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, FEBRUARY 3, 2009 - 6:00 P.M.

Next Resolution # 4588
Next Ordinance # 1426

6:00 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:

None

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(a)) –
-0- matter

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code §54956.9(b): -1- potential case (no further public statement is required at this time); Initiation of litigation pursuant to Government Code §54956.9(c): -0- matter.

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

CONFERENCE WITH CITY'S LABOR NEGOTIATOR (Gov't Code §54957.6): - 0- matters

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

SPECIAL MATTERS: - 0- matter
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.

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REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, FEBRUARY 3, 2009 - 7:00 P.M.

Next Resolution # 4588
Next Ordinance # 1426

7:00 P.M. SESSION

CALL TO ORDER

INVOCATION –

PLEDGE OF ALLEGIANCE – Council Member Carl Jacobson
PRESENTATIONS

1. Presentation of trophies to the 2008 Holiday Parade winners by the El Segundo Chamber of Commerce
2. Proclamation declaring February 6, 2009 “Go Red for Women” Day

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.

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

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. Warrant Numbers 2569836 to 2570050 on Register No. 8 in the total amount of $1,200,502.43 and Wire Transfers from 1/09/09 to 1/23/09 in the total amount of $2,165,102.83.

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.


Recommendation – Approval.

3. Consideration and possible action to approve the exchange of Federal Surface Transportation Program Local Funds (STP-L) for a like amount of Los Angeles County Metropolitan Transportation Authority (LACMTA) Funds in the amount of $401,176.00. (Fiscal Impact: $393,153.00)

Recommendation – (1) Approve the exchange of STP-L Funds with LACMTA Funds; (2) Authorize the City Manager to execute the Memorandum of Understanding, approved by the City Attorney; (3) Alternatively, discuss and take other action related to this item.

4. Consideration and possible action regarding approval of job classification title revisions for the Principal Civil Engineer and the Associate Civil Engineer positions. (Fiscal Impact: None)

Recommendation – (1) Approve and change the job classification titles for the Principal Civil Engineer position to Principal Engineer and the Civil Engineering Associate position to Associate Engineer; (2) Adopt the Resolution establishing a basic monthly salary for Principal Engineer and Associate Engineer; (3) Alternatively, discuss and take other action related to this item.

5. Consideration and possible action regarding the adoption of Ordinance No. 1425 amending the El Segundo Municipal Code to allow limited sales of automobiles as an accessory use in the Small Business (SM) and Medium Manufacturing (MM) Zones. (Fiscal Impact: None)

Recommendation – (1) Second reading by title only, and adoption of Ordinance No. 1425 for Environmental Assessment No. EA-805 and Zone Text Amendment No. 08-02; (2) Alternatively, discuss and take other possible action related to this item.
6. Consideration and possible action regarding awarding a contract to S&L Specialty Contracting, Inc. for construction related to Group 30 (21 homes) of the City's Residential Sound Insulation Program (Project No. RSI 08-22). (Estimated construction cost and retention: $702,075)

Recommendation – (1) Award a contract to S&L Specialty Contracting, Inc. for Group 30; (2) Authorize the City Manager to execute a contract in a form approved by the City Attorney; (3) Alternatively discuss and take other action related to this item.

7. Consideration and possible action regarding amending a professional service agreement with Robert Half International in support of Accounts Payable. (Fiscal Impact: $10,000)

Recommendation – (1) Authorize the City Manager to approve/amend Professional Service Agreement on behalf of the City for temporary professional accounting services as approved to form by the City Attorney; (2) Alternatively, discuss and take other action related to this item.

CALL ITEMS FROM CONSENT AGENDA

F. NEW BUSINESS

G. REPORTS – CITY MANAGER

H. REPORTS – CITY ATTORNEY

I. REPORTS – CITY CLERK

J. REPORTS – CITY TREASURER

K. REPORTS – CITY COUNCIL MEMBERS
Council Member Brann –

Council Member Fisher –

Council Member Jacobson –

Mayor Pro Tem Busch –

Mayor McDowell –

8. Consideration and possible action to adopt a resolution supporting the continuation of the Boeing C-17 Globemaster III cargo plane production program at Boeing's Long Beach manufacturing facility. (Fiscal Impact: None)

Recommendation – (1) Adopt the attached resolution supporting the continuation of production of the Boeing C-17 Globemaster III cargo plane and authorize appropriate legislative advocacy to promote its continued production in Long Beach, California; (2) Alternatively, discuss and take other action related to this item.

9. Consideration and possible action to support the South Bay Regional Intermodal Transit Center Project in the reauthorization of Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU). (Fiscal Impact: None)

Recommendation – (1) Approve the City Council's support for the inclusion of the South Bay Regional Intermodal Transit Center Project in the reauthorization of Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU); (2) Authorize the Mayor to sign a letter indicating the City's strong support for the project; (3) Alternatively, discuss and take other action related to this item.

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MEMORIALS –

CLOSED SESSION

The City Council may move into a closed session pursuant to applicable law, including the Brown Act (Government Code Section §54960, et seg.) 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.

REPORT OF ACTION TAKEN IN CLOSED SESSION (if required)

ADJOURNMENT

POSTED:

DATE: Jan. 28, 2009
TIME: 3:50 pm
NAME: [Signature]
PRESENTATIONS

1. Presentation of trophies to the 2008 Holiday Parade winners by the El Segundo Chamber of Commerce
Proclamation

City of El Segundo, California

WHEREAS, Diseases of the heart are the nation’s leading cause of death and stroke is the third leading cause of death; and

WHEREAS, Cardiovascular disease claims the lives of nearly 455,000 American females each year, approximately one death per minute; and

WHEREAS, each year, 53% of all deaths due to cardiovascular and 61% of stroke deaths occur in females; and

WHEREAS, in 2008, the direct and indirect cost of cardiovascular diseases in the U.S., including stroke, is estimated to be $475.3 billion; and

WHEREAS, more women die of heart disease, stroke, and all other cardiovascular diseases than the next five leading causes of death combined, including all cancers; and

WHEREAS, only 21% of women consider cardiovascular disease their greatest health risk; and

WHEREAS, February is designated as American Heart Month; and

WHEREAS, Go Red For Women is the American Heart Association’s national call to increase awareness about heart disease – the leading cause of death for women – and to inspire women to take charge of their heart health; and

WHEREAS, all women should learn their own personal risk of heart disease, using tools such as the American Heart Association’s Go Red For Women Heart Check-Up and by talking to their healthcare provider, making the right choices relating to proper nutrition, physical activity, doctor visits and other lifestyles methods is essential to living a heart healthy life.

NOW, THEREFORE, the Mayor and Members of the City Council of the City of El Segundo, California, hereby proclaim Friday, February 6, 2009, as "NATIONAL WEAR RED DAY" in El Segundo and urge all citizens to show their support for women and the fight against heart disease by commemorating this day by the wearing of the color red. By increasing awareness and empowering women to reduce their risk for cardiovascular disease, we can save thousands of lives each year.

Mayor Kelly McDowell

Mayer Pro Tem Eric H. Buech

Council Member Carl Iva

Council Member Jim Boulgorides

009
CITY OF EL SEGUNDO
WARRANTS TOTALS BY FUND

2569836 - 2570050

DATE OF APPROVAL: AS OF FEBRUARY 03, 2009

REGISTER # 8

001 GENERAL FUND 551,510.66
104 TRAFFIC SAFETY FUND 1,222.71
106 STATE GAS TAX FUND -
108 ASSOCIATED RECREATION ACTIVITIES FUND -
109 ASSET FORFEITURE FUND 10,352.18
111 COMM. DEVELO. BLOCK GRANT 9,615.25
112 PROP "A" TRANSPORTATION 1,722.93
114 PROP "C" TRANSPORTATION -
115 AIR QUALITY INVESTMENT PROGRAM -
116 HOME SOUND INSTALLATION FUND 28,847.19
117 HYPERION MITIGATION FUND 19.61
118 TDA ARTICLE 3 - S.B. 621 BIKEWAY FUND -
119 MTA GRANT -
121 FEMA -
120 C.O.P.S. FUND -
122 L.A.W.A. FUND -
202 ASSESSMENT DISTRICT #73 -
301 CAPITAL IMPROVEMENT FUND 322,221.20
302 INFRASTRUCTURE REPLACEMENT FUND -
405 FACILITIES MAINTENANCE 14,608.19
501 WATER UTILITY FUND 7,995.75
502 WASTEWATER FUND 151,165.54
503 GOLF COURSE FUND -
601 EQUIPMENT REPLACEMENT 2,073.90
602 LIABILITY INSURANCE 15,785.50
603 WORKERS COMP. RESERVE/INSURANCE 722.04
701 RETIRED EMP. INSURANCE 316.00
702 EXPENDABLE TRUST FUND - DEVELOPER FEES -
703 EXPENDABLE TRUST FUND - OTHER 83,698.80
708 OUTSIDE SERVICES TRUST -

TOTAL WARRANTS $ 1,200,302.43

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
Information on actual expenditures is available in the Director of Administrative Services 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

For Ratification:
A = Payroll and Employee Benefit checks
B = 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:
DATE: 1/23/09

CITY MANAGER:
DATE: _ _ _ _ _ _ 09

VOID CHECKS DUE TO ALIGNMENT:
N/A

VOID CHECKS DUE TO INCORRECT CHECK DATE:

VOID CHECKS DUE TO COMPUTER SOFTWARE ERROR:

NOTES:

[Signature]
### CITY OF EL SEGUNDO
PAYMENTS BY WIRE TRANSFER
01/09/09 THROUGH 01/23/09

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**DATE OF RATIFICATION: 1/20/09**

**TOTAL PAYMENTS BY WIRE:**

![Signature](signature1.png)

Deputy Treasurer

![Signature](signature2.png)

Director of Finance

![Signature](signature3.png)

City Manager

Certified as to the accuracy of the wire transfers by:

Information on actual expenditures is available in the City Treasurer's Office of the City of El Segundo.
5:00 P.M. SESSION CANCELLED – NO ITEMS OF BUSINESS
(REGULAR MEETING TO BE ADJOURNED TO 7:00 P.M.)

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, JANUARY 20, 2009 - 7:00 P.M.

