

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL  
TUESDAY, FEBRUARY 16, 2021 - 6:00 P.M.  
***This meeting was conducted virtually via Zoom conferencing***

CALL TO ORDER - Virtually by Mayor Boyles at 6:00 PM

INVOCATION – The Bridge, Pastor Rob McKenna

PLEDGE OF ALLIGENCE – Mayor Pro Tem Pimentel

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)

***Tracy Weaver, City Clerk, read email comments into the record received prior to the meeting due to Safer at Home restrictions.***

The following emails were read into the record by City Clerk supporting item #D6 regarding sending letters of support to allow youth sporting activity and competition Governor Newsom and Los Angeles County Board of Supervisor: Reed Abrams, Chris Johnson, Porter Robbins, Walt Puffer, Sondra and Tim Abrams, Shayna & Charley Finney, and Erica Beradi.

Tracy Miller-Zarneke's email supports item #B3.

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

SPECIAL PRESENTATIONS: None

A. PROCEDURAL MOTIONS

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

MOTION by Council Member Giroux, SECONDED by Council Member Nicol 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 February 2, 2021.
2. PULLED BY MAYOR PRO TEM PIMENTEL

3. PULLED BY COUNCIL MEMBER GIROUX
4. PULLED BY MAYOR PRO TEM PIMENTEL

MOTION by Mayor Pro Tem Pimentel, SECONDED by Council Member Giroux, approving Consent Agenda item 1. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

PULLED ITEMS:

2. Approve Warrant numbers 3034109 – 3034188 and 9001781 – 9001825 on Register No. 7b in the total amount of \$336,714.46 and wire transfer from 12/28/2020 through 1/03/2021 in the total amount of \$345,455.33. Warrant numbers 3034189 – 3034300 and 90011826 – 9001826 on Register No. 8a in the total amount of \$418,234.29 and wire transfer from 1/04/2021 through 1/10/2021 in the total amount of \$709,943.76 and wire transfer from 1/11/2021 through 1/ in the total amount of \$2,107,415.76. Ratified Payroll and Employee Benefit checks; checks released early due to contracts or agreement; emergency disbursements and/or adjustments; and wire transfers.

Mayor Pro Tem Pimentel pulled to further explain the City's operating and pension costs.

MOTION by Mayor Pro Tem Pimentel, SECONDED by Council Member Giroux, approving warrants, ratifying Payroll and Employee Benefit checks; checks released early due to contracts or agreement; emergency disbursements and/or adjustments; and wire transfers. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

3. Authorize the City Manager to execute an agreement with California Green Business Network (CAGBN) to secure a \$30,000 grant from the state to start a green business program in El Segundo.  
(Fiscal Impact: \$30,000.00)

Elias Sassoon, Public Works Director, Josephine Fleming, CAGBN and Tracey Miller-Zarneke, Environmental Committee Chair answered Council's questions regarding the item.

Council Discussion

MOTION by Council Member Nicol, SECONDED by Council Member Pirsztuk authorizing the City Manager to execute an Agreement No. 6020, with California Green Business Network (CAGBN) to secure a \$30,000 grant from the state to start a green business program in El Segundo. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

4. Approve ratifying waiver agreement allowing CenterCal additional time to enter into a construction contract regarding the golf course improvements portion of the Topgolf project at the Lakes at El Segundo (400 S. Pacific Coast Highway, El Segundo, CA 90245)  
(Fiscal Impact: None)

Mark Hensley, City Attorney explained the waiver agreement. CenterCal would like to make changes/upgrades to The Lakes at El Segundo Golf Course that are not stated in the original agreement.

MOTION by Mayor Pro Tem Pimentel, SECONDED by Council Member Giroux approving the ratification of the waiver Agreement No. 6021, allowing CenterCal additional time to enter into a construction contract regarding the golf course improvements portion of the Topgolf project at the Lakes at El Segundo. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

C. PUBLIC HEARINGS:

5. Conduct public hearing related to Proposition 218 majority protest process for proposed City water and wastewater rate adjustments for Fiscal Year 2020-2021 through Fiscal Year 2024-2025.  
(Fiscal Impact: Increases as follows; Water: FY20-21 0%, FY 21-22 3%, FY 22-23 3%, FY 23-24 3%, and FY 24-25 3%. Wastewater: FY20-21 9%, FY 21-22 9%, FY 22-23 9.5%, FY 23-24 9.5%, and FY 24-25 9.5%.

Mayor Boyles stated this was the time and place to conduct a public hearing regarding Proposition 218 majority protest process for proposed City water and wastewater rate adjustments for Fiscal Year 2020-2021 through Fiscal Year 2024-2025.

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

Joe Lillio, Chief Financial Officer, gave a presentation on the item.

Public Comment: None

Mayor Boyles stated this is the time to hand any and all outstanding protest ballots to the Deputy City Clerk, once the Public Hearing is closed, no ballots may be received.

MOTION by Council Member Pirsztuk, SECONDED by Council Member Nicol to close the public hearing. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

Tracy Weaver, City Clerk, certified the number of protest ballots received.

**The following was read into record:**

*The total number of protest ballots mailed or provided to property owners eligible to file a protest ballot was 4206 water and 4155 for wastewater. The number of valid protest ballots received by the City at the end of February 16, 2021 public hearing was 1092 for water and 989 for wastewater. The total number of protest ballots received that were not properly filled out was 55 for water and 56 for wastewater. The total number of protest ballots returned as undeliverable was 109. The number of valid protest ballots required to prevent adoption of the proposed water charges is 2104 or more and for wastewater charges is 2079 or more. Because the number of valid protest ballots received by the City does not represent a majority of property owners eligible to protest, the City Council may adopt the proposed water and wastewater charges.*

**Council Discussion**

Joe Lillio, Chief Financial Officer and Elias Sassoon, Public Works Director and Dale Burgoyne, Hyperion Plant representative answered Councils questions.

