

MEETING MINUTES OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, JUNE 7, 2022

CLOSED SESSION – Mayor Boyles called to order at 4:31 PM due to lack of quorum at 4:00 PM

ROLL CALL

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

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.

THREAT TO PUBLIC SERVICES OR FACILITIES

Consultant with: City Manager, City Attorney, Police Chief and Fire Chief

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code §54956.9(c): -1- matter

CONFERENCE WITH CITY'S LABOR NEGOTIATOR (GOV'T CODE §54957.6): -4-MATTER(S)

Employee Organizations: Fire Fighters' Association (FFA), Police Officers' Association (POA), Supervisory Professional Employee Association (SPEA) and Management Confidential (unrepresented)

Agency Designated Representative: Irma Moisa Rodriguez, Interim City Manager, Darrell George, and Human Resources Director, Rebecca Redyk

Adjourned at 5:55 PM

OPEN SESSION – Mayor Boyles called to order at 6:02 PM

ROLL CALL

Mayor Boyles - Present
Mayor Pro Tem Pimentel - Present

Council Member Pirsztuk - Present
Council Member Nicol - Present
Council Member Giroux - Present via teleconference

INVOCATION – Tracy Weaver, City Clerk

PLEDGE OF ALLEGIANCE – Council Member Nicol

SPECIAL PRESENTATIONS:

1. Proclamation read by Mayor Boyles, proclaiming June as LGBTQ+ Pride Month. Genesis Jackson, DEI Committee member accepted the proclamation.
2. Proclamation read by Mayor Pro Tem Pimentel, proclaiming June 19th as Juneteenth Celebration Day. Genesis Jackson, DEI Committee member accepted the proclamation.

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

Jack Baker, resident, commented on item #D11 asked the voter initiative proponents to pull their measure and commented on the City's measure.

John Pickhaver, resident, commented on LGQBT+ Pride Month.

John Clinton, resident, commented on item #D11.

David Holop, resident, commented on the incident that occurred on May 27, 2022.

CITY MANAGER FOLLOW-UP COMMENTS:

City Manager, Darrell George stated the water tower will be lit up with Pride colors in

honor of LGQBT+ Pride Month. Chief Bermudez commented on the May 27, 2022 incident.

A. Read all Ordinances and Resolutions on the Agenda by Title Only.

MOTION by Council Member Pirsztuk, 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:

3. Approve Special City Council Meeting minutes (Budget Session II) and Regular City Council meeting minutes of May 17, 2022 and Special City Council meeting minutes (CCB Interviews) of May 24, 2022.
(Fiscal Impact: None)
4. Approve warrants demand register for May 2, 2022 through May 22, 2022, numbers 21B, 22A and 22B, warrant numbers 3040608 through 3040873, and 9002490 through 9002524. Ratify Payroll and employee benefit Checks; Checks

released early due to contracts or agreement; Emergency disbursements and/or adjustments; and, Wire transfers.

(Fiscal Impact: \$5,460,029.69 (\$1,283,801.37 in check warrants and \$4,176,228.32 in wire warrants))

5. Authorize the City Manager to amend the El Segundo Police Department Temporary Chiller Project Contract No. 6263A with ACCO Engineered Systems, Inc. for additional amount of \$40,920, extend contract by six months, adopt Resolution 5332 approving plans and specifications, and authorize staff to advertise for the project. Project No. PW 22-09
(Fiscal Impact: \$ 300,000, included in the proposed FY 22/23 budget)
6. Adopt Resolution No. 5333 approving Plans and Specifications for the FY 21-22 Pavement Rehabilitation Project, authorize advertising for bids, and adopt Resolution No. 5334 identifying street rehabilitation project to be funded with SB 1, "Road Repair and Accountability Act" fund for FY 22-23. Project No. PW 22-01
(Fiscal Impact: (\$1,200,000, adopted in FY 21/22 budget)
7. PULLED BY COUNCIL MEMBER PIRSZTUK
8. Authorize the City Manager to execute a deed restriction on Acacia Park in a form acceptable to the City Attorney and direct staff to record the deed restriction with the Los Angeles County Recorder.
(Fiscal Impact: None)

MOTION by Council Member Nicol, SECONDED by Mayor Pro Tem Pimentel approving Consent Agenda items 3, 4, 5, 6, and 8. MOTION PASSED BY UNANIMOUS VOTE. 5/0

PULLED ITEMS:

7. Resolution Approving Final Tract Map No. 83507 (EA-1305) for a Multi-Lot Merger and Resubdivision at 2000 E. El Segundo Boulevard
(Fiscal Impact: None)

Council Member Pirsztuk pulled the item to commend Richard Lundquist and CDC for bringing the Chargers to El Segundo.

