AGENDA
EL SEGUNDO CITY COUNCIL
COUNCIL CHAMBERS - 350 Main Street

The City Council, with certain statutory exceptions, can only take action upon properly posted and listed agenda items. Any writings or documents given to a majority of the City Council regarding any matter on this agenda that the City received after issuing the agenda packet are available for public inspection in the City Clerk’s office during normal business hours. Such Documents may also be posted on the City’s website at www.elsegundo.org and additional copies will be available at the City Council meeting.

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 portions of the Meeting. Additionally, the Public can comment on any Public Hearing item on the Agenda during the Public Hearing portion of such item. 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.

Members of the Public may place items on the Agenda by submitting a Written Request to the City Clerk or City Manager’s Office at least six days prior to the City Council Meeting (by 2:00 p.m. the prior Tuesday). The request must include a brief general description of the business to be transacted or discussed at the meeting. Playing of video tapes or use of visual aids may be permitted during meetings if they are submitted to the City Clerk two (2) working days prior to the meeting and they do not exceed five (5) minutes in length.

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

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, JUNE 21, 2016 – 5:00 PM

5:00 P.M. SESSION

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:
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

Significant exposure to litigation pursuant to Government Code §54956.9(d)(2): - 0 - matter.


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): -8- matters

1. Employee Organizations: Employee Organizations: Police Management Association; Police Officers Association; Police Support Services Employees Association; Fire Fighters Association; Supervisory and Professional Employees Association; Employees Association; Executive Management (unrepresented employees); Management/Confidential (unrepresented employees)

Agency Designated Representative: Steve Filarsky and City Manager
CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov't Code §54956.8): -0-matters
AGENDA
EL SEGUNDO CITY COUNCIL
COUNCIL CHAMBERS - 350 Main Street

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REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, JUNE 21, 2016 - 7:00 P.M.

7:00 P.M. SESSION

CALL TO ORDER

INVOCATION – Pastor Eric Jay, St. John’s Lutheran Church

PLEDGE OF ALLEGIANCE – Council Member Pirsztuk
PRESENTATIONS

a) Proclamation – Boeing Centennial

b) Presentation – to Colonel Donna Turner, Los Angeles Air Force Base

c) Proclamation – National Park and Recreation Month

ROLL CALL

PUBLIC COMMUNICATIONS – (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. While all comments are welcome, the Brown Act does not allow Council to take action on any item not on the agenda. The Council will respond to comments after Public Communications is closed.

CITY COUNCIL COMMENTS – (Related to Public Communications)

A. PROCEDURAL MOTIONS

Consideration of a motion to read all ordinances and resolutions on the Agenda by title only.
Recommendation – Approval.

B. SPECIAL ORDERS OF BUSINESS (PUBLIC HEARING)

C. UNFINISHED BUSINESS

D. REPORTS OF COMMITTEES, COMMISSIONS AND BOARDS
CONSENT AGENDA

All items listed are to be adopted by one motion without discussion and passed unanimously. If a call for discussion of an item is made, the item(s) will be considered individually under the next heading of business.

1. Warrant Numbers 3011412 through 3011677 on Register No. 17 in the total amount of $1,205,923.23 and Wire Transfers from 05/23/16 through 06/12/16 in the total amount of $3,632,598.03.

   Recommendation – Approve Warrant Demand Register and authorize staff to release. Ratify Payroll and Employee Benefit checks; checks released early due to contracts or agreement; emergency disbursements and/or adjustments; and wire transfers.

2. Regular City Council Meeting Minutes of June 7, 2016.

   Recommendation – Approval.

3. Consideration and possible action regarding approval of 1) an agreement to exchange Federal Surface Transportation Program (STP-L) funds with Los Angeles County Metropolitan Transportation Authority (LACMTA) local funds and 2) an agreement to exchange repurposed a federal earmark with LACTMA local funds.

   (Fiscal Impact: $1,080,755.44 receipt of grant funding)

   Recommendation – 1) Authorize the City Manager to sign two agreements, each in a form approved by the City Attorney, between El Segundo and the Metropolitan Transportation Authority, for the exchange of federal funds for LACMTA local funds; 2) Alternatively, discuss and take other possible action related to this item.

4. Consideration and possible action regarding the acceptance of $47,674.00 in grant funding from the Department of Alcoholic Beverage Control (ABC). These funds will be utilized to conduct enforcement and educational operations between July 1, 2016 and June 30, 2017.

   (Fiscal Impact: $0.00)

   Recommendation – 1) Authorize the acceptance of $47,674.00 in grant funds; 2) Alternatively, discuss and take other possible action related to this item.
5. Consideration and possible action to approve Final Vesting Map No. 73408, a two (2) lot residential subdivision located at 1435 East Maple Avenue and 1424 East Sycamore Avenue. 
(Fiscal Impact: N/A)
Recommendation – 1) Adopt the proposed resolution, approving a Final Vesting Map No. 73408, and authorizing the Director of Planning and Building Safety to sign and record said Map; and/or 2) Alternatively, discuss and take other possible action related to this item.

6. Consideration and possible action regarding an application for a special peddling permit to sell frozen pudding from a pushcart (Applicant: Jason Kessler, Little Spoon Pudding LLC). 
(Fiscal Impact: )
Recommendation – 1) Approve the special permit as conditioned; and/or 2) Alternatively, take such additional, related action that may be desirable.

7. Consideration and possible action to award a standard Public Works Contract to Sialic Contracting Corporation (d.b.a Shawnan) for Pavement Resurfacing of East Imperial Highway in the City of El Segundo between Sepulveda Boulevard and Aviation Boulevard, Project No. PW 16-10 
(Fiscal Impact: $1,000,000.00)
Recommendation – 1) Authorize the City Manager to execute a standard Public Works Contract in a form as approved by the City Attorney with Sialic Contracting Corporation (d.b.a., Shawnan in the amount of $842,545.00; 2) Authorize a contingency of $157,455.00 for inspection services (to be determined based on schedule) and unforeseen conditions and/or 3) Alternatively, discuss and take other action related to this item.

8. Consideration and possible action to reject all bids for construction of the Police Department and Fire Department Roof Replacement Projects. Project No. PW 15-18. (Fiscal Impact: $450,000.00)
Recommendation – 1) Reject all bids for construction of the Police Department and Fire Department Roof Replacements; and/or 2) Alternatively, discuss and take other possible action related to this item.
9. Consideration and possible action to authorize the City Manager to a) transfer $112,378 of funds budgeted for Fiscal Year FY 2015/16 for employee salaries and benefits to professional/technical service charges; and b) increase contract amounts with the following consultants: Tina Gall, J Lee Engineering, JAS Pacific, Inc., and Hayer Consultants, Inc. by the same amount (Fiscal Impact: $0)

Recommendation – 1) Authorize the City Manager to transfer $112,378 of funds budgeted in Fiscal Year 2015/16 for the “employee salaries and benefits” budget category to the “professional/technical service charges” budget category; 2) Authorize the City Manager to amend the existing agreements with the following consultants: Tina Gall, J Lee Engineering Inc., JAS Pacific, Inc., and Hayer Consultants, Inc., to increase the respective contract amounts by a combined total amount not to exceed $112,378; and/or 3) Alternatively, discuss and take other action related to this item.

10. Consideration and possible action regarding approval of an amendment to the MuniTemps agreement number 4802 for temporary staffing in Finance Department / Accountant. (Fiscal Impact $24,000.00)

Recommendation – 1) Authorize City Manager to execute an agreement amendment, in a form approved by the City Attorney, with MuniTemps, for additional temporary staffing. 2) Alternatively, discuss and take other possible action related to this item.

E. NEW BUSINESS

11. Consideration and possible action regarding a recent request by Pacific Corporate Towers, LLC to install building identification signage at 100 North Sepulveda Boulevard; and direction to staff to prepare other necessary amendments to the El Segundo Municipal Code. Applicant: Pacific Corporate Towers, LLC. (Fiscal Impact: N/A)

Recommendation – 1) Approve Pacific Corporate Towers, LLC’s request to install building identification signage; 2) Direct staff to prepare necessary amendments to the El Segundo Municipal Code regarding signage; and 3) Alternatively, discuss and take other possible action related to this item.
12. Consideration and possible action to amend License Agreement #4698 and reduce the reservation fee for FY 16/17 from $3,000 to $1,500 for The El Segundo Nursery School Group to operate a non-profit pre-school at the Clubhouse Building.
(Fiscal Impact: Reduction of reservation revenues of $1,500.00 in Fiscal Year 2016/17)
Recommendation - 1) Approve or deny the request from The El Segundo Nursery School Group to reduce reservation fees as requested; 2) Alternatively discuss and take other action related to this item.

13. Consideration and possible action regarding policy options for the Park Vista Senior Housing Facility, located at 615 E. Holly Ave., regarding the loan repayment agreement between the City of El Segundo and the El Segundo Senior Citizen Housing Corporation ("Corporation") and continued funding of the Voters' Trust Account.
(Fiscal Impact: range of $882,544.00)
Recommendation - 1) City Council discuss the various policy options regarding the loan repayment agreement between the City of El Segundo and the Housing Corporation, discuss whether to continue funding the Voters' Trust Account, and provide staff direction on the recommended policy direction.; and/or 2) Alternatively discuss and take other action related to this item.

14. Consideration and possible action to accept as complete the Park Vista Senior Housing Facility Emergency Deck Repair Project and allocate funding from Park Vista reserves to cover design services and construction costs. Project No. PW14-17
(Fiscal Impact: $78,345.59)
Recommendation – 1) Accept the Park Vista Senior Housing Facility emergency deck repair as complete; 2) Authorize the City Clerk to file a Notice of Completion in the County Recorder's Office; 3) Authorize a transfer of $78,345.59 from the Park Vista Senior Housing Fund to the Building Maintenance Fund to cover design services and construction costs and/or 4) Alternatively, discuss and take other possible action related to this item.

G. REPORTS – CITY MANAGER

H. REPORTS – CITY ATTORNEY

I. REPORTS – CITY CLERK

J. REPORTS – CITY TREASURER
K. REPORTS – CITY COUNCIL MEMBERS

Mayor Pro Tem Boyles and Council Member Pirsztuk –

15. Consideration and possible action to expand the Technology Subcommittee to include local industry representatives and residents as an advisory board to review and provide recommendations specific to the City’s technology systems.
(Fiscal Impact: $0).
Recommendation – 1) Direct staff to develop a recommendation for expanding the Technology Subcommittee to become an advisory body consisting of industry representatives and residents with the expertise to advise the City on its technology systems; and/or 2) Alternatively, discuss and take other action related to this item.

Council Member Brann –

Council Member Pirsztuk –

Council Member Dugan –

Mayor Pro Tem Boyles –

16. Consideration and possible action to direct staff to develop a proposal to form an Arts and Culture Advisory Committee for City Council review.
Recommendation – 1) Direct staff to develop a proposal to form an Arts and Culture Advisory Committee for City Council review; and/or, 2) Alternatively, discuss and take other action related to this item.

Mayor Fuentes –

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MEMORIALS –

CLOSED SESSION

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REPORT OF ACTION TAKEN IN CLOSED SESSION (if required)

ADJOURNMENT

POSTED:

DATE: 06.15.16
TIME: 02:05 PM
NAME: [Signature]

11
Proclamation

City of El Segundo, California

WHEREAS, The Boeing Company is a leading corporate citizen and valued partner of our region, having been part of California’s rich aerospace legacy for more than 90 years contributing to the prosperity of the region by employing nearly 15,000 residents and spending $6.8B with more than 2,800 California suppliers; and

WHEREAS, Boeing is a driver of innovation in this state developing, building, and supporting products and systems to advance the frontiers of aerospace and commercial aviation, including the world’s largest satellite design and manufacturing factory in El Segundo; a Huntington Beach design, research and support center with a diverse range of advanced technology programs from affordable space access to network-enabling communications systems; and a broad range of commercial aircraft engineering disciplines providing design, analysis and certification support for all airplane models; and

WHEREAS, Boeing products play a major role in our daily lives by transporting people and goods across our country and around the globe; and

WHEREAS, Boeing is a critical part of America’s defense and space industrial base, building and support the weapons and equipment that our troops use every day to protect the U.S. homeland and deter aggression; and

WHEREAS, Boeing and its employees are active and committed members of the communities in which they live and work in California, contributing both dollars and time in many ways, including Global Corporate Citizenship and Employees Community Fund grants and Business Sponsorships of nearly $17 million annually, with more than 40,000 volunteer hours and Boeing employee and executive service on more than 25 non-profit organization boards across the state; and

WHEREAS, Boeing celebrates the 100th anniversary of its founding on July 15, 2016.

NOW, THEREFORE, the Mayor and Members of the City Council of the City of El Segundo, California, hereby commends Boeing for its contributions to the City of El Segundo and the U.S. aerospace industry and wishes the company success in the next 100 years and beyond; and that the City of El Segundo shall provide a copy of the proclamation to Boeing for display in their 100th Anniversary celebration activities.

Mayor Suzanne Fuentes

Mayor Pro Tem Drew Boyles

Council Member Michael Dugan

Council Member Carol Pirsztuk

Council Member Don Brann
WHEREAS, July 2016 is National Park and Recreation Month, a time set aside annually to recognize the importance of park and recreation facilities and expressing support for the designation of the month of July as National Park and Recreation Month; and

WHEREAS, Public parks and recreation systems are dedicated to enhancing the quality of life for residents in communities around the country through recreation programming, leisure activities, and conservation efforts; and

WHEREAS, Parks, recreation activities, and leisure experiences provide opportunities for young people to live, grow, and develop into contributing members of society; create lifelines and continuous life experience for older members of the community; generate opportunities for people to come together and experience a sense of community; and pay dividends to communities by attracting businesses, jobs, and increasing housing value; and

WHEREAS, Parks and recreation services play a vital role in creating active and healthy communities, and the majority of older adults who visit parks report moderate or high levels of physical activity during their visit and 50 percent of older adults who participated in light to moderate aerobic park activity report being in a better mood after visiting parks; and

WHEREAS, Parks and recreation facilities foster a variety of activities that contribute to a healthier United States, such as introducing those with physical disabilities to physical activity, mobilizing urban communities to use chronic disease prevention practices, connecting children with nature, and combating obesity in youth; and

WHEREAS, Public parks and recreation facilities create enormous economic value through increased partnership, which improves the job base and the economic viability of the local economy, including business relocation and expansion in the community and increased tourism.

NOW, THEREFORE, on this 21st day of June, 2016, the Mayor and Members of the City Council of the City of El Segundo, California, do hereby proclaim the month of July, 2016, National Park and Recreation Month.

Mayor Suzanne Fuentes
Mayor Pro Tem Drew Boyles
Council Member Michael Dugan
Council Member Carol Pirsztuk
Council Member Don Brann
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**TOTAL WARRANTS** $1,205,923.23

**STATE OF CALIFORNIA**
**COUNTY OF LOS ANGELES**

Information on actual expenditures is available in the Director of Finance’s office in the City of El Segundo.

I certify as to the accuracy of the demands and the availability of fund for payment thereof.

For Approval: Regular checks held for City council authorization to release.

**CODES:**

R = Computer generated checks for all non-emergency/urgency payments for materials, supplies and services in support of City Operations.

A = Payroll and Employee Benefit checks.

B - F = Computer generated Early Release disbursements and/or adjustments approved by the City Manager. Such as: payments for utility services, petty cash and employee travel expense reimbursements, various refunds, contract employee services consistent with current contractual agreements, instances where prompt payment discounts can be obtained or late payment penalties can be avoided or when a situation arises that the City Manager approves.

H = Handwritten Early Release disbursements and/or adjustments approved by the City Manager.

**FINANCE DIRECTOR**

**CITY MANAGER**

**DATE:** 6-13-16

**DATE:** 6-13-16

**VOID CHECKS DUE TO ALIGNMENT:**

N/A

**VOID CHECKS DUE TO INCORRECT CHECK DATE:**

N/A

**VOID CHECKS DUE TO COMPUTER SOFTWARE ERROR:**

N/A

**NOTES**

Handwritten Early Release disbursements and/or adjustments approved by the City Manager.
## CITY OF EL SEGUNDO
### PAYMENTS BY WIRE TRANSFER
#### 5/23/16 THROUGH 6/12/16

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<td>EFT Retirement Misc</td>
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<td>25,490.78</td>
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<tr>
<td>6/10/2016</td>
<td>West Basin</td>
<td>H2O payment</td>
<td>1,649,242.19</td>
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<tr>
<td>6/10/2016</td>
<td>Health Comp</td>
<td>Weekly claims</td>
<td>1,458.92</td>
</tr>
<tr>
<td>5/26/2016</td>
<td>Lane Donovan Golf Pk</td>
<td>Payroll Transfer</td>
<td>24,384.61</td>
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<tr>
<td>6/9/2016</td>
<td>Lane Donovan Golf Pk</td>
<td>Payroll Transfer</td>
<td>20,855.74</td>
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<tr>
<td>5/16/16-5/22/16</td>
<td>Workers Comp Activity</td>
<td>SCRMA checks issued</td>
<td>20,484.81</td>
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<tr>
<td>5/23/16-5/29/16</td>
<td>Workers Comp Activity</td>
<td>SCRMA checks issued</td>
<td>10,759.57</td>
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<tr>
<td>5/30/16-6/5/16</td>
<td>Workers Comp Activity</td>
<td>SCRMA checks issued</td>
<td>8,333.09</td>
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<tr>
<td>5/16/16-5/22/16</td>
<td>Liability Trust - Claims</td>
<td>Claim checks issued</td>
<td>0.00</td>
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<tr>
<td>5/30/16-6/5/16</td>
<td>Liability Trust - Claims</td>
<td>Claim checks issued</td>
<td>(5,578.74)</td>
</tr>
</tbody>
</table>

**DATE OF RATIFICATION: 6/9/16**
**TOTAL PAYMENTS BY WIRE:**

3,632,598.03

Certified as to the accuracy of the wire transfers by:

Deputy City Treasurer II

Director of Finance

City Manager

Information on actual expenditures is available in the City Treasurer's Office of the City of El Segundo.
REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, JUNE 7, 2016 – 5:00 PM

5:00 P.M. SESSION

CALL TO ORDER – Mayor Fuentes at 5:04 PM

ROLL CALL

Mayor Fuentes - Present
Mayor Pro Tem Boyles - Present
Council Member Dugan - Present
Council Member Brann - Present
Council Member Parsztuk - Present

PUBLIC COMMUNICATION – (Related to City Business Only – 5 minute limit per person, 30 minute limit total) None

Mayor Fuentes announced that Council would be meeting in closed session pursuant of the items listed on the agenda.