7:00 P.M. SESSION

CALL TO ORDER -

INVOCATION – Pastor Justin Beck, Calvary Chapel LAX

PLEDGE OF ALLEGIANCE – Council Member Bill Fisher

PRESENTATIONS

a. Lighting Up The Community Awards to:

Megahan Kelley
Terry Olson, Susan Marshall-Johnson & Danielle Johnson
James and Raychel Huff
Daniel Lambert & Richard Royce
Vinh Van Le
Rich & Chris Mack
The Ollens
The Pikvist Family
Doug, Lori & Malia Clagg
Gary & Peggy Powell
Pat Curry
The Lewis Family
The Bayless Family
Doty, Victor, Vanessa and Victoria Tokar
The Goodyear Family
Jennifer, Darrell, Matt, Katy, Amy and Julie Roach
Leoncio & Lucila Ricarte
Douglas & Lynn Baer
Virginia & Lohan Lyver
Michael, Amanda, Ashley and Sean Defrancesco
Nick, Carolyn and Nickole Lardas
James & Margaret Stone
The Mortesen Family, Cindy, Kevin, Steve, Gage and Friends
Douglas and Rosemary Fruhwirth – Wendy Domingues
ROLL CALL

Mayor McDowell - Present
Mayor Pro Tem Busch - Present
Council Member Brann - Present
Council Member Fisher - Present
Council Member Jacobson - Present

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.

Krystal Quinones, student film maker, requested Council waive filming fees for her upcoming production.

Suzanne Fuentes, resident, spoke regarding the squirrel problems which were causing downed Southern California Edison power lines.

Liz Garnholz, resident, spoke regarding the cost of the parking structure. Requested information regarding new camera equipment for monitoring LAX early turns and requested status of reporting LAX information to the Los Angeles Times.

Council direction to administratively handle filming fee waiver request and agendize the item for the next Council meeting.

A. PROCEDURAL MOTIONS

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

MOTION by Council Member Jacobson, SECONDED by Council Member Brann 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)

1. Consideration and possible action to open a public hearing regarding the introduction and first reading of an Ordinance amending the El Segundo Municipal Code to allow limited sales of automobiles as an accessory use in the Small Business (SM) and Medium Manufacturing (MM) Zones. (Fiscal Impact: None)
Mayor McDowell stated this is the time and place hereto fixed for a public hearing regarding the introduction and first reading of an Ordinance amending the El Segundo Municipal Code to allow limited sales of automobiles as an accessory use in the Small Business (SM) and Medium Manufacturing (MM) Zones. Clerk Domann stated that proper notice was completed and no written communication had been received by City Clerk’s Office.

Greg Carpenter, Planning and Building Safety Director, gave a report.

MOTION by Council Member Jacobson, SECONDED by Mayor Pro Tem Busch to close the public hearing. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

Mark Hensley, City Attorney, read by title only:

ORDINANCE NO. 1425

AN ORDINANCE AMENDING EL SEGUNDO MUNICIPAL CODE §§ 15-1-6 AND 15-15-3(B)(10) REGULATING ASSESSORY AUTOMOBILE SALES AT AUTOMOBILE SERVICE FACILITIES IN THE MEDIUM MANUFACTURING (MM) AND SMALL BUSINESS (SB) ZONES.

Council Member Jacobson introduced the ordinance.


C. UNFINISHED BUSINESS

2. Consideration and possible action regarding amending Resolution 4574 and adopting a new Resolution amending the business license processing fees for businesses. (Fiscal Impact: Unknown)

Steve Jones, Business Services Manager, gave a report.

Council consensus that the business license processing fee be agendized for review at the next Strategic Planning Session scheduled for summer 2009.

MOTION by Mayor Pro Tem Busch, SECONDED by Council Member Fisher to adopt Resolution No. 4586 amending the business license processing fees for nonprofit and exempt businesses. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

D. REPORTS OF COMMITTEES, COMMISSIONS AND BOARDS

3. Consideration and possible action regarding the positions on the Committees, Commissions and Boards (“CCBs”) that will expire in the year 2009. (Fiscal Impact: None)
Jack Wayt, City Manager, gave a brief report.

Council consensus to direct staff to open the recruitment process for the positions on the CCBs, as listed.

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.

4. Approved Warrant Numbers 2569339 to 2569632 on Register No. 6 in the total amount of $1,365,152.66 and Warrant Numbers 2569633 to 2569835 on Register No. 7 in the total amount of $1,743,790.98 and Wire Transfers from 12/05/2008 through 12/23/2008 in the total amount of $3,171,575.19 and Wire Transfers from 12/24/2008 through 1/08/2009 in the amount of $506,809.12. Authorized 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.


6. Awarded the Lease of 461 acre feet of ground water rights to the City of Manhattan Beach. (Fiscal Impact: $34,575 Revenue to the Water Fund) Authorized the Mayor to execute Lease Agreement No. 3895.

7. Awarded a Standard Public Works Contract for the replacement of field lighting at Recreation Park for Brett Field and the Softball Field between Grand Avenue and Pine Avenue and east of Eucalyptus Drive – Project No. PW 08-15 (Fiscal Impact: $288,000.00) Authorized the City Manager to execute Standard Public Works Contract No. 3896 in a form approved by the City Attorney with Ace Electric, Inc. in the amount of $288,000.00.

8. Awarded a Standard Public Works Contract to HP Builders, Inc. for the remodeling of the Human Resources Department. (Fiscal Impact: $44,320.00) Authorized the City Manager to execute Standard Public Works Contract No. 3897 in a form approved by the City Attorney with HP Builders, Inc. and appropriated funds in the amount of $44,320.00 from the City Hall Improvements.

9. Accepted the work as complete for the project for the slurry sealing of the streets in the area bounded by Mariposa Avenue, Sheldon Street, Imperial Avenue and the west City limit. Project No.: PW 08-09 (Fiscal Impact: $228,293.59) Authorized the City Clerk to file a Notice of Completion in the County Recorder's Office.
10. Awarded a three year contract to Bell Building Maintenance Company for City's janitorial services effective January 21, 2009, with optional one year contract extensions up to three additional years for a total of six years. (Fiscal Impact $123,804 for the first year plus annual CPI increases up to 5% for years 2-6) Authorized the City Manager to execute Agreement No. 3898. Authorized staff with concurrence of the City Manager to award subsequent optional one year contract extensions up to three additional years for a total of six years, as approved as to form by the City Attorney.

11. Accepted donation totaling $10,000 from DirecTV in support of Super CPR (Cardio-Pulmonary Resuscitation) Saturday and a medical cache trailer and supplies. Authorized the City Manager to transfer the monies into the CPR General Fund account ($2,000), and the Suppression supplies account ($8,000).

12. Approved the revised Class Specification for the job classification of Human Resources Analyst; (formerly Human Resources Specialist) and adopted Resolution No. 4587 establishing a basic monthly salary. Approved the proposed Examination Plan. Fiscal Impact: None.

13. Authorized the recording of the Notice of Completion and authorized the City Manager to accept completion of work for 36 homes related to the City's Residential Sound Insulation Program Group 27 (Project No. RSI 08-09). (Final Contract Amount: $879,370.55) Authorized the City Clerk to file the City's Planning and Building Safety Director's Notices of Completion in the County Recorder's Office. Authorized the City Manager, or designee, to close out Project No. RSI 08-09.

14. Approved logo signs of the Aerospace Corporation and Los Angeles Air Force Base on a pedestrian sign located within the public right-of-way in accordance with the El Segundo Municipal Code. Approved the First Amendment to the existing lease between the City and Aerospace (Agreement No. 3834, executed on October 30, 2008) to allow signs within the public right-of-way.

15. Awarded a standard Public Works Contract to the lowest responsible bidder, Fleming Environmental, Inc., to install an Enhanced Vapor Recovery (EVR) system at the fueling station located at the City Facility Maintenance (150 Illinois Street) Project No. PW 08-16. (Fiscal Impact: $65,975.00) Authorized the City Manager to execute standard Public Works Contract No. 3899 in a form as approved by the City.

16. Awarded a Standard Public Works Contract to Sign Source, Inc. for the Wayfinding Signage Project, PW 08-17. (Fiscal Impact: $109,950.05) Authorized the City Manager to execute Standard Public Works Contract No. 3900 in a form approved by the City.
MOTION by Council Member Brann, SECONDED by Mayor Pro Tem Busch to approve Consent Agenda Items 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

NEW BUSINESS

REPORTS – CITY MANAGER - NONE

REPORTS – CITY ATTORNEY - NONE

REPORTS – CITY CLERK - NONE

REPORTS – CITY TREASURER - NONE

REPORTS – CITY COUNCIL MEMBERS

Council Member Brann – Spoke regarding today's inauguration of the country's new President.

Council Member Fisher – Spoke positively about the coming year and the importance of public service.

Council Member Jacobson – NONE

Mayor Pro Tem Busch – NONE

Mayor McDowell – Spoke regarding today's inauguration of the new President and the challenges ahead.

PUBLIC COMMUNICATIONS – (Related to City Business Only – 5 minute limit per person, 30 minute limit total) Individuals who have receive 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.

Liz Garnholz, resident, spoke regarding revenue generated by the parking structure. Also spoke regarding increases in water and wastewater processing fees.

MEMORIALS –Roy Saari and Bart McDowell

CLOSED SESSION – NONE
ADJOURNMENT – 8:03 p.m.

Cathy Domann, Deputy City Clerk
AGENDA DESCRIPTION:

Consideration and possible action to approve the exchange of Federal Surface Transportation Program Local Funds (STP-L) for a like amount of Los Angeles County Metropolitan Transportation Authority (LACMTA) Funds in the amount of $401,176.00 (Fiscal Impact: $393,153.00)

RECOMMENDED COUNCIL ACTION:

1. Approve the exchange of STP-L Funds with LACMTA Funds.
2. Authorize the City Manager to execute the Memorandum of Understanding, approved by the City Attorney.
3. Alternatively, discuss and take other action related to this item.

ATTACHED SUPPORTING DOCUMENTS:

Draft Memorandum of Understanding

FISCAL IMPACT: None

Amount Requested: $0
Additional Appropriation: No
Account Number(s): 

ORIGINATED BY: Maryam M. Jonas, Principal Civil Engineer
REVIEWED BY: Dana Greenwood, Public Works Director
APPROVED BY: Jack Wayt, City Manager

BACKGROUND AND DISCUSSION:

The City of El Segundo has $401,176.00 in Federal Surface Transportation Program–Local (STP-L) Funds to be used to fund surface transportation related projects. The Federal STP-L fund is allocated annually by population to the local agencies. The $401,176.00 is the City of El Segundo’s unobligated balance.