MOTION by Council Member Pirsztuk, SECONDED by Mayor Boyles adopting Resolution No. 5335 approving final Tract Map No. 83507 (EA-1305) for a multi-lot merger and Resubdivision at 2000 E. El Segundo Boulevard and authorize City staff and City Clerk to sign the map for recordation. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

D. STAFF PRESENTATIONS: *(Item D10-14 and 16 moved forward on the Agenda)*

10. Resolutions for the November 8, 2022 General Municipal Election.

(Fiscal Impact: \$55,000 based on two Council Member seats and two measures. With the addition of a third measure, the fiscal impact could increase)

Mark Hensley, City Attorney, presented the item.

Council Discussion

Mark Hensley, City Attorney, read the resolutions by title only:

RESOLUTION NO. 5337

A RESOLUTION OF THE CITY COUNCIL OF EL SEGUNDO, CALIFORNIA, CALLING A CITY GENERAL MUNICIPAL ELECTION ON NOVEMBER 8, 2022 FOR THE ELECTION OF TWO CITY COUNCIL MEMBERS AND UP TO THREE BALLOT MEASURES.

RESOLUTION NO. 5338

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL SEGUNDO, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 8, 2022, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THAT DATE.

RESOLUTION NO. 5339

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL SEGUNDO, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATE STATEMENTS FOR CITY COUNCIL CANDIDATES FOR THE CITY'S NOVEMBER 8, 2022 GENERAL MUNICIPAL ELECTION.

MOTION by Council Member Nicol, SECONDED by Mayor Pro Tem Pimentel adopting Resolutions No. 5337, 5338 and 5339. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

11. Resolution Submitting a City Initiative Regulating Commercial Cannabis to the Voters per Elections Code § 9222
(Fiscal Impact: \$55,000 based on a County estimate for an election considering two Council Member seats and two measures. With the addition of a third measure, the fiscal impact could increase. The City would incur costs in carrying out the commercial cannabis program implementation and ongoing maintenance and inspections costs)

Mark Hensley, City Attorney and Michael Allen, Development Services Director introduced and reported on the item.

Council Discussion

Mark Hensley, City Attorney, read the resolution by title only:

RESOLUTION NO. 5340

A RESOLUTION SUBMITTING TO THE VOTERS AN ELECTIONS CODE § 9222 CITY INITIATIVE AMENDING PORTIONS OF EL SEGUNDO MUNICIPAL CODE TITLES 4 AND 15 TO REGULATE AND PERMIT COMMERCIAL CANNABIS, REQUESTING LOS ANGELES COUNTY TO PROVIDE SPECIFIC ELECTION SERVICES, AND SETTING REQUIREMENTS FOR FILING WRITTEN ARGUMENTS AND REBUTTALS, AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS.

MOTION by Council Member Giroux, SECONDED by Council Member Pirsztuk adopting Resolution No. 5340. MOTION PASSED BY A VOICE VOTE. 4/1 YES: Boyles Pirsztuk Nicol Giroux NO: Pimentel

MOTION by Council Member Pirsztuk, SECONDED by Council Member Giroux authorizing one or more members of the City Council to file a written argument for the City initiative on behalf of the City Council or authorize one or more members of the Council to file one or more arguments regarding the measure as individuals. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

12. Resolution Submitting a Voter Initiative Regulating Commercial Cannabis to the Voters per Elections Code § 9215
(Fiscal Impact: \$55,000 based on a County estimate for an election considering two Council Member seats and two measures. With the addition of a third measure, the fiscal impact could increase. The City would incur costs in carrying out the commercial cannabis program implementation and ongoing maintenance and inspections costs)

Mark Hensley, City Attorney and Michael Allen, Development Services Director introduced and reported on the item.