SPECIAL ORDER OF BUSINESS:

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

Significant exposure to litigation pursuant to Government Code §54956.9(d)(2): -2- matter.

Mark Hensley, City Attorney, announced the Olivia Ortiz case will be discussed during Closed Session.

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): -8- matters

1. Employee Organizations: Employee Organizations: Police Management Association; Police Officers Association; Police Support Services Employees Association; Fire Fighters Association; Supervisory and Professional Employees Association; Employees Association; Executive Management (unrepresented employees); Management/Confidential (unrepresented employees)

   Agency Designated Representative: Steve Filarsky and City Manager

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

Adjourned at 6:50 PM
REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL  
TUESDAY, JUNE 7, 2016 - 7:00 P.M.

7:00 P.M. SESSION

CALL TO ORDER – Mayor Fuentes at 7:02 PM

INVOCATION – Pastor Wes Harding, The Bridge Church

PLEDGE OF ALLEGIANCE – Council Member Brann

PRESENTATIONS

a) Rod Spackman, Manager, Policy, Government and Public Affairs at Chevron, introduced Henry Kusch, the new General Manager at Chevron.

b) Presentation by Crista Binder, City Treasurer and Dino Marsocci, Deputy City Treasurer II on the City’s 3rd Quarter Investment Portfolio.

c) Presentation by Constance Turner, Government Affairs Representative and Paul Hennessy, District Manager of Southern California Edison on recent Electrical Outages within El Segundo and Planned System Improvements for the future.

d) Presentation by Julie Todd, El Segundo Public Library Senior Librarian, on the Annual Author Fair to be held on Sunday, June 12, 2016 and introduced the First Summer Reading program for Adults. Sign-ups for the adult reading program will be at the Author Fair.

ROLL CALL

Mayor Fuentes          - Present
Mayor Pro Tem Boyles  - Present
Council Member Dugan  - Present
Council Member Brann  - Present
Council Member Pirsztk - Present

PUBLIC COMMUNICATIONS – (Related to City Business Only – 5 minute limit per person, 30 minute limit total)
Dr. Antonio Mendez, resident, commented on the Treasury Portfolio presentation and the SCE presentation.

CITY COUNCIL COMMENTS – (Related to Public Communications)

Council answered questions raised during Public Communications.
A. PROCEDURAL MOTIONS

1. Consideration of a motion to read all ordinances and resolutions on the Agenda by title only.

MOTION by Council Member Brann, SECONDED by Council Member Dugan to read all ordinances and resolutions on the agenda by title only. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0.

B. SPECIAL ORDERS OF BUSINESS (PUBLIC HEARING)

C. UNFINISHED BUSINESS

D. REPORTS OF COMMITTEES, COMMISSIONS AND BOARDS

E. CONSENT AGENDA

All items listed are to be adopted by one motion without discussion and passed unanimously. If a call for discussion of an item is made, the item(s) will be considered individually under the next heading of business.

1. Approve Warrant Numbers 3011169 through 3011411 on Register No. 16 in the total amount of $497,051.17 and Wire Transfers from 05/09/16 through 05/22/16 in the total amount of $2,985,486.69. Authorize staff to release. Ratified Payroll and Employee Benefit checks; checks released early due to contracts or agreement; emergency disbursements and/or adjustments; and wire transfers.


3. Waive the bidding process, authorize the City Manager to sign and enter into Agreement No. 5141, in a form approved by the City Attorney, with The Regents of the University of California, on behalf of the UCLA Center for Pre-hospital Care and authorize a blanket purchase order to the Regents of the University of California to enable the Fire and Police Departments to continue to receive the services provided by UCLA, not to exceed $43,070.24 annually (Fiscal Impact: $43,070.24 annually; $129,210.72 over the three-year term of the contract).

4. Approve a thirty (30) day provisional appointment extension for the position of Information Systems Manager.
   (Fiscal Impact: $)

5. PULLED BY MAYOR FUENTES
6. Adopt Resolution No. 4898 appointing City Council Member, Mike Dugan, and Director of Finance, Joseph Lillio, or designee, to serve as board member and alternate board member on the Independent Cities Risk Management Association (ICRMA) governing board.
(Fiscal Impact: none)

7. Authorize the City Manager to execute a standard Public Works Contract No. 5143, in a form approved by the City Attorney, with Ocean Blue Environmental Services, Inc. in the amount of $34,520.00 for City-wide Catch Basin Screen Installation Project (Project No. PW16-12) and authorize additional contingency of $8,630.00 for unforeseen conditions
(Fiscal Impact: $43,150.00)

8. Approve and authorize payment of up to an additional amount of $341,617 for the preparation of an Environmental Impact Report (EIR) and peer review of a proposed specific plan and authorize the City Manager to execute Amendment No. 4924-3A to a Professional Services Agreement with Michael Baker International, in a form approved by the City Attorney, in an additional amount not to exceed $341,617, which will be added to the existing Professional Service Agreement amount of $31,290. Amendment No. 4924-2A the current Reimbursement Agreement
(Fiscal Impact: None: up to $341,617 Developer Reimbursed Trust Fund)

9. PULLED BY MAYOR PRO TEM BOYLES

MOTION by Council Member Brann, SECONDED by Mayor Pro Tem Boyles to approve Consent Agenda items 1, 2, 3, 4, 6, 7, and 8. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0.

PULLED ITEMS:

5. Consideration and possible action to authorize the City Manager to renew a five-year Parks License Agreement with Southern California Edison (SCE). The agreement is for the City to continue to maintain and operate SCE’s property as City parks along Washington Street between Walnut and Mariposa Avenues along Illinois Street between Mariposa and Holly Avenues.
(Fiscal Impact: FY 16/17 $1,785 or $9,477 for five years)

Council Discussion

MOTION by Mayor Fuentes, SECONDED by Council Member Brann Authorize the City Manager to renew a five-year Parks License Agreement No.5142, with Southern California Edison (SCE). The agreement is for the City to continue to maintain and operate SCE’s property as City parks along Washington Street between Walnut and Mariposa Avenues and along Illinois Street between Mariposa and Holly Avenues. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0.
9. Consideration and possible action regarding approval of the City entering into a Joint Exercise of Powers Agreement to establish the Interoperability Network of the South Bay (INSB).
   (Fiscal Impact: None)

Police Chief Tavera and Captain Evanski answered council questions pertaining to the item.

Council Discussion

MOTION by Mayor Pro Tem Boyles, SECONDED by Council Member Pirsztuk to approve the City entering into a Joint Exercise of Powers Agreement (JPA) No. 5144 to create the Interoperability Network of the South Bay (INSB) in a form approved by the City Attorney. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

F. NEW BUSINESS

G. REPORTS – CITY MANAGER – Introduced Julianna Demers, the new Finance Revenue Manager, thanked the fire crew that was sent to the Calabasas fire, thanked the South Bay Police and Fire Memorial Association for recognizing Sergeant Jones, Officer Atkinson and Officer Muir for their efforts in saving a woman pinned under a car at the 99 Cent Store. Mentioned water restrictions are relaxing and residents should check their water bills for the specifics.

H. REPORTS – CITY ATTORNEY – Stated the Richmond Street Rehabilitation contractor dispute with a subcontractor has been resolved. Currently reviewing a recent U.S. Supreme Court case dealing with Sign Ordinances having to do with how Cities can regulate signage. This item will be brought back to a future City Council meeting for further discussion. The City Attorney’s office is currently working on several projects for the Planning department.

I. REPORTS – CITY CLERK

10. Consideration and possible action regarding Council consensus to cancel the July 5, 2016 City Council Meeting.
   (Fiscal Impact: None)

Tracy Weaver, City Clerk, introduced the item.

Council Discussion

MOTION by Council Member Brann, SECONDED by Council Member Pirsztuk to cancel the July 5, 2016 City Council Meeting. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0.
J. REPORTS – CITY TREASURER – gave a report earlier in the meeting under Presentations.

K. REPORTS – CITY COUNCIL MEMBERS

Council Member Brann – Thanked Brian Simons from the Herald for a nice article on the life of a Council Member, thanked the Police Department cadets for distributing information on Everbridge and Nixel to the community, attended various community events and meetings and thanked the various City departments for tours of their offices and helping him get up to date on their projects and the departments in general.

Council Member Pirsztuk – Congratulated the officers on their recognition from the Police and Fire Memorial Association, judged the 8th grade Community projects at the ESMS, attended the NRG Beauty and the Beach Clean-Up, and congratulated both Arena and ESHS on this week’s graduation.

Council Member Dugan – Congratulated both NRG and Kiwanis on the Beach Clean-Up event. Also thanked Scot Nicol, Kiwanis President and Steve Odabashian from NRG for making it happen.

Mayor Pro Tem Boyles – Attended the Park Vista Senior Housing Board meeting as the Council rep and mentioned a need for new board members coming up when members term out, thanked the various departments for the tours and their time, meet with Steve Napolitano recently to discuss the bathroom plumbing situation at El Segundo Beach and will keep us updated on the progress, attended the School and City Affairs meeting, let everyone know the Summer ArtWalk event will kick off Thursday, June 16 and encouraged the community to attend. Mr. Boyles will also attend an event at the Space and Missile Center put together by Spence Bauer of EDAC.

Mayor Fuentes – Attended Elderfest, where Lou Kutil, retired El Segundo Police Officer was honored, thanked former Mayor Pro Tem Jacobson and the El Segundo Fire Department for a successful Super CPR Saturday event, attended the production of Cabaret, hosted Richmond Street 3rd graders at the City, attended the South Bay Medal of Honor event, which recognized our 3 officers who received distinguished service awards, attended the L.A. Economic Development Corporation held its Chairman series in El Segundo at Northrup Grumman and toured the F18 line, thanked the Rotary for the their annual awards event honoring City employees and will attend the Schreiber Wall dedication at the Los Angeles Air Force Base and will attend the Salute to SMC awards.

11. Consideration and possible action for council to direct staff to address concerns regarding overnight parking of oversized vehicles and trailers by researching effective regulation and gathering public input and report back with options for City Council consideration. (Fiscal Impact: $0)
Mayor Fuentes introduced the item.

Council Discussion

MOTION by Council Member Brann, SECONDED by Council Member Pirsztuk directing staff to develop options to limit or prohibit overnight parking of oversized vehicles and report back to City Council. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0.

PUBLIC COMMUNICATIONS – (Related to City Business Only – 5 minute limit per person, 30 minute limit total)
Dr. Antonio Mendez, resident, commented on the Park Vista item that was on the agenda for many months. Dr. Mendez questioned status on this item.


Adjourned at 8:32 PM to return to closed session on Wednesday, June 8, 2016 at 7:00 PM in the West Conference Room.

Adjournment at 9:20pm, Wednesday, June 8, 2016 in the West Conference Room

Tracy Weaver, City Clerk
AGENDA DESCRIPTION:

Consideration and possible action regarding approval of 1) an agreement to exchange Federal Surface Transportation Program (STP-L) funds with Los Angeles County Metropolitan Transportation Authority (LACMTA) local funds and 2) an agreement to exchange repurposed a federal earmark with LACTMA local funds. (Fiscal Impact: $1,080,755.44 receipt of grant funding)

RECOMMENDED COUNCIL ACTION:

1. Authorize the City Manager to sign two agreements, each in a form approved by the City Attorney, between El Segundo and the Metropolitan Transportation Authority, for the exchange of federal funds for LACMTA local funds.

2. Alternatively, discuss and take other possible action related to this item.

ATTACHED SUPPORTING DOCUMENTS:

Pavement Condition Index Map

FISCAL IMPACT: Potential

Amount Budgeted: $0
Additional Appropriation: N/A
Account Number(s):

ORIGINATED BY: Lifan Xu, Principal Civil Engineer
REVIEWED BY: Stephanie Katsoulea, Public Works Director
APPROVED BY: Greg Carpenter, City Manager

BACKGROUND AND DISCUSSION:

STP-L Funds
Each year, the City of El Segundo receives an allocation of Surface Transportation Program Local (STP-L) funds from the federal government for surface transportation projects. The allocation is provided to municipalities nationwide and is based on population. The City’s current unobligated balance is $100,104.78. That amount is projected to increase to $300,222.79 through FY2019-20 (four additional years of funding accumulation). However, these federal funds can only be used for qualifying transportation projects and must meet strict federal requirements, which are complex and burdensome to administer.

The Los Angeles County Metropolitan Transportation Authority (LACMTA) has offered to exchange El Segundo’s federal STP-L funds for much more flexible LACMTA funds, which do not have the same restrictive requirements. Because LACMTA charges a 2% fee for exchange of federal funds, $294,218.33 in local funds would be available upon execution of an agreement between LACMTA and the City for street restoration projects. El Segundo would have three years to expend the funds and would have much broader discretion in project selection without having to comply with complex federal requirements.
Please recall that the offer to exchange federal funds for local funds is cyclic. In 2013, the City exchanged $248,427 with LACMTA; those funds will be spent this summer (along with accumulated Proposition C funds) to resurface Imperial Hwy. Please also note that because El Segundo’s residential population is low, it typically takes several years to accumulate enough local return funds to complete a single major road resurfacing project.

**Disencumbered Federal Earmarked Funds**

On March 8, 2016, the Federal Highway Administration (FHWA) announced that FHWA will allow the repurposing of 10+ year old earmarked funds that were obligated at less than 10% of their original budgets or for closed out projects with remaining unspent dollars. El Segundo has $810,863.00 in remaining unspent funds for a closed out project. These funds were originally allocated to the Rosecrans/Aviation Street Widening Project, a multi-jurisdictional project that was ultimately over-funded. Upon request, these federal funds are available to El Segundo for a qualifying street project within the City. Like the federal STP-L fund exchange program described above, this earmark is also available for exchange with LACMTA local funds for a 3% administrative fee, making $786,537.11 available to El Segundo if exchanged.

Staff recommends that City Council approve the exchange $300,222.79 in federal STP-L funds for $294,218.33 in local LACMTA funds, and the exchange of $810,863.00 in disencumbered federal earmarked funds for $786,537.11 in local LACMTA funds. If approved, by exchanging both sources of federal funds into a single local fund, Public Works can plan for and move forward more expeditiously with our next highest priority street project - the restoration of the eastern portion of El Segundo Blvd. It is one of our most degraded major arterials segments remaining in need of significant restoration (see attached map). Work would be scheduled to commence in the summer of 2017, when commuter traffic is lightest.

The following table summarizes the City’s receipt of LACMTA exchange funds:

<table>
<thead>
<tr>
<th>Current and future (through FY2019/20) STP-L Funds</th>
<th>Total Funds Eligible for LACMTA Exchange Program</th>
<th>LACMTA Administration Cost</th>
<th>Balance to City for LACMTA Exchange Program</th>
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</thead>
<tbody>
<tr>
<td>Older Federal Earmarked Funds</td>
<td>$810,863.00</td>
<td>$24,325.89</td>
<td>$786,537.11</td>
</tr>
<tr>
<td>Total Receipt of Grant Funding by the City from the LACMTA Local Exchange program</td>
<td>$300,222.79</td>
<td>$6,004.46</td>
<td>$294,218.33</td>
</tr>
</tbody>
</table>

$1,080,755.44
Figure 9 – El Segundo Pavement Condition Index (PCI) Map
AGENDA DESCRIPTION:

Consideration and possible action regarding the acceptance of $47,674.00 in grant funding from the Department of Alcoholic Beverage Control (ABC). These funds will be utilized to conduct enforcement and educational operations between July 1, 2016 and June 30, 2017. (Fiscal Impact: $0.00)

RECOMMENDED COUNCIL ACTION:

1. Authorize the acceptance of $47,674.00 in grant funds.
2. Alternatively, discuss and take other action related to this item.

ATTACHED SUPPORTING DOCUMENTS:

1) Agreement between ABC and the City of El Segundo

FISCAL IMPACT: $

<table>
<thead>
<tr>
<th>Amount Budgeted</th>
<th>N/A</th>
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</thead>
<tbody>
<tr>
<td>Additional Appropriation</td>
<td>N/A</td>
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<tr>
<td>Account Number(s):</td>
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</table>

ORIGINATED BY: Dan Kim, Police Lieutenant

REVIEWED BY: Mitch Tavera, Chief of Police

APPROVED BY: Greg Carpenter, City Manager

BACKGROUND AND DISCUSSION:

Earlier this year, the Police Department applied for a grant from the Department of Alcoholic Beverage Control (ABC) for a multi-agency alcohol enforcement and education campaign.

The Police Department received notification in a letter from ABC, dated May 16, 2016, that we were awarded the grant in the amount of $47,674.00. The other agencies participating with us on activities are the Hermosa Beach and Manhattan Beach Police Departments.

The funds will be used to enhance current levels of enforcement and education in ABC licensed establishments within the three applicable Cities. Agencies will work together to address issues associated with alcohol consumption and sales that impact quality of life issues including the sale of alcohol to minors.