The City was approached by LACMTA for the opportunity to exchange Federal STP-L Funds for flexible LACMTA Funds. The LACMTA funds do not have the strict requirements of the Federal STP-L funds and are immediately available to the City upon execution of the agreement. The City will exchange the $401,176.00 of the Federal STP-L for $401,176.00. However, LACMTA charges a two (2) percent administration and processing fee resulting in a net amount of $393,153.00. The City will have three (3) years to expend the funds (avoid possibility of having funds lapse). This exchange will allow the City to access the funds without the complex
and lengthy Federal obligation process. The funds could therefore be used for the Aviation Boulevard Resurfacing Project.

Staff is requesting the City Council approve the exchange of Federal STP-L Funds for flexible LACMTA Funds in the amount of $401,176.00
EXCHANGE AGREEMENT AND ASSIGNMENT OF FEDERAL SURFACE TRANSPORTATION PROGRAM – LOCAL FUNDS

This Exchange Agreement and Assignment of Federal Surface Transportation Program – Local Funds ("AGREEMENT"), is made and entered into as of February 3, 2009, by and between City of El Segundo (the "CITY") and the Los Angeles County Metropolitan Transportation Authority ("LACMTA").

RECITALS:

A. CITY is eligible for and has available Federal Surface Transportation Program - Local funds (the "STP-L Funds").

B. CITY desires to exchange $401,176 of CITY’s STP-L Funds for a like amount of LACMTA STP-L Local Transportation Funds (the "LACMTA Funds").

C. LACMTA is willing to exchange $401,176 in LACMTA Funds for a like amount of CITY’s STP-L Funds subject to the terms and conditions contained herein.

D. An exchange of CITY’s STP-L Funds with LACMTA Funds is beneficial to and in the general interest of CITY and LACMTA.

NOW THEREFORE, in consideration of the mutual benefits to be derived by CITY and LACMTA and of the promises contained herein, it is hereby agreed as follows:

AGREEMENT:

1. CITY hereby assigns to LACMTA $401,176 of CITY’S STP-L Funds. LACMTA shall be authorized to deduct such amount from CITY’s STP-L Fund balance. This assignment shall be automatically effective upon full execution of this AGREEMENT without the necessity of the execution, delivery or recording of any further instrument whatsoever. Notwithstanding the foregoing, at LACMTA’s request, CITY shall execute and deliver such documents and instruments as may be required to evidence such assignment of STP-L Funds.

2. LACMTA hereby accepts CITY’s assignment of CITY’s STP-L Funds for use on Federal-aid-eligible project(s), to be determined by LACMTA in its sole and absolute discretion.

3. Upon receipt of (i) a fully executed AGREEMENT, (ii) CITY’s written certification of the amount of CITY’s STP-L Fund Balance, as defined herein, which CITY’s STP-L Fund Balance shows that CITY has sufficient STP-L funds to meet its obligations hereunder, and (iii) LACMTA’s deduction of the CITY’s STP-L Funds as
provided in paragraph 1 above, LACMTA shall pay CITY $393,153 of LACMTA Funds which includes the deduction for the processing fee described in paragraph 5 below. For purposes of this AGREEMENT, the CITY’s STP-L Fund Balance shall mean the amount of funds contained in CITY’s STP-L Fund account as of the date this AGREEMENT is fully executed plus CITY’s FY2009 apportionment share of STP-L Funds. If the STP-L Fund Balance is insufficient to satisfy CITY’s exchange obligations hereunder, CITY hereby authorizes LACMTA to deduct from CITY’s future STP-L Funds until LACMTA has in the aggregate received the amount of CITY’s STP-L Funds specified in paragraph 1 above.

4. LACMTA will make all disbursements electronically unless an exception is requested in writing. CITY must complete an Automated Clearing House (ACH) form as provided in Exhibit A. Disbursements via ACH will be made at no cost to CITY.

5. CITY shall pay LACMTA a two (2) percent processing and administrative fee (“Processing Fee”) in connection with the exchange contemplated by this AGREEMENT. The Processing Fee shall be assessed against the total amount of LACMTA Funds payable to CITY. The CITY hereby authorizes LACMTA to deduct the Processing Fee from the amount LACMTA is to pay CITY hereunder.

6. CITY shall expend the LACMTA Funds on STP-L Eligible Projects within three (3) years from the date this Agreement is fully executed. For purposes of this Agreement, STP-L Eligible Projects shall mean any transportation capital improvements that would normally qualify for the STP-L program, provided however, any federal regulations and standards relating to procurement and other project delivery issues that might apply may be substituted with applicable state and local regulations, standards and policies; and “expend” as used in this section shall mean that the LACMTA Funds have been encumbered by an awarded contract.

7. LACMTA, and/or its designee, shall have the right to conduct audits of CITY’S use of the LACMTA Funds to determine compliance with terms and conditions of this AGREEMENT. CITY shall establish and maintain proper accounting procedures and cash management records and documents in accordance with Generally Accepted Accounting Principles (GAAP). CITY shall reimburse LACMTA for any expenditure not in compliance with this AGREEMENT. CITY’s records shall include, without limitation, any supporting evidence deemed necessary by LACMTA to substantiate CITY’s use of LACMTA Funds. These records must be retained by CITY for three years following CITY’s last use of the LACMTA Funds.

8. The term of this AGREEMENT shall commence on the date this AGREEMENT is fully executed and, shall terminate once the CITY has expended all the LACMTA Funds and all LACMTA audit and reporting requirements have been satisfied.

9. CITY shall fully indemnify, defend and hold LACMTA and its officers, agents and employees harmless from and against any liability and expenses, including, without limitation, defend costs, any costs or liability on account of bodily injury, death or
personal injury of any person or for damages of any nature whatsoever arising out of (i) a
breach of CITY's obligations under this AGREEMENT; or (ii) any act or omission of
CITY or its officers, agents, employees, contractors or subcontractors in the use of the
LACMTA Funds.

10. LACMTA shall fully indemnify, defend and hold CITY and its officers, agents
and employees harmless from and against any liability and expenses, including, without
limitation, defend costs, any costs or liability on account of bodily injury, death or
personal injury of any person or for damages to or loss of risk of property, any
environmental obligations, any legal fees and any claims for damages of any nature
whatsoever arising out of (i) a breach of LACMTA's obligations under this
AGREEMENT; or (ii) any act or omission of LACMTA or its officers, agents,
employees, contractors or subcontractors in the use of CITY'S STP-L Funds.

11. This AGREEMENT may be amended or modified only by mutual written consent
of LACMTA and CITY.

12. Any correspondence, communication, or contact concerning this AGREEMENT
shall be directed to the following:

CITY:

City of El Segundo
350 Main Street
El Segundo, CA 90245
Attn: Mr. Dana Greenwood, Public Works Director

LACMTA:

Los Angeles County Metropolitan Transportation Authority
One Gateway Plaza
Los Angeles, California 90012
Attn: Frank Flores

13. This AGREEMENT shall be interpreted and governed by the laws of the State of
California.

14. This AGREEMENT constitutes the entire understanding between the parties with
respect to the subject matter herein.

/  
/  
/  
/
IN WITNESS WHEREOF, the parties hereto have caused this AGREEMENT to be executed by their respective officers as of the date stated below.

CITY:

City of El Segundo

By: __________________________
    Jack Wayt
    City Manager

Date: _________________________

LACMTA:

Los Angeles County Metropolitan Transportation Authority

By: __________________________
    ROGER SNOBLE
    Chief Executive Officer

DATE

Approved as to form:

Raymond G. Fortner, Jr.
County Counsel

By: __________________________
    DEPUTY
AGENDA DESCRIPTION:

Consideration and possible action regarding approval of job classification title revisions for the Principal Civil Engineer and the Civil Engineering Associate positions and adoption of a Resolution establishing a basic monthly salary.  
(Fiscal Impact: None)

RECOMMENDED COUNCIL ACTION:

1. Approve and change the job classification titles for the Principal Civil Engineer position to Principal Engineer and the Civil Engineering Associate position to Associate Engineer.

2. Adopt the Resolution establishing a basic monthly salary for Principal Engineer and Associate Engineer

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

ATTACHED SUPPORTING DOCUMENTS:

1. Class Specifications
2. Resolution establishing a basic monthly salary for Principal Engineer and Associate Engineer.

FISCAL IMPACT: Included in Adopted Budget

Amount Requested: $0
Additional Appropriation: No
Account Number(s):

ORIGINATED BY: Dana Greenwood, Public Works Director
REVIEWED BY: Bill Crowe, Assistant City Manager
APPROVED BY: Jack Wayt, City Manager

BACKGROUND AND DISCUSSION:

Sections 6702, 6730 and 6734 of the California Business and Professions Code, together, require that only professionally licensed individuals may hold a position containing the title Civil Engineer. The job specifications for both the Principal and Associate positions do not require a professional license. To be consistent and in conformance with the California Business and Professions Code, staff is recommending that the job classification titles be modified by removing the term “Civil” from the job classification titles. The new titles would then read Principal Engineer and Associate Engineer. Furthermore, it is recommended that the salary ranges for both job classifications remain unchanged.
City of El Segundo, CA

Job Description

Job Code:

Principal Civil Engineer

**Definition:** Under general direction, supervise and direct major functions of the Engineering Division of the Public Works Department. Plans, develops, coordinates and directs a number of large and complex Public Works' projects or programs, and/or reviews, coordinates, and directs the work of Engineering staff. Supervises, assigns, reviews, and evaluates the work of a professional and paraprofessional staff.

**Essential Functions:**

Essential functions, as defined under the Americans with Disabilities Act, may include the following duties and responsibilities, knowledge, skills and other characteristics. This list of duties and responsibilities is ILLUSTRATIVE ONLY, and is not a comprehensive listing of all functions and tasks performed by positions in this class.

**Characteristic Duties and Responsibilities:**

Plans, organizes and supervises the work activities of professional, paraprofessional and technical staff members engaged in the performance of a variety of public works engineering projects and programs. Motivates and provides leadership to staff.

Confers with the City Engineer regarding project management, financial concerns of the division, and various policies and procedures. Coordinates infrastructure and facility projects with other City departments; prepares, reviews and approves preliminary budget estimates for Capital Improvement Projects, reviews and prepares designs for Capital Improvement Projects; reviews and prepares bid documents, evaluates proposals and makes recommendations on the award(s) of City contracts; plans and establishes phases for current and future construction.

