

MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, AUGUST 18, 2020 – 4:00 PM
This meeting was conducted virtually via Zoom conferencing

CALL TO ORDER – Virtually by Mayor Boyles at 4:02 PM

ROLL CALL

Mayor Boyles - Present via teleconferencing
Mayor Pro Tem Pimentel - Present via teleconferencing
Council Member Pirsztuk - Present via teleconferencing
Council Member Nicol - Present via teleconferencing
Council Member Giroux - Present via teleconferencing

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:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant Exposure to Litigation (Government Code §54956.9(d)(2))
Initiation of litigation (Government Code §54956.9(d)(4))

THREAT TO PUBLIC SERVICES OR FACILITIES (Government Code § 54957(a))

Consultation with: City Manager Scott Mitnick, Fire Chief Chris Donovan, Police Chief Bill Whalen and City Attorney Mark Hensley.

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

City Manager
Performance Review

Adjourned at 5:43 PM

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, AUGUST 18, 2020 - 6:00 P.M.
This meeting was conducted virtually via Zoom conferencing

CALL TO ORDER – Virtually by Mayor Boyles at 6:08 PM

INVOCATION – Tracy Weaver, City Clerk

PLEDGE OF ALLEGIANCE – Council Member Nicol

ROLL CALL

Mayor Boyles	-	Present via teleconferencing
Mayor Pro Tem Pimentel	-	Present via teleconferencing
Council Member Pirsztuk	-	Present via teleconferencing
Council Member Nicol	-	Present via teleconferencing
Council Member Giroux	-	Present via teleconferencing

PUBLIC COMMUNICATIONS – (Related to City Business Only – 5 minute limit per person, 30 minute limit total)

Due to time constraints and the volume of in person speakers, the Clerk's Office posted all written communication to the website.

John Pickhaver, resident, commented on Special Presentation item C, in favor of accelerating the formation of the DEI Committee.

John Ratcliff, resident, commented on Special Presentation item C, does not support the BLM movement and the El Segundo for Black Lives Group.

Lynette VanDeveer, Redondo Beach, commented on Special Presentation item C; does not support the BLM movement.

Sandy, former resident, commented on Special Presentation item C, does not support the BLM movement and the El Segundo for Black Lives Group.

Tanya Taylor, resident, commented on Special Presentation item C, received a flyer from Mass Resistance and wishes Council would denounce the group.

Marc Renner, resident, commented on Special Presentation item C, does not support the BLM movement and the El Segundo for Black Lives Group.

Christine Rials, resident, commented on Special Presentation item C, asked Council to take a stand to support El Segundo for Black Lives Group and the LGBTQ+ community.

E. W., resident, commented on Special Presentation item C, asked Council not to give into the fear mongering, those against the basic of people's rights and racism.

Elias Garcia, resident, commented on Special Presentation item C, member of El Segundo for Black Lives Group and the formation of the DEI Committee.

Keith Puckett, resident, commented on Special Presentation item C, asked the Council to denounce hatred and take a stance that El Segundo is a diverse and inclusive city.

Kelly Stuart, resident, commented on Special Presentation item C, asked Council to take a stand to support the LGBTQ+ community.

Susan Bowling, resident, commented on Special Presentation item C, asked Council to take a stand to support El Segundo for Black Lives Group and the LGBTQ+ community.

Rebecca Yussman, resident, commented on Special Presentation item C, asked Council to strive for inclusion and diversity and stand up on the right side of history.

Amanda Touchton, resident, commented on Special Presentation item C, asked for all residents to be treated fairly, denounce racism and equality for all.

Michael Lin, nonresident, commented on Special Presentation item C, stands with Mass Resistance philosophies.

Ben Watkins, resident, commented on Special Presentation item C, supports El Segundo for Black Lives Group.

John Pitzer, resident, commented on Special Presentation item C, not in favor of El Segundo for Black Lives Group.

Arthur Schaper, nonresident, Organization Director for Mass Resistance, commented on Special Presentation item C, not in favor of El Segundo for Black Lives Group.

