

MEETING MINUTES OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, SEPTEMBER 20, 2022

CLOSED SESSION – Mayor Boyles called to order 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

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.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (GOV'T CODE §54956.9(D)(1)): -1- MATTER(S)

1. Breck Slover (Retired Fire Fighter) v. City of El Segundo, Workers Compensation Appeals Board Case No. ADJ2008178

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): -3-MATTER(S)

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

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

Adjourned at 5:45 PM

OPEN SESSION – Mayor Boyles called to order at 6:00 PM

ROLL CALL

Mayor Boyles - Present
Mayor Pro Tem Pimentel - Present

Council Member Pirsztuk - Present
Council Member Nicol - Present
Council Member Giroux - Present

INVOCATION – Rabbi Dovid Lisbon, Jewish Community Center

PLEDGE OF ALLEGIANCE – Council Member Nicol

SPECIAL PRESENTATIONS: None

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

Elena Meloni, with New Star Family Justice Center, spoke regarding the Center and its services provided to the South Bay Community. Invited Council to “The Power of Hope”, a Domestic Violence Awareness Campaign on Friday, October 7, 2022 at Hawthorne City Hall from 2:30 PM – 4:30 PM.

CITY MANAGER FOLLOW-UP COMMENTS:

1. Police Chief, Jaime Bermudez gave a Public Safety Update and answered Council’s questions.

Darrell George, City Manager and Mark Hensley, City Attorney gave an update and answered Council’s questions on the Hyperion Wastewater Reclamation Plant regarding the steps being taken since Council declared a State of Emergency and gave direction to initiate litigation against the plant.

- A. 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:

2. Approve Regular City and Special meeting minutes of September 6, 2022.
(Fiscal Impact: None)
3. Approve warrants demand register for August 15, 2022 through August 28, 2022, number 4B and 4C, warrant numbers 3041389 through 3042239, and 9002627 through 9002631. Ratify Payroll and employee benefit Checks; Checks released early due to contracts or agreement; Emergency disbursements and/or adjustments; and, Wire transfers.
(Fiscal Impact: \$2,864,192.08 (\$1,748,802.38 in check warrants and \$1,115,389.70 in wire warrants))
4. Authorize City Manager to execute a standard Public Works Contract No. 6493 with DASH Construction in the amount of \$999,777 for FY 22-23 Pavement

Rehabilitation of East El Segundo Boulevard from Whiting Street to Illinois Street, and authorize an additional \$117,523 for construction related contingencies and authorize the City Manager to execute standard Professional Services Agreement No. 6494 with KOA Corporation in the amount of \$77,000 for construction inspection and testing services and authorize an additional \$7,700 for construction contingencies. Project No. PW 22-01
(Fiscal Impact: \$1,200,000 included in adopted FY 21-22 budget and re-adopted for FY 22-23. The project cost is fully funded by the SB-1 Fund, (\$333,550), Measure M Local Return Fund, (\$666,450) and Measure R Local Return Fund (\$200,000).

5. PULLED BY MAYOR PRO TEM PIMENTEL
6. Authorize the City Manager to sign the Measure M Funding Agreement No. 6495 between the City of El Segundo and the Los Angeles County Metropolitan Transportation Authority to receive \$4,050,000 Measure M funds and \$786,537 in Federal Transportation Earmark Exchange Program Funds to finance the El Segundo Boulevard improvement project, adopt Resolution No. 5362 approving plans and specifications, authorize staff to advertise the project for construction bids, authorize the City Clerk to file a Notice of Exemption (NOE) with the Los Angeles County Clerk in support of the City's determination that the project is exempt from CEQA and authorize the City Manager to execute Professional Services Agreement No. 6496 with MNS Engineers for \$65,300 for construction administration during bidding and construction phases. Project No. PW 23-02.
(Fiscal Impact: \$7,401,000, the City will receive \$4,050,000 in Measure M funds, and \$786,537 in Federal Transportation Earmark Exchange funds from the Los Angeles County Metropolitan Transportation Authority. The amount budgeted for the El Segundo Blvd. Improvement Project in the adopted FY 22-23 budget is \$1,400,000 from Local Return (Prop C), additional appropriations of \$6,001,000 are required and an additional \$786,537 will be held in reserve, as detailed: \$4,050,000 in revenue account 127-300-0000-3742 (Measure M revenue) to recognize Measure M Grant, \$4,050,000 appropriation to 127-400-8203-89xx (Measure M - El Segundo Blvd CIP Project), \$1,951,000 appropriation to Proposition C (114-400-8203-89xx - Prop C - El Segundo Blvd CIP Project), \$786,537 in revenue account 124-300-4101-37xx (Federal Grant Funds - Federal Earmark Exchange) to recognize the Federal earmark, \$786,537 to designated reserve for El Segundo Blvd Imp. Project (124-270-4101-37xx))
7. Authorize the police department to purchase sixty-five (65) TASER 7's for \$181,988.60 and replace the X26P TASERS that are currently being used and pursuant to El Segundo Municipal Code 1-7-10, allow staff to purchase tasers through Axon Enterprise, incorporated under an existing contract with NPP (National Purchasing Partners, contract #VH11630).
(Fiscal Impact: \$181,988.60, \$99,200.00 from the Equipment Replacement Fund and additional appropriation of \$82,788.60 from the Asset Forfeiture Fund)
8. Adopt Resolution No. 5363 authorizing acceptance of a \$74,901 grant from the California Department of Alcoholic Beverage Control (ABC) for its alcohol

enforcement and education program and authorize the City Manager to execute the associated Grant Agreement No. 6497 with the ABC.