The City of El Segundo is the “host” agency for this grant and a designated individual from the police department will be the point of contact for ABC.

Staff recommends the City Council accept this ABC Grant to fund enhanced enforcement and educational operations within El Segundo, Hermosa Beach, and Manhattan Beach.
STATE OF CALIFORNIA
STANDARD AGREEMENT
STD 213 (Rev 06/03)

AGREEMENT NUMBER
16G-LA13
REGISTRATION NUMBER

1. This Agreement is entered into between the State Agency and the Contractor named below:

STATE AGENCY'S NAME
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

CONTRACTOR'S NAME
City of El Segundo through the El Segundo Police Department

2. The term of this Agreement is:
   July 1, 2016 through June 30, 2017

3. The maximum amount of this Agreement is:
   $47,674

4. The parties agree to comply with the terms and conditions of the following exhibits which are by this reference made a part of the Agreement.

   Exhibit A – Scope of Work
   4 page(s)

   Exhibit B – Budget Detail and Payment Provisions
   3 page(s)

   Exhibit C* – General Terms and Conditions
   Check mark one item below as Exhibit D:
   ⡫ Exhibit - D Special Terms and Conditions (Attached hereto as part of this agreement)
   ☐ Exhibit - D* Special Terms and Conditions
   1 page(s)

   Exhibit E – Additional Provisions
   page(s)

Items shown with an Asterisk (*) are hereby incorporated by reference and made part of this agreement as if attached hereto. These documents can be viewed at www.dgs.ca.gov/ols/Resources/StandardContractLanguage.aspx

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR

CONTRACTOR'S NAME (if other than an individual, state whether a corporation, partnership, etc.)
City of El Segundo through the El Segundo Police Department

BY (Authorized Signature)

DATE SIGNED (Do not type)

Mitch Tavera, Chief

ADDRESS
348 Main Street
El Segundo, CA 90245

STATE OF CALIFORNIA

AGENCY NAME
Department of Alcoholic Beverage Control

BY (Authorized Signature) DATE SIGNED (Do not type)

Randall Deems, Assistant Director, Administration

ADDRESS
3927 Lennane Drive, Suite 100, Sacramento CA 95834

California Department of General Services Use Only

☒ Exempt per: SCM 4.04. (A)(3)
SCOPE OF WORK

1.) Summary
   a.) Agency Description:
   The City of El Segundo is located 20 miles southwest of Los Angeles on the Southern end of
the Santa Monica Bay. The City of El Segundo was incorporated on January 17, 1917. The El
Segundo Police Department is led by Chief Mitch Tavera along with two captains, six
lieutenants and eight sergeants. The department is authorized 63 sworn officers and 36 civilian
employees. The Department is divided into two bureaus, Field Operations and Administration
Services, with each captain having responsibility for a bureau. The Field Operations Bureau
includes Patrol, Special Operations, Investigations, SWAT, K-9, Jail Operations, Property and
Evidence and the Field Training Program. The Administration Services Bureau includes
Support Services, Professional Standards and Communications. The Department provides
service to a resident population of over 16,654. The Department patrols 5.5 square miles of
mixed residential and industrial area, including 1.4 miles of beach front.

   The City of Manhattan Beach borders El Segundo to the south and Hermosa Beach to the
north. The Manhattan Beach Police Department was established in December of 1912. The
Manhattan Beach Police Department is led by Chief Eve Irvine with two captains, five
lieutenants and 11 sergeants. The department is authorized 65 sworn officers and 36 civilian
employees. The Department is divided into two bureaus, Field Operations Bureau and
Administration and Investigations Bureau, with each captain having responsibility for a bureau.
The Field Operations Bureau includes Patrol, Traffic, Parking Enforcement, Animal Control,
K-9, SWAT, ABC Enforcement and the Reserve Officer Program. The Administrative and
Investigations Bureau includes Human Resources, Personnel and Training, Crime Prevention,
Investigations, Jail Operations, Property and Evidence, Communications, Technical Services
and School Resource Officers. The Department provides services to a resident population of
over 35,135. The Department patrols 3.88 square miles, 2.1 miles of beach front, 40 acres of
recreational beach area, 48 acres of park land and 120 miles of paved streets.

   The City of Hermosa Beach borders Manhattan Beach to the south, approximately 22 miles
southwest of downtown Los Angeles. The City was incorporated on January 14, 1907. The
Hermosa Beach Police Department is led by Chief Sharon Papa along with one captain, two
lieutenants and seven sergeants. The department is authorized 36 sworn officers and 23
civilian employees. The Department is divided into two divisions, Operation and
Administration, each headed by a lieutenant. The Operations Division consists of
Investigations, Records, Jail Operations, Property and Evidence. The Hermosa Beach Police
Department provides public safety to a residential population of over 19,508. The Department
patrols 1.43 square miles, with 1.5 miles of beach front.

b.) Funding Requested:
The El Segundo, Manhattan Beach and Hermosa Beach Police Departments request the amount
of $47,674 to enhance their current levels of enforcement and education regarding ABC
licensed establishments, address problems associated with alcohol sales and consumption that
effect quality of life issues in our communities and to address the abundant and free availability
of alcohol to minors.

c.) Goals and Objectives:
The El Segundo, Manhattan Beach and Hermosa Beach Police Departments are committed to
enhancing their levels of enforcement and education regarding ABC licensed establishments
and problems associated with alcohol sales. These three agencies will work together with ABC
investigators to identify and target problematic establishments and will participate in sti
SCOPE OF WORK

operations; conduct party prevention deployments and train officers from each department on ABC enforcement tactics, strategies and administrative accusation processes. The departments will work together to improve the public’s awareness of ABC rules, regulations and enforcement activities by conducting presentations at community group meetings and submitting press releases that support the efforts of the Grant program. The progress will be reported to ABC on a monthly basis and will include a final year-end report.

The El Segundo, Manhattan Beach and Hermosa Beach Police Departments have a value system in place that is dedicated to providing the finest police services to residents and visitors in their respective communities. The members of these departments are dedicated to ensuring the safety of their citizens and protecting the quality of life that exists in each of their communities. This project has the full support and commitment of all three Police Chiefs and the members of their departments.

d.) Number of ABC Licensed Locations:
Between these three cities, there are 316 establishments licensed by ABC to sell alcohol. There are 244 on-sale licenses and 72 off-sale establishments.

2.) Problem Statement
Together, the El Segundo, Manhattan Beach and Hermosa Beach Police Departments provide public safety to a population of over 71,300 residing in approximately 10.81 square miles. These cities are home to several large shopping malls that include popular bars and restaurants. These cities have established a reputation as having a vibrant and thriving social scene. These cities have a mixed use of residential, commercial and industrial zones that include bars, restaurants, taverns and hotels, which creates a high number of complaints against ABC licensed establishments. Each city boasts a vibrant downtown that is home to numerous bars and nightclubs, all located within blocks of each other on pedestrian friendly walks, adjacent to the beach. Thousands of people descend on these cities nightly to partake in the active nightlife that has grown very popular among young adults. In 2015, the El Segundo, Manhattan Beach and Hermosa Beach Police Departments have responded to over 76,190 calls for service and officers have initiated over 38,179 contacts. Many of these calls and contacts were alcohol related. In 2015, these departments arrested 468 adults and 8 juveniles for DUI, many of which involved injury traffic collisions. These departments also arrested 517 adults and 14 juveniles for public intoxication. These departments also cited 544 adults and 25 juveniles related to alcohol violations and cited 5 adults for furnishing alcohol to minors. These three cities have 316 establishments licensed to sell alcoholic beverages and they continue to receive applications for additional licenses.

These three cities are home to upscale shopping, dining and beaches that host a variety of popular events that attract very large crowds, including Professional Volleyball Tournaments, the International Surf Festival, the Manhattan Beach Six Man Volleyball Tournament, the El Segundo Easter Keg Hunt, the Hermosa Beach St. Patrick’s Day Parade, Hermosa Beach 30th Street Iron Man Competition and a Grand Prix Bike Race. The Manhattan Beach Six Man Volleyball Tournament draws in about 50,000 spectators for the two day tournament, which creates an atmosphere where adults and juveniles commit alcoholic related violations. Each year the Hermosa Beach 30th Street Iron Man Competition concludes with the “chugging” of a six pack of beer. The El Segundo Easter Keg Hunt allows competitors/teams to drink a beer at eight locations while searching for eight decorated kegs around the city for special prizes. This causes a danger to the public due to intoxicated competitors running through the streets looking for the decorated kegs. Several of the bars have become popular to underage students from
SCOPE OF WORK

nearby colleges such as, Loyola Marymount University, University of Southern California, University of California Los Angeles and several local community colleges.

Several residents continue to complain about party bus excursions that are sponsored by local bars where a bus will pick up students at a college and drop them off in the area to patronize the bars with no consideration to how the residential area is affected. Many students have been caught using false/counterfeit identification cards while attempting to purchase alcoholic beverages or gain entry into various night clubs and attend events such as the described party bus excursion or pub crawls. Violators are primarily young adults who have developed a reputation for prolific alcohol consumption. Several bars in each city continue to generate numerous calls for service. On several occasions, mutual aid from surrounding agencies was required to assist in quelling the disturbances. Management or owners of these establishments were made aware of the problems at their businesses but many show little or no effort to reduce the problems. One of the more popular Manhattan Beach establishments is called “Sharkeez.” This establishment has increased the number of calls for service for both the El Segundo Police and Manhattan Beach Police. There was an assault with a deadly weapon call in Manhattan Beach outside of Sharkeez where several intoxicated male adults were fighting and one person was hit with a metal pipe. The City of El Segundo has just recently built a new shopping mall that includes six new ABC licensed establishments. Two of these establishments, Craft Shack and HopDoddy are bars. Craft Shack is opening in early 2016 and HopDoddy has become a very popular drinking spot with young adults. During the summer months, spring and winter breaks, a large number of minors flock to these cities looking for entertainment in the downtown and pier areas. The influx of minors often culminates in underage drinking, resulting in complaints about public intoxication, urinating in public, drinking after hours and disruptive behavior.

In 2014 and 2015, these agencies investigated several rapes and assaults that were related to alcohol consumption at several ABC licensed establishments. Responding to these complaints requires an inordinate amount of police, fire and other city services that take away from community needs and have a tremendous impact on existing personnel.

Currently, the El Segundo Police Department’s cases are heard in the Airport Division of the Los Angeles Superior Court, and the Manhattan Beach and Hermosa Beach Police Department’s cases are heard in the Southwest Division of the Los Angeles Superior Court. All three Police Departments have a close working relationship with the Office of the District Attorney and have a very good record of obtaining convictions on cases related to the types of crimes and violations that ABC is targeting. The grants goals and objectives have been discussed with the Assistant Head Deputy District Attorney of the Airport Division, Gilbert Wright and Filing D.A. Lester Kuriyama, who both agree with the importance of prosecution of alcohol related crimes that reduce the availability of alcohol to minors and reduce calls for service to problematic locations.

3. Project Description
The following goals and objectives will be performed during the 12 months of this project by the Manhattan Beach, Hermosa Beach and El Segundo Police Departments;

1. Train one sergeant from the El Segundo Police Department who will be responsible for the management of the grant and train one officer from each department who will be responsible for carrying out the grant goals and objectives.
2. The sergeant and/or officers assigned to the grant detail will attend training presentations and conferences offered by ABC during the year.
SCOPE OF WORK
3. Prepare press releases in cooperation with ABC, to announce the project and report on significant progress and activities.
4. Make 3 presentations to a community group on ABC issues as part of the education process (one in each city).
5. Conduct 2 LEAD training seminars to include all three cities at the same time to educate licensees and employees on responsible service.
6. Conduct 4 IMPACT inspections where officers will visit licensed establishments to insure compliance with ABC regulations and attempt to gain voluntary compliance.
7. Conduct 2 Party Patrol and Dispersal Deployments to include all three cities at the same time in an effort to identify and enforce alcohol violations by minors and adults who furnish alcohol to minors.
8. Conduct 7 stings to include Minor Decoy and Shoulder TAP Stings to detect, prosecute and deter furnishing alcohol to minors.
9. Conduct 2 Trap Door/Cops in Shops deployments where officers will pose as customers in various establishments to detect and discourage violations such as minors using fraudulent identification, over service, after hour sales and consumption or municipal violations.

4.) Project Personnel
The Grant Assistant Program (GAP) will fall under the Field Operations Bureau of the El Segundo Police Department. The staffing needed for each department to carry out the grant goals and objectives will require one sergeant from the El Segundo Police Department who will be responsible for the overall coordination and supervision of the operations and managing the grant. This sergeant will also participate in the operations, testify in court and in ABC administrative hearings and attend training offered by ABC during the year. Staffing will also require three officers (one from each agency) who will be responsible for attending training presentations offered by ABC during the year, carrying out the operations, testifying in court and ABC hearings and conducting public education presentations.

Currently, the El Segundo Police Department’s ABC efforts are supervised by Sergeant Hugo Perez and assisted by Detective Ryan Danowitz. Involved officers also include officers from Patrol, Traffic, Detectives, Community LEAD Officers and School Resource Officers. The Manhattan Beach Police Department’s ABC efforts are supervised by Sergeant Chris Vargas and assisted by Officer Michael Allard. Involved officers also include officers from Patrol, Traffic, Detectives, and School Resource Officers. The Hermosa Beach Police Department’s ABC efforts are supervised by Sergeant Dorothy Scheid and assisted by Officer Donovan Sellan. Involved officers also include officers from Patrol and Detectives. These units and personnel have numerous years of experience in law enforcement, including ABC enforcement strategies.

The El Segundo, Manhattan Beach and Hermosa Beach Police Departments have experienced budget cuts which reduced special enforcement projects such as ABC enforcement and these cuts have continued with little relief in the future. With the funding support and assistance of the GAP grant, our goal is to expand our present efforts in addressing alcohol related problems and successfully impacting the issues of alcohol sales to minors, service to intoxicated persons, and problem establishments will be accomplished within our cities using a variety of strategies that emphasize education and a strong enforcement effort.
## BUDGET DETAIL

<table>
<thead>
<tr>
<th>BUDGET CATEGORY AND LINE-ITEM DETAIL</th>
<th>COST (Round budget amounts to nearest dollar)</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>A. Personnel Services (Straight Time Salaries, Overtime, and Benefits)</strong></td>
<td></td>
</tr>
<tr>
<td><strong>A.1 Straight Time</strong></td>
<td></td>
</tr>
<tr>
<td><strong>A.2 Overtime</strong></td>
<td></td>
</tr>
<tr>
<td>One (1) MB/ES Sergeant O/T @ eight (8) hours per deployment (15 deployments)</td>
<td>$14,060</td>
</tr>
<tr>
<td>One (1) ES Detective O/T @ eight (8) hours per deployment (15 deployments)</td>
<td>$11,599</td>
</tr>
<tr>
<td>One (1) MB Officer O/T @ eight (8) hours per deployment (15 deployments)</td>
<td>$10,294</td>
</tr>
<tr>
<td>One (1) HB Officer O/T @ eight (8) hours per deployment (15 deployments)</td>
<td>$7,271</td>
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<tr>
<td><strong>A.3 Benefits</strong></td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL PERSONNEL SERVICES</strong></td>
<td>$43,224</td>
</tr>
<tr>
<td><strong>B. Operating Expenses (maximum $2,500)</strong></td>
<td></td>
</tr>
<tr>
<td>Eight (7) minor decoy stings operating expenses.</td>
<td>$800</td>
</tr>
<tr>
<td><strong>TOTAL OPERATING EXPENSES</strong></td>
<td>$800</td>
</tr>
<tr>
<td><strong>C. Equipment (maximum $2,500)</strong></td>
<td></td>
</tr>
<tr>
<td>(Attach receipts for all equipment purchases to monthly billing invoice)</td>
<td>$1,500</td>
</tr>
<tr>
<td><strong>TOTAL EQUIPMENT</strong></td>
<td>$1,500</td>
</tr>
<tr>
<td><strong>D. Travel Expense/Registration Fees (maximum $2,500)</strong></td>
<td></td>
</tr>
<tr>
<td>(Registration fee for July 2016 GAP Conference attendee is $275 each)</td>
<td></td>
</tr>
<tr>
<td>Registration for July 2016 GAP Conference 2 Attendee at $275 each</td>
<td>$550</td>
</tr>
<tr>
<td>Lodging/Airfare/Per Diem</td>
<td>$1,600</td>
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<tr>
<td><strong>TOTAL TRAVEL EXPENSE</strong></td>
<td>$2,150</td>
</tr>
<tr>
<td><strong>TOTAL BUDGET DETAIL COST, ALL CATEGORIES</strong></td>
<td>$47,674</td>
</tr>
</tbody>
</table>
1. INVOICING AND PAYMENT: Payments of approved reimbursable costs (per Budget Detail attached) shall be in arrears and made via the State Controller's Office. Invoices shall be submitted in duplicate on a **monthly basis** in a format specified by the State. Failure to submit invoices and reports in the required format shall relieve the State from obligation of payment. Payments will be in arrears, within 30 days of Department acceptance of Contractor performance, pursuant to this agreement or receipt of an undisputed invoice, whichever occurs last. Nothing contained herein shall prohibit advance payments as authorized by Item 2100-101-3036, Budget Act, Statutes of 2016.

2. Revisions to the "Scope of Work" and the "Budget Detail" may be requested by a change request letter submitted by the Contractor. If approved by the State, the revised Grant Assistance Scope of Work and/or Budget Detail supersede and replace the previous documents bearing those names. No revision can exceed allotted amount as shown on Budget Detail. The total amount of the contract must remain unchanged.

