

MEETING MINUTES OF THE EL SEGUNDO CITY COUNCIL  
TUESDAY, NOVEMBER 15, 2022

CLOSED SESSION – Mayor Pro Tem Pimentel called to order at 4:00 PM.

ROLL CALL

Mayor Boyles - Present via teleconferencing  
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 Pro Tem Pimentel announced that Council would be meeting in closed session pursuant to the items listed on the Agenda.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code §54956.9(c): -2- matter

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

Employee Organizations: Police Officers' Association (POA)

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

Recessed at 5:50 PM

OPEN SESSION – Mayor Pro Tem Pimentel called to order at 6:05 PM

ROLL CALL

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

INVOCATION – Pastor Rob McKenna, The Bridge Church

PLEDGE OF ALLEGIANCE – Council Member Giroux

**SPECIAL PRESENTATIONS:**

1. Proclamation read by Council Member Nicol proclaiming November 13 – 19, 2022 as “United Against Hate Week. Avery Smith, DEI Committee member accepted the Proclamation.

**PUBLIC COMMUNICATIONS – (Related to City Business Only – 5-minute limit per person, 30-minute limit total) None**

**CITY MANAGER FOLLOW-UP COMMENTS:**

- 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 warrants demand register for October 17, 2022 through October 23, 2022 numbers 8B, warrant numbers 3042923 through 3043031 and 9002698 through 9002699. Ratify Payroll and employee benefit Checks; Checks released early due to contracts or agreement; Emergency disbursements and/or adjustments; and, Wire transfers.  
(Fiscal Impact: \$1,085,684.37 (\$446,254.00 in check warrants and \$639,430.37 in wire warrants))
3. Accept the Fire Stations 1 and 2 Floor Replacement by Floor Covering Unlimited, Inc. as complete, authorize the City Clerk to file a Notice of Completion with the County Recorder’s Office and authorize an increase in the construction contingencies by \$5,949 from \$6,321 to \$12,270. (Project No. PW 22-03)  
(Fiscal Impact: Included in the FY 2021-22 Budget and FY2022-23 Budget, the project cost is \$90,949 in Fire Dept. Development Fees)
4. Authorize the City Manager to execute Standard Public Works Contract No. 6535 with Downstream Services, Inc. in the amount of \$249,378.00 for the Imperial Sewer Flume and Sand Hill Flume Rehabilitation, with an additional \$35,622.00 contingency fund for potential unforeseen conditions and associated work.  
(Project No. PW 22-16)  
(Fiscal Impact: \$285,000 included in FY 2022-23 Budget)
5. Adopt Resolution No. 5374 to continue the City’s utilization of relaxed teleconferencing requirements under the Brown Act.  
(Fiscal Impact: None)

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

C. PUBLIC HEARINGS:

6. Adoption of the Revised 2021-2029 Housing Element  
(Fiscal Impact: There is no direct fiscal impact associated with the adoption of the 2021-2029 Housing Element. The adoption of the Housing Element includes several programs and policies to be implemented between 2021 and 2029. Implementation of these policies and programs would require staff time or the procurement of professional services. Any costs associated with the implementation of these programs and policies would be incorporated into the City's operational budget each year for City Council consideration and approval)

Mayor Pro Tem Pimentel stated this was time and place for a Public Hearing regarding adopting a resolution the Revised 2021-2029 Housing Element (6<sup>th</sup> Cycle).

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.

Michael Allen, AICP, Community Development Director introduced the item.

Veronica Tam, AICP, with Veronica Tam and Associates, Inc. gave a presentation and answered Council's questions regarding the item.