(Fiscal Impact: \$74,901. El Segundo to accept from the ABC for participating in the multi-agency use, unexpended grant monies will be returned to ABC after the conclusion of the grant period)

9. Waive second reading and adopt Ordinance No. 1639 amending the El Segundo Municipal Code to reflect revised names of certain departments and positions.
(Fiscal Impact: Funding for the proposed actions was incorporated in the adopted FY 22-23 Citywide budget)
10. Adopt Resolution No. 5364 to continue the City's utilization of relaxed teleconferencing requirements under the Brown Act.
(Fiscal Impact: None)

MOTION by Council Member Giroux, SECONDED by Council Member Pirsztuk approving Consent Agenda items 2, 3, 4, 7, 8, 9, and 10. MOTION PASSED BY UNANIMOUS VOTE. 5/0

PULLED ITEMS:

5. Imperial Sewer Flume and Sand Hill Sewer Flume Rehabilitation Project
Project No. PW 22-16
(Fiscal Impact: \$175,000 included in adopted FY 22-23 budget)

Elias Sassoon, Public Works Director answered Council's questions regarding the project.

Council Discussion

MOTION by Mayor Pro Tem Pimentel, SECONDED by Council Member Giroux to adopt Resolution No. 5361 approving plans and specifications for the Imperial Sewer Flume and Sand Hill Sewer Flume Rehabilitation and authorize staff to advertise the project for construction. MOTION PASSED BY UNANIMOUS VOTE. 5/0

6. El Segundo Boulevard Improvement Project
Project No. PW 23-02
(Fiscal Impact: (Fiscal Impact: \$7,401,000, the City will receive \$4,050,000 in Measure M funds, and \$786,537 in Federal Transportation Earmark Exchange funds from the Los Angeles County Metropolitan Transportation Authority. The amount budgeted for the El Segundo Blvd. Improvement Project in the adopted FY 22-23 budget is \$1,400,000 from Local Return (Prop C), additional appropriations of \$6,001,000 are required and an additional \$786,537 will be held in reserve, as detailed: \$4,050,000 in revenue account 127-300-0000-3742 (Measure M revenue) to recognize Measure M Grant, \$4,050,000 appropriation to 127-400-8203-89xx (Measure M - El Segundo Blvd CIP Project), \$1,951,000 appropriation to Proposition C (114-400-8203-89xx - Prop C - El Segundo Blvd CIP Project),

\$786,537 in revenue account 124-300-4101-37xx (Federal Grant Funds - Federal Earmark Exchange) to recognize the Federal earmark, \$786,537 to designated reserve for El Segundo Blvd Imp. Project (124-270-4101-37xx))

Elias Sassoon, Public Works Director answered Council's questions regarding this item.

Council Discussion

MOTION by Mayor Boyles, SECONDED by Council Member Pirsztuk authorizing the City Manager to sign the Measure M Funding Agreement No. 6495 between the City of El Segundo and the Los Angeles County Metropolitan Transportation Authority to receive \$4,050,000 Measure M funds and \$786,537 in Federal Transportation Earmark Exchange Program Funds to finance the El Segundo Boulevard improvement project, adopt Resolution No. 5362 approving plans and specifications, authorize staff to advertise the project for construction bids, authorize the City Clerk to file a Notice of Exemption (NOE) with the Los Angeles County Clerk in support of the City's determination that the project is exempt from CEQA and authorize the City Manager to execute Professional Services Agreement No. 6496 with MNS Engineers for \$65,300 for construction administration during bidding and construction phases. MOTION PASSED BY UNANIMOUS VOTE. 5/0

C. PUBLIC HEARINGS: None

D. STAFF PRESENTATIONS:

Mayor Boyles and Mayor Pro Tem Pimentel left the dais due to possible conflicts of interest.

11. Smoky Hollow Pilot Parking Project Update
(Fiscal Impact: None)

Elias Sassoon, Public Works Director introduced the item and answered Council's questions.

Giuseppe Canzonieri, PE, VP/Senior Engineer, KOA Corp gave a presentation and answered Council's questions.

Council Discussion

MOTION by Council Member Nicol, SECONDED by Council Member Pirsztuk approving Option 1 (signing and stripping only) with the addition of California Street and directed staff to advance the option. MOTION PASSED BY UNANIMOUS VOTE. 3/0

Recessed at 7:32 PM

Reconvened at 7:41 PM

Mayor Boyles and Mayor Pro Tem Pimentel returned to the dais.