3. Contractor agrees to refund to the State any amounts claimed for reimbursement and paid to Contractor which are later disallowed by the State after audit or inspection of records maintained by the Contractor.

4. Only the costs displayed in the "Budget Detail" are authorized for reimbursement by the State to Contractor under this agreement. Any other costs incurred by Contractor in the performance of this agreement are the sole responsibility of Contractor.

5. Title shall be reserved to the State for any State-furnished or State-financed property authorized by the State which is not fully consumed in the performance of this agreement. Contractor is responsible for the care, maintenance, repair, and protection of any such property. Inventory records shall be maintained by Contractor and submitted to the State upon request. All such property shall be returned to the State upon the expiration of this contract unless the State otherwise directs.

6. If travel is a reimbursable item, the reimbursement for necessary traveling expenses and per diem shall be at rates set in accordance with Department of Personnel Administration rates set for comparable classes of State employees. No travel outside of the State of California shall be authorized. No travel shall be authorized outside of the legal jurisdiction of Contractor without prior authorization by the State.
7. Prior authorization by the State in writing is required before Contractor will be reimbursed for any purchase order or subcontract exceeding $2,500 for any articles, supplies, equipment, or services to be purchased by Contractor and claimed for reimbursement. Contractor must justify the necessity for the purchase and the reasonableness of the price or cost by submitting three competitive quotations or justifying the absence of bidding.

8. Prior approval by the State in writing is required for the location, costs, dates, agenda, instructors, instructional materials, and attendees at any reimbursable training seminar, workshop or conference, and over any reimbursable publicity or educational materials to be made available for distribution. Contractor is required to acknowledge the support of the State whenever publicizing the work under the contract in any media.

9. It is understood between the parties that this contract may have been written before ascertaining the availability of appropriation of funds, for the mutual benefit of both parties, in order to avoid program and fiscal delays that would occur if the contracts were executed after that determination was made.

10. BUDGET CONTINGENCY CLAUSE - It is mutually agreed that if the Budget Act of the current year and/or any subsequent years covered under this Agreement does not appropriate sufficient funds for the program, this Agreement shall be of no further force and effect. In this event, the State shall have no liability to pay any funds whatsoever to Contractor or to furnish any other considerations under this Agreement and Contractor shall not be obligated to perform any provisions of this Agreement.

If funding for any fiscal year is reduced or deleted by the Budget Act for purposes of this program, the State shall have the option to either cancel this Agreement with no liability occurring to the State, or offer an agreement amendment to Contractor to reflect the reduced amount.

Updated 2/19/16
Special Terms and Conditions

1. **Disputes:** Any dispute concerning a question of fact arising under this contract which is not disposed of by agreement shall be decided by the Director, Department of Alcoholic Beverage Control, or designee, who shall reduce his decision to writing and mail or otherwise furnish a copy thereof to the Contractor. The decision of the Department shall be final and conclusive unless, within 30 days from the date of receipt of such copy, the Contractor mails or otherwise furnishes to the State a written appeal addressed to the Director, Department of Alcoholic Beverage Control. The decision of the Director of Alcoholic Beverage Control or his duly authorized representative for the determination of such appeals shall be final and conclusive unless determined by a court of competent jurisdiction to have been fraudulent, capricious, arbitrary, or so grossly erroneous as necessarily to imply bad faith, or not supported by substantial evidence. In connection with any appeal proceeding under this clause, the contractor shall be afforded an opportunity to be heard and to offer evidence in support of its appeal. Pending final decision of a dispute hereunder, Contractor shall proceed diligently with the performance of the contract and in accordance with the decision of the State.

2. **Termination Without Cause:** Either party may terminate this agreement at any time for any reason upon ten (10) days written notice. No penalty shall accrue to either party because of contract termination.

3. **Contract Validity:** This contract is valid and enforceable only if adequate funds are appropriated in Item 2100-101-3036, Budget Act of 2016, for the purposes of this program.

4. **Contractor Certifications:** By signing this agreement, Contractor certifies compliance with the provisions of CCC 307, Standard Contractor Certification Clauses. This document may be viewed at [http://www.dgs.ca.gov/ols/Resources/StandardContractLanguage.aspx](http://www.dgs.ca.gov/ols/Resources/StandardContractLanguage.aspx).

5. If the State determines that the grant project is not achieving its goals and objectives on schedule, funding may be reduced by the State to reflect this lower level of project activity.

Updated 2/19/16
AGENDA DESCRIPTION:
Consideration and possible action to approve Final Vesting Map No. 73408, a two (2) lot residential subdivision located at 1435 East Maple Avenue and 1424 East Sycamore Avenue. (Fiscal Impact: N/A)

RECOMMENDED COUNCIL ACTION:
1. Adopt the proposed resolution, approving a Final Vesting Map No. 73408, and authorizing the Director of Planning and Building Safety to sign and record said Map; and/or
2. Alternatively, discuss and take other possible action related to this item.

ATTACHED SUPPORTING DOCUMENTS:
Proposed Resolution

FISCAL IMPACT: N/A

<table>
<thead>
<tr>
<th>Amount Budgeted:</th>
<th>N/A</th>
</tr>
</thead>
<tbody>
<tr>
<td>Additional Appropriation:</td>
<td>N/A</td>
</tr>
<tr>
<td>Account Number(s):</td>
<td>N/A</td>
</tr>
</tbody>
</table>

ORIGINATED BY: Paul Samaras, Acting Planning Manager
REVIEWED BY: Sam Lee, Director of Planning and Building Safety
APPROVED BY: Greg Carpenter, City Manager

Background and Discussion
On September 24, 2015, the Planning Commission held a public hearing on the proposed subdivision located at 1435 East Maple Avenue and 1424 East Sycamore Avenue. The proposed project involves the division of an existing rectangular, through street lot into two separate parcels. The proposed two (2) Parcels are rectangular in shape with the following dimensions: Parcel No. 1 is 58 feet by 192.91 feet, totaling 11,188 square feet (.25 acres), and Parcel No. 2 is 58 feet by 130 feet, totaling 7,540 square feet (.17 acres). Proposed Parcel No. 1 will have street frontage facing Sycamore Avenue, and proposed Parcel No. 2 will have street frontage facing Maple Avenue. Based on the evidence presented at the hearing, the Planning Commission adopted Resolution No. 2782 approving Environmental Assessment No. EA-1127 and Subdivision No. SUB 15-09 for Vesting Tentative Map No. VTPM 73408.

The Final Vesting Map conforms to the Tentative Map and has been reviewed and approved by the Los Angeles County Department of Public Works. City staff, including the City Engineer and Planning and Building Safety staff, has determined that Final Vesting Map No. 73408 is in substantial conformance with the General Plan and applicable zoning and building ordinances.
The Final Vesting Map is now ready for approval by the City Council. City staff have prepared the attached, proposed resolution approving the map and recommend the City Council adopt the resolution. If the City Council approves the Final Vesting Map, it will be recorded in the County Recorder’s Office.
RESOLUTION NO. ____

A RESOLUTION APPROVING A FINAL VESTING MAP NO. 73408 FOR ENVIRONMENTAL ASSESSMENT NO. EA-1127 AND SUBDIVISION NO. SUB 15-09 FOR A TWO LOT RESIDENTIAL SUBDIVISION LOCATED AT 1435 EAST MAPLE AVENUE AND 1424 EAST SYCAMORE AVENUE

The City Council of the City of El Segundo does resolve as follows:

SECTION 1: The City Council finds and declares that:

A. On July 30, 2015, Razadino, LLC filed an application for Environmental Assessment No. EA-1127 and Subdivision No. SUB 15-09 for Vesting Tentative Parcel Map No. VTPM 73408 to divide a single lot into two separate legal parcels;

B. On September 24, 2015, the Planning Commission adopted Resolution No. 2782 approving Environmental Assessment No. EA-1127 and Subdivision No. SUB 15-09 for Vesting Tentative Parcel Map No. VTPM 73408; and

C. The Final Vesting Map now requires approval by the City Council.

SECTION 2: Final Map Findings. Based upon the entirety of the record including, without limitation, the staff report, the City Council approves Final Vesting Map No. 73408 for the following reasons:

A. The Final Vesting Map substantially conforms to Vesting Tentative Map. 73408 approved by Resolution No. 2782; and

B. The Final Map conforms to the El Segundo Municipal Code and Subdivision Map Act (Governmental Code §§ 66410, et seq.).

SECTION 3: Authorization. The Director of Planning and Building Safety is hereby authorized to sign and record said Map and take any further actions needed to effectuate this Resolution.

SECTION 4: This Resolution will become effective immediately upon adoption and remain effective unless superseded by a subsequent resolution.

SECTION 5: The City Clerk is directed mail a copy of this Resolution to Razadino, LLC and to any other person requesting a copy.

SECTION 6: This Resolution is the City Council’s final decision and will become effective immediately upon adoption.
PASSED, APPROVED AND ADOPTED this 21st day of June, 2016.

ATTEST:

Suzanne Fuentes, Mayor

STATE OF CALIFORNIA  )
COUNTY OF LOS ANGELES  )  SS
CITY OF EL SEGUNDO  )

I, Tracy Weaver, City Clerk of the City of El Segundo, California, do hereby certify that the whole number of members of the City Council of said City is five; that the foregoing Resolution No. _____ was duly passed, approved and adopted by said City Council at a regular meeting held on the 21st day of June, 2016, approved and signed by the Mayor, and attested to by the City Clerk, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

______________________________
Tracy Weaver, City Clerk

APPROVED AS TO FORM:

______________________________
Mark D. Hensley, City Attorney
PARCEL MAP NO. 73408

IN THE CITY OF EL SEGUNDO
COUNTY OF LOS ANGELES
STATE OF CALIFORNIA

BEING A SUBDIVISION OF PORTION OF
LOT 12, BLOCK 108, EL SEGUNDO
TRACT, AS PER MAP FILED IN BOOK 20,
PAGES 114 AND 115 OF MAPS, IN THE
OFFICE OF THE COUNTY RECORDER OF
SAID COUNTY.

FOR SUBDIVISION PURPOSES

SUBDIVIDER'S STATEMENT:
I HEREBY STATE THAT I AM THE SUBDIVIDER OF THE LAND INCLUDED WITHIN
THE SUBDIVISION SHOWN ON THIS MAP WITHIN THE DEFINITIVE BOUNDARY
LINES, AND CONSENT TO THE PrePARATION AND FILING OF SAID MAP AND
SUBDIVISION.

By: ________________________________

RECORD OWNER: RAZAZINO, LLC

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES THAT THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THE DOCUMENT.

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

ON MARCH 21, 2016, BEFORE ME,
PATRICE CANO
WHO SWORE TO ME THAT HE CANNOT EXECUTE THE SAME IN HIS NAME / YOUR SIGNATURE ON THE INSTRUMENT, I CERTIFIED UNDERTAKEN OF PENALTY UNDER THE LAW OF THE STATE OF CALIFORNIA THAT THE FORGIVING PARAGRAPH IS TRUE AND CORRECT.

I HEREBY CERTIFY THAT ALL CERTIFICATES HAVE BEEN FILLED AND DEPOSITS HAVE BEEN PAID ACCEP'TED UNDER THE PROVISIONS OF SECTIONS 66442 AND 66443 OF THE SUBDIVISION MAP ACT.

EXECUTIVE OFFICER, BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

By: ________________________________

I HEREBY CERTIFY THAT SECURITY IN THE AMOUNT OF $8,000,000 HAS BEEN FILED WITH THE EXECUTIVE OFFICER, BOARD OF SUPERVISORS, OF THE COUNTY OF LOS ANGELES, TO SECURE THE PAYMENT OF TAXES AND SPECIAL ASSESSMENTS COLLECTED AS TAXES ON THE LAND SHOWN ON MAP OF PARCELS MAP NO. 73408 AS REQUIRED BY LAW.

EXECUTIVE OFFICER, BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

By: ________________________________

ENGINEER'S STATEMENT:

This map was prepared by me or under my direction and is based upon a true and complete field survey performed by me or under my direction in December, 2015, in conformance with the requirements of the Subdivision Map Act and local ordinance at the request of Razazino, LLC, on November 10, 2015. I hereby state that this parcel map substantially conforms to the approved or conditionally approved tentative map. If any of the lots or tracts or any part thereof is subject to any restrictions that are not shown upon this map, the restrictions are listed in the legend of the map. The map is sufficient to enable the survey to be retrieved.

GARY J. ROEHL, R.C. No. 2940

3/31/16

BASE OF Bearings:
The bearings shown hereon are based on the bearing N89°50'20"W
OF THE SIDE LINE OF MAPLE AVENUE, AS SHOWN ON EL SEGUNDO TRACT,
M.B. 20-114-110 OF MAPS, RECORDS OF SAID COUNTY.

CITY ENGINEER'S CERTIFICATE:

I HEREBY CERTIFY THAT I HAVE EXAMINED THIS MAP, THAT IT CONFORMS
SUBSTANTIALLY TO THE TENTATIVE MAP AND ALL APPROVED ALTERNATIVES
THEREON, THAT ALL PROVISIONS OF THE SUBDIVISION ORDINANCES OF THE
CITY OF EL SEGUNDO ARE APPLICABLE, AND THAT ALL PROVISIONS OF THE
TENTATIVE MAP HAVE BEEN COMPLIED WITH, THAT ALL PROVISIONS OF THE
SUBDIVISION MAP ACT SECTION 66442 (A) (X) (D), (E), AND (F) HAVE BEEN
COMPLIED WITH, AND THAT I AM SATISFIED THIS MAP IS TECHNICALLY
CORRECT AND MEETS THE REQUIREMENTS OF THE CITY.

STEPHANIE KATSAULIS, R.C. No. 81987

DATE

CITY ENGINEER, CITY OF EL SEGUNDO

SPECIAL ASSESSMENT'S CERTIFICATE:
I HEREBY CERTIFY THAT ALL SPECIAL ASSESSMENTS PENDING UNDER THE
JURISDICTION OF THE CITY OF EL SEGUNDO, TO WHICH THIS SUBDIVISION OR ANY PART THEREOF IS SUBJECT, AND WHICH MAY BE PAID IN FULL, HAVE BEEN PAID IN FULL.

CITY TREASURER, CITY OF EL SEGUNDO

DATE

PLANNING COMMISSION CERTIFICATE:
I HEREBY CERTIFY THAT THE PLANNING COMMISSION OF THE CITY OF EL
SEGUNDO HAS CONSIDERED THIS MAP AND HAS APPROVED THE ANNEXED MAP AND SUBDIVISION.

SAM LEE

DATE

SECRETARY OF THE PLANNING COMMISSION
CITY OF EL SEGUNDO

COUNTY SURVEYOR'S CERTIFICATE:
I HEREBY CERTIFY THAT I HAVE EXAMINED THIS MAP, THAT IT COMPLIES
WITH ALL PROVISIONS OF STATE LAW APPLICABLE, AND THAT I AM SATISFIED THAT THIS MAP IS TECHNICALLY CORRECT IN ALL RESPECTS NOT CERTIFIED BY THE CITY ENGINEER.

COUNTY SURVEYOR

DATE

L.S. NO. __________________________

DEPUTY
AGENDA DESCRIPTION:

Consideration and possible action regarding an application for a special peddling permit to sell frozen pudding from a pushcart (Applicant: Jason Kessler, Little Spoon Pudding LLC).

RECOMMENDED COUNCIL ACTION:

1. Approve the special permit as conditioned;
2. Alternatively, take such additional, related action that may be desirable.

ATTACHED SUPPORTING DOCUMENTS:

1. Permit application received from Little Spoon Pudding LLC
2. Image depicting cart and vending set-up.
3. Copy of the Los Angeles County mobile food facility permit.
5. Text of ESMC 8-5-13: Goods Sold from Wagons or Pushcarts.
6. Proposed Special Peddling Permit.

FISCAL IMPACT:

- Business License Revenue: $101.45
- Sales Tax Revenue: To be quantified in FY16-17, nominal retail sales.
- Amount Budgeted: $0
- Additional Appropriation: N/A
- Account Number(s): N/A

ORIGINATED BY: James Amezquita, Revenue Inspector
REVIEWED BY: Joseph Lillio, Finance Director
APPROVED BY: Greg Carpenter, City Manager

BACKGROUND AND DISCUSSION:

Mr. Jason Kessler, owner of Little Spoon Pudding LLC has submitted an application for a special permit for peddling food from a cart within the City. Specifically, the applicant proposes to sell frozen pudding. Staff has confirmed that the applicant has a current public health operating permit (copy attached).

The initial application requested permission to sell at certain special events as they may occur in the City and in specific commercial areas in the City. Examples of events and locations included:
- International 12 & Under Baseball Tournament and other sports tournaments.
- Shows at the Old Town Music Hall & The El Segundo Comedy Festival.
- Any other large gathering of El Segundo residents.
- Recreation Park during the summer and areas where Ice Cream trucks are allowed.
- Sidewalk areas outside some the larger businesses (Mattel, ATT/DirecTV, etc.) on hot days during lunch hours.
El Segundo Municipal Code (ESMC) Section 4-2-35 requires that a person peddling foods, foodstuffs and food products, other than from a catering food truck pay a license fee of $102.45, and obtain a permit. The ESMC also requires City Council approval prior to engaging in the activity. City Council may condition the special permit, as they so choose, in any manner not prohibited by law.

Food sales from a cart also have to comply with ESMC section 8-5-13 which does not allow standing or parking of any wagon or pushcart on any portion of any street within the City. Staff has prepared the attached Special Peddling Permit which references this section and expressly limits the business' activities to private property with the permission of the property owner. A copy of the relevant ESMC sections, and the proposed Special Peddling Permit, are attached to this report.