Public Input: None

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

Council Discussion

Mark Hensley, City Attorney read by title only:

**RESOLUTION NO. 5375**

**A RESOLUTION OF THE CITY COUNCIL APPROVING ENVIRONMENTAL ASSESSMENT NO. EA-1271 AND ADOPTING GENERAL PLAN AMENDMENT NO. 19-04 (2021-2029 HOUSING ELEMENT) TO AMEND THE HOUSING ELEMENT OF THE EL SEGUNDO GENERAL PLAN.**

MOTION by Council Member Giroux, SECONDED by Council Member Nicol, adopting Resolution No. 5375. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

7. Ordinance Amending El Segundo Municipal Code Title 13 to Adopt by Reference, with Certain Local Amendments, Parts 2, 2.5, 3, 4, 5, 6, 8, 9, 10, and 11 of the 2022 California Building Standards Code; the 2021 International Property Maintenance and Swimming Pool and Spa Codes; and the 2021 Uniform Solar, Hydronics, and Geothermal Code and Resolution Justifying Local Amendments  
(Fiscal Impact: \$25,000 included in the FY 22-23 Budget)

Mayor Pro Tem Pimentel stated this was the time and place for a Public Hearing to consider an ordinance to amend El Segundo Municipal Code Title 13 to adopt by reference, with certain local amendments, Parts 2, 2.5, 3, 4, 5, 6, 8, 9, 10, and 11 of the 2022 California Building Standards Code; the 2021 International Property Maintenance and Swimming Pool and Spa Codes; and the 2021 Uniform Solar, Hydronics, and Geothermal Code.

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.

Michael Allen, AICP, Community Development Director introduced and reported on the item.

Nicole Pesqueira, Fire Marshal and Siavosh Poursabahian were available to answer questions.

Public Input: None

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

Council Discussion

Mark Hensley, City Attorney read by title only:

**ORDINANCE NO. 1641**

**AN ORDINANCE ADOPTING THE 2022 EDITION OF THE CALIFORNIA BUILDING CODE, 2022 CALIFORNIA RESIDENTIAL CODE, 2022 CALIFORNIA ELECTRICAL CODE, 2022 MECHANICAL CODE, 2022 CALIFORNIA PLUMBING CODE, 2022 CALIFORNIA ENERGY CODE, 2022 CALIFORNIA FIRE CODE, 2022 CALIFORNIA HISTORICAL BUILDING CODE, 2022 CALIFORNIA EXISTING BUILDING CODE, 2022 CALIFORNIA GREEN BUILDING STANDARDS CODE, 2021 INTERNATIONAL SWIMMING POOL AND SPA CODE, 2021 INTERNATIONAL PROPERTY MAINTENANCE CODE, 2021 SOLAR, HYDRONIC, AND GEOTHERMAL CODE, WITH CERTAIN APPENDICES AND AMENDMENTS AND AMENDING THE EL SEGUNDO MUNICIPAL CODE TO REFLECT SUCH ADOPTION.**

MOTION by Council Member Giroux, SECONDED by Council Member Nicol, adopting Ordinance No. 1641. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

8. Ordinance to Permanently Allow and Regulate Short-Term Home Sharing (Fiscal Impact: Since implementation of the Home Share Pilot Program, a total of \$7,546.25 has been collected from permit and licensing fees, and approximately \$25,000 has been collected from Transient Occupancy Tax (TOT). Finance staff anticipates that by the end of the pilot program, the City will have received a total of \$52,628.23 from permit fees, licensing fees and TOT between October 1, 2021 and December 31, 2022. Ongoing enforcement and management of home sharing is absorbed by the annual operating budget for Community Development and Finance Departments.

Mayor Pro Tem Pimentel stated this was the time and place for a Public Hearing to waive first reading and introduce an ordinance for Environmental Assessment No. 1180 and Zone Text Amendment No. 22-01 amending Title 4, Chapter 16 (Home Sharing Permit) and Title 15 (Zoning Regulations) of the El Segundo Municipal Code to find the ordinance is exempt from further environmental review pursuant to 14 California Code of Regulations § 15306 and permanently allow short-term home sharing rentals in the City's residential zones through a Short-term Home Sharing Permit.

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.

Michael Allen, AICP, Community Development Director introduced the item.

Eduardo Schonborn, Planning Manager gave a presentation.

#### Public Input:

Mona Eisman, resident, commented on the Short-term Home Sharing pilot program.  
Jeff Schuh, resident, stated not in favor of whole house sharing.