Mark Hensley, City Attorney, read by title only:

**RESOLUTION NO. 5248**

**A RESOLUTION DECLARING THE RESULTS OF THE PROCEEDINGS FOR  
ADOPTING WATER AND WASTEWATER CHARGES IN ACCORDANCE WITH  
ARTICLE XIII OF THE CALIFORNIA CONSTITUTION**

**MOTION by Mayor Boyles, SECONDED by Council Member Giroux to adopt Resolution No. 5248. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0**

Mark Hensley, City Attorney, read by title only:

**ORDINANCE NO. 1622**

**AN ORDINANCE SETTING THE AMOUNT OF WATER AND SEWER REAES AND  
CHARGES PURSUANT TO HEALTH AND SAFETY CODE §5471 AND EL SEGUNDO  
MUNICIPAL CODE §11-1-5.**

Mayor Boyles introduced the Ordinance. Second reading and possible adoption of the Ordinance is scheduled for March 2, 2021.

**D. STAFF PRESENTATIONS:**

6. Receive and file COVID-19 Update, 2) Ratify January 29, 2021 Amendment to City Administrative Order # 1 to Address COVID-19, 3) Authorize Mayor to sign and send letters of support to allow youth sporting activity and competition to Governor Newsom and Los Angeles County Board of Supervisor, and 4) Adopt resolution designating the first Monday in March as "COVID-19 Memorial Day". (Fiscal Impact: None)

Randy Collins, Emergency Manager reported on the item.

Council Discussion

Council Consensus to receive and file the COVID-19 update.

MOTION by Council Member Nicol, SECONDED by Council Member Pimentel ratifying the January 29, 2021 amendment to City Administrative Order #1 to address COVID-19. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

MOTION by Council Member Giroux, SECONDED by Council Member Pirsztuk authorizing the Mayor to sign and send letters (revised per Council discussion) of support to allow youth sporting activities and competition. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

Mark Hensley, City Attorney read by title only.

#### RESOLUTION NO. 5249

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL SEGUNDO, CALIFORNIA, SUPPORTING THE DESIGNATION OF THE FIRST MONDAY IN MARCH AS 'COVID-19, MEMORIAL DAY" IN REMEMBRANCE OF THOSE WHO HAVE LOST THEIR LIVES AND IN HONOR OF THOSE WHO CONTINUE TO SUFFER FROM THE IMPACTS OF THIS VIRUS.

MOTION by Council Member Giroux, SECONDED by Council Member Pirsztuk adopting Resolution No. 5249. MOTION PASSED BY VOICE VOTE. 4/1 YES: Boyles Giroux Nicol Pirsztuk NO: Pimentel

7. Authorize City Manager to enter into an Exclusive Negotiating Agreement (ENA) with Many Mansions to serve as City's Affordable Housing Services Provider to develop and manage affordable housing units, services, and programs.  
(Fiscal Impact: See narrative on agenda staff report)

Scott Mitnick, City Manager and Kathe Head, Housing Consultant presented and answered questions on the item.

Rick Schroeder and Alexander Russell with Many Mansions answered Councils questions.

Council Discussion

MOTION by Council Member Giroux, SECONDED by Council Member Nicol authorizing the City Manager to enter into an Exclusive Negotiating Agreement (ENA) No. 6022, with Many Mansions. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

8. Receive and file Fiscal Year 2019-2020 Citywide Budget Year-End Report.  
(Fiscal Impact: None)

Scott Mitnick, City Manager, introduced the item.

Joe Lillio, Chief Financial Officer gave a presentation.

Council Discussion

Council Consensus to receive and file the presentation.

9. Introduce a proposed ordinance amending City's Model Floodplain Management Ordinance and place on the March 2, 2021 City Council agenda for second reading and adoption.  
(Fiscal Impact: None)

Scott Mitnick, City Manager introduced the item.

Elias Sassoon, Public Works Director gave a presentation.

Council Discussion

Mark Hensley, City Attorney read by title only.

#### ORDINANCE NO. 1623

#### AN ORDINANCE AMENDING THE MODEL FLOODPLAIN MANAGEMENT ORDINANCE FOR SPECIAL FLOOD HAZARDS WITHIN THE CITY IN ORDER TO MAINTAIN ELIGIBILITY WITH THE NATIONAL FLOOD INSURANCE PROGRAM (ENVIRONMENTAL ASSESSMENT NO. 812)

Council Member Nicol introduced the Ordinance. Second reading and possible adoption of the Ordinance is scheduled for March 2, 2021.

E. COMMITTEES, COMMISSIONS AND BOARDS PRESENTATIONS: None

F. REPORTS – CITY CLERK – Passed

G. REPORTS – CITY TREASURER – Not present

H. REPORTS – COUNCIL MEMBERS

Council Member Giroux – Passed

Council Member Nicol – Passed

Council Member Pirsztuk – Passed

Mayor Pro Tem Pimentel – Passed

Mayor Boyles – Mentioned an update regarding the future of the Jr. Lifeguard program for Summer 2021 would be forthcoming in the next 20-30 days and attended South Bay Cities Council of Governments meeting.

- I. REPORTS – CITY ATTORNEY – Passed
- J. REPORTS/FOLLOW-UP – CITY MANAGER – Commented on upcoming agenda items for the March 2, 2021 City Council meeting.

MEMORIAL – None

ADJOURNED at 10:13 PM

  
Tracy Weaver, City Clerk