It is worth noting that vending from vehicles are subject to additional laws, such as the California Vehicle Code. However, here, because the City's ordinance pertains to the regulation of pushcarts and not vehicular traffic, the City has clear authority to regulate and prohibit such sales (Amezcuea v. City of Pomona (1985) 170 Cal.App.3d 305).

Therefore, staff recommends approving and issuing the attached Special Peddling Permit. In the alternative, the City Council may add further conditions to the permit, or take other action.
City of El Segundo
Business License Division
350 Main Street, El Segundo, CA 90245
(310) 524-2317 Fax (310) 640-0489
www.elsegundo.org

BUSINESS REGISTRATION APPLICATION
Please review the instructions on the reverse.

NOTE: The issuance of a business license reflects that the business license has been paid but it is not a certification that the use covered by the license is allowed on the property identified on the license. Please verify with the Planning Building & Safety Department that the proposed use is allowed on the property.

ACCOUNT NUMBER

Application Type New Application Business Name/Address Change Ownership Change Application Update
Business Type Corporation Partnership Sole Proprietor LLC LP Other(Specify):

Business Name LITTLE SPAN PUFFING LLC
Address
Mailing Address

Business License Contact JASON KESSER
Telephone 323-585-1377
E-mail

Start Date in El Segundo 1/25/16
NAIC 722330 Number of Employees 2
Business Square Footage Mobile Cart
Sales Tax (Seller’s Permit)

Full Description of Business Activity in El Segundo Mobile dessert cart

List Corporate Officer, Owner or Partner Information

Officer, Owner or Partner Name Title Home Address/ City/ State/ Zip Code Home Telephone
1. JASON KESSER Owner/Manager
2. HANNAH KESSER Owner/Manager
3. 

Emergency Contact Information (Police and Fire Department Emergency Use)

Local Contact Full Local Address Home Telephone
1. JASON KESSER
2. 

Additional Information

Landlord Name

Contact Person

Landlord Address

Contact Telephone

Does your Business Plan to install/operate an Alarm System? Yes No Vending Machines? Yes No (List number and Type)
Tobacco Sales? Yes No BOE license # Alcohol Served? Yes No ABC License #
Will there be Entertainment or Dancing? Yes No Dancing? Yes No (both require entertainment permit application)
Vehicle Information: Year and Make

I hereby certify, under penalty of perjury, that I am authorized to complete this form and the above information is true and correct.

Applicant’s Signature

Commercial Business (3301) $ 1,014.50
Vehicles (3303) $
Contract Employees (3304) $
Home Oce./Other (3305) $
Penalties/Interest (3306) $
State Mandated SB1186 fee* $ 1.00
Total Due $ 102,45
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<th>Date</th>
<th>Program Element</th>
<th>Record ID</th>
<th>Program ID/VIN</th>
<th>Description</th>
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<td>PR0170506</td>
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<td></td>
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**Total**: $50.00

**Electronic Check Processing**

When you provide a check as payment, you authorize the County of Los Angeles to utilize information from your check to set up a one-time electronic fund transfer from your bank account to process the payment via check. If we do not receive information from your check to set up the electronic fund transfer, funds may be withheld from your account. Contact your bank for more information about your bank's electronic fund transfer service.

**Returned Check Fees**

There will be a $50.00 service charge for any check returned by the bank for any reason. Additional penalties may be imposed by your bank or your financial institution. Your account may be closed if you exceed your available funds.

**Questions?**

If you have any questions or concerns about this invoice, please contact:
Department of Public Health, Environmental Health Division
400 North Alameda
Upland, CA 91786
Phone: (909) 380-4659
Fax: (909) 627-6831
4-2-35: PEDDLING:

A. Generally: Every person peddling services, not otherwise mentioned in this Chapter, shall pay a business license tax of one hundred three dollars ($103.00) per year, and shall obtain a special permit from the City Council to do so prior to engaging in such activities. The City Council may condition such permit in any manner not prohibited by law.

B. Food: Every person peddling foods, foodstuffs, and food products, other than from catering food trucks, shall pay a business license tax of fifty dollars ($50.00) per year where the person is on foot, and one hundred three dollars ($103.00) per year where the same is sold from a vehicle, and shall obtain a special permit from the City Council to do so prior to engaging in such activities. The City Council may condition such permit in any manner not prohibited by law.

C. Miscellaneous Merchandise: Every person peddling any goods, wares, magazines, or merchandise not otherwise provided for in this Chapter, shall pay a business license tax of ten dollars ($10.00) per day where such person is on foot, and twenty dollars ($20.00) per day where the same is sold from a vehicle, and shall obtain a special permit from the City Council to do so prior to engaging in such activities. The City Council may condition such permit in any manner not prohibited by law.

D. Popcorn, Souvenirs: Every person peddling popcorn, peanuts, gum, candy, confections, or toys, such as balloons, flags, pennants, banners, canes, buttons, badges, horns, musical or noise making instruments, serpentines, souvenirs, and similar articles shall pay a license fee of ten dollars ($10.00) per day where the same is sold from a vehicle, and shall obtain a special permit from the City Council to do so prior to engaging in such activities. The City Council may condition such permit in any manner not prohibited by law. (Ord. 1252, 4-9-1996)
8-5-13: GOODS SOLD FROM WAGONS OR PUSHCARTS:

A. Prohibited; Exception: Except as otherwise provided in this code, no person shall stand or park any wagon or pushcart from which goods, wares, merchandise, fruits, vegetables or foodstuffs are sold, displayed, solicited or offered for sale or bartered or exchanged, on any portion of any street within the city, except that such wagons or pushcarts may stand or park only at the request of a bona fide purchaser for a period of time not to exceed ten (10) minutes at any one place. The provisions of this subsection shall not apply to persons delivering the articles upon order of, or by agreement with, a customer from a store or other fixed place of business or distribution. (Ord. 1473, 11-20-2012)

B. Transporting Property; Permit Required:

1. No person shall park or stand any vehicle used or intended to be used in the transportation of property for hire on any street while awaiting patronage for the vehicle without first obtaining a written permit to do so from the city traffic engineer which shall designate the specific location where the vehicle may stand.

2. Whenever any permit is granted under the provisions of this section and a particular location to park or stand is specified therein, no person shall park or stand any vehicle or pushcart on any location other than as designated in such permit. In the event that the holder of the permit is convicted in any court of competent jurisdiction for violating any of the provisions of this section, the permit shall be forthwith revoked by the city traffic engineer upon the filing of the record of the conviction with the officer and no permit shall thereafter be issued to the person until six (6) months have elapsed from the date of the revocation. (Ord. 659, 3-13-1967; amd. 2000 Code)
City of El Segundo

SPECIAL PEDDLING PERMIT
(pursuant to ESMC § 4-2-35(B))

Permit issued to:  Jason Kessler
                   Hannah Canvasser

Business Name:    Little Spoon Pudding LLC

Permit Expires:   December 31, 2016

The holder of this permit is permitted to peddle food, foodstuffs and food products in the City of El Segundo, in the manner described in the permittee’s application dated January 25, 2016, subject to the following conditions:

1. The food, foodstuffs and food products may only be sold from a pushcart or wagon, but not from a catering food truck.

2. The business must be operated at all times in full compliance with all applicable laws, including the El Segundo Municipal Code. In accordance with El Segundo Municipal Code § 8-5-13, the permittee must not peddle on the public right-of-way, but may do so on private property with the permission of the property owner.

3. This permit must be in the permittee’s possession at all times while any business is conducted in the City, and must be presented upon request.

4. Permittee agrees to indemnify, defend and save harmless the City of El Segundo, its officials, officers, employees and agents from any and all claims arising out of or in connection with this permit.

5. The term of this permit will coincide with the term of the business license issued to the subject business. Failure to comply with and adhere to these conditions of approval may be cause to revoke this permit. This permit will automatically renew if and when the corresponding business license renews; however, the City of El Segundo reserves the right to revoke, review or modify this permit at any time pursuant to ESMC § 4-1-26.

By signing this document, Jason Kessler and Hannah Canvasser, on behalf of Little Spoon Pudding, LLC, certify that they have read, understood, and agree to the conditions listed in this permit.

__________________________
Jason Kessler

__________________________
Hannah Canvasser

350 Main Street, El Segundo, California 90245
(310) 524-2317    Fax (310) 640-0489
EL SEGUNDO CITY COUNCIL
AGENDA STATEMENT

MEETING DATE: June 21, 2016
AGENDA HEADING: Consent Agenda

AGENDA DESCRIPTION:
Consideration and possible action to award a standard Public Works Contract to Sialic Contracting Corporation (d.b.a Shawnan) for Pavement Resurfacing of East Imperial Highway in the City of El Segundo between Sepulveda Boulevard and Aviation Boulevard, Project No. PW 16-10 (Fiscal Impact: $1,000,000.00)

RECOMMENDED COUNCIL ACTION:
1. Authorize the City Manager to execute a standard Public Works Contract in a form as approved by the City Attorney with Sialic Contracting Corporation (d.b.a., Shawnan in the amount of $842,545.00.
2. Authorize a contingency of $157,455.00 for inspection services (to be determined based on schedule) and unforeseen conditions.
3. Alternatively, discuss and take other action related to this item.

ATTACHED SUPPORTING DOCUMENTS:
Location Map
Pavement Condition Index Map

FISCAL IMPACT: Included in adopted budget

Amount Budgeted: $603,458.00 from Proposition C ($360,000.00) and STP-L ($243,458.00)
Additional Appropriation: Yes, $396,452.00 from Measure R Local Return
Account Number(s): To Be Assigned

ORIGINATED BY: Nick Petrevski, Engineering Technician
REVIEWED BY: Stephanie Katsouleas, Public Works Director
APPROVED BY: Greg Carpenter, City Manager

BACKGROUND AND DISCUSSION:
On March 15, 2016, the City Council adopted plans and specifications for Pavement Resurfacing of East Imperial Highway in the City of El Segundo between Sepulveda Boulevard and Aviation Boulevard and authorized staff to advertise for receipt of construction bids. This project will involve the installation of asphalt rubber aggregate membrane (ARAM) followed by the application of 3-5/8” thick asphalt concrete, manhole and valve adjusting and striping.

On June 14, 2016, the City Clerk received and opened four (4) bids as follows:

1. Shawnan $842,545.00
2. Sully-Miller Contracting Co. $937,000.00  
3. All American Asphalt $946,837.70  
4. Excel Paving Co. $963,565.30

The lowest responsible bidder was Shawnan. Staff checked their references and contractor's license status. They are in good standing and have successfully completed projects of a similar nature to this one, including the resurfacing of Aviation Blvd. for El Segundo in 2013.

Staff recommends awarding a standard public works contract to Shawnan in the amount of $842,545.00 with additional contingency of $157,455.00 for potential inspections services and unforeseen events. Staff also requests authorization to transfer $396,452.00 in Measure R Local Return funds to cover the balance of the project. All funds not expended will be returned to the Measure R Local Return fund balance.

Please note that Imperial Hwy. roadway segment between Sepulveda Blvd. and Aviation Blvd. has Pavement Condition Index ratings all within the (0-40) range, which is considered "very poor." Due to this overall rating and the high traffic volume it receives as a major arterial, Imperial Hwy. is considered one of our highest priority streets for restoration.
Figure 9 – El Segundo Pavement Condition Index (PCI) Map
EL SEGUNDO CITY COUNCIL
AGENDA STATEMENT

AGENDA DESCRIPTION:
Consideration and possible action to reject all bids for construction of the Police Department and Fire Department Roof Replacement Projects. Project No. PW 15-18. (Fiscal Impact: $450,000.00)

RECOMMENDED COUNCIL ACTION:
1. Reject all bids for construction of the Police Department and Fire Department Roof Replacements.
2. Alternatively, discuss and take other possible action related to this item.

ATTACHED SUPPORTING DOCUMENTS:
None

FISCAL IMPACT: Additional Funds Required

Amount Budgeted:  
- $200,000.00 for the Police Building
- $250,000.00 for Fire Station 1

Additional Appropriation: No

Account Number(s):  
- 301-400-8201-8708 (Police Department)
- 301-400-8201-8707 (Fire Department)

ORIGINATED BY: Orlando Rodriguez, Senior Civil Engineer
REVIEWED BY: Stephanie Katsouleas, Public Works Director
APPROVED BY: Greg Carpenter, City Manager

BACKGROUND AND DISCUSSION:
On May 17, 2016, City Council adopted plans and specifications for the removal and replacement of the Police Department roof and Fire Department roof, and authorized staff to advertise for receipt of construction bids. Two bids were received by the City Clerk’s office on June 14, 2016. Although the bids meet the City requirements to award a project, the bids were significantly higher than expected. Staff conducted a quick comparison between the current bids and the bids previously awarded for the 2013 City Hall and Park Vista roof replacements and confirmed that the Police Department and Fire Department bids are more than double those received just 3 years ago, while the square footage of the current projects are less than the projects previously completed.

Police Department Bids
Best Contracting Services Inc. $570,275.00
Chapman Coast Roof Co., Inc. $629,575.00
Fire Department Bids

Best Contracting Services Inc. $534,150.00
Chapman Coast Roof Co., Inc. $388,882.00

Rather than award these projects now, staff recommends that City Council reject the bids and provide staff time to reach out to the two bidding Contractors to better understand why the bids were so much higher, and where, if any, modifications could be made to the project to reduce bid costs. Staff can then use the information gathered to mitigate any unclear items in the plans and specifications and hopefully increase the likelihood of receiving more competitive bids.

Therefore staff recommends that City Council 1) reject all bids Police Department and Fire Department Roof Replacement project and 2) approve staff's recommendation to rebid the project in July 2016 following an assessment of the bid specs and overall project terms.
AGENDA DESCRIPTION:

Consideration and possible action to authorize the City Manager to a) transfer $112,378 of funds budgeted for Fiscal Year FY 2015/16 for employee salaries and benefits to professional/technical service charges; and b) increase contract amounts with the following consultants: Tina Gall, J Lee Engineering, JAS Pacific, Inc., and Hayer Consultants, Inc. by the same amount (Fiscal Impact: $0)

RECOMMENDED COUNCIL ACTION:

1. Authorize the City Manager to transfer $112,378 of funds budgeted in Fiscal Year 2015/16 for the “employee salaries and benefits” budget category to the “professional/technical service charges” budget category;
2. Authorize the City Manager to amend the existing agreements with the following consultants: Tina Gall, J Lee Engineering Inc., JAS Pacific, Inc., and Hayer Consultants, Inc., to increase the respective contract amounts by a combined total amount not to exceed $112,378;
3. Alternatively, discuss and take other action related to this item.

ATTACHED SUPPORTING DOCUMENTS: None

FISCAL IMPACT: None

Amount Budgeted: N/A
Additional Appropriation: N/A
Account Number(s): Planning and Building Safety (001-400-2403-6214)

ORIGINATED BY: Paul Samaras, Acting Planning Manager
Lukas Quach, Sr. Plan Check Engineer

REVIEWED BY: Sam Lee, Planning and Building Safety Director
Joseph Lillio, Finance Director

APPROVED BY: Greg Carpenter, City Manager

BACKGROUND AND DISCUSSION:
The approved budget for the Planning and Building Safety Department for Fiscal Year 2015/16 includes a total of $900,900 for employee salaries and benefits for the Planning Division and $1,045,100 for the Building Safety Division.

In February 2016, due to vacancies in both the Planning and Building Safety Divisions, staff identified cost savings in employee salaries and benefits of approximately $420,073 ($225,651 in Planning and $194,422 in Building Safety). As a result, staff requested and, on March 1, 2016,
the City Council authorized the transfer of $420,073 from employee salaries and benefits to professional/technical service charges.

At this time, staff anticipates additional savings of approximately $140,006.50 in employee salaries and benefits in Building Safety until the end of the current fiscal year.

**Planning Division**
The Planning Division's 2015/16 budget includes the following positions where cost savings have been identified: the Planning Manager, Principal Planner, and Assistant Planner. In December 2015, the Planning Division sustained two vacancies with the departure of the Planning Manager and one of the Division's two Principal Planners. In addition, one of the Division's two Assistant Planner positions was not filled until early December 2015, which resulted in additional cost savings. Recruitment for the two vacant positions has not been completed yet, but anticipated to be completed by early July for the Planning Manager and August 15, 2016 for the Principal Planner position. As a result of these vacancies, the Planning Division has had to rely on consultant services in order to meet service demands.

**Building Safety Division**
The Building Safety Division's 2015/16 budget includes the following positions where cost savings have been identified: License/permit Specialist I, License Permit Specialist II, Building Safety Manager, Senior Plan Check Engineer and Code Compliance Inspector. The Senior Plan Check Engineer position was filled in early December 2016. Building Safety Manager and the Code Compliance Inspector positions are expected to be filled by mid-July. As a result, the Building Safety Division has had to rely on consultant services to maintain service levels. J. Lee Engineering Inc., Hayer Consultants, Inc., and JAS Pacific, Inc. are currently under contract with the City to provide plan check, inspection and license permit specialist consulting services and can provide the City with the necessary services until the positions are filled. In February, staff had estimated the savings to be $194,422.31, because staff anticipated the license permit specialist positions to be filled by April 30, 2016 and the Code Building Inspector position to be filled by August 30, 2016. However, those positions have not been filled yet. In addition to these continuing vacancies, the Building Safety Manager position was vacated at the end of March. As a result of these vacancies, there will be additional savings of approximately $140,006.50 (for a total of approximately $334,428.81) for the current fiscal year.