Megan Carey, resident, commented on Special Presentation item C, asked Council to stand up against hate and against groups such as Mass Resistance.

Chris, unknown residency, commented on Special Presentation item C, not in favor of defunding the Police Department.

Richard McMonague, resident, commented on Special Presentation item C, does not support the BLM movement and the El Segundo for Black Lives Group.

Everardo Torres, nonresident, commented on Special Presentation item C, does not support the BLM movement and not in favor of defunding the Police Department.

Meagan Melanson, resident, commented on Special Presentation item C, commented on the formation of the DEI Committee and would like El Segundo to be a diverse and inclusive city.

Cheryl Wendell, Hawthorne resident, wanted to place a face to an email written to Council earlier.

Charles E Shipp, San Pedro resident, commented on Special Presentation item C, pro Arthur Schaper and Mass Resistance.

CITY MANAGER FOLLOW-UP COMMENTS – (Related to Public Communications)
Council Member Giroux commented on the many emails and speakers requests and comments.

SPECIAL PRESENTATIONS:

- a) Appreciation of Interim Public Works Director Mark Watkins and Welcome incoming Public Works Director Elias Sassoon from Scott Mitnick, City Manager.
- b) Fire Chief Donovan gave a COVID-19 update.
- c) Diversity, Equity and Inclusion Committee Update by Barbara Voss, Deputy City Manager.

A. PROCEDURAL MOTIONS

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

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

B. CONSENT CALENDAR

1. Approve Regular City Council Meeting Minutes of July 21, 2020 and Special City Council Meeting (Strategic Planning) Minutes of July 22, 2020.
2. Approve warrant numbers 3031967 through 3032046 and 9001553 through 9001553 on Register No. 19b in the total amount of \$457,337.24 and wire transfers from 7/06/20 through 7/12/20 in the total amount of \$12,534,114.03. Approve warrant numbers 3032047 through 3032137 on Register No. 20a in the total amount of \$308,275.51 and wire transfers from 7/13/20 through 7/19/20 in the total amount of \$698,389.93. Approve warrant numbers 3032138 through 3032241 and 9001554 through 9001556 on Register No. 20b in the total amount of \$586,979.83 and wire transfers from 7/20/20 through 7/26/20 in the total amount of \$107,829.02. Approve warrant numbers 3032242 through 3032347 on Register No. 21a in the total amount of \$333,145.59 and wire transfers from 7/27/20 through 8/02/20 in the total amount of \$3,099,616.18.
3. Approve a third Amendment No. 3500C to Agreement No. 3500, with Outfront Decaux Street Furniture, LLC for bus shelter advertising and maintenance.
(Fiscal Impact: \$90,000.00 estimated revenue per year over the next five (5) years, totaling \$450,000.00)
4. Accept as complete the Citywide Fiber Optic Vault Lid Replacement Project authorize the City Clerk to file a Notice of Completion with County Recorder's Office. (Project No. PW 19-08)
(Fiscal Impact: Included in adopted FY 2019/20 Budget - \$300,000.00)
5. Reject all bids for construction for Acacia Park Playground and Site Improvement Project and rebid project (Project No. PW 20-06).
(Fiscal Impact: Included in adopted budget - \$838,000.00)
6. Adopt a Resolution 5225 approving Plans and Specifications for Water Main Improvements on Indiana Street Project and authorize advertising for bids. (Project No. PW 20-04)
(Fiscal Impact: Included in adopted budget - \$700,000.00)
7. Accept as complete McCarthy Court Street Improvements Project and authorize the City Clerk to file a Notice of Completion with County Recorder's Office. (Project No. PW 19-10)
(Fiscal Impact: Included in adopted budget - \$275,000.00)