Council Discussion

Mark Hensley, City Attorney, read the resolution by title only:

RESOLUTION NO. 5341

A RESOLUTION SUBMITTING A VOTER INITIATIVE TO THE VOTERS PURSUANT TO ELECTIONS CODE § 9215 AMENDING PORTIONS OF EL SEGUNDO MUNICIPAL CODE TITLES 4 AND 15 TO REGULATE AND PERMIT COMMERCIAL CANNABIS, REQUESTING LOS ANGELES COUNTY TO PROVIDE SPECIFIC ELECTION SERVICES, AND SETTING REQUIREMENTS FOR FILING WRITTEN ARGUMENTS AND REBUTTALS.

MOTION by Mayor Pro Tem Pimentel, SECONDED by Council Member Pirsztuk adopting Resolution No. 5341. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

MOTION by Mayor Pro Tem Pimentel, SECONDED by Mayor Boyles authorizing one or more members of the City Council to file a written argument against the voter initiative on behalf of the City Council. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

MOTION by Council Member Nicol, SECONDED by Council Member Pirsztuk directing the City Attorney to prepare an impartial analysis of the voter initiative. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

- 13. Resolution Submitting a City Cannabis Tax Initiative to the Voters per Elections Code § 9222 (Fiscal Impact: No fiscal impact for FY 2021/22. If approved by voters, approximately \$600,000 to \$1,500,000 in annual revenue during the period that the cannabis tax is implemented. There will be election costs of approximately \$5,000 (\$2,513 for the County election and about \$2,487 for City Attorney and staff time) associated with each ballot measure included in the November 2022 election; sufficient funds will be included in the FY 2022-23 Budget. Additional comparable costs would be associated with the City Regulatory Initiative)

Council consensus to move the item to the next regular City Council meeting on June 21, 2022.

- 14. Repair of the City of El Segundo Wiseburn Unified School District Aquatics Center Pool Heaters (Fiscal Impact: There is \$160,000 available as part of the Joint Use Agreement between the City of El Segundo and the Wiseburn Unified School District (WUSD) for the operation & maintenance of the Aquatics Center facility. WUSD funded the \$160,000 and will contribute the full amount to the City to utilize towards the pool heater repair. The \$160,000 will be recognized in the FY 2022-2023 budgeted revenues. An additional \$25,000 will be contributed by the City and included in the FY 2022-2023 proposed budget)

Darrell George, City Manager and Elias Sassoon, Public Works Director and Tom Prevost, Knorr Systems Int'l presented and reported on the item.

Council Discussion

Mark Hensley, City Attorney, read the resolution by title only:

RESOLUTION NO. 5343

A RESOLUTION DECLARING THE EXISTENCE OF AN EMERGENCY AND AUTHORIZING THE AWARD OF A CONTRACT WITHOUT COMPETITIVE BIDDING PURSUANT TO PUBLIC CONTRACT CODE §§ 1102, 20168, AND 22050 REGARDING THE IMMEDIATE REPAIR OF POOL HEATERS REQUIRED AT 2240 EAST GRAND AVENUE.

MOTION by Mayor Pro Tem Pimentel, SECONDED by Council Member Giroux adopting Resolution No. 5343 and authorize the City Manager to approve and execute standard Public Works Construction Contract No. 6399 with Knorr Systems Int'l to repair existing heaters at the El Segundo Wiseburn Aquatics Center for an amount of \$168,510 and authorize an additional \$16,490 as contingency funds for potential unforeseen conditions, for a total budget amount of \$185,000. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

16. Reclassify City Clerk's Office Job Classifications
(Fiscal Impact: The potential fiscal impact of the reclassification of the Deputy City Clerk II to Assistant City Clerk is approximately \$24,501 to \$49,786 annually. The salary of the candidate selected for the position will determine the actual cost, which will not be known until a recruitment is concluded in two to three months. However, candidates are typically hired at the entrance of the salary range and up to the mid-point, which would result in a \$37,144 annual fiscal impact. The proposed FY 2022-2023 General Fund Budget which will be submitted to City Council on June 21, 2022, will include sufficient funding for this position)

Rebecca Redyk, Human Resources Director presented the item.

