda items.

Unless otherwise noted in the Agenda, the Public can only comment on City-related business that is within the jurisdiction of the City Council and/or items listed on the Agenda during the Public Communications portion of the Meeting. The time limit for comments is five (5) minutes per person.

Before speaking to the City Council, please come to the podium and state: Your name and residence and the organization you represent, if desired. Please respect the time limits.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact City Clerk, 310-524-2305. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

SPECIAL MEETING OF THE EL SEGUNDO CITY COUNCIL
WEDNESDAY, MAY 4, 2016, 8:00 A.M.

CALL TO ORDER

ROLL CALL

PUBLIC COMMUNICATION – (Related to City Business Only – 5 minute limit per person, 30 minute limit total) Individuals who have received value of $50 or more to communicate to the City Council on behalf of another, and employees speaking on behalf of their employer, must so identify themselves prior to addressing the City Council. Failure to do so shall be a misdemeanor and punishable by a fine of $250.

SPECIAL ORDER OF BUSINESS:

1. Consideration and possible action to review, discuss and provide direction to staff on the current construction delay for the Richmond Street Rehabilitation Project due to the electrical portion of the work.
   (Fiscal Impact: To be Determined)
   Recommendation – 1) Review, discuss and provide direction to staff on the current construction delay for the Richmond Street Rehabilitation Project due to the electrical portion of the work; 2) Alternatively, discuss and take other possible action related to this item.
CLOSED SESSION:

The City Council may move into a closed session pursuant to applicable law, including the Brown Act (Government Code Section §54960, et seq.) for the purposes of conferring with the City’s Real Property Negotiator; and/or conferring with the City Attorney on potential and/or existing litigation; and/or discussing matters covered under Government Code Section §54957 (Personnel); and/or conferring with the City’s Labor Negotiators; as follows:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov’t Code §54956.9(d)(1): -1- matter

1. City of El Segundo vs. City of Los Angeles, et.al. LASC Case No. BS094279

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION


DISCUSSION OF PERSONNEL MATTERS (Gov’t Code §54957): -0- matter

APPOINTMENT OF PUBLIC EMPLOYEE (Gov’t. Code § 54957): -0- matter

PUBLIC EMPLOYMENT (Gov’t Code § 54957) -0- matter

CONFERENCE WITH CITY’S LABOR NEGOTIATOR (Gov’t Code §54957.6): -6- matters

1. Employee Organizations: Police Management Association; Police Officers Association; Police Support Services Employees Association; Supervisory and Professional Employees Association; City Employees Association; Executive Management Group (Unrepresented Group).

   Agency Designated Representative: Steve Filarisky and City Manager

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov’t Code §54956.8): -0- matters

ADJOURNMENT
POSTED:

DATE: 5.2.16

TIME: 6:55 pm

NAME: [Handwritten Signature]

Grace Weaver
AGENDA DESCRIPTION:
Consideration and possible action to review, discuss and provide direction to staff on the current construction delay for the Richmond Street Rehabilitation Project due to the electrical portion of the work. (Fiscal Impact: $To be Determined)

RECOMMENDED COUNCIL ACTION:
1. Review, discuss and provide direction to staff on the current construction delay for the Richmond Street Rehabilitation Project due to the electrical portion of the work.
2. Alternatively, discuss and take other possible action related to this item.

ATTACHED SUPPORTING DOCUMENTS:
None

FISCAL IMPACT: Potential
Amount Budgeted: $0
Additional Appropriation: No
Account Number(s): N/A

ORIGINATED BY: Stephanie Katsouleas, Public Works Director
REVIEWED BY: David H. King, Assistant City Attorney
APPROVED BY: Greg Carpenter, City Manager

BACKGROUND AND DISCUSSION:
Construction on the Richmond Street Rehabilitation Project commenced on Monday, April 25, 2016. Within hours of that start date, the City was notified by its prime contractor, Sully Miller, of a dispute between itself and the electrical subcontractor listed in the original bid package. Although the prime contractor was able to proceed with the tree removal and saw cutting activities last week, the City ordered the contractor to forego demolition of the sidewalks until the dispute could be resolved, citing concerns about the negative impact to businesses should the sidewalks not be replaced expeditiously due to delays in resolving the underground electrical work. As of last Thursday, no additional work has occurred on the project, and none will commence until this issue is resolved.

Over the past week, the prime contractor has been actively working with the subcontractor on a resolution and has given them a deadline of this Thursday to resolve this issue. Should their dispute not be resolved, the Public Contract Code (PCC) § 4107 outlines procedures by which a subcontractor may be replaced. Staff has identified two possible scenarios which would allow work to resume next Monday, May 9th without incurring any additional delays due to electrical conduit work:

1. If the dispute is not resolved, conduit would be eliminated from the project for one-half of the west side of the 100 block of Richmond Street (approximately 325 linear feet); it is
also worth noting that the PCC procedure would require additional City Council direction; or
2. If the dispute is resolved, the project resumes as designed with no elimination of conduit.

If the dispute is not resolved, and should City Council wish for all of the conduit to remain in the project, the construction delay will continue until the procedures outlined in the PCC have been executed.

Overall, the most significant impact is the potential loss of conduit for approximately 325 feet on the west side of Richmond Street (½ of the block on one side of the street). The other conduit segments will not be affected because the subcontractor issue will be fully resolved before construction staging reaches the next segment requiring electrical conduit. Therefore, staff recommends that City Council approve removal of up to 325 linear feet from the project to minimize any further delays related to this issue.