8. Accept as complete Walnut Avenue Drainage and Street Improvements Project and authorize City Clerk to file a Notice of Completion with County Recorder's Office. (Project No. PW 19-09)
(Fiscal Impact: Included in adopted budget - \$297,510.00)
9. Award a standard Public Works Contract No 5944 to Hardy and Harper, Inc. for construction and a standard Professional Services Agreement No, 5945 to KOA for inspection of FY 19/20 Pavement Rehabilitation Project (E. Imperial Avenue from McCarthy Court to California Street, E. Pine Avenue from Arena Street to Center Street and California Street from W. Imperial Highway to its south cul-de-sac). (Project No. PW 20-01)
(Fiscal Impact: Included in adopted budget - \$284,000.00)
10. Authorize City Manager to execute a Transfer Agreement No. 5946 between Los Angeles County Flood Control District and City of El Segundo for Safe Clean Water Program annual disbursement.
(Fiscal Impact: Grant Revenue of approximately \$850,000.00 annually)
11. Authorize City Manager to 1) execute a Custodial Services Agreement No. 5947 with Valley Maintenance, Corp. for three (3) years with two one-year optional renewal terms at \$213,000 annually for the City's various buildings and facilities and 2) amend the Valley Maintenance, Corp. Agreement, Amendment No. 5947A for COVID-19 Emergency Response Services at an additional \$9,450 monthly cost for the duration of the pandemic.
(Fiscal Impact: \$213,000.00 annually; estimated \$1,176,959.00 for the five (5) year duration of the contract (three (3) year term with option for two one year renewals). Additional \$9,450.00 monthly for COVID-19 Emergency Response Services. Annual CPI increase and minimum wage increase will apply).
12. Approve an Amendment No 3766C to Memorandum of Understanding between City of El Segundo and El Segundo Unified School District for Library Services.
(Fiscal Impact: \$60,000.00 revenue for FY 2020-2021 in account 001-300-6105-3762 (ESUSD Library Support))
13. Authorize City Manager to execute an amendment No. 5892A to Agreement No. 5892 with Management Partners Corp., for professional consulting services for Human Resources Department related to executive level consulting services for Human Resources operations.
(Fiscal Impact: No additional FY 2019-2020 General Fund budget appropriation requested. The original agreement was for \$49,000.00, bringing the amended total cost to \$139,000.00. The cost will be absorbed via the existing FY 2019-2020 Human Resources Department budget, as a result of salary and benefits savings).
14. Adopt a resolution 5226 terminating local emergency proclaimed on May 31, 2020, due to civil unrest throughout Los Angeles County and the nation.
(Fiscal Impact: None)

MOTION by Council Member Giroux, SECONDED by Council Member Pirsztuk, approving Consent Agenda items 1, 2, 3, 4, 5 (Council Member Nicol had a conflict and abstained from voting on item #5), 6, 7, 8, 9, 10, 11, 12, 13 and 14. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

C. PUBLIC HEARINGS – None

D. STAFF PRESENTATIONS

15. Ratify City Manager’s Administrative Order # 1 to Address COVID-19 which addresses re-opening of restaurants, retail food facilities, and retail operations in the City of El Segundo and was revised on July 16, 2020.
(Fiscal Impact: None)

Barbara Voss, Deputy City Manager reported on the item.

Council discussion

MOTION by Mayor Boyles, SECONDED by Council Member Nicol to ratify City Manager’s Administrative Order # 1 revised on July 16, 2020. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

16. Receive and file a presentation from FilmLA, public benefit organization which provides a streamlined film permit process and production planning services.
(Fiscal Impact: None)

Joe Lillio, Finance Director and Donna Washington, FilmLA gave a presentation.

Council discussion

Council consensus to receive and file the presentation.

17. Authorize City Manager to develop and issue: 1) Request for Proposals (RFP) from planning consultants to update or replace Downtown Specific Plan, and, 2) Request for Qualifications (RFQ) from developers to redevelop and repurpose Civic Center site.
(Fiscal Impact: There will not be any direct costs to the General Fund for both of these projects. Indirect cost impacts associated with staff time and use of an outside consultant (Kosmont Companies) will be absorbed via existing General Fund Budget. Updating or replacing the Downtown Specific Plan is estimated to cost between \$350,000.00 and \$450,000.00 with funding coming from the General Plan Maintenance Fund (not the General Fund). A future budget appropriation request will be made when a planning consultant recommendation is presented to City Council).