**Current Consultants for Planning and Building Safety Department**
Currently, the City utilizes consultants to perform certain services for the Planning and Building Safety Department:

- **Michael Baker International**: Michael Baker International provides professional planning and interim staffing services for the Planning Division. These services are utilized when workload exceeds the level that would preclude City staff from meeting customer service expectations. The City has utilized Michael Baker International (former RBF Consulting) since 2003. The original contract amount for FY 2015-16 was for $58,000 and was increased to $215,651 in March 2016. Currently, the following Michael Baker employees / contractors assist the City: Trayci Nelson (Principal Planner), Eduardo Schonborn (Senior Planner), Russell Toler (Planning Technician). **No change is requested to this existing agreement**; it is expected that these individuals will continue assisting the City in providing planning and staffing services.
• **Tina Gall:** The City has retained the professional consulting services of Tina Gall since 1993 primarily to assist with grant administration (CDBG). Ms. Gall previously also assisted in the preparation of the City’s most recent General Plan Housing Element update in 2013/14. On March 1, 2016, the City Council approved an agreement (for $10,000), under which Ms. Gall provides project management services for the Smoky Hollow Specific Plan update process.

• **J Lee Engineering Inc.:** J. Lee Engineering provides plan check and inspection consulting services for the Building Safety Division. The City has utilized J. Lee Engineering since 2008. The current contract amount is for $284,422, which includes the original contract of $140,000 plus the $144,422 of reallocation of funds approved on March 1, 2016. Currently, the following J Lee Engineering, Inc. employees / contractors assist the City: Ed Alexanian (Plan reviewer), Ocean Kwon (Plan reviewer), Jack Snyder (Mechanical and Plumbing plan reviewer), and Mostafa Kashe (electrical reviewer). These services are utilized when workload exceeds the level that would preclude City staff from meeting customer service expectations.

• **Hayter Consultants, Inc.:** Hayter provides code enforcement, plan check and inspection consulting services for the Building Safety Division. The City has utilized Hayter Consultants since 2015, with Brian Hara serving as a code enforcement inspector for the City. The current contract amount is for $75,000. These services are utilized when workload exceeds the level that would preclude City staff from meeting customer service expectations.

• **JAS Pacific, Inc.:** JAS Pacific provides staffing services for the Building Safety Division. The City has utilized JAS Pacific, Inc. since 2006 or longer. The current contract amount is for $63,200. Currently, on-site counter Permit Technician Karen Mata, from JAS Pacific, is providing the needed support.

The contracts with these consultants are proposed to increase (see table below), in order to temporarily fill vacancies and handle an increasing building permit activity and ongoing major department projects. Some of the major department projects include:

- The Springhill Suites by Marriott project (Corporate Campus Specific Plan)
- Lakers Headquarters and Training Facility
- The ALOFT and Fairfield Inn hotels (Old Hacienda Hotel site)
- Trisonic
- The Cambria Suites hotel project
- Top Golf project
- The Boeing S50 addition project
- The Continental Development Zone Text Amendment and redevelopment project (2171 Rosecrans Avenue)
- The Mattel Specific Plan project
- The Park Place Extension project
- The Raytheon project (El Segundo South Campus Specific Plan)

City staff recommends that the existing contracts with some of the above-referenced consultants be amended to cover the City’s immediate needs in the Planning and Building Department until vacant positions can be filled. Staff estimate that most positions will be filled by the end of September 2016. A summary of staff’s recommended increases is as follows:
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<th>Consultants</th>
<th>Services</th>
<th>Original contract amount (10/1/15)</th>
<th>Previously approved increase to contract amount (3/1/16)</th>
<th>Recommended increase to contract amount</th>
<th>Total Contract Amount with recommended increases</th>
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<td>Michael Baker International</td>
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<td>Tina Gall</td>
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<td>JAS Pacific, Inc.</td>
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<td>TOTAL (for the above consultants)</td>
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**RECOMMENDATION**

Staff recommends the City Council authorize the transfer of funds from the “employee salaries and benefits” budget category to “professional/technical service charges” budget category. Additionally, staff recommends that the City Council authorize the City Manager to amend the existing agreements with the consultants listed in the table above to increase the combined, total contract amounts by the amount of $112,378. This will cause the total amount of all the above contracts (i.e., existing, approved contracts plus the recommended increases) to be $818,651. If approved by the City Council, staff will prepare amendments with the above-referenced consultants, in a form approved by the City Attorney. If approved, all of the amendments would take effect on or about June 21, 2016.
AGENDA DESCRIPTION:

Consideration and possible action regarding approval of an amendment to the MuniTemps agreement number 4802 for temporary staffing in Finance Department / Accountant. (Fiscal Impact $24,000.00)

RECOMMENDED COUNCIL ACTION:

1. Authorize City Manager to execute an agreement amendment, in a form approved by the City Attorney, with MuniTemps, for additional temporary staffing.
2. Alternatively, discuss and take other possible action related to this item.

ATTACHED SUPPORTING DOCUMENTS:

Third Amendment to Agreement No. 4802

FISCAL IMPACT: None

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ORIGINATED BY: Joseph Lillio, Director of Finance

REVIEWED BY: Greg Carpenter, City Manager

APPROVED BY: Greg Carpenter, City Manager

BACKGROUND AND DISCUSSION:

The Accounting Manager position is currently vacant. In 2014, the City Manager approved a five year on-call agreement for staffing services with MuniTemps to provide staffing services for the City in order to address vacancies. The original contract was in the amount not to exceed $25,000. Since that time, the City has amended the contract twice, to amount not to exceed $66,000. It is anticipated the current amount of $24,000 will be necessary to meet the needs of the Finance Department for the next three months, bringing the contract total to an amount not to exceed $90,000. Because this amendment to the agreement exceeds $25,000, City Council approval is required.

At this time, staff is requesting the City Council approve a third amendment to the agreement for an additional amount of $24,000.00, in a form approved by the City Attorney, for MuniTemps Inc. to provide temporary staffing services to the Finance Department. MuniTemps has provided customer service consistent with their agreement terms and conditions.
THIRD AMENDMENT TO AGREEMENT NO. 4802 BETWEEN THE CITY OF EL SEGUNDO AND MUNITEMPS, a division of GOVERNMENT STAFFING SERVICES, INC.

THIS THIRD AMENDMENT ("Amendment") is made and entered into this 22nd day of June 2016, by and between the CITY OF EL SEGUNDO, a general law city and municipal corporation existing under the laws of California ("CITY"), and MUNITEMPS, a division of GOVERNMENT STAFFING SERVICES, INC., a California CORPORATION ("STAFFING FIRM").

1. Pursuant to Section 31 of Agreement No. 4802 ("Agreement"), Section 1(C) of the Agreement is amended to read as follows:

   "C. As additional consideration, CITY agrees to pay CONTRACTOR an additional Twenty-Four Thousand Dollars ($24,000.00) for CONTRACTOR’s services not to exceed a total of Eighty Six Thousand Dollars ($90,000.00)."

2. This Amendment may be executed in any number or counterparts, each of which will be an original, but all of which together constitutes one instrument executed on the same date.

4. Except as modified by this Amendment, all other terms and conditions of Agreement No. 4802 remain the same.

IN WITNESS WHEREOF the parties hereto have executed this contract the day and year first hereinabove written.

CITY OF EL SEGUNDO

Greg Carpenter, City Manager

MUNITEMPS, a division of GOVERNMENT STAFFING SERVICES, INC.

John Herrera, President

Taxpayer ID No. 20-8332593

ATTEST:

Tracy Weaver, City Clerk

APPROVED AS TO FORM:

By: Mark D. Hensley, City Attorney
AGENDA DESCRIPTION:
Consideration and possible action regarding a recent request by Pacific Corporate Towers, LLC to install building identification signage at 100 North Sepulveda Boulevard; and direction to staff to prepare other necessary amendments to the El Segundo Municipal Code. Applicant: Pacific Corporate Towers, LLC. (Fiscal Impact: N/A)

RECOMMENDED COUNCIL ACTION:
1. Approve Pacific Corporate Towers, LLC’s request to install building identification signage;
2. Direct staff to prepare necessary amendments to the El Segundo Municipal Code regarding signage; and
3. Alternatively, discuss and take other possible action related to this item.

ATTACHED SUPPORTING DOCUMENTS:
1. Plans and exhibits for the proposed building identification sign

FISCAL IMPACT: N/A

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<th>Amount Budgeted:</th>
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<td>Additional Appropriation:</td>
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ORIGINATED BY: Paul Samaras, Acting Planning Manager
David King, Assistant City Attorney

REVIEWS BY: Sam Lee, Director of Planning and Building Safety
Mark D. Hensley, City Attorney

APPROVED BY: Greg Carpenter, City Manager

BACKGROUND AND DISCUSSION:

I. Background and Discussion

Pacific Corporate Towers, LLC’s Request:

On May 31, 2016, Pacific Corporate Towers, LLC submitted an application to the City requesting approval of a 66'-4 ¾” x 11'-5 ¾” (761.69 square-foot) building identification sign at 100 North Sepulveda Boulevard. Any sign over 500 square feet in area must be reviewed and approved by the City Council (ESMC § 15-18-8(H)).

The subject property is on the north side of El Segundo Boulevard, east of Sepulveda Boulevard. The property is developed with two high-rise office buildings (Buildings A and B). Building A is
located on the northeast corner of Sepulveda Boulevard and El Segundo Boulevard and Building B is located along Sepulveda Boulevard in the middle of the block bounded by Grand Avenue to the north and El Segundo Boulevard to the south. The proposed building identification signage would be installed on the west elevation of Building A that faces Sepulveda Boulevard approximately 68-feet from the sidewalk. The proposed signage would be installed at an elevation of 275'-6" of the 291'-6" high building. The signage would be a set of illuminated face-lit channel letters that will read: GuthyRenker.

DirecTV/ATT’s Request:

In addition, on May 24, 2016, DirecTV/ATT submitted a written request to approve a 214' x 94' (20,116 square-foot) temporary building wrap on an office building at 2250 East Imperial Highway. The subject property is on the south side of Imperial Highway, west of Douglas Street. It is approximately 5.76 acres and developed with two 12-story office buildings and one 13-story parking structure totaling 690,052 square feet of office space. The proposed wrap will be installed on the top seven floors of the office building at 2250 East Imperial Highway, which faces the I-105 freeway and (Los Angeles International Airport (LAX) to the north.) The wrap is approximately 20,116 square feet (214' x 94') in size, made from an adhesive vinyl/plastic material, and will be attached directly to the exterior of the building.

The purpose of the building wrap is to advertise a new TV show produced by DirecTV/ATT and scheduled to air in early June. The show is scheduled to be on the air for ten weeks starting on June 1st. The requested temporary permit for the building wrap is intended to coincide with the same period the show will be on the air (June 9th to August 3rd).

El Segundo Municipal Code

The City’s sign regulations are found in Chapter 18 of Title 15 (Zoning Code) of the El Segundo Municipal Code (hereafter, “ESMC” or “Code”). The sign regulations include the following provisions pertinent to GuthyRenker’s and DirecTV/ATT’s pending applications:

1. On freestanding buildings, any “wall, fin, marquee, canopy, awning, projecting and roof signage [is allowed] up to 5% of each building face” (ESMC § 15-18-8(B));
2. Any “large sign … over 500 square feet in area is subject to city council approval” (ESMC § 15-18-8(H));
3. Temporary signs on non-residential properties are generally limited to a maximum size of 100 square feet and may not be displayed for more than one year (ESMC § 15-18-8(F));
4. Building identification signs are allowed, “provided the signs contain only the name and street address of the building upon which it is placed” and the signs are counted as a portion of the maximum signs otherwise permitted on the property, including for freestanding buildings, discussed above (ESMC § 15-18-8(L));
5. Billboards are prohibited in the City (15-18-11); “Billboards” are defined as “any sign erected for the purpose of advertising a product, event, business, person, or subject not located on the premises on which the sign is located and containing a surface or display area of 50 square feet or more” (ESMC § 15-1-6);
6. Outdoor advertising structures, outdoor advertising display, or billboard, regardless of size, are prohibited from being placed within 500 feet of either side of a state or county freeway or highway in a manner which makes the sign thereon visible to persons or passengers
upon any such thoroughfare, provided such signs do not advertise the business conducted or services rendered or the goods produced upon the property upon which the sign is placed (ESMC § 15-18-11(I));

7. Noncommercial copy may be substituted for any commercial copy on any sign that is allowed or permitted by the City; commercial speech cannot be favored over noncommercial speech, such as religious or political speech (ESMC § 15-18-2-1).

The Code Applied to the Recent Applications

With regard to GuthyRenker’s request for building identification signage, such signage is allowed by the ESMC but requires City Council approval because it exceeds 500 square feet in size. It should be noted, however, that GuthyRenker’s proposed signage does not exceed 5% of the building face. Thus, staff recommends that the City Council approve GuthyRenker’s application for building identification signage.

With regard to DirecTV’s request for off-site commercial advertising that is an estimated 20,116 square feet in size. The proposed signage would be affixed to the side of the freestanding building, but would exceed the maximum 5% of the building face and the 100 square feet maximum allowed for temporary signs.

The City Council has approved similar requests for temporary signage on the side of freestanding buildings for DirecTV, and Mattel previously; however, it appears that such prior approvals were made on an erroneous interpretation of the Code. Although the ESMC grants the City Council the authority to approve signs over 500 square feet, that provision only applies if the signage is within the 5% limit on each building face. Thus, on June 13, 2016, the Planning Director rejected DirecTV / ATT’s application since it was not permitted within the City’s existing Code.

Recent Developments in Sign Law and Necessary Code Amendments

The pending applications have brought attention to the Code sections referenced above, and staff is recommending that the City Council direct staff to prepare an ordinance amending the sign regulations to expressly clarify and harmonize the City’s sign regulations. For example, the Code section stating that “large sign … over 500 square feet in area is subject to city council approval” should better explain how it fits within the existing framework of the other Code provisions.

In addition, as part of the proposed ordinance, the sign regulations should be updated to conform to recent Constitutional cases, such as the Reed v. Town of Gilbert decision. The Reed decision held that cities may only regulate the content of signs if such regulations are narrowly tailored to further compelling government interests. This means that the City’s sign regulations should be revised to remove any distinctions based on the content of signs, unless a distinction is narrowly tailored and based on a compelling City interest. Because the sign regulations are included in the Zoning Code, such an ordinance would be considered first by the Planning Commission and then by the City Council (ESMC §15-26-2).

II. Environmental Analysis

The proposed project is exempt from additional CEQA analysis pursuant to CEQA Guidelines § 15301 as a Class 1 categorical exemption (Existing Facilities). The project consists of the
installation of building identification signage on an existing high-rise office building on one parcel in the Corporate Office (CO) Zone. The project is proposed to be built on a site that is substantially surrounded by urban uses. Furthermore, the site has no value as a habitat for endangered, rare, of threatened species. The project is consistent with the City’s General Plan and Zoning Code, and is not anticipated to have any significant impacts with regard to traffic, noise, air quality, or water quality.

III. Recommendation

For the foregoing reasons, staff recommend approval of GuthyRenker’s request for building identification signage; and the City Council direct to staff to prepare necessary amendments to the sign regulations.
SQUARE FOOTAGE CALCULATIONS:
46,931.5 SQ. FT. (bldg facade) x 5% = 2,346 SQFT ALLOWABLE SIGN AREA
2,307 SQ. FT. ALLOWABLE TOP SIGNAGE ON WEST ELEVATION
GUTHY RENKER SIGN: 761.69 SQ. FT.

Responsible Sign Vendor: Visible Graphics
LICENSE: 745555 EXP: 7/31/2016
Ken Kendall, Owner

Frontage = 161 ft.

West Elevation

Scale: 1:515

File Name: \SERVER\02\All Visible Docs\Working\Christina\10698R - Guthy Renker - El Segundo, CA\02 Drawings
FOR SIDE VIEW AND ATTACHMENT DETAILS PLEASE REFER TO SHEET 3.
EXISTING CURTAIN WALL PROOF TOP

#8 SHEET METAL SCREW PAINTED TO MATCH RETURN
BLACK TRIM CAP
ATTACH TO EXISTING PORCELAIN ENAMEL SPANDRE BAR PANELS W/ WHITE OUTLINE (LETTERS) 3M BRILLIANT GREEN (DIVIDER BAR)
.090 ALUMINUM BACK
.063 BLACK ALUMINUM RETURNS
12V DC LED POWER TRANSFORMER W/ DISCONNECT SWITCH AS REQUIRED
12VDC LED SUPPLY WIRE IN 1/2" PASS THRU
LOW VOLTAGE WHITE LEDS
FABRICATED ALUMINUM RACEWAY
120 V SIGN CIRCUIT (EXISTING)
CLEAR LEXAN TABS
1/4" DRAIN/WEEP HOLE WITH LIGHT BAFLE

---

Responsible Sign Vendor: Visible Graphics
LIC# 745555 EXP: 7/31/2016

Ken Kendall, Owner

---

Guthy Renker

---

Client Approval
Visible Graphics does NOT provide any warranty associated to sign location - responsibility of others

Landlord Approval
This design is the property of Visible Graphics and cannot be modified in whole or part without our written approval

---

Sheet: 3
SIGN LIGHTING MANDATORY MEASURES

SIGN LIGHTING CONTROLS

☐ Controls for All Signs. All signs with permanently connected lighting shall meet the requirements of Section 133.

☐ Automatic Time Switch Control. All signs with permanently connected lighting shall be controlled with an automatic time switch control that complies with the applicable requirements of Section 119.

☐ Photocontrol or Outdoor Astronomical Time Switch Control. All outdoor signs shall be controlled with a photocontrol or outdoor astronomical time switch control unless exempted from the exceptions. See Section 133(a)2.

☐ Signs are illuminated for less than one hour per day during daylight hours.
AGENDA DESCRIPTION:
Consideration and possible action to amend License Agreement #4698 and reduce the reservation fee for FY 16/17 from $3,000 to $1,500 for The El Segundo Nursery School Group to operate a non-profit pre-school at the Clubhouse Building. (Fiscal Impact: Reduction of reservation revenues of $1,500 in Fiscal Year 2016/17)

RECOMMENDED COUNCIL ACTION:
1. Approve or deny the request from The El Segundo Nursery School Group to reduce reservation fees as requested;
2. Alternatively, discuss and take other action related to this item.