Oversees the placement of utility company facilities within the public right-of-way; inspects construction sites to monitor progress and ensure conformance to plans, specifications, and construction safety standards, provides direction to staff regarding construction contract administration; prepares and presents reports to the City Council, private and public organizations, boards and commissions, outside agencies, and the City's management staff; provides technical expertise and advice to other City departments, task forces, commissions, and the public. Meets and confers with representatives from other government agencies, private agencies, and other engineering associations.

Acts on behalf of the City Engineer in his/her absence; and performs other related duties as assigned. May be required to work shifts, weekends, and/or holidays.

09/2008
**Knowledge, Skills and Other Characteristics:**

Knowledge of principles, practices and methods of civil engineering relating to public works design and construction; including, buildings, streets, water distribution and drainage systems, sewers and parks.
Knowledge of field engineering, including surveying, inspection, and construction practices.
Knowledge of construction methods, materials, and equipment.
Knowledge of mathematics and physics applicable to civil engineering.
Knowledge of applicable laws, regulations and ordinances.
Knowledge of public contract codes.
Knowledge of planning and project impact analysis methods.
Knowledge of budget development and project management.
Knowledge of management and supervisory principles and practices.

Skill in computer-aided design drafting, databases, spreadsheets, and related technical software.
Skill in the ability to plan, manage, supervise and coordinate activities of staff.
Skill in analyzing complex engineering projects.
Skill in interpreting and apply policies, laws, and regulations.
Skill in preparing and presenting clear and concise oral and written reports and recommendations.
Skill in communicating effectively both orally and in writing.
Skill in making presentations to City Council and other entities.
Skill in establishing and maintaining effective and cooperative working relationships with others including residents, City officials, contractors, developers, staff and members of the public.
Skill in using desktop computer and applicable software; and drafting tools and related engineering equipment.

Must possess strong organizational skills.

**Licensing/Certification Requirements:**

A valid California Class C Driver’s License.

**Minimum Qualifications:** Requires a Bachelor’s Degree from an accredited college or university in Civil Engineering or related field, and five (5) years of progressive project management and supervisory responsibilities in Engineering.
City of El Segundo, CA

Job Description
Job Code: 210

CIVIL ENGINEERING ASSOCIATE

Definition: Under general supervision, oversees and performs a variety of professional civil engineering work for public works services and facilities and private development projects.

Essential Functions: Essential functions, as defined under the Americans with Disabilities Act, may include the following duties and responsibilities, knowledge, skills and other characteristics. This list of duties and responsibilities is ILLUSTRATIVE ONLY, and is not a comprehensive listing of all functions and tasks performed by positions in this class.

Characteristic Duties and Responsibilities:

Designs and prepares specifications, drawings and contracts for a variety of public works projects such as street and street lighting improvements, storm water drain systems, landscaping, parks and the like.

Develops cost estimates, coordinates contractor bidding and selection processes, evaluates proposals and recommends awarding of contracts; serves as contract administrator for public works projects; negotiates contract change orders; approves progress payments and completes related reports and forms.

Serves as project engineer during construction; conducts field inspections of construction sites to monitor progress and ensure conformance to engineering plans, specifications and construction and safety standards; meets with contractors to resolve items of non-compliance; makes corrections or revisions to plans and prepares conditions of approval.

Reviews development plans for private construction projects in the City right-of-way to ensure conformance with City codes, specifications, policies and standards; issues permits and collects fees; provides information and investigates complaints and service requests.

Conducts technical studies and prepares reports and recommendations related to civil engineering projects, capital improvement projects and other specialized studies; provides technical expertise to a variety of agencies and the public; may represent the division at public meetings; reviews and prepares legal descriptions of real property; performs survey work alone or as part of a survey crew by running transits, setting elevations, taking measurements and making survey notes and calculations.

Reviews environmental assessments, environmental impact reports, tract and parcel maps, variances and conditional use permits to ensure compliance with appropriate engineering regulations.
Civil Engineering Associate

Provide professional assistance to the City Engineer, as necessary, in performing administrative functions.

Knowledge, Skills and Other Characteristics:

Knowledge of engineering principles and practices as applied to public works, including planning and development, design and construction.
Knowledge of methods and techniques used in the preparation of public works project designs and related plans, specifications and cost estimates.
Knowledge of engineering related federal and state laws, ordinances and regulations.
Knowledge of basic principles and practices of supervision.

Skill performing professional engineering work, including project design surveying.
Skill coordinating and monitoring the work of others performing engineering activities.
Skill interpreting and applying engineering related laws, ordinances and regulations.
Skill preparing and maintaining records and reports.
Skill meeting the public in situations requiring diplomacy and tact.
Skill dealing constructively with conflict and developing effective resolutions.
Skill communicating effectively both orally and in writing.
Skill establishing and maintaining effective working relationships with other department staff, other City employees and the public.

Working Conditions:

Occasionally exposed to weather conditions.

Licensing/Certification Requirements:

A valid California drivers license.

Minimum Qualifications:

A Bachelors degree in Civil Engineering or a closely related field, and two (2) years progressively responsible professional engineering experience, or an equivalent combination of education and experience.
RESOLUTION NO. __________

A RESOLUTION ESTABLISHING A BASIC MONTHLY SALARY FOR THE JOB CLASSIFICATIONS OF PRINCIPAL ENGINEER AND ASSOCIATE ENGINEER

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

Section 1: The base monthly salary ranges for Principal Engineer and Associate Engineer are established as follows:

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<th>Step A</th>
<th>Step B</th>
<th>Step C</th>
<th>Step D</th>
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Section 2: The City Clerk is directed to certify the adoption of this Resolution; record this Resolution in the book of the City's resolutions; and make a minute of the adoption of the Resolution in the City Council’s records and the minutes of this meeting.

Section 3: This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

PASSED AND ADOPTED this ___3rd___ day of ___February___, 2009.

__________________________
Kelly McDowell,
Mayor
CERTIFICATION

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF EL SEGUNDO

I, Cindy Mortesen, 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 and adopted by said City Council, approved and signed by the Mayor, and attested to by the City Clerk, all at a regular meeting of said Council held on the 3rd day of February, 2009, and the same was so passed and adopted by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
NOT PARTICIPATING:

WITNESS MY HAND THE OFFICIAL SEAL OF SAID CITY this ______ day of ___________, 2009.

Cindy Mortesen, City Clerk
of the City of El Segundo,
California
(SEAL)

APPROVED AS TO FORM:
Mark D. Ilensley, City Attorney

By:
Karl H. Berger
Assistant City Attorney
AGENDA DESCRIPTION:
Consideration and possible action regarding the adoption of Ordinance No. 1425 amending the El Segundo Municipal Code to allow limited sales of automobiles as an accessory use in the Small Business (SM) and Medium Manufacturing (MM) Zones. (Fiscal Impact: None)

RECOMMENDED COUNCIL ACTION:
1. Second reading by title only, and adoption of Ordinance No. 1425 for Environmental Assessment No. EA-805 and Zone Text Amendment No. 08-02; and/or
2. Alternatively, discuss and take other possible action related to this item

ATTACHED SUPPORTING DOCUMENTS:
1. Ordinance No. 1425

FISCAL IMPACT: None

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<td>Additional Appropriation:</td>
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<td>Account Number(s):</td>
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</table>

ORIGINATED BY: Kimberly Christensen, AICP, Planning Manager

REVIEWED BY: Greg Carpenter, Director of Planning and Building Safety

APPROVED BY: Jack Wayt, City Manager

I. Background and Discussion

On January 20, 2009, the City Council introduced an Ordinance to adopt Environmental Assessment No. EA-805 and Zone Text Amendment No. 08-02. The Ordinance was read into the record and is presented for a second reading and adoption. If adopted without change, the provisions will become effective in 30 days.
ORDINANCE NO. 1425

AN ORDINANCE AMENDING EL SEGUNDO MUNICIPAL CODE §§15-1-6 AND 15-15-3(B)(10) REGULATING ACCESSORY AUTOMOBILE SALES AT AUTOMOBILE SERVICE FACILITIES IN THE MEDIUM MANUFACTURING (MM) AND SMALL BUSINESS (SB) ZONES.

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

SECTION 1: The City Council finds and declares as follows:

A. On September 2, 2008, the City Council directed staff to prepare an amendment to the El Segundo Municipal Code ("ESMC") allowing incidental sales of no more than three automobiles at any one time and no more than eight automobiles per month by automobile service facilities located within the Medium Manufacturing (MM) and Small Business (SB) Zones;

B. On November 15, 2008, the City filed an application for Environmental Assessment No. EA-805 and Zone Text Amendment ZTA No. 08-02 affecting ESMC §§ 15-1-6 and 15-15-3;

C. The City reviewed the project's environmental impacts under the California Environmental Quality Act (California Public Resources Code §§ 21000, et seq., "CEQA") and the regulations promulgated thereunder (14 California Code of Regulations §§ 15000, et seq., the "State CEQA Guidelines"), and the City's Environmental Guidelines (City Council Resolution No. 3805, adopted March 16, 1993);

D. After a public hearing on December 11, 2008, the Planning Commission adopted Resolution No. 2649 recommending City Council approval of Environmental Assessment No. EA-805 and Zone Text Amendment No. 08-02;

E. Based upon the evidence collected during the public hearings before the Planning Commission and City Council, it is in the public interest to adopt this Ordinance to amend the ESMC;

F. This Ordinance and its findings are made based upon the testimony and evidence presented to the City Council at its January 20, 2009 hearing including, without limitation, the staff report submitted by the Planning and Building Safety Department.
SECTION 2: The definition of "Automobile Services" in ESMC § 15-1-6 is amended to read as follows:

"AUTOMOBILE SERVICES: Automobile repair and maintenance, which includes body and fender work, engine overhauling and replacement, transmission work, automobile painting, and car washing. Automobile services also include as accessory uses: retail sales and services, and storage of tires, car parts and other automobile supplies; limited automobile sales. Automobile sales cannot exceed eight (8) automobiles per month; not more than three (3) automobiles can be displayed at one time."

