

MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, JUNE 16, 2020 – 4:00 PM
This meeting was conducted virtually via Zoom conferencing

CALL TO ORDER – Virtually by Mayor Boyles at 4:03PM

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 – EXISTING LITIGATION (Government Code §54956.9(d)(1).

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.

CONFERENCE WITH CITY'S LABOR NEGOTIATOR (Gov't Code §54957.6): -6-matters

Employee Organizations: Police Management Association; Police Support Services Employees Association; Supervisory, Professional Employees Association; Fire Fighters Association; City Employee Association; and Executive and Management/Confidential Employees (unrepresented groups).

Agency Designated Representative: Irma Moisa Rodriguez, City Manager Scott Mitnick, Human Resources Director David Serrano and Director of Finance Joseph Lillio.

Adjourned at 5:55 PM

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, JUNE 16, 2020 - 6:00 P.M.
This meeting was conducted virtually via Zoom conferencing

CALL TO ORDER – Virtually by Mayor Boyles at 6:02 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)

Tracy Weaver, City Clerk, read email comments into the record received prior to the meeting due to Safer at Home restrictions. There were a few residents who spoke in the Council Chamber.

Chamber speakers:

Elias Garcia, resident, and member of El Segundo for Black Lives commented on items #1 & 2 of the Special Agenda. (Black Lives Matter movement).

Keith Puckett, resident, and member of El Segundo for Black Lives commented on items #1 & 2 of the Special Agenda. (Black Lives Matter movement).

Samera Eusufzai, resident and member of El Segundo for Black Lives, commented on items #1 & 2 of the Special Agenda. (Black Lives Matter movement).

Amanda Touchton, resident, and member of El Segundo for Black Lives commented on items #1 & 2 of the Special Agenda. (Black Lives Matter movement).

Robin Miskolcze, resident, resident, and member of El Segundo for Black Lives commented on items #1 & 2 of the Special Agenda. (Black Lives Matter movement).

John Pickhaver, resident, resident, and member of El Segundo for Black Lives commented on items #1 & 2 of the Special Agenda. (Black Lives Matter movement).

Mona Eisman, resident, commented on item #8, Home Share Rental Pilot Program.

City Clerk Weaver read the following emails into the record.

Lee Davis, resident, commented on item #D9 regarding the Urho Saari Swim Stadium.

Bob Turnbull, resident, commented on “Law Enforcement Code of Ethics” in regard to Police Chief Whalen.

Victoria Romley, Mindy Labayen, Griffin Troy, Sarah Townsend, Natacha Lee, Marc Cavagnolo, Paula Lee, Robyn Ringuette, Holly Crawford, Kellie Sims, Nicole Reynoso, Irene Pacheco, Cathy Deppe, Alexandria Seelye, Ginette Davis, Erin Workman, Ben Watkins, Anya Goldstein, Seth Martin, Jan & William Zoochie and Kandi Ali-Watkins, residents and members of El Segundo for Black Lives, commented on items #1 & 2 of the Special Agenda. (Black Lives Matter movement).

Del Aire Neighborhood Association, Eileen Salmas, Matthew Riley, and Aidan Cessor, Hawthorne residents, urging Council to support the Greenway on Aviation Blvd. and asked the City of El Segundo to procure a Letter of Neutrality signed by BNSF. *These letters were received, but not read aloud during Public Communication. Letters have been posted to the Website.*

CITY MANAGER FOLLOW-UP COMMENTS – (Related to Public Communications)
Both City Manager and Council discussed letters received and read into the record.

SPECIAL PRESENTATIONS: ***(Moved to Special Agenda)***

- a) Bill Whalen, Police Chief, Citizens Protest Update
- b) Chris Donovan, Fire Chief, COVID-19 update.