Council Discussion

Mark Hensley, City Attorney, read the resolution by title only:

RESOLUTION NO. 5344

A RESOLUTION MODIFYING BASIC MONTHLY SALARY RANGE FOR FULL TIME
JOB CLASSIFICATIONS

MOTION by Council Member Pirsztuk, SECONDED by Council Member Nicol adopting Resolution No. 5344, approving the reclassification of the Deputy City Clerk II classification to Assistant City Clerk and approve reclassification of the Deputy City Clerk I classification to Deputy City Clerk, and adopting the class specifications and examination plans for the Assistant City Clerk and Deputy City Clerk positions. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

Recessed at 7:37 PM

Reconvened at 7:45 PM

C. PUBLIC HEARINGS:

9. FY 2022-2023 Master Fee Schedule
(Fiscal Impact: The estimated fiscal impact from the proposed changes is potential additional revenue for FY 2022-2023 of up to \$1,664,125)

Mayor Boyles stated this was the time and place for a Public Hearing regarding the proposed FY 2022-2023 Master Fee Schedule.

Clerk Weaver stated that proper notice had been given in a timely manner and that no written communication had been received in the City Clerk's office.

Joe Lillio, Chief Financial Officer, Dino Marsocci, Treasury and Customer Service Manager and Eric Johnson, President at Revenue & Cost Specialists introduced and presented the item.

Public Input:

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

Council discussion

Council consensus to continue the public hearing to the next regular City Council meeting on June 21, 2022.

D. STAFF PRESENTATIONS: (Continued)

15. Contract with Swoop, Inc. to Provide the 2022 Summer Beach Shuttle Services (Fiscal Impact: The total cost to operate the beach shuttle service for the 2022 summer will be approximately \$81,000. However, \$85,000 is being requested. \$85,000 is considered to be a Not-to-Exceed amount. This amount shall be the maximum amount payable and shall not be exceeded. This service will be paid for through Prop A funding)

Ryan Delgado, Recreation Supervisor, presented and reported on the item.

A representative from Swoop, Inc. answered Council's questions.

Council Discussion

MOTION by Mayor Pro Tem Pimentel, SECONDED by Council Member Pirsztuk approving Contract No. 6400 with Swoop, Inc. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

E. COMMITTEES, COMISSIONS AND BOARDS PRESENTATIONS:

17. Appointment to the Planning Commission and Recreation and Parks Commission (Fiscal Impact: None)

Mayor Boyles announced Michelle Keldorf and Jay Hoeschler were appointed to the Planning Commission with full terms expiring on June 30, 2026 and Julie Stolnack was

appointed to the Recreation and Parks Commission with a full-term expiring May 30, 2026.

F. REPORTS – CITY CLERK – No report

G. REPORTS – CITY TREASURER – Not present

H. REPORTS – COUNCIL MEMBERS

Council Member Giroux – No report

Council Member Nicol – No report

Council Member Pirsztuk – Commented good things are happening in town and recognized all involved and thanked them for their contributions and wished all the graduate's good luck and happy summer.

Mayor Pro Tem Pimentel – In light of the May 27, 2022 incident, mentioned to the public that most disclosures are law bound, will attend the Sanitation meeting on Wednesday, June 8, 2022, mentioned he met with Bay area Council Members to discuss "small item" bonds, will attend a meeting regarding Public Entity Technology Security, thanked Rec and Parks for their leadership in dealing with Pickleball and Tennis players over court issues and mentioned more police patrolling is in the works.

Mayor Boyles – Attended the Sylvan Learning Center ribbon cutting, met with the people connected with the Blue butterflies at Dockweiler Beach and met with Genifer Gray, VP of Operations, Topgolf.

I. REPORTS – CITY ATTORNEY – No report

J. REPORTS/FOLLOW-UP – CITY MANAGER – No report

MEMORIALS – None

Adjourned at 8:53 PM



Tracy Weaver, City Clerk