SECTION 3: ESMC § 15-15-3(B)(10) is amended to read as follows:

| "10. Automobile services, automobile repair garages, body shops, and service stations | 2 spaces for each service stall plus 2 spaces for office. Additionally, a parking plan must be submitted for automobile service uses that include limited automobile sales. The plan must demonstrate that the area for the display of automobiles for sale will not encroach into required setbacks, parking spaces, driveways, drive aisles, vehicle back up areas, landscaping, and any other required use areas as required by this Code." |

SECTION 4: General Plan Findings and Smoky Hollow Specific Plan Findings. As required under Government Code § 65454 the ESMC amendments proposed by this Ordinance are consistent with the City's General Plan as follows:

A. "Automobile Sales" is proposed as an accessory use to automobile services in the Small Business (SB) and Medium Manufacturing (MM) Zones within the Smoky Hollow Specific Plan. The General Plan land use designation for the Small Business (SB) and Medium Manufacturing (MM) Zones is Smoky Hollow Mixed Use. "Automobile Sales" as an accessory use to automobile services is consistent with the intent of the General Plan land use designation as accessory to an existing commercial use and compatible with the surrounding light industrial, manufacturing, research and development, and office uses.
B. The proposed project to allow accessory "automobile sales" and add a corresponding parking requirement for accessory "automobile sales" conforms with the General Plan goals, objectives and policies related to the Economic Development, Land Use and Circulation Elements. The project is consistent with the Land Use Element Goals, Objectives and Policies. Specifically, the use is consistent with the intent of the Land Use Element Goal LU4 in that the development of the new use will foster a stable tax base for the City.

C. The proposed project to amend the definition of "Automobile Services" to include an accessory use of "automobile sales" and add a parking requirement for accessory "automobile sales" is consistent with Economic Development Goals ED-1 and ED-2; Objectives ED1-1 and ED1-2; Policies ED1-1.1, ED1-2.1, and ED1-2.2 in that the development benefits a diverse array of stakeholders, expands the retail and commercial base, and maintain and promote land uses that improve the City's tax base.

D. The proposed project is consistent with the Circulation Element Objective C3-2, Policy C3-2.1 and Policy C3-2.2 in that the parking requirement supports the intensity of the proposed use ensuring that sufficient on parking is provided.

E. The proposed project conforms with several Smoky Hollow Specific Plan goals, objectives and policies related to Pattern of Uses, Condition of Existing Development, Compatibility of Land Uses, New Use and Intensification, Site Development Standards, and Parking and Loading. Specifically, the use is consistent with the Pattern of Use Objective 1.1, 1.2, 1.3, and 1.4 in that the proposed project preserves existing quality uses, expands existing quality uses, responds to market opportunities, and promotes small industrial businesses west of Lomita Street. The proposed amendment conforms specifically to Policy 4 in that the proposal expands and redevelops authorized use that meets prescribed development guidelines.

F. The proposed project is consistent with Objectives 2.1, 2.2, and 2.3 of Condition of Existing Development in that the project maintains existing quality of development and adopts a reasonable standard of development for new developments. The proposed project is consistent with Policies 1, 3 and 4 in that the project allows maximum site development through liberal site development standards by allowing accessory automobile sales and establishing parking standards that are appropriate to the parcel sizes in the area.

G. The proposed project is consistent with Objectives 4.1, 4.2, and 4.3 of Compatibility of Land Uses in that the project introduces a complementary
land use and establish parking standards to accommodate the proposed use. The proposed project implements Policy 2 which requires that the proposed use is compatible with the existing design of surrounding uses and requires ministerial site plan review in addition to the discretionary review of the Conditional Use Permit (CUP) for the main automobile service use.

H. The proposed project is consistent with Objectives 5.1, 5.2, 5.3 and 5.4 of New Uses and Use Intensification in that the project introduces an accessory land use compatible the industrial nature of the area, increases the likelihood of business retention and does not significantly increase usage of public facilities. The proposed project is consistent with Policies 1 and 2 because accessory automobile sales extends the capabilities of existing automobile services in the area and approval of accessory automobile sales requires an existing Conditional Use Permit (CUP) and site plan review.

I. The proposed project is consistent with Objectives 7.1, 7.2, 7.3 and 7.4 of Site Development Standards in that the project promotes an economically efficient land-use on already existing spaces through the addition of accessory automobile sales and promotes efficient use of existing space by restricting the number of cars on display and sold. The project is consistent with Policies 1 and 3 because the additional parking requirements are suited for the smaller parcels of the area and consequently, does not impose a burden on larger parcels usually located in the Medium Manufacturing (MM) Zone.

J. The proposed project is consistent with Objectives 9.2 and 9.3 of Parking & Loading in that the project’s additional parking area requirements for the proposed intensification of the primary use serves to provide adequate parking at all times for employees and visitors. The proposed accessory automobiles sales use does not exacerbate any parking problems in the area. The project is consistent with Policy 2 in that the proposed parking requirements and accessory use are tailored to the much smaller parcels in the area allowing larger parcels area to provide excess parking spaces.

SECTION 5: Zone Text Amendment Findings. Based on the factual findings of this Ordinance, the proposed Zone Text Amendment is necessary to carry out the proposed project and to establish development standards for the accessory use of "automobile sales."

A. The project is consistent with the City’s procedures and standards;

B. "Automobile sales" as an accessory use is consistent with the purpose of the Small Business (SB) Zone to provide small business a place to establish and prosper;
C. "Automobile sales" as an allowed accessory use is consistent with the intent of the Medium Manufacturing (MM) Zone to allow the maintenance of existing commercial businesses and the development of medium-sized light industrial and manufacturing activities and to provide a transitional land use area between the high intensity aircraft/aerospace office uses east of Sepulveda Boulevard and the small single parcel industrial businesses of the westerly portion of the Smoky Hollow area; and

D. The proposed off-street parking requirement of three additional parking spaces for the display of automobiles for sale at automobile services facilities with accessory automobile sales is consistent with the purpose of ESMC Chapter 15-15 regarding Off-Street Parking and Loading Space requirements in that the requirement will provide parking for the vehicles on display to be sold to mitigate impacts of on-street parking in the City.

SECTION 6: Environmental Assessment. The City Council determines that this ordinance is exempt from review under the California Environmental Quality Act (California Public Resources Code §§ 21000, et seq., "CEQA") and the regulations promulgated thereunder (14 California Code of Regulations §§ 15000, et seq., the "CEQA Guidelines") because it consists only of minor revisions and clarifications to an existing code of land use regulations and specification of procedures related thereto and does not have the effect of deleting or substantially changing any required regulatory standards or findings. The project, therefore, does not have the potential to cause significant effects on the environment. Consequently, it is categorically exempt in accordance with CEQA Guidelines §§ 15061(b)(3) as CEQA only applies to projects that have the potential to cause a significant effect on the environment; 15301 as a minor alteration of existing public or private structures involving negligible expansion of use; and 15305 as a minor alteration in land use limitations which do not result in any changes in land use or density.

SECTION 7: Repeal or amendment of any provision of the ESMC herein will not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before, this Ordinance's effective date. Any such repealed part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

SECTION 8: If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Ordinance are severable.

SECTION 9: The City Clerk is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City of El Segundo's book of original
ordinances; make a note of the passage and adoption in the records of this meeting; and, within fifteen (15) days after the passage and adoption of this Ordinance, cause it to be published or posted in accordance with California law.

SECTION 10: This Ordinance will become effective on the thirty-first (31st) day following its passage and adoption.

PASSED AND ADOPTED this ___ day of ______________, 2009.

________________________
Kelly McDowell, Mayor

ATTEST:

________________________
Cindy Mortesen, City Clerk

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

________________________
Karl H. Berger, Assistant City Attorney
AGENDA DESCRIPTION:

Consideration and possible action regarding awarding a contract to S&L Specialty Contracting, Inc. for construction related to Group 30 (21 homes) of the City's Residential Sound Insulation Program (Project No. RSI 08-22).  
(Estimated construction cost and retention: $702,075)

RECOMMENDED COUNCIL ACTION:

1. Award a contract to S&L Specialty Contracting, Inc. for Group 30
2. Authorize the City Manager to execute a contract in a form approved by the City Attorney; and/or
3. Alternatively discuss and take other action related to this item.

ATTACHED SUPPORTING DOCUMENTS:

1. Pages 1 – 10 of the Bid Form submitted by Tron Construction, Inc.
2. Letter from Tron Construction, Inc. dated January 23, 2009
3. Correspondence from Glorie and Associates dated January 23, 2009
5. Pages 1 – 10 of the Bid Form submitted by S&L Specialty Contracting, Inc.

FISCAL IMPACT: Included in Adopted Budget

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<td>Account Number(s):</td>
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ORIGINATED BY: James S. O'Neill, Program Manager
APPROVED BY: Jack Wayt, City Manager

BACKGROUND AND DISCUSSION:

On January 13, 2008 the City Clerk's office opened sealed bids for Group 30 (RSI 08-22) of the City's Residential Sound Insulation (RSI) Program. The results of the bid openings were as follows:

1. Tron Construction, Inc. .............................................. $627,000
2. S&L Specialty Contracting, Inc. .............................. $638,250
3. Professional Building Contractors, Inc. ..................... $663,240
4. G&G Specialty Contractors, Inc. ............................... $769,778
5. Sam Boo Construction Company, Inc. ......................... $830,000
6. Spec Construction Company, Inc. ............................ $897,860
7. Caveche Engineering & Construction Company, Inc. ......... $982,041

Staff reviewed the bids received and found the following:

The Bid submitted by Tron Construction, Inc. (Tron) omitted manufacturer and supplier information as well as costs for specified secondary (or storm) doors. Compared to the other bids received, staff approximates this cost to be approximately $600. This issue was brought to
Tron’s attention and it responded with the attached letter dated January 23, 2009.

During the review process, a door supplier alleged that the supplier listed on Tron’s bid would be pre-finishing the doors and pre-hanging the doors prior to delivering to Tron. It was also alleged that such actions may void the manufacturer’s warranty. Staff brought the concerns to Tron’s attention, and it responded with the attached correspondence from two different door suppliers. The correspondence, along with the price listed in Tron’s Bid for doors, appears to confirm that the intent of the Bid was to have the door supplier perform work on the products after taking delivery from the manufacturer, Eggers Industries. Staff has concluded that the actions of “pre-finishing” and “pre-hanging” would categorize the door supplier as a subcontractor. Although JL Door Supply was listed as a supplier of product, it was not listed as a subcontractor. Accordingly, the bid submitted by Tron is non-responsive.

The Bid from Spec. Construction Company, Inc. does not provide proper evidence of authority to sign on behalf of the corporation. And although aluminum windows are required for house 30.08, the bid submitted by Spec. Construction listed “none” where manufacturer and supplier information and associated costs for aluminum windows is required. For these reasons, the bid is non-responsive.

The Bid from Cavecche Engineering & Construction Company, Inc. (CEACCO) did not provide the information required under “Designation of Material Suppliers and Subcontractors.” Its Bid also listed manufacturers that are known to not produce products for which they have been designated as the manufacturer/supplier. Furthermore, the Bid does not list subcontractors for specified work which requires a specialty license, and CEACCO appears to only have a Class B license. For these reasons, the bid is non-responsive.