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 Pirsztuk 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 June 2, 2020 Closed Session, June 2 Regular Open Session – Adjourned/Continued to June 3, 2020 and Special Regular Open Session Adjourned/Continued to June 3, 2020
2. Approve Warrant Numbers 3031486 through 3031553 on Register No. 17a in the total amount of \$424,952.57 and Wire Transfers from 5/25/20 through 5/31/20 in the total amount of \$50,711.36. Approve Warrant Numbers 3031554 through 3031610 and 9001465 through 9001507 on Register No. 17b in the total amount of \$584,182.86 and Wire Transfers from 6/01/20 through 6/07/20 in the total amount of \$651,970.52. Ratified Payroll and Employee Benefit checks; checks released early due to contracts or agreement; emergency disbursements and/or adjustments; and wire transfers.
3. Adopt Resolution No. 5222 approving Plans and Specifications for FY 19-20 Pavement Rehabilitation Project on E. Pine Ave. from Arena St. to Center St., and E. Imperial Ave. from McCarthy Ct. to California St., Project No. PW 20-01. Adopt a Resolution 5223 identifying which project will be funded with SB-1, "Road Repair and Accountability Act" funds for Fiscal Year 2020/21.
(Fiscal Impact: \$400,000.00 – included in Adopted Budget)

4. Adopt Resolution No. 5220 appointing Director of Finance Joseph Lillio and City Council Members Scot Nicol and Carol Pirsztuk to serve as board member and alternate board members respectively, on the Independent Cities Risk Management Association (ICRMA) governing board.
(Fiscal Impact: None)
5. Adopt Ordinance No. 1618 adding a new Chapter 9 to Title 9 of El Segundo Municipal Code to establish comprehensive regulations, standards, and permit requirements for installation of wireless communication facilities in public right-of-ways and related Environmental Assessment (EA-1189).
(Fiscal Impact: None)

(The ordinance is not a “project” within the meaning of Section 15378 of the California Environmental Quality Act (CEQA) Guidelines, because it has no potential for resulting in physical change to the environment, directly or indirectly).
6. Receive and file Second Quarter FY 2019-20 Strategic Work Plan Update.
(Fiscal Impact: None)
7. PULLED BY COUNCIL MEMBER GIROUX

MOTION by Council Member Pirsztuk, SECONDED by Mayor Pro Tem Pimentel, approving Consent Agenda items 1, 2, 3, 4, 5, and 6. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

PULLED ITEMS:

7. Authorization to initiate a Request for Qualifications (RFQ) from service providers that develop and manage affordable housing units.
(Fiscal Impact: No impact to General Fund - \$5.3 million from Affordable Housing In-Lieu Fund)

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

Council Discussion

MOTION by Council Member Giroux, SECONDED by Mayor Pro Tem Pimentel, authorizing the initiation of a RFQ. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

C. PUBLIC HEARINGS –

Mayor Pro Tem Pimentel was placed in the Zoom Waiting Room due to a possible conflict of interest.

8. Conduct a public hearing, introduce by title only and waive further reading of an Ordinance establishing a Short-term Home Sharing Rental Permit Pilot Program to allow and regulate home sharing in the City's residential zoning districts which will run from September 1, 2020, through December 31, 2021.

(Fiscal Impact: Potential General Fund Revenue ranging \$45,000.00 to \$75,000.00, with between \$9,000.00 to \$15,000.00 from permits and business licenses and between \$36,000.00 and \$60,000.00 from Transient Occupancy Taxes (TOT). Revenues may off-set a portion of staff time and consultant cost for an outside monitoring company involved with processing and monitoring applications.

(The project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Class 1 (Existing Facilities) (14 Cal. Code Regs. § 15301), because it involves creating a regulatory process for the permitting and licensing of existing private uses and results in a negligible expansion of uses beyond what already exists in the residential zoning districts).

Mayor Boyles stated this was the time and place to conduct a Public Hearing regarding introduction of an Ordinance establishing a Short-term Home Sharing Rental Permit Pilot Program to allow and regulate home sharing in the City's residential zoning districts which will run from September 1, 2020, through December 31, 2021.

