

MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, FEBRUARY 4, 2020 – 4:00 PM

CALL TO ORDER – Mayor Boyles at 4:12 PM

ROLL CALL

Mayor Boyles - Present
Mayor Pro Tem Pirsztuk - Present
Council Member Pimentel - Present
Council Member Nicol - Present

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

SPECIAL ORDER OF BUSINESS:

Mayor Boyles announced that Council would be meeting in closed session pursuant to the items listed on the Agenda.

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:

DISCUSSION OF PERSONNEL MATTERS (Gov't Code §54957): -1- matters

1. Performance Review
Position: City Manager

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov't Code §54956.9(d)(1)): -2- matters

1. D.R. Horton CA2, Inc. v. City of El Segundo (LA Superior Court Case No. 19STCP04857)
2. O'Connor v. City of El Segundo (U.S. District Court Case No. 2:20-cv-00311)

Adjourned at 6:50 PM

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, FEBRUARY 4, 2020 - 6:00 P.M.

CALL TO ORDER – Mayor Boyles at 6:01 PM

INVOCATION – Pastor Rob McKenna

PLEDGE OF ALLEGIANCE – Mayor Pro Tem Pirsztuk

SPECIAL PRESENTATIONS:

Proclamation read by Mayor Boyles, proclaiming February 2020, Black History Month and presented to Charles Mallory, IT Director.

ROLL CALL

Mayor Boyles	-	Present
Mayor Pro Tem Pirsztuk	-	Present
Council Member Pimentel	-	Present
Council Member Nicol	-	Present

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

CITY MANAGER FOLLOW-UP COMMENTS – (Related to Public Communications)

A. PROCEDURAL MOTIONS

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

MOTION by Mayor Pro Tem Pirsztuk, SECONDED by Council Member Pimentel to read all ordinances and resolutions on the agenda by title only. MOTION PASSED BY UNANIMOUS VOICE VOTE. 4/0

B. CONSENT CALENDAR

1. Approve Regular City Council Meeting Minutes of January 21, 2020.
2. Approve Warrant Numbers 3029591 through 3029695 and 9001281 through 9001281 on Register No. 8a in the total amount of \$651,236.11 and Wire Transfers from 1/13/20 through 1/19/20 in the total amount of \$476,003.21. Approve Warrant Numbers 3029696 through 3029785 on Register No. 8b in the total amount of \$412,742.41 and Wire Transfers from 1/20/20 through 1/26/20 in the total amount of \$442,076.04. Ratified Payroll and Employee Benefit checks; checks released early due to contracts or agreement; emergency disbursements and/or adjustments; and wire transfers

3. Waive second reading and adopt Ordinance No. 1613 for proposed text amendments related to accessory dwelling units in all residential zones. (This action is statutorily exempt from further environmental review under the California Environmental Quality Act (California Public Resources Code §§ 21000, et seq., "CEQA") and CEQA Guidelines (14 California Code of Regulations §§ 15000, et seq.), because it involves the adoption of an ordinance regarding accessory dwelling units in a single-family or multifamily residential zone to implement the provisions of Sections 65852.1 and 65852.2 of the Government Code as set forth in Section 21080.17 of the Public Resources Code, pursuant to CEQA Guidelines § 15282(h)).
(Fiscal Impact: None)

MOTION by Council Member Nicol, SECONDED by Mayor Pro Tem Pirsztuk approving Consent Agenda items 1, 2, and 3. MOTION PASSED BY UNANIMOUS VOICE VOTE.
4/0

C. PUBLIC HEARINGS

4. Introduction of an Ordinance for Zone Text Amendment creating a pilot program to allow and regulate Short-Term Rentals in the City's residential zoning districts through a Short-term Rental Permit process. (The proposed project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Class 6 (Information Collection) (14 Cal. Code Regs. § 15306), because it involves creating a regulatory process for a use in the Residential zoning districts for a limited time).
(Fiscal Impact: None)

Mayor Boyles stated this was the time and place to conduct a Public Hearing regarding a Zone Text Amendment creating a pilot program to allow and regulate Short-Term Rentals in the City's residential zoning districts through a Short-term Rental Permit process.

City Clerk Weaver stated that proper notice had been given in a timely manner and that written communication had been received in the City Clerk's office.

Sam Lee, Planning, Building and Safety Director and Gregg McClain, Planning Manager, gave a presentation and answered questions on the item.

**** Sam Lee, Planning, Building Safety Director, stated the draft ordinance was revised prior to the meeting. The redlined ordinance can be found on the website under the 2-4-2020 Agenda.***

Public Comments:

Jeff Schuh, resident, not in favor of Short-Term Rentals (STR's) and asked questions for clarification regarding the rules and regulations.

Ilene Lader, non-resident, in favor of STR's, rents a STR while visiting family in town for 3 months at a time and patronizes El Segundo's businesses and restaurants.

Carrie Becks, resident and Airbnb owner, in favor of STR's and suggested limiting the number of permits issued.

Leila Schuh, resident, not in favor of STR's, asked about outreach to residents and would like the residents to decide if Airbnb's should be allowed.

Gary Schmunk, resident, not in favor of STR's and would like to see this item on a ballot.