Bids from S&L Specialty Contracting, Inc. (S&L), Professional Building Contractors, Inc. (PBC), G&G Specialty Contractors, Inc. (G&G), and Sam Boo Construction Company, Inc. (Sam Boo) all appear to be responsive. Based upon the bid prices, S&L is the apparent lowest responsible bidder for the project.

As City Council is aware, S&L Specialty Contracting, Inc. has successfully completed construction for many Groups of the Residential Sound Insulation Program for the City, most recently Groups 21, 22, 23, 25, 26 and 27.

The amount requested for the contract is $702,075 which represents the Total Bid amount shown on the bid and an additional 10% of that Total Bid for potential change orders related to unforeseen conditions.

As City Council is aware, eighty percent (80%) of costs associated with the Residential Sound Insulation Program are covered by federal grant funding from the Federal Aviation Administration (FAA) until those funds identified in the Grant Implementation Plan to the City of Los Angeles are exhausted. Remaining expenses, with the exception of elective “Owner Upgrades” selected by property owners, are covered by funding received as part of the settlement agreement with LAWA.

With the successful completion of Group 30, the total number of residences completed by the City’s RSI Program will be 942.
BIDDERS'S PROPOSAL AND STATEMENT

CITY OF EL SEGUNDO, LOS ANGELES COUNTY, CALIFORNIA

Project Number RSI 08-22
"Residential Sound Insulation Program – Group 30"

PROPOSAL

To the Mayor and City Council
City of El Segundo
350 Main St.
El Segundo, CA 90245

The undersigned declares that he/she has carefully examined the location of the proposed work and has otherwise satisfied himself/herself as to the nature and location of the work, and is full informed as to all conditions and matters which can in any way affect the work or cost thereof, that he/she has examined the Contract Documents, and has read the accompanying “BIDDING INSTRUCTIONS” and hereby agrees to provide the following:

To furnish all labor, materials, equipment, transportation, and services and to do all the work required for the “Residential Sound Insulation Program – Group 30” in strict conformity with the Contract Documents and at the following lump sum price, to Wit:

<table>
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<tr>
<th>ID</th>
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<th>Description</th>
<th>Engineer’s Estimate</th>
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<th>Bidder’s Property Subtotal</th>
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<td>$22,050 -</td>
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<td></td>
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<td>Air Conditioning Upgrade</td>
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<td>$22,125 -</td>
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<td>$22,125 -</td>
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<td>Air Conditioning Upgrade</td>
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<td>$40,050</td>
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**Total Bid (Contract Sum)**

SIX HUNDRED TWENTY ONE THOUSAND DOLLARS

($627,000)

In case of discrepancy between the words and figures, the words must prevail.

**NOTICE:** BIDDERS WILL NOT BE RELEASED DUE TO ERRORS AND ILLEGIBLE BIDS MUST BE DISQUALIFIED

**NOTICE:** Total Bid (Contract Sum) must equal the total of Schedule of Values. If the Total Bid does not equal the total of the Schedule of Values, it is grounds for rejection of the Bid. Furthermore, inconsistencies between the Schedule of Values and the Plans for each Dwelling are grounds for rejection of the Bid.

This bid is based upon completing the work as set in the Construction Schedule published in the Contract Documents. If awarded the contract for the Work, the undersigned hereby agrees to sign the contract and furnish the necessary bonds not more than ten (10) calendar days after Notice to Proceed date.

Enclosed is a Bidder's Bond, certified check or cashier's check, which is not less than ten percent (10%), as a guarantee that the undersigned will enter into the contract if awarded to the undersigned. The undersigned further agrees that in case of default in executing the required contract with necessary bonds and insurance, within the time limits above specified, said bonds or check and money payable therein must be forfeited to and become the property of the City of El Segundo, State of California.

Name of Firm: TRON CONSTRUCTION, INC.

Address: 2845 N. MAROA, FRESNO, CA 93704

Telephone Number: (559) 229-7992

Contractor's License Number: 433107

Type of License: CLASS B

License Expiration Date: JANUARY 31, 2011

Type of Entity: ☑ Sole Proprietorship ☐ Partnership ☑ Corporation ☐ Other

Bidder's Proposal and Statement Group 30

City of El Segundo Residential Sound Insulation Program
I declare under penalty of perjury that the foregoing is true and correct.

Contractor Representative:  RON DONALDSON

Title:  PRESIDENT

Signature:  [Signature]

Dated this 9th day of  JANUARY  , 2009.

If Corporation, please attach evidence of authority to sign.
I, Sharyn Donaldson, certify that I am the secretary of the corporation named herein; that Ron Donaldson who signed this Bid Proposal on behalf of the corporation, was then President of said corporation; that said Bid Proposal is within the scope of its corporate powers and was duly signed for and on behalf of said corporation by authority of its governing body, as evidenced by the attached true and correct copy of the corporate seal and articles of incorporation.

By: [Signature]

Sharyn Donaldson, Secretary/Treasurer

Date: January 9, 2009
ACKNOWLEDGEMENT OF RECEIPT OF ADDENDA

Bidder acknowledges receipt of the following addenda, has become familiar with their contents, and has accounted for all such changes in the Bidder's Proposal and Statement. The Bidder must attach copies of transmittal letters and facsimile cover sheets for each identified addendum.

<table>
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Signature: [Signature]

Dated this 9th day of January, 2009.
DESIGNATION OF MATERIAL SUPPLIERS AND SUBCONTRACTORS

In compliance with the Subletting and Subcontracting Fair Practices Act (Chapter 2, commencing at Section 4100, Division 5, Title I of the Government Code of the State of California) and any amendments thereof, each bidder must set forth below: (a) the name and location of the place of business of each subcontractor who will perform work or labor or render service to the prime contractor in or about the construction of the work or improvement to be performed under this contract in an amount in excess of one-half of one percent (0.5%) of the prime contractors total bid, and (b) the portion of the work which will be done by each subcontractor under this act and their license number. The prime contractor must list only one subcontractor for each such portion as is defined by the, prime contractor in this bid.

If a prime contractor fails to specify a subcontractor or if a prime contractor specifies more than one subcontractor for the same portion of work to be performed under the contract in excess of one-half of one percent (0.5%) of the prime contractor's total bid, the Contractor must be deemed to have agreed that he/she is fully qualified and will perform that portion themselves.

No prime contractor whose bid is accepted must (a) substitute any subcontractor, (b) permit any subcontract to be voluntarily assigned or transferred or allow it to be performed by anyone other than the original subcontractor listed in the original bid, or subcontract any portion of the work in excess of one-half of one percent (0.5%) of the prime contractor's total bid as to which the original bid did not designate a subcontractor, except as authorized in the Subletting and Subcontracting Fair Practices Act. Subletting or subcontracting of any portion of the work in excess of one-half of one percent (0.5%) of the prime contractor's total bid as to which no subcontractor was designated in the original bid must only be permitted in cases of public emergency or necessity, and then only after a finding reduced to writing as a public record of the City awarding this contract setting forth the facts constituting the emergency or necessity.

MATERIAL SUPPLIERS

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<tr>
<th>Aluminum Windows</th>
<th>Manufacturer</th>
<th>Supplier</th>
<th>Contract Value</th>
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<td>SHAWN HULSEY</td>
<td>SHAWN HULSEY</td>
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<td>1551 MT. ROSE AVE.</td>
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<td></td>
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<td>YORK, PA 17403</td>
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<tr>
<td></td>
<td>(800) 755-6274</td>
<td>(800) 755-6274</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(800) 360-5097</td>
<td>(800) 360-5097</td>
<td></td>
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<tr>
<td></td>
<td><a href="mailto:SHULSEY@GRAHAMARCHITECTURAL.COM">SHULSEY@GRAHAMARCHITECTURAL.COM</a></td>
<td><a href="mailto:SHULSEY@GRAHAMARCHITECTURAL.COM">SHULSEY@GRAHAMARCHITECTURAL.COM</a></td>
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</table>

Bidder's Proposal and Statement
Group 30

City of El Segundo
Residential Sound Insulation Program
<table>
<thead>
<tr>
<th>Vinyl Windows</th>
<th>Shaun Hulsey</th>
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<tr>
<td><strong>City / State / Zip Code</strong></td>
<td>YORK, PA 17403</td>
</tr>
<tr>
<td><strong>Phone Number</strong></td>
<td>(800) 755-6274</td>
</tr>
<tr>
<td><strong>Fax Number</strong></td>
<td>(800) 360-5097</td>
</tr>
<tr>
<td><strong>Email Address</strong></td>
<td><a href="mailto:shaulsey@grahamarchitectural.com">shaulsey@grahamarchitectural.com</a></td>
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<table>
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<tr>
<th>Wood Doors</th>
<th>Joanne Gregory</th>
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<td><strong>Company</strong></td>
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<tr>
<td><strong>Address</strong></td>
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<td><strong>City / State / Zip Code</strong></td>
<td>RENTON, WA 98058</td>
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<tr>
<td><strong>Phone Number</strong></td>
<td>(253) 569-0801</td>
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<td><strong>Fax Number</strong></td>
<td>(425) 277-2493</td>
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<td><strong>Email Address</strong></td>
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<td>Secondary (Storm) Doors</td>
<td>Contact Person</td>
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<tr>
<td><a href="mailto:SHULSEY@GRAHAMARCHITECTURAL.COM">SHULSEY@GRAHAMARCHITECTURAL.COM</a></td>
<td><a href="mailto:SHULSEY@GRAHAMARCHITECTURAL.COM">SHULSEY@GRAHAMARCHITECTURAL.COM</a></td>
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<td>Vic Balduzian</td>
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<td>10300 Santa Fe Dr.</td>
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<tr>
<td><strong>Phone Number</strong></td>
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<td>(818) 785-3699</td>
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Bidder's Proposal and Statement
Group 30
9

City of El Segundo
Residential Sound Insulation Program

050
## SUBCONTRACTORS

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<tr>
<th>Work Activity</th>
<th>Name of Subcontractor</th>
<th>Address &amp; City of Subcontractor's Business Location</th>
<th>License Number</th>
<th>Contract Total &amp; Percentage of Bid Total</th>
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<td>501913</td>
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January 23, 2009

Mr. James O'Neill
RSI Program
City Hall
350 Main St.
El Segundo, Ca 90245

Re: RSI Group 30

Mr. James O'Neill,

This letter is to answer the question raised with respect to page 8 of the bid documents for the listing of the one (1) Secondary (storm) Doors.