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, gave a presentation and answered questions on the item.

Gregg McClain, Planning Manager, answered Council questions.

Public Comments: ***Tracy Weaver, City Clerk, read email comments into the record due to Safer at Home restrictions.***

Unknown resident, in favor of Short-term rentals (whole homes).

Elaine Hopkins, resident, in favor of Short-term rentals (whole homes).

Mona Eisman, resident, in favor of the proposed Short-term Home Sharing Pilot Program (Rooms only, not whole houses).

MOTION by Council Member Nicol, SECONDED by Council Member Giroux to close the public hearing. MOTION PASSED BY UNANIMOUS VOICE VOTE. 4/0

Council Discussion

The following changes were made to the Ordinance:

4-15-7: CONDITIONS OF PERMIT ISSUANCE AND OPERATIONAL CONDITIONS

B: Home sharing in the R-2 Zone:

New language: Home sharing is permitted in the residential unit that is the primary residence of the property owner.

C: Home sharing in the R-3 Zone:

New language: Home sharing is permitted in the residential unit that is the primary residence of the property owner.

Mark Hensley, City Attorney, read by title only: (note the changes above)

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 HOME SHARING RENTALS, AND AMENDING TITLE 15 (ZONING REGULATIONS) ALLOWING SHORT-TERM HOME SHARING IN THE CITY'S RESIDENTIAL ZONES THROUGH A SHORT-TERM HOME SHARING PERMIT PILOT PROGRAM.

Council Member Nicol introduced the item. The second reading and possible adoption of Ordinance No. 1614 is scheduled for July 21, 2020.

Mayor Pro Tem Pimentel returned to the meeting from the Zoom Waiting Room.

D. STAFF PRESENTATIONS

9. Authorize City Manager to execute a Professional Services Agreement with Mithun, Inc. for \$130,000.00 to provide a site analysis, needs assessment, community engagement, schematic/concept design and final recommendations for the Urho Saari Swim Stadium (219 West Mariposa Avenue).
(Fiscal Impact: \$130,000.00)

Scott Mitnick, City Manager, introduced the item.

Meredith Petit, Recreation and Parks Director and Mark Watkins, interim Public Works Director, gave a presentation and answered Council questions.

Council discussion

MOTION by Council Member Pirsztuk, SECONDED by Mayor Pro Tem Pimentel authorizing the City Manager to execute Professional Services Agreement No. 5932 with Mithun, Inc. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

E. COMMITTEES, COMMISSIONS AND BOARDS PRESENTATIONS – None

- F. REPORTS – CITY CLERK – Passed
- G. REPORTS – CITY TREASURER – Not Present
- H. REPORTS – COUNCILMEMBERS –

Council Member Giroux – Passed

Council Member Nicol – Thanked staff for all they do, recently we have had one emergency after another and commended the staff for their efforts during this time and thanked the Community for being respectful to each other and each other's individual choices.

Council Member Pirsztuk – Kindness is important and respect each other's views. Gave a shout out to all those who graduated! Reminded the residents to complete their Census.

Mayor Pro Tem Pimentel – Regional developments regarding HWY 105, let residents know that they would be receiving emails regarding the HOV lane and the 105 freeway for input concerning the possible changes. Also mentioned the Nash Street extension is moving ahead.

Mayor Boyles – Mentioned each Council Member serves on various Commissions, Committees and/or Boards and that Council has made a commitment to report back to each other and the community.

- I. REPORTS – CITY ATTORNEY - Passed
- J. REPORTS/FOLLOW-UP – CITY MANAGER – Thanked Council for the recognition of staff and thanked Council for their responsiveness. Although dark in July and half of August, there will be a Special meeting on July 22, 2020 regarding the budget.

MEMORIAL – None

ADJOURNED at 8:36 PM



Tracy Weaver, City Clerk