12. Main Street / Imperial Highway Monument Sign
(Fiscal Impact: \$450,000, this project was included in the adopted FY 20-21 Capital Improvement Program Budget. The previous conceptual design expenditures and the design cost for this project total \$103,660. The remaining balance is \$346,340. If the cost of the project (once bid) exceeds the budgeted amount, an additional appropriation would be required)

Elias Sassoon, Public Works Director introduced the item.

Chuck Foley, President, Hirsch & Associates gave a presentation.

Council Discussion

MOTION by Mayor Pro Tem Pimentel, SECONDED by Council Member Giroux directing staff to proceed with option "Old Time Postcard Inspiration" conceptual design with the decomposed granite and no walk path. MOTION PASSED BY UNANIMOUS VOTE. 3/2 YES Boyles Giroux Pimentel NO Nicol Pirsztuk

13. One-Year Extension of Joint Use Agreements with El Segundo Unified School District
(Fiscal Impact: It is anticipated that the City of El Segundo's in-kind contribution to supporting the services within the agreements is estimated to be \$944,190)

Aly Mancini, Recreation, Parks and Library Director reported on the item.

Council Discussion

MOTION by Council Member Giroux, SECONDED by Council Member Nicol approving a one-year extension of Joint Use Agreement No. 4347B for Public Recreation Facilities and the Joint Use Agreement No. 4346A Studio and Equipment between the City of El Segundo and the El Segundo Unified School District. MOTION PASSED BY UNANIMOUS VOTE. 5/0

E. COMMITTEES, COMISSIONS AND BOARDS PRESENTATIONS:

(Item moved to before item D#12)

14. El Segundo Senior Citizens Housing Corporation Board Updated Annual Report and Requests of Council
(Fiscal Impact: Depending on City Council's approved direction, there may be a positive financial impact to revenues for Park Vista senior housing facility. The fiscal impact to Park Vista's net operating budget as a result of the increases to parking rates and rental rates are outlined in the attached Financial Scenario Comparisons)

Paul Lanyi, Senior Citizens Housing Corporation Board Chairperson gave a presentation.

Joe Lillio, Chief Financial Officer answered Council's questions.

Council discussion

Council consensus to receive and file presentation.

MOTION by Council Member Giroux, SECONDED by Council Member Pirsztuk granting the Board the authority to increase parking rates by 2% per annum until canceled and increasing rental rate for new, incoming tenants to 65% of market rate effective 1/1/2023 for new tenants. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

F. REPORTS – CITY CLERK – No report

G. REPORTS – CITY TREASURER –

(Item moved to before Staff Presentations)

15. Resolution to adopt Updated Investment Policy
(Fiscal Impact: None)

Matthew Robinson, City Treasurer reported on the item.

Council discussion

Mark Hensley, City Attorney read by title only;

RESOLUTION NO. 5365

A RESOLUTION APPROVING THE STATEMENT OF INVESTMENT POLICY, AS AMENDED, AND TO TAKE EFFECT OCTOBER 1, 2022.

MOTION by Council Member Pirsztuk, SECONDED by Council Member Nicol adopting Resolution No. 5365. MOTION PASSED BY UNANIMOUS VOTE. 5/0

(Item moved to before Staff Presentations)

16. Resolution Authorizing Investment of Monies in the Local Agency Investment Fund by Specified City Officers
(Fiscal Impact: None)

Matthew Robinson, City Treasurer reported on the item.

Council discussion

Mark Hensley, City Attorney read by title only;

RESOLUTION NO. 5366

A RESOLUTION AUTHORIZING THE INVESTMENT OF CITY MONIES IN THE LOCAL AGENCY INVESTMENT FUND BY SPECIFIED CITY OFFICERS.

MOTION by Council Member Nicol, SECONDED by Council Member Pirsztuk adopting Resolution No. 5366. MOTION PASSED BY UNANIMOUS VOTE. 5/0

H. REPORTS – COUNCIL MEMBERS

Council Member Giroux – No report

Council Member Nicol – Invited the Community to the Main Street Fair on Saturday, September 24, 2022.

Council Member Pirsztuk – No report

Mayor Pro Tem Pimentel – Attending the County Sanitation District meeting on Wednesday, September 21, 2022 and recently attended a Transportation Committee meeting.

Mayor Boyles – Commented on the State of the City and complimented staff and Chamber of Commerce for a great event.

I. REPORTS – CITY ATTORNEY – No report

J. REPORTS/FOLLOW-UP – CITY MANAGER – Stated Community Development Director, Michael Allen was contacted by LAWA regarding the Residential Installation Program stating they will begin reaching out to residents in the next few weeks and that Mr. Allen will be the City's liaison. Mr. George also stated they would like to have LAWA make a presentation regarding the program at an upcoming City Council meeting.

MEMORIALS – Scot S. Nicol

Adjourned at 8:51 PM



Tracy Weaver, City Clerk