□ The storm door at the door "A" location being (white) for 30.07. Tron did acknowledge and included this door in our quantity take off and pricing for this property, but failed to acknowledge it on page 8, by Manufacturer and Supplier.

Storm door to meet specification section 08 11 69 / 8-1 D #2 Manufactured by Mon-Ray & Supplied by JL Door Supply.

Should there be any other information required please contact me direct.

Respectfully,

Ron Donaldson, Jr.
V.P.
Correspondence

To: JL Door Supply
From: Paul

Re: Door Warranties
Date: 1/23/09

To whom it may concern,

The doors ordered by JL Door Supply for El Segundo Sound Insulation Projects are processed per the specifications. Glazing is factory glazed and all warranties are intact for these products.

Any questions please call me at 714 713 4195.

Thank You,

[Signature]
J L DOOR SUPPLY
14235 MAPLE VALLEY HIGHWAY
RETON, WA 98058

PHONE 253-569-0801, FAX 425-277-2493

January 22, 2009

Ron Donaldson, Jr.
TRON Construction, Inc.
2845 Nu. Maroa
Fresno, CA 93704

Dear Ronnie:

Regarding your inquiry regarding the wages paid in our shop for installing the door moldings, and prefinishing of the doors and jambs, if supplied, we pay our employees the current prevailing wages or more when completing this work. If required, we will provide applicable wage reports.

The work we do in our shop does not in any way jeopardize or void the manufacturers warranty and a letter will be coming from them verifying this.

Please contact me if you need anything further on this. Thank you.

Sincerely,

Joanne Gregory

Joanne Gregory
BIDDERS'S PROPOSAL AND STATEMENT

CITY OF EL SEGUNDO, LOS ANGELES COUNTY, CALIFORNIA

Project Number RSI 08-22
"Residential Sound Insulation Program – Group 30"

PROPOSAL

To the Mayor and City Council
City of El Segundo
350 Main St.
El Segundo, CA 90245

The undersigned declares that he/she has carefully examined the location of the proposed work and has otherwise satisfied himself/herself as to the nature and location of the work, and is fully informed as to all conditions and matters which can in any way affect the work or cost thereof, that he/she has examined the Contract Documents, and has read the accompanying “BIDDING INSTRUCTIONS” and hereby agrees to provide the following:

To furnish all labor, materials, equipment, transportation, and services and to do all the work required for the “Residential Sound Insulation Program – Group 30” in strict conformity with the Contract Documents and at the following lump sum price, to Wit:

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<th>ID</th>
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City of El Segundo
Residential Sound Insulation Program
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**Total Bid (Contract Sum)**

Six Hundred Thirty Eight Thousand, Two Hundred Fifty Dollars

$638,250.00

In case of discrepancy between the words and figures, the words must prevail.

**NOTICE:** BIDDERS WILL NOT BE RELEASED DUE TO ERRORS AND ILLEGIBLE BIDS MUST BE DISQUALIFIED

**NOTICE:** Total Bid (Contract Sum) must equal the total of Schedule of Values. If the Total Bid does not equal the total of the Schedule of Values, it is grounds for rejection of the Bid. Furthermore, inconsistencies between the Schedule of Values and the Plans for each Dwelling are grounds for rejection of the Bid.

This bid is based upon completing the work as set in the Construction Schedule published in the Contract Documents. If awarded the contract for the Work, the undersigned hereby agrees to sign the contract and furnish the necessary bonds not more than ten (10) calendar days after Notice to Proceed date.

Enclosed is a Bidder’s Bond, certified check or cashier’s check, which is not less than ten percent (10%), as a guarantee that the undersigned will enter into the contract if awarded to the undersigned. The undersigned further agrees that in case of default in executing the required contract with necessary bonds and insurance, within the time limits above specified, said bonds or check and money payable therein must be fortified to and become the property of the City of El Segundo, State of California.

<table>
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<tr>
<th>Name of Firm:</th>
<th>S&amp;L Specialty Contracting, Inc.</th>
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<tr>
<td>Address:</td>
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<tr>
<td></td>
<td>Syracuse, NY 13202</td>
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<tr>
<td>Telephone Number:</td>
<td>315 478 9746</td>
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<td>796968</td>
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<td>Type of License:</td>
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<td>License Expiration Date:</td>
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</table>

Type of Entity: □ Sole Proprietorship □ Partnership √ Corporation □ Other

Bidder’s Proposal and Statement
Group 30

City of El Segundo
Residential Sound Insulation Program

057
I declare under penalty of perjury that the foregoing is true and correct.

Contractor Representative: JAMES N. LEANA

Title: PRESIDENT

Signature: 

Dated this 8th day of JAN, 2009.

If Corporation, please attach evidence of authority to sign.
WRITTEN CONSENT
OF THE BOARD OF DIRECTORS
OF
S&L SPECIALTY CONTRACTING, INC.
APRIL 23, 2004

OMNIBUS RESOLUTION

Resolved, that James W. Leana, President of S&L Specialty Contracting, Inc. is authorized and empowered to execute any documents in his discretion on behalf of S&L Specialty Contracting, Inc.

IN WITNESS WHEREOF, the foregoing resolutions is hereby consented to and approved as of the date first written above. This Consent may be executed in any number of counterparts, each of which shall be deemed an original and all of which together shall constitute one instrument.

[Signatures]
Joseph A. Servidone
Secretary
S&L Specialty Contracting, Inc.

James W. Leana
President
S&L Specialty Contracting, Inc.
ACKNOWLEDGEMENT OF RECEIPT OF ADDENDA

Bidder acknowledges receipt of the following addenda, has become familiar with their contents, and has accounted for all such changes in the Bidder's Proposal and Statement. The Bidder must attach copies of transmittal letters and facsimile cover sheets for each identified addendum.

<table>
<thead>
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Signature:

Dated this ____ day of ____ , 2009.

Bidder's Proposal and Statement
Group 30

City of El Segundo
Residential Sound Insulation Program
DESIGNATION OF MATERIAL SUPPLIERS AND SUBCONTRACTORS

In compliance with the Subletting and Subcontracting Fair Practices Act (Chapter 2, commencing at Section 4100, Division 5, Title I of the Government Code of the State of California) and any amendments thereof, each bidder must set forth below: (a) the name and location of the place of business of each subcontractor who will perform work or labor or render service to the prime contractor in or about the construction of the work or improvement to be performed under this contract in an amount in excess of one-half of one percent (0.5%) of the prime contractor's total bid, and (b) the portion of the work which will be done by each subcontractor under this act and their license number. The prime contractor must list only one subcontractor for each such portion as is defined by the prime contractor in this bid.

If a prime contractor fails to specify a subcontractor or if a prime contractor specifies more than one subcontractor for the same portion of work to be performed under the contract in excess of one-half of one percent (0.5%) of the prime contractor's total bid, the Contractor must be deemed to have agreed that he/she is fully qualified and will perform that portion themselves.

No prime contractor whose bid is accepted must (a) substitute any subcontractor, (b) permit any subcontract to be voluntarily assigned or transferred or allow it to be performed by anyone other than the original subcontractor listed in the original bid, or subcontract any portion of the work in excess of one-half of one percent (0.5%) of the prime contractor's total bid as to which the original bid did not designate a subcontractor, except as authorized in the Subletting and Subcontracting Fair Practices Act. Subletting or subcontracting of any portion of the work in excess of one-half of one percent (0.5%) of the prime contractor's total bid as to which no subcontractor was designated in the original bid must only be permitted in cases of public emergency or necessity, and then only after a finding reduced to writing as a public record of the City awarding this contract setting forth the facts constituting the emergency or necessity.

MATERIAL SUPPLIERS

<table>
<thead>
<tr>
<th>Aluminum Windows</th>
<th>Manufacturer</th>
<th>Supplier</th>
<th>Contract Value</th>
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<tr>
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<td>Sharon Nagley</td>
<td>Same</td>
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<td>Graham</td>
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<td>1551 N. Rose Ave</td>
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<td>York P.A. 19403</td>
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<td>816-623-9062</td>
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Bidder's Proposal and Statement Group 30

City of El Segundo
Residential Sound Insulation Program
<table>
<thead>
<tr>
<th>Vinyl Windows</th>
<th>Wood Doors</th>
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<tr>
<td><strong>Contact Person</strong></td>
<td><strong>Contact Person</strong></td>
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<tr>
<td>Joe Dupuy</td>
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<tr>
<td><strong>Company</strong></td>
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<tr>
<td>Milgard</td>
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<tr>
<td><strong>Address</strong></td>
<td><strong>Address</strong></td>
</tr>
<tr>
<td>355 E Eddy St.</td>
<td>525 N Railroad St.</td>
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<tr>
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<td>San Francisco, CA</td>
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</tr>
<tr>
<td>93065</td>
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<tr>
<td><strong>Phone Number</strong></td>
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<tr>
<td>805-391-3826</td>
<td>650-589-4208</td>
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<tr>
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<tr>
<td>Joe dupuy @</td>
<td>650-589-4208</td>
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<td><strong>Email Address</strong></td>
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</tr>
<tr>
<td>milgard.com</td>
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Bidder's Proposal and Statement
Group 30

City of El Segundo
Residential Sound Insulation Program
<table>
<thead>
<tr>
<th>Secondary (Storm) Doors</th>
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<table>
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<tr>
<th>Sliding Glass Doors</th>
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<tr>
<td><strong>Contact Person</strong></td>
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<td><strong>Company</strong></td>
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<table>
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**Bidder's Proposal and Statement**

Group 30

City of El Segundo

Residential Sound Insulation Program
<table>
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<tr>
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<table>
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<table>
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Bidder's Proposal and Statement
Group 30

City of El Segundo
Residential Sound Insulation Program
# Subcontractors

<table>
<thead>
<tr>
<th>Work Activity</th>
<th>Name of Subcontractor</th>
<th>Address &amp; City of Subcontractor's Business Location</th>
<th>License Number</th>
<th>Contract Total &amp; Percentage of Bid Total</th>
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</thead>
<tbody>
<tr>
<td>Insulation</td>
<td>O.W.O. Insulation Company</td>
<td>1431 Elmore Ave. South El Monte CA 91733</td>
<td>623681</td>
<td>$10,415.00, 21.6%</td>
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<tr>
<td>Electrical</td>
<td>H.K. Electric</td>
<td>17428 Hill St. Georgea Hills CA 91341</td>
<td>781415</td>
<td>$30,050.00, 25.0%</td>
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<tr>
<td>Material</td>
<td>Kazakow Material Co.</td>
<td>1231 &amp; 124 Beach Rd Fillmore CA 92031</td>
<td>756281</td>
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*Bidder's Proposal and Statement Group 30*

City of El Segundo Residential Sound Insulation Program
AGENDA DESCRIPTION:

Consideration and possible action regarding amending a professional service agreement with Robert Half International in support of Accounts Payable. (Fiscal Impact: $10,000)

RECOMMENDED COUNCIL ACTION:

1) Authorize the City Manager to approve/amend Professional Service Agreement on behalf of the City for temporary professional accounting services as approved to form by the City Attorney.