ATTACHED SUPPORTING DOCUMENTS:
1. Letter from El Segundo Nursery School Draft License Agreement
2. License Agreement #4698

FISCAL IMPACT:
Reservation Revenues Reduction of $1500 in Fiscal Year 16/17

<table>
<thead>
<tr>
<th>Amount Budgeted</th>
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<tr>
<td>Additional Appropriation</td>
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</tr>
<tr>
<td>Account Number(s)</td>
<td>001-300-0000-3879 (Reservation Fees)</td>
</tr>
</tbody>
</table>

ORIGINATED BY: Meredith Petit, Director of Recreation and Parks
REVIEWED BY: Meredith Petit, Director of Recreation and Parks
APPROVED BY: Greg Carpenter, City Manager

BACKGROUND & DISCUSSION:
The El Segundo Nursery School Group ("Co-Op") has been operating a non-profit pre-school in El Segundo since 1947. Since the early 1950's the school has utilized the Clubhouse Building at Recreation Park as its home. During this time, it has served the community by offering this low cost program to El Segundo Residents utilizing limited funds for 2 part-time staff members and hundreds of parent volunteer hours to run the program. The program currently serves 24 students per academic year and operates 3 days per week, Tuesday-Thursday, from 8:30 a.m. – 12:30 p.m., from early September through early June.

On May 20, 2014, City Council approved a fee schedule establishing new hourly rates for Recreation and Parks Department facilities. The approved rate for the school to reserve the Clubhouse would be $15 per hour. The school utilizes the facility approximately 400 hours per year, yielding fees of nearly $6,000. Due to their non-profit status and low registration cost of the program, paying the entire fee would put a burden on the operations of the school.

In June 2014, Recreation and Parks Staff met with representatives from the school to discuss the change in reservation fees. Through this meeting, it was mutually agreed upon that the Co-Op could afford about half of the fee per year, or $3,000 annually. Additionally, the City and Co-Op staff agreed to phase the fee in over a three-year period to allow the program time to find alternative ways to raise funds and build this reservation fee into their operating budget. In accordance with the executed License Agreement
#4698, Co-Op paid $750 in FY14/15 and $1,500 in FY15/16. The agreement indicates a fee of $3,000 for FY16/17, which would be collected in two equal payments on or before December 1, 2016, and July 1, 2017.

In a letter dated May 6, 2016, the President of the school has requested that the fee for FY16/17 be renegotiated from $3,000 to $1,500 for the school year. The letter indicates that low enrollment has been a primary cause for the inability to fundraise what would be necessary to pay the full reservation fee.

Should the City Council grant the request, an amendment to the License Agreement would be required and could be prepared as to form by the City Attorney and executed by the City Manager.
May 6, 2016

VIA ELECTRONIC MAIL
Greg Carpenter, City Manager
Tracy Weaver, City Clerk
Karl Berger, Assistant City Attorney
Suzanne Fuentes, Mayor
Drew Boyles, Mayor Pro Tem

Re: El Segundo Cooperative Nursery School; Renegotiation of License

To Whom It May Concern,

On October 22, 2014 The El Segundo Cooperative Nursery School executed a License Agreement with the City of El Segundo to use the bottom portion of the George E. Gordon Clubhouse. We occupy the premises Tuesday, Wednesday and Thursday from 8:30am-12pm. To the best of our knowledge, our small, non-profit preschool has operated in the Clubhouse, without fees, since 1947. The License agreement outlines a fee schedule due/payable to the City. We are current on these fees:

- $750 for the 2014/2015 school term.
- $1,500 for the 2015/2016 school term.
- $3,000 for the 2016/2017 school term.

Our class for the 2015/2016 term is 16 students who pay $95/$145 a month depending upon the program. These dues cover our two teacher’s annual salaries, all supplies, insurance and field trips. In addition to dues, we ask our parents to participate in monthly fundraisers and help with our annual Casino Night. Casino Night is our main fundraiser that funds the following year. We receive no other funding from the City or the State.

I am writing in the hopes of renegotiating our $3,000 fee due for the 2016/2017 school year. We kindly ask that this fee be reduced to this past year’s rate of $1,500. With low enrollment and the assessment of the $1,500 rental fee for this year, we feel that a higher assessment of $3,000 due next year will be very difficult for us to pay.

Please keep in mind when considering this request that the El Segundo Cooperative Nursery School provides a valuable service to the El Segundo community. The school is one of the few pre-school options to choose from in the City and the only option where parents are given the opportunity to substitute their own hard work in lieu of tuition fees that they may otherwise not be able to afford. I truly believe that both the City and Recreation Park benefit from their association with this wonderful well run pre-school.

I thank you kindly for your consideration.

Sincerely,

Sara K. Whelan

President

Cc: Tracey O'Shea
2016 El Segundo Cooperative Nursery School Board
El Segundo City Council Members
LICENSE AGREEMENT BETWEEN THE  
CITY OF EL SEGUNDO AND  
THE EL SEGUNDO NURSERY SCHOOL GROUP  

THIS LICENSE is made and executed this 22nd day of October, 2014, between the CITY OF EL SEGUNDO, a municipal corporation ("CITY"), and THE EL SEGUNDO NURSERY SCHOOL GROUP, a California non-profit corporation ("LICENSEE").

1. LICENSE; DESCRIPTION OF PROPERTY. CITY licenses LICENSEE to use, on the terms and conditions in this License, real property located at the George E. Gordon Clubhouse, 300 E. Pine Ave., El Segundo, CA ("Property"). CITY's action is not, and should not be construed to be, a conveyance of a property interest or a lease; it is a license to use property only.

2. USE OF PROPERTY.
   
   A. LICENSEE may temporarily use the Property for the purposes of operating nursery school programs.

   B. CITY may change, amend, or terminate LICENSEE's use of Property at any time, and in its sole discretion, verbally or in writing.

3. TERM. Except as provided in Section 4, the term of this license will begin on October 1, 2014 and end on September 30, 2017. Upon mutual written agreement between the parties, this License may be renewed for additional time.

4. TERMINATION.
   
   A. As stated above, CITY may terminate this License at any time with or without cause, upon written or verbal notification. Termination will be effective upon notification, unless CITY specifies otherwise.

   B. LICENSEE may terminate this License at any time in writing at least five (5) days before the effective termination date.

   C. By executing this document, LICENSEE waives any and all claims for damages that might otherwise arise from CITY's termination under this Section.

   D. Upon termination, LICENSEE will remove all personal property and improvements from Property within thirty (30) days. Property will be left in a clean and orderly fashion.

5. COMPENSATION. In exchange for the use of the facilities at Property, LICENSEE agrees to pay CITY a sum of Seven Hundred Fifty Dollars ($750) in FY 14/15, One Thousand Five Hundred Dollars ($1,500) in FY 15/16, and Three Thousand Dollars ($3,000) in FY 16/17 for
the term of this License. The Parties acknowledge that on May 20, 2014, the City Council approved a fee schedule establishing new hourly rates for Recreation and Parks Department facilities, and that the newly approved rate for the Property would be $15 per hour. Based on LICENSEE’s estimated use of the Property for approximately 400 hours per year, the LICENSEE’s total use of the Property would cost $6,000. However, in light of LICENSEE’s non-profit status, CITY has agreed to discount the fee by 50% ($3,000) for FY 16/17 and to further reduce this discounted rate by 50% and 75% ($750 and $1,500, respectively) for FYs 14/15 and 15/16.

The Parties agree that LICENSEE must pay $750 on July 1, 2015, $750 on December 1, 2015, $750 on July 1, 2016, $1,500 on December 1, 2016 and $1,500 on July 1, 2017. In the event that this Agreement is terminated pursuant to Section 4, above, LICENSEE is entitled to a refund of the total amount paid to the CITY pro-rated by the number of hours remaining in the academic year that the Property will not be used by LICENSEE.

6. CONDEMNATION. If all or part of Property is acquired by eminent domain or purchase in lieu thereof, LICENSEE acknowledges that it will have no claim to any compensation awarded for the taking of Property or any portion thereof or for loss of or damage to LICENSEE’s improvements.

7. RELOCATION BENEFITS. LICENSEE acknowledges that it has been informed that CITY is a public entity and that Property was previously acquired by CITY for a public purpose. LICENSEE further acknowledges that any rights acquired under this License arose after the date of acquisition of Property and that said rights are subject to termination when Property is needed by CITY. LICENSEE hereby acknowledges that at the time of said termination of this License by CITY, it will not be a “displaced person” entitled to any of the relocation assistance or benefits offered to displaced persons under State or Federal law.

8. ALTERATIONS. LICENSEE will not make, or cause to be made, any alterations to Property, or any part thereof, without CITY’s prior written consent.

9. HAZARDOUS/TOXIC WASTE. CITY has not, nor, to CITY’s knowledge, has any third party used, generated, stored or disposed of, or permitted the use, generation, storage or disposal of, any Hazardous Material (as defined below) on, under, about or within Property in violation of any law or regulation. LICENSEE agrees that it will not use, generate, store or dispose of any Hazardous Material (as defined below) on, under, about or within Property in violation of any law or regulation. LICENSEE agrees to defend and indemnify CITY, to the extent stated in Section 12, against any and all losses, liabilities, claims or costs arising from any breach of any warranty or agreement contained in this Section. As used in this Section, “Hazardous Material” means any substance, chemical or waste that is identified as hazardous, toxic or dangerous in any applicable federal, state or local law or regulation (including petroleum and asbestos).

10. SIGNS. LICENSEE will not place any sign upon Property without CITY’s prior written consent. LICENSEE will pay for all costs of any approved signage and comply with all applicable sign codes and ordinances.
11. ASSIGNMENT. LICENSEE will not be permitted to assign this License or any interest therein.

12. INDEMNIFICATION.

A. LICENSEE will hold CITY harmless and free from any and all liability arising out of this License, or its performance, except for such loss or damage arising from CITY’s sole negligence or willful misconduct. Should CITY be named in any suit, or should any claim be against it, by suit or otherwise, whether the same be groundless or not, arising out of this License, or its performance, pursuant to this License, LICENSEE will defend CITY (at CITY’s request and with counsel satisfactory to CITY) and will indemnify it for any judgment rendered against it or any sums paid out in settlement or otherwise.

B. For purposes of this section “CITY” includes CITY’s officers, officials, employees, agents, representatives, and certified volunteers.

C. LICENSEE expressly agrees that this release, waiver, and indemnity agreement is intended to be as broad and inclusive as is permitted by the law of the State of California and that if any portion is held invalid, it is agreed that the balance will, notwithstanding, continue in full legal force and effect.

D. It is expressly understood and agreed that the foregoing provisions will survive termination of this License.

E. The requirements as to the types and limits of insurance coverage to be maintained by LICENSEE as required by Section 13 below, and any approval of said insurance by CITY, are not intended to and will not in any manner limit or qualify the liabilities and obligations otherwise assumed by LICENSEE pursuant to this License, including but not limited to the provisions concerning indemnification.

13. INSURANCE.

A. Before commencing performance under this License, and at all other times this License is effective, LICENSEE will procure and maintain the following types of insurance with coverage limits complying, at a minimum, with the limits set forth below:

<table>
<thead>
<tr>
<th>Type of Insurance</th>
<th>Limits (combined single)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Commercial general liability:</td>
<td>$2,000,000</td>
</tr>
<tr>
<td>Business automobile liability:</td>
<td>$1,000,000</td>
</tr>
</tbody>
</table>

Page 3 of 7
Workers compensation                  Statutory limits

B. Commercial general liability insurance will meet or exceed the requirements of the most current ISO Forms. The amount of insurance set forth above will be a combined single limit per occurrence for bodily injury, personal injury, and property damage for the policy coverage. Liability policies must be endorsed to name CITY, its officials, and employees as “additional insureds” under said insurance coverage and to state that such insurance will be deemed “primary” such that any other insurance that may be carried by CITY will be excess thereto. Such insurance will be on an “occurrence,” not a “claims made,” basis and will not be cancelable except upon thirty (30) days prior written notice to CITY except for nonpayment of premiums which may be cancelable upon ten (10) day notice.

C. LICENSEE will furnish to CITY duly authenticated Certificates of Insurance and Endorsements evidencing maintenance of the insurance required under this License and such other evidence of insurance or copies of policies as may be reasonably required by CITY from time to time. Insurance must be placed with insurers with a current A.M. Best Company Rating equivalent to at least a Rating of “A:VII.” Certificate(s) must reflect that the insurer will provide thirty (30) day notice of any cancellation of coverage. CONTRACTOR will require its insurer to modify such certificates to delete any exculpatory wording stating that failure of the insurer to mail written notice of cancellation imposes no obligation, and to delete the word “endeavor” with regard to any notice provisions.

D. Should LICENSEE, for any reason, fail to obtain and maintain the insurance required by this License, CITY may obtain such coverage at LICENSEE’s expense and charge the cost of such insurance to LICENSEE under this License or terminate pursuant to Section 4.

14. COMPLIANCE WITH LAW. LICENSEE will, at its sole cost and expense, comply with all of the requirements of all federal, state, and local authorities now in force, or which may hereafter be in force, pertaining to Property and will faithfully observe in the use of Property all applicable laws. The judgment of any court of competent jurisdiction, or the admission of LICENSEE in any action or proceeding against LICENSEE, whether CITY be a party thereto or not, that LICENSEE has violated any such ordinance or statute in the use of Property will be conclusive of that fact as between CITY and LICENSEE.

15. BREACH OF AGREEMENT. The violation of any of the provisions of this License will constitute a breach of this License by LICENSEE, and in such event said License will automatically cease and terminate.

16. WAIVER OF BREACH. Any express or implied waiver of a breach of any term of this License will not constitute a waiver of any further breach of the same or other term of this License.
17. **ENTRY BY CITY AND PUBLIC.** This License does not convey any property interest to LICENSEE. Except for areas restricted because of safety concerns, CITY and the general public will have unrestricted access upon Property for all lawful acts.

18. **INSOLVENCY; RECEIVER.** Either the appointment of a receiver to take possession of all or substantially all of the assets of LICENSEE, or a general assignment by the LICENSEE for the benefit of creditors, or any action taken or offered by LICENSEE under any insolvency or bankruptcy action, will constitute a breach of this License by LICENSEE, and in such event said License will automatically cease and terminate.

19. **NOTICES.** Except as otherwise expressly provided by law, all notices or other communications required or permitted by this License or by law to be served on or given to either party to this License by the other party will be in writing and will be deemed served when personally delivered to the party to whom they are directed, or in lieu of the personal service, upon deposit in the United States Mail, certified or registered mail, return receipt requested, postage prepaid, addressed to LICENSEE at:

   The El Segundo Nursery School Group  
   300 East Pine Ave.  
   Street El Segundo, CA 90245  

   or to CITY at:  

   Department of Recreation & Parks  
   350 Main Street  
   El Segundo, CA 90245

   Either party may change its address for the purpose of this Section by giving written notice of the change to the other party.

20. **ACCEPTANCE OF FACSIMILE SIGNATURES.** The Parties agree that agreements ancillary to this License and related documents to be entered into in connection with this License will be considered signed when the signature of a party is delivered by facsimile transmission. Such facsimile signature will be treated in all respects as having the same effect as an original signature.

21. **GOVERNING LAW.** This License has been made in and will be construed in accordance with the laws of the State of California and exclusive venue for any action involving this License will be in Los Angeles County.

22. **PARTIAL INVALIDITY.** Should any provision of this License be held by a court of competent jurisdiction to be either invalid or unenforceable, the remaining provisions of this License will remain in effect, unimpaired by the holding.
23. ENTIRE AGREEMENT. This instrument and itsAttachments constitute the sole agreement between CITY and LICENSEE respecting Property, the use of Property by LICENSEE, and the specified License term, and correctly sets forth the obligations of CITY and LICENSEE. Any agreement or representations respecting Property or its licensing by CITY to LICENSEE not expressly set forth in this instrument are void.

24. CONSTRUCTION. The language of each part of this License will be construed simply and according to its fair meaning, and this License will never be construed either for or against either party.

25. AUTHORITY/MODIFICATION. The Parties represent and warrant that all necessary action has been taken by the Parties to authorize the undersigned to execute this License and to engage in the actions described herein. This License may be modified by written agreement. CITY’s city manager, or designee, may execute any such amendment on behalf of CITY.

26. COUNTERPARTS. This License may be executed in any number or counterparts, each of which will be an original, but all of which together will constitute one instrument executed on the same date.

IN WITNESS WHEREOF the parties hereto have executed this contract the day and year first hereinabove written.

CITY OF EL SEGUNDO

Greg Carpenter, City Manager

[Signature]

[Signature]

ATTEST:

[Signature]

Tracy Weaver, City Clerk

Taxpayer ID No. _____________

APPROVED AS TO FORM:
MARK D. HENSLEY, City Attorney

By: 
Karl H. Berger, Assistant City Attorney
Exhibit A

Scope of Services

LICENSEE agrees to provide the following services at CITY's George E. Gordon Clubhouse Drop-In Room:

1. Certified and/or trained staff to operate programs offered by The El Segundo Nursery School Group.

CITY agrees that LICENSEE may utilize the following annual schedule:

September to June:
- Tuesdays/Wednesdays/Thursdays (8:30am – 12:30pm).
- Parent Meetings on the 2nd Tuesday of the month (7:00 – 8:30pm).
- One morning during graduation week in the Multipurpose room.
13. Consideration and possible action regarding policy options for the Park Vista Senior Housing Facility, located at 615 E. Holly Ave., regarding the loan repayment agreement between the City of El Segundo and the El Segundo Senior Citizen Housing Corporation ("Corporation") and continued funding of the Voters' Trust Account.