Gregg McClain, Planning Manager and Mark Hensley, City Attorney, answered and clarified Council questions.

Council Discussion

Council asked for revisions in the Ordinance, the revisions were stated by the City Attorney and were read into the Ordinance.

*****The following language was edited into the Ordinance*****

- a) **No more than 12 renters and/or guests will be on the premise at one time.**
- b) **The Chapter shall remain in effect until the earlier of this Ordinance being rescinded, or until December 31, 2021. (Section 4-15-14)**

Mark Hensley, City Attorney, read by title only:

ORDINANCE NO. 1614

AN ORDINANCE OF THE CITY OF EL SEGUNDO AMENDING TITLE 4 (BUSINESS REGULATIONS AND LICENSING) OF THE EL SEGUNDO MUNICIPAL CODE BY ADDING A NEW CHAPTER ESTABLISHING REGULATIONS FOR SHORT TERM RENTALS, AND AMENDING TITLE 15 (ZONING REGULATIONS) OF THE EL SEGUNDO MUNICIPAL CODE ALLOWING THE OPERATION OF SHORT TERM RENTALS IN THE CITY'S RESIDENTIAL ZONES THROUGH A SHORT-TERM RENTAL UNIT PERMIT PROCESS

Council Member Nicol introduced the item. The second reading and possible adoption of the Ordinance is scheduled for the regular City Council meeting of February 18, 2020.

Recessed at 8:02 PM

Reconvened at 8:17 PM

Mayor Boyles left the dais due to possible conflict of interest.

D. **STAFF PRESENTATIONS: (*items were moved into a different order than stated on the agenda, see numbers in italics and bold for original agenda numbering*)**

5. **(#8)** Approval of new process to evaluate proposed developments and the Community Benefit Plans (public improvement and conditions) to be provided by developers in the Smoky Hollow Specific Plan area in exchange for additional development rights prior to consideration by Planning Commission and City Council.

(Fiscal Impact: None)

Gregg McClain, Planning Manager, gave a presentation and answered questions on the item.

Council discussion

Mark Hensley, City Attorney, read by title only;

RESOLUTION NO. 5199

A RESOLUTION ADOPTING AND APPROVING THE METHODOLOGY FOR APPROVING SMOKY HOLLOW SPECIFIC PLAN COMMUNITY BENEFIT PLANS

MOTION by Council Member Nicol, SECONDED by Council Member Pimentel approving Resolution No. 5199. MOTION PASSED BY UNANIMOUS VOICE VOTE. 3/0

Mayor Boyles returned to the dais.

6. Proposed 2020 Legislative Platform which represents the City's positions on proposed regional, state and federal legislation. The platform is intended to provide clear direction to the City Manager to respond and take action on proposed legislation that will impact the City.

(Fiscal Impact: None)

Scott Mitnick, City Manager, introduced and the item and answered Council questions.

Barbara Voss, Deputy City Manager, reported on the item.

Council discussion

MOTION by Council Member Pimentel, SECONDED by Mayor Boyles approving the 2020 Legislative Platform. MOTION PASSED BY UNANIMOUS VOICE VOTE. 4/0

7. **(#5)** FY 2018-19 City Strategic Work Plan Year-End Report.

(Fiscal Impact: None)

Joe Lillio, Finance Director, gave a presentation on the item.

Council Discussion

Council consensus to receive and file FY 2018-19 City Strategic Work Plan Year-End Report.

8. (#7) Receive and file FY 2018-2019 Year-End Financial Review of General Fund and Enterprise Funds.
(Fiscal Impact: None)

Joe Lillio, Finance Director, gave a presentation on the item.

Council Discussion

Council consensus to receive and file FY 2018-2019 Year-End Financial Review of General Fund and Enterprise Funds.

- E. COMMITTEES, COMMISSIONS AND BOARDS PRESENTATIONS: None
- F. REPORTS – CITY CLERK – Reported VBM drop off is now available at the City Clerk’s office and El Segundo was approved for 7 Vote Centers.
- G. REPORTS – CITY TREASURER – Not Present
- H. REPORTS – COUNCILMEMBERS

Councilmember Pimentel – Passed

Councilmember Nicol – Attended a Round Table with Congressman Ted Lieu regarding the upcoming Consensus. Council Member Nicol encouraged all to participate in the consensus, as our City receives funds accordingly.

Mayor Pro Tem Pirsztuk – Reiterated to the community the need to participate in the upcoming Consensus.

Mayor Boyles – Attended a Ride-Along with Officer Lemus and Nicole Watson, the City’s mental health professional and congratulated the department on a great program with regards to our homelessness. Mayor also mentioned he would be attending the COG’s Sacramento Lobbying visit in March.

- I. REPORTS – CITY ATTORNEY - Passed
- J. REPORTS/FOLLOW-UP – CITY MANAGER – reminded the Community the next Council meeting is February 18, 2020.

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

MEMORIAL – Adjourned in the memory of Kobe Bryant and the eight passengers that perished on January 26, 2020 and held a 24.2 second moment of silence in their honor.

ADJOURNMENT at 9:27 PM


Tracy Weaver, City Clerk