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

ATTACHED SUPPORTING DOCUMENTS:

1) None

FISCAL IMPACT: Included in Adopted Budget

<table>
<thead>
<tr>
<th>Amount Budgeted:</th>
<th>$10,000</th>
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<tr>
<td>Additional Appropriation:</td>
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<td>Account Number(s):</td>
<td>001-400-2502-6214</td>
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ORIGINATED BY: Jacqueline Horak, Accounting Manager

REVIEWED BY: Deborah Cullen, Director of Finance

APPROVED BY: Jack Wayt, City Manager

BACKGROUND AND DISCUSSION:

In September 2008, a vacancy was created within the Finance Department by the transfer of an existing staff member to assume the Water Utility billing function. Since that time, we have been utilizing the services of Robert Half International, a professional staffing organization which specifically recruits accounting/finance positions. The threshold of approval authority for the City Manager will soon be exceeded. There is a need to continue the temporary staffing while the recruitment process is completed; therefore, the Finance Department is seeking the approval of City Council for an additional $10,000 to continue these services. The Accounting Technician position is currently open for recruitment and we anticipate this position will be filled by the end of March 2009.
AGENDA DESCRIPTION:

Consideration and possible action to adopt a resolution supporting the continuation of the Boeing C-17 Globemaster III cargo plane production program at Boeing's Long Beach manufacturing facility. (Fiscal Impact: None)

RECOMMENDED COUNCIL ACTION:

1. Adopt the attached resolution supporting the continuation of production of the Boeing C-17 Globemaster III cargo plane and authorize appropriate legislative advocacy to promote its continued production in Long Beach, California;

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

ATTACHED SUPPORTING DOCUMENTS:

1. Draft Resolution

FISCAL IMPACT: None

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

ORIGINATED BY: Kelly McDowell, Mayor

REVIEWED BY: 

APPROVED BY: Jack Wayt, City Manager

BACKGROUND AND DISCUSSION:

In late December 2008, Boeing's Long Beach final assembly facility delivered the U.S. Air Force's 182nd C-17 advanced airlifter. The C-17 has a proven in-service operational record with over 1.3 million flight hours and a track-record of accomplishment as the premier transporter for military, humanitarian and peacekeeping missions throughout the world. Unfortunately, without a supplemental appropriation, production of the C-17 for the U.S. Air Force will be terminated with the last delivery of the 190th aircraft in August 2009. The Boeing C-17 production line and its 5,500 jobs are critical to the Long Beach and Southern California economy.

President Obama has included the C-17 as an important component for preserving our global reach in the air within his defense agenda. It is recommended that the City Council support the President’s agenda to build defense capabilities for the 21st Century by supporting a congressional appropriation to extend the C-17 production program.
A RESOLUTION OF THE CITY OF EL SEGUNDO
SUPPORTING THE CONTINUATION OF THE BOEING C-17 GLOBEMASTER
PRODUCTION PROGRAM

BE IT RESOLVED by the Council of the City of El Segundo as follows:

SECTION 1: The City Council finds as follows:

A. The Boeing C-17 Globemaster III is a proven workhorse of Air
   Mobility Command and is the only aircraft performing all airlift:
   missions;

B. The highly flexible C-17 has been indispensable in the Global War
   on Terrorism, countless humanitarian missions, numerous
   peacekeeping missions;

C. Boeing's Long Beach C-17 manufacturing facility is critical to the
   region, state and national economies, and serving as a source of
   gainful employment for many thousands of Southern Californians
   workers;

D. Unless the U.S. Government commits to the production of
   additional C-17 cargo planes, Boeing may be forced to shutter a
   key aircraft manufacturing plant and lay-off thousands of skilled
   aerospace workers, in the midst of an already unprecedented
   economic recession.

SECTION 2: The City of El Segundo strongly supports continuation of production
at the Boeing C-17 manufacturing facility due to the facility's impact upon the
security and safety of the nation and for its significant impact upon the economic
well-being of thousands of workers within the Southern California region.

SECTION 3: The City of El Segundo pledges to support Boeing's efforts to
secure ongoing production commitments for the C-17 Globemaster III.

SECTION 4: The City Manager is directed and authorized to communicate the
City Council's policy position on this matter to members of the California
Congressional Delegation, the President and appropriate federal agencies as
necessary.

SECTION 5: The City Clerk is directed to certify the adoption of this Resolution;
record this Resolution in the book of the City's original resolutions; and make a
minute action of the adoption of the Resolution in the City Council's records and
the minutes of this meeting.
SECTION 6: This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

PASSED AND ADOPTED this 3rd day of February 2009.

________________________
Kelly McDowell,
Mayor

ATTEST:

________________________
Cindy Mortesen,
City Clerk

APPROVED AS TO FORM:
Mark D. Hensley, City Attorney

By: _______________________
Karl H. Berger
Assistant City Attorney
RESOLUTION

WHEREAS, any official position of the City with the respect to legislation, rules, regulations or policies proposed to or pending before a local, State or Federal governmental body or agency must have been adopted in the form of a resolution by the City Council, with the concurrence of the Mayor; and

WHEREAS, Boeing is the world’s leading aerospace company and the largest manufacturer of commercial jetliners and military aircraft combined, with customers in more than 90 countries and employing more than 28,000 people throughout the Southern California region; and

WHEREAS, Boeing Integrated Defense Systems makes Boeing the second largest defense contractor providing end to end services for large scale systems that enhance air, land, sea, and space based platforms for global military, government and commercial customers; and

WHEREAS, Boeing C-17 Globemaster III is a large American airlifter manufactured by Boeing Integrated Defense Systems, and operated by the United States Air Force, British Royal Air Force, the Royal Australian Air Force, and the Canadian Forces Air Command; and

WHEREAS, today the C-17 supports U.S. troops fighting terrorism in Afghanistan and Iraq through rapid strategic delivery of troops and all types of cargo to main operating bases or directly to forward bases in the deployment area as well as tactical airlift; and

WHEREAS, the C-17 flew missions to Pakistan following its devastating earthquake, assisted Thailand after the tsunami, evacuated Americans from Lebanon on the eve of war, brought supplies to thousands impacted by Hurricane Katrina; and

WHEREAS, Boeing’s C-17 program has a major impact on the economy of California employing 9,513 (5013 Boeing employees/4500 supplier employees) people in the Southern California region, supporting 380 suppliers, and generating more than $3.1 Billion in economic impact; and

Whereas, Boeing’s C-17 program continues to support numerous cities throughout the country, such as El Segundo; injecting more than $160 million in supplier business in Los Angeles County; and

WHEREAS, despite its record of success and proven reliability for the U.S. military, the Congress has not yet appropriated funding for additional C-17s; and

WHEREAS, without a commitment to fund additional aircraft production, the C-17 supply base will disappear late this year with the production line closing in summer of 2010 with 30,000 American jobs at risk;

NOW, THEREFORE BE IT RESOLVED, with the concurrence of the Mayor, that by adoption of this Resolution, the City hereby includes in its 2008-2009 Federal Legislative Program support for the continued funding for additional production of the invaluable C-17 aircraft.

PRESENTED BY: ________________________________

SECONDED BY: ________________________________
AGENDA DESCRIPTION:
Consideration and possible action to support the the South Bay Regional Intermodal Transit Center Project in the reauthorization of Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU). (Fiscal Impact: None)

RECOMMENDED COUNCIL ACTION:
1. Approve the City Council's support for the inclusion of the South Bay Regional Intermodal Transit Center Project in the reauthorization of Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU);
2. Authorize the Mayor to sign a letter indicating the City's strong support for the project;
3. Alternatively, discuss and take other action related to this item.

ATTACHED SUPPORTING DOCUMENTS:
1. Draft Letter

FISCAL IMPACT: None

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

ORIGINATED BY: Kelly McDowell, Mayor
REVIEWED BY: Jack Wayt, City Manager

BACKGROUND AND DISCUSSION:
The Cities of Redondo Beach and Torrance have worked together to develop a joint request for Federal funding for the South Bay Regional Intermodal Transit Centers Project in the Reauthorization of SAFETEA-LU. The project includes the City of Redondo Beach Regional Transit Center which has obtained initial funding and is currently in design, as well as emerging plans for a transit center in the City of Torrance. The much needed Regional Intermodal Transit Centers will make public transportation more efficient and convenient; thereby encouraging more people to make use of the transportation options available in the region. The benefits to the region are many, including increased mobility options, eased traffic congestion, enhanced job access, reduced gasoline consumption, enhanced transit uses and community safety, and improved overall air quality. At the request of Redondo Beach Mayor Mike Gin, I am recommending that the City Council go on record as supporting this Project and authorize the Mayor to sign a support letter which will accompany the Project’s submittal request.
DRAFT LETTER OF SUPPORT

February 4, 2009

The Honorable Dianne Feinstein
United States Senate
331 Hart Senate Office Building
Washington, DC 20510

The Honorable Barbara Boxer
United States Senate
112 Hart Senate Office Building
Washington, DC 20510

The Honorable Jane Harman
U.S. House of Representatives
2400 Rayburn House Office Building
Washington, DC 20515

Dear Members of Congress:

On behalf of the City of El Segundo, I am writing to respectfully request that you include $14.2 million within the reauthorization of SAFETEA-LU for the South Bay Regional Intermodal Transit Centers Project.

The much needed Regional Transit Centers located in the cities of Redondo Beach and Torrance will make public transportation more efficient and convenient; thereby encouraging more people to make use of the transportation options available in the region. The benefits to the region are many including increased mobility options, eased traffic congestion, enhanced job access, reduced gasoline consumption, enhanced transit uses and community safety, and improved overall air quality.

We would be happy to answer any questions and further discuss the benefits of this project of regional significance. Thank you in advance for your consideration and support.

Sincerely,

Kelly McDowell

Mayor