A quorum of Council Members has a conflict of interest due to the location of either their business or home. Therefore, four (4) ping pong balls were placed in a bucket for the four (4) Council Members with the conflict; Nicol, Pirsztuk, Pimentel and Boyles. The two Council members whose names were drawn randomly are Council Member Pirsztuk and Mayor Pro Pimentel, along with Council Member Giroux, these three (3) Council Members will be part of the discussion and vote. Mayor Boyles and Council Member Nicol were placed in the “waiting room” on Zoom, while the presentation, discussion and approval took place. Mayor Boyles and Council Member Nicol will need to recuse themselves in the future, if/when the item is brought before Council for discussion and/or a vote.

Scott Mitnick, City Manager and Sam Lee, Planning, Building and Safety Director gave a presentation.

Larry Kosmont, CEO and Chairman of Kosmont Companies answered Council's questions.

Council discussion

MOTION by Council Member Giroux, SECONDED by Council Member Pirsztuk authorizing City Manager to develop and issue Request for Proposals (RFP) from planning consultants to update or replace Downtown Specific Plan and Request for Qualifications (RFQ) from developers to redevelop and repurpose Civic Center site. .
MOTION PASSED BY UNANIMOUS VOICE VOTE. 3/0

City Clerk Weaver removed Mayor Boyles and Council Member Nicol from the Zoom “waiting room”.

18. Receive and file preliminary financial plan and proposed rates for FY 2020-2024 rate study of Recycled Water, Water and Wastewater operations.

Joe Lillio, Finance Director and Sanjay Gaur with Raftelis Financial Consultants, Inc. gave a presentation and answered Council's questions.

Scott Mitnick, City Manager, Mark Watkins, Interim Public Works Director and Mark Hensley, City Attorney answered Council's questions.

Council Discussion

Council consensus to receive and file the presentation.

- E. COMMITTEES, COMMISSIONS AND BOARDS PRESENTATIONS – None
- F. REPORTS – CITY CLERK –No report
- G. REPORTS – CITY TREASURER – Not Present

H. REPORTS – COUNCILMEMBERS –

Council Member Giroux – No report

Council Member Nicol – Addressed public comments regarding Council has been silent and this is welcoming hate into the City. This isn't the case, Council is vocal and believes actions speak louder than words, encouraged residents to rise above the hate, stated Council is prioritizing diversity, prioritizing action, please respect the process and allow Council to form the DEI committee.

Council Member Pirsztuk – Reminded everyone that 100 years ago today, Tennessee was the last state that allowed women to vote and Susan B Anthony was pardoned of all her crimes today. Use your vote in a productive way and vote in November, respect each other, good luck to all the students who will be starting school next week and gave a shout out to the Swanson Family who will once again provide lunch to the City on 9/11 in memory of the first responders who lost their lives that day and to honor all our City's first responders.

Mayor Pro Tem Pimentel – Will be attending the Sanitation District meeting this week, Legislators are busy and therefore, the League of Cities and SBCOG will be hosting meetings discussing the bills being proposed and encouraged all to contact Autumn Burke and Ben Allen with concerns and/or questions regarding these bills that can affect our City.

Mayor Boyles – Stated many bills are being considered that are far along and some will affect our City, many are housing bills and Council will continue to monitor these bills. On a positive note, four girls from El Segundo went to Oklahoma City for the USA Softball All-American 12U Tournament.

I. REPORTS – CITY ATTORNEY – No Report

J. REPORTS/FOLLOW-UP – CITY MANAGER – Reported the next City Council meeting is September 1, 2020.

MEMORIAL – None

ADJOURNED at 9:13 PM



Tracy Weaver, City Clerk