(Fiscal Impact: range of $882,544.00)

Recommendation - 1) City Council discuss the various policy options regarding the loan repayment agreement between the City of El Segundo and the Housing Corporation, discuss whether to continue funding the Voters’ Trust Account, and provide staff direction on the recommended policy direction.; and/or 2) Alternatively discuss and take other action related to this item.
EL SEGUNDO CITY COUNCIL
MEETING DATE: June 21, 2016
AGENDA STATEMENT
AGENDA HEADING: Consent Agenda

AGENDA DESCRIPTION:
Consideration and possible action to accept as complete the Park Vista Senior Housing Facility Emergency Deck Repair Project and allocate funding from Park Vista reserves to cover design services and construction costs. Project No. PW14-17 (Fiscal Impact: $78,345.59)

RECOMMENDED COUNCIL ACTION:
1. Accept the Park Vista Senior Housing Facility emergency deck repair as complete
2. Authorize the City Clerk to file a Notice of Completion in the County Recorder's Office.
3. Authorize a transfer of $78,345.59 from the Park Vista Senior Housing Fund to the Building Maintenance Fund to cover design services and construction costs.
4. Alternatively, discuss and take other possible action related to this item.

ATTACHED SUPPORTING DOCUMENTS:
Notice of Completion

FISCAL IMPACT: Potential
Amount Budgeted: $0
Additional Appropriation: Yes $78,345.59 from the Park Vista Senior Housing Fund
Account Number(s): 405-400-000-6215 (Facilities Maintenance Fund)

ORIGINATED BY: Stephanie Katsouleas, Director of Public Works
REVIEWED BY: Gregg Kovasevich, Assistant City Attorney
APPROVED BY: Greg Carpenter, City Manager

BACKGROUND AND DISCUSSION:

On November 18, 2014, City Council adopted a resolution declaring that an emergency existed at the Park Vista Senior Housing Facility and authorized staff to begin the necessary steps to remedy the flooding problems associated with the rooftop deck on the second floor above the parking garage and meeting room. The flooding primarily affected units 219, 220 and 221, whereby whenever there was significant rain the units would experience water intrusion through their sliding glass doors which were at the same elevation as the rooftop deck. This problem has existed since the building was originally constructed, but seems to have worsened over the past several years. Because significant rainfall was expected, the health concern for the occupants of these three units became an imminent issue.

Immediately after approval of the emergency declaration, staff began the steps necessary to retain Phoenix Engineering for design services, which ultimately included a thorough review of the original construction documents, surveying current elevations and conditions, and developing plans for three options. The three options developed included raising the sliding glass doors,
raising the deck and enhancing the slope toward the drains, and installing six additional drain inlets. Those designs were substantially completed in April and submitted for plan check. The engineering consultant and staff recommended installing the six drains on the northern side of the roof deck because it would be the least intrusive for the residents, would provide additional capture of rainwater discharges and likely cost the least of the options available.

The engineering consultant received and forwarded two bids in late May, where were presented to the Senior Housing Board at their next meeting in late June. Unfortunately, the bids were much higher than the projected estimate provided by the consultant. The Board rejected the two bids and authorized staff to seek additional bids from more "local" contractors. Over the next several months, staff reached out to and provided job walks for eight additional contracting companies. Most of them appeared very interested at the job walks, but ultimately declined to bid on the project. One contractor bid but then declined to enter into a contract. Another contractor bid on the project, entered into a contract but ultimately could not secure the proper insurance and endorsements. In all, the process of seeking bids and trying to secure any reasonably priced contractor lasted nearly six months due to the efforts involved in finding contractors, having them respond to our inquiry, scheduling job walks, waiting for responses/bids, and then starting over when they ultimately declined to bid. It was finally determined that the long-term liability to the contractor for coring through a concrete deck with rebar and then guaranteeing that it would be waterproof once completed was insurmountable.

Staff then received approval from the Housing Board to proceed with the alternate plan design, which including removing and replacing (raising) the sliding glass doors and making deck modifications. Staff was able to secure Bino Construction for this work by the end of the year. New doors were then ordered in January and arrived in February. A pre-construction meeting took place in early February and the work was scheduled to commence at the beginning of March. Installation of the three new doors and subsequent stucco and dry-wall patching was substantially completed in early April. Shortly thereafter, work on the deck slope modifications commenced, whereupon it was discovered that the deck of unit 219 appeared to have had mitigation work done to it years earlier. However, the work was not done properly as there was substantial water intrusion, deteriorated flashing and wood rot under the existing deck. This had to be removed and replaced before the new deck coating could be applied. Work on the other two units proceeded without incident for the next three weeks. Once the water intrusion repairs were made on unit 219, the deck coating was also applied and cured. In all, the work was totally completed by the end of May.

Expenditures for this work are as follows:

<table>
<thead>
<tr>
<th>Amount</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>$21,452.50</td>
<td>Total Engineering Design Services</td>
</tr>
<tr>
<td>$35,118.09</td>
<td>Door Replacements – Labor and Materials</td>
</tr>
<tr>
<td>$18,775.00</td>
<td>Deck Sloping Modifications</td>
</tr>
<tr>
<td>$3,000.00</td>
<td>Deck Wood Rot Damage Repair</td>
</tr>
<tr>
<td>$56,893.09</td>
<td>Total Construction Expenses</td>
</tr>
<tr>
<td>$78,345.59</td>
<td>Total Project Budget</td>
</tr>
</tbody>
</table>

When the original emergency declaration was issued, it was undetermined how the engineering services and construction work would ultimately be funded. In the interim, staff utilized the
City’s Building Maintenance Fund (405 account) to cover these costs. However, staff recommends that funds be allocated from Park Vista reserves to cover these costs and that the 405 account be reimbursed from the Park Vista Fund.
NOTICE OF COMPLETION OF CONSTRUCTION PROJECT

Project Name: Park Vista Senior Housing Deck Repairs

Project No.: PW 14-17  Contract No. 4987

Notice is hereby given pursuant to State of California Civil Code Section 3093 et seq that:

1. The undersigned is an officer of the owner of the interest stated below in the property hereinafter described.

2. The full name of the owner is: City of El Segundo

3. The full address of the owner is: City Hall, 350 Main Street, El Segundo, CA, 90245

4. The nature of the interest of the owner is: Public Facilities

5. A work of improvement on the property hereinafter described was field reviewed by the City Engineer on June 5, 2016. The work done was: Park Vista Door and Deck Repairs.

6. On June 21, 2016, City Council of the City of El Segundo accepted the work of this contract as being complete and directed the recording of this Notice of Completion in the Office of the County Recorder.

7. The name of the Contractor for such work of improvement was: James McNary

8. The property on which said work of improvement was completed is in the City of El Segundo, County of Los Angeles, State of California, and is described as follows: El Segundo City Hall.

9. The street address of said property is: 615 Holly Avenue, El Segundo, CA, 90245

Dated: ___________________________  Stephanie Katsouleas
          Public Works Director

VERIFICATION

I, the undersigned, say: I am the Director of Public Works/City Engineer of the City El Segundo, the declarant of the foregoing Notice of Completion; I have read said Notice of Completion and know the contents thereof; the same is true of my own knowledge.

I declare under penalty of perjury the foregoing is true and correct.

Executed on ______________________, 2016 at El Segundo, California,

Stephanie Katsouleas
Public Works Director
AGENDA DESCRIPTION:
Consideration and possible action to expand the Technology Subcommittee to include local industry representatives and residents as an advisory board to review and provide recommendations specific to the City's technology systems. (Fiscal Impact: $0).

RECOMMENDED COUNCIL ACTION:

1. Direct staff to develop a recommendation for expanding the Technology Subcommittee to become an advisory body consisting of industry representatives and residents with the expertise to advise the City on its technology systems.

2. Alternatively, discuss and take other action related to this item.

ATTACHED SUPPORTING DOCUMENTS:
1) None

FISCAL IMPACT: None

Amount Budgeted: None
Additional Appropriation: N/A
Account Number(s): N/A

ORIGINATED BY: Brian Evanski, Captain
REVIEWED BY: Greg Carpenter, City Manager
APPROVED BY: Drew Boyles, Mayor Pro Tem and Carol Pirsztuk, Council Member

BACKGROUND AND DISCUSSION:
Throughout the years the City has purchased, installed and implemented numerous technologies including various software, devices and equipment to help make the respective Departments more effective and efficient. This incremental approach has resulted in a lack of interoperability among departments and has resulted in maintenance and service issues and has created inefficiencies.

In previous years, a Technology Subcommittee of the City Council has assisted in the evaluation, prioritization and planning of technology projects and purchases. This Subcommittee provided useful recommendations and offered suggestions for a “best practices” approach to implementing, using and maintaining new systems involving technology.
RECOMMENDED ACTION:

In an effort to obtain recommendations and opinions toward technology projects, it is requested that Council Subcommittee work with Staff to broaden the membership to take advantage of the wealth of knowledge and experience that exists in our community. The Technology Subcommittee should be an advisory board with a good understanding of the “best practices” used for business and governmental technology. We believe that this expanded outreach and involvement will improve our understanding of system options, systems integration, project management and implementation.
Art serves an important role – it can stimulate thought and conversation, it can promote innovation and creativity and it can define a community. With the presence of ESMOA, the Automobile Driving Museum, galleries, recording studios and music venues and events like the Art Walk, El Segundo has an established and growing connection to arts and culture. This connection can be further cultivated, promoted and enhanced through the formation of an advisory group of community members that can formulate plans and make recommendations to the City Council.

This approach is common in a number of cities as indicated by the preliminary research staff conducted. The attached survey found that a number of South Bay/West LA County cities, including Manhattan Beach, Redondo Beach, Hawthorne, Carson, Torrance, Culver City, Santa Monica and West Hollywood have some type of advisory body for this purpose. Their roles differ but some common themes include development or arts and culture master plans, involvement in selection of public art, responsibility for coordination of development related public art programs, event coordination and support and advocacy for local artists and art.

An enhanced arts program can assist the City in promoting public beautification, education, tourism and economic development. I would recommend that the City Council direct staff to research best practices and return with an outline for the formation of an Arts and Culture Advisory Committee.
<table>
<thead>
<tr>
<th>City</th>
<th>Name</th>
<th>Staff Liaison</th>
<th>Members</th>
<th>Appointed</th>
<th>Meeting</th>
<th>Function</th>
<th>Sample Projects</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carson</td>
<td>Cultural Arts Commission</td>
<td>Community Services Program Manager</td>
<td>9</td>
<td></td>
<td>Monthly</td>
<td>Advises Council on planning and developing of cultural enrichment programs and activities which promote interest, understanding and participation in all fields of the arts.</td>
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<tr>
<td>Culver City</td>
<td>Cultural Affairs Commission</td>
<td>Cultural Affairs Coordinator</td>
<td>5</td>
<td>Yes</td>
<td></td>
<td>Advisory capacity on matters pertaining to the enrichment of the community through fine arts, visual arts, performing arts, arts education, historic preservation and cultural issues; advocate for cultural activities; implement the City's Public Art Program, and encourage the integration of cultural affairs into the social and economic fabric of the City.</td>
<td>Public Art, Historic Preservation; Performing Arts Grants; Musical Concert Series and Special Events.</td>
</tr>
<tr>
<td>Hawthorne</td>
<td>Parks &amp; Rec / Fine Arts Commission</td>
<td>Parks &amp; Rec</td>
<td>7</td>
<td></td>
<td>Monthly</td>
<td>Acts in advisory capacity to the City Council and the City Parks and Recreation Department in all matters pertaining to parks and public recreation and to cooperate with other governmental agencies and civic groups in the advancement of sound park and recreation planning and programming; make periodic inventories of recreation services that exist or may be needed and interpret the needs of the public to the City Council and to the city manager; advise the city manager and director of parks and recreation in the preparation of the annual budget and a long-range recreation capital improvement program.</td>
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</table>
## Sample Survey of Cities with Arts and Culture Advisory Bodies

**June 16, 2016**

<table>
<thead>
<tr>
<th>City</th>
<th>Name</th>
<th>Staff Liaison</th>
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</tr>
</thead>
<tbody>
<tr>
<td>Manhattan Beach</td>
<td>Cultural Arts Commission</td>
<td>Recreation Services Manager</td>
<td>5</td>
<td>Yes</td>
<td>Every Other Month</td>
<td>Established by resolution. Responsible for developing a master plan for cultural arts in the City, encouraging and supporting art education programs in the community and schools, participating in the Arts in Public Places selection process, and assisting in the Art in Civic Spaces Program.</td>
<td>Sculpture Garden; Cultural Arts Exhibition; City's 75 Year Celebration (Bands/Blues Theme, Food Booths, Activities for Kids); Downtown Specific Plan (Community Workshop); Decommissioning Policy; Legal Language in relation to federal &amp; local laws, Fundraiser for Foundation of the Arts, Social Media. Art Lab funded by General Fund; Pier Public Art Project; Strand Stairs Project; Kiosk Museum Project.</td>
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<tr>
<td>Redondo Beach</td>
<td>Public Art Commission</td>
<td>Community Services Director</td>
<td>7 (2 appointed from among professional s in the discipline of architecture, landscape, urban planning, engineering, design or other related cultural and arts disciplines, to the extent such professional s are available in the City; 2 appointed from a recognized arts or artists orgs; 3 appointed at large.)</td>
<td>Yes</td>
<td>Every Other Month</td>
<td>1. Act as adviser to Council re: art gift, purchase or commission, 2. Make recommendation re: art guidelines, criteria, and acquisition, commissioning, deaccession, preservation, and maintenance, 3. Prioritize art projects, 4. Stimulate public interest, 5. Perform other duties as assigned by Council.</td>
<td>Welcome to Redondo Beach Mural; Public Art Master Plan; Memo re: Public Art Ordinance; Greenstreet Redondo Public Art Sculpture &amp; Mural; Catalina Entryway Sculpture Lighting Update; Esplanade Bollard Mosaics Funding;</td>
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<tr>
<td>Santa Monica</td>
<td>Cultural Affairs and Arts</td>
<td>Community and Cultural Services</td>
<td>13</td>
<td>Yes</td>
<td>Monthly</td>
<td>Oversees cultural programming to ensure a regular and ongoing assessment of art programs in the City. Advises on matters of policy, and strive to encourage the flow of art into the City and stimulate art activities among residents. (Increase public participation, individual engagement and community involvement in the arts; integrate art into the daily life of our community through public arts projects; provide support and services to individual artists and nonprofit arts organizations; expand and deepen the role of the arts in education, including the arts of diverse cultures; encourage the presence of galleries, museums, theaters and performance spaces, and help maintain artists living and working spaces in the community; be engaged in the national, state, and local dialogue around public support of the arts; honor and support artistic vision, artistic excellence and freedom of expression.)</td>
<td>Murals; interactive installations, grants; houses Bergamot Station, CA Heritage Museum, Miles Playhouse, Santa Monica Museum of Art; Non-profit arts agencies doubled in the last ten years; + 60 commercial art galleries, numerous live theaters and movie theaters, several bookstores, and myriad of music venues, help attract and anchor a large and diverse creative sector, enriching the City’s cultural and economic base; Arts Foundation = nonprofit agency dedicated to promoting the arts by raising funds to finance art programs developed by the Commission.</td>
</tr>
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</table>
## Sample Survey of Cities with Arts and Culture Advisory Bodies

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<tr>
<td>Torrance</td>
<td>Cultural Arts Commission</td>
<td>Cultural Services Manager - Community Services Department</td>
<td>7</td>
<td></td>
<td>Monthly</td>
<td>Honor Torrance citizens whose contributions to the arts are such that the City formally recognizes their achievements; to expand the utilization of the Cultural Arts Center by both touring and local artists, to broaden community awareness of the arts through work with PTAs and other citizen groups and orgs. Long range goals are to encourage and promote live cultural presentations for the citizens of Torrance and surrounding cities, and to continue cultural education through City conducted classes, in both the visual and performing arts.</td>
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</tr>
<tr>
<td>West Hollywood</td>
<td>Performing Arts &amp; Cultural Affairs Commission</td>
<td>Cultural Affairs Admin</td>
<td>7</td>
<td>Yes</td>
<td>Monthly</td>
<td>Liaison between City departments, commission and boards and the Commission on arts and cultural affairs projects and city sponsored events. The mission of the Commission is to promote and nurture the arts and cultural life of the City of West Hollywood. It achieves its mission by: -providing accessible arts and cultural programming for all residents; -supporting quality arts and cultural organizations in the City; -promoting arts and cultural activities; -advising City Council on policies affecting the arts and cultural life of the City, its residents and the organizations that provide such services to the City.</td>
<td>Murals; Electronic Bilboard; Art Exhibit; Film; Music, Literary Arts; Theatre; Visual Arts/Public Arts (Art on the Outside/Urban Art Program/Gallery &amp; Museum Scene/Exhibitions); Free Theatre in the Park; One City One Pride; Winter and Summer Sounds; Public Art Conservation</td>
</tr>
<tr>
<td>West Hollywood</td>
<td>Performing Arts &amp; Cultural Affairs Sub-committee</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Oversees the City's annual Arts Grants program, which provides grants to nonprofit arts organizations to present cultural activities in the City.</td>
<td>Grants</td>
</tr>
<tr>
<td>West Hollywood</td>
<td>Urban Arts Sub-committee</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Takes lead in making recommendations with respect to artist selection, schematic plan, final art plan and installation of arts.</td>
<td>Urban Arts Program - Pursuant to WHMC 19.38, developers are required to certain projects to contribute 1% of the development valuation to public art.</td>
</tr>
</tbody>
</table>