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

#### Council Discussion

Council continued the meeting while the City Attorney and the Community Development department

The following edits were made to the Ordinance;

#### Section 4

Add: "C. The Council has determined that it is necessary to continue the short-term home sharing pilot and temporary program for another twelve months for purpose of gathering additional information regarding the impacts of the program and to study the appropriate methods and penalties for individuals engaging in unlawful short term rental activities in the residential areas to the City."

#### Section 5

Put deleted language back in the ordinance.

Section 6

Add: "A. The permits issued pursuant to 4-16-4 shall expire on December 31, 2023, unless they are terminated earlier pursuant to 4-16-11 or for any failure to comply with applicable laws and regulations." and re-letter Section A. to Section B.

Section 7

Put deleted language back in but take out the language "or 15 months after it starts" and replace with "December 31, 2023."

Sections 10.J, 1.1D, and 12.H

Insert the following language at the end of these sections: "This subsection will automatically sunset on December 31, 2023."

Mark Hensley, City Attorney read by title only as amended:

ORDINANCE NO. 1642

AN ORDINANCE OF THE CITY OF EL SEGUNDO AMENDING TITLE 4 CHAPTER 16 (HOME SHARING PERMIT) AND TITLE 15 (ZONING REGULATIONS) OF THE EL SEGUNDO MUNICIPAL CODE TO EXTEND SHORT-TERM HOME SHARING RENTALS PILOT PROGRAM IN THE CITY'S RESIDENTIAL ZONES THROUGH A SHORT-TERM HOME SHARING PERMIT.

Council Member Pirsztuk introduced the Ordinance as amended.

Possible adoption of the Ordinance is scheduled for the regular City Council meeting on December 6, 2022.

D. STAFF PRESENTATIONS:

9. Amendment to City Contributions for CalPERS Medical Premiums (Fiscal Impact: Funding for action related to the previously approved El Segundo City Employees' Association ("CEA") Memorandum of Understanding ("MOU") for calendar year 2023 is incorporated in the adopted FY 2022-2023 Citywide Budget. The fiscal impact of the medical contribution for Unrepresented Hourly Employees considered full-time under the Affordable Care Act ("ACA") is dependent upon the number of employees who accept the offer of coverage. The estimated maximum fiscal impact for calendar year 2023 is projected to be approximately \$24,150. Sufficient funding is included in the adopted FY 2022-2023 Citywide Budget)

Amanda Elek-Truman, Human Resources Manager reported on the item.

Council Discussion

Mark Hensley, City Attorney read by title only;

RESOLUTION NO. 5376

FIXING THE EMPLOYER CONTRIBUTION  
UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT  
AT AN EQUAL AMOUNT FOR EMPLOYEES AND ANNUITANTS  
WITH RESPECT TO A RECOGNIZED EMPLOYEE ORGANIZATION  
003 CITY EMPLOYEES' ASSOCIATION

MOTION by Council Member Giroux, SECONDED by Council Member Nicol, adopting Resolution No. 5376. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

Mark Hensley, City Attorney read by title only;

RESOLUTION NO. 5377

FIXING THE EMPLOYER CONTRIBUTION  
UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT  
AT AN EQUAL AMOUNT FOR EMPLOYEES  
WITH RESPECT TO 009 UNREPRESENTED HOURLY EMPLOYEE GROUP

MOTION by Council Member Nicol, SECONDED by Mayor Pro Tem Pimentel, adopting Resolution No. 5377. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

10. Rescission of Notice of Intent to Withdraw from the Independent Cities Risk Management Authority Insurance Risk Pool  
(Fiscal Impact: None)

Hank Lu, Risk Manager reported on the item.

Council Discussion

Mark Hensley, City Attorney read by title only;

RESOLUTION NO. 5378

A RESOLUTION AUTHORIZING THE CITY MANAGER TO RESCIND THE CITY'S  
WRITTEN NOTICE OF INTENT TO WITHDRAW FROM THE INDEPENDENT CITIES  
RISK MANAGEMENT AUTHORITY.

MOTION by Council Member Pirsztuk, SECONDED by Council Member Giroux, adopting Resolution No. 5378. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

11. Multi-Family Residential (R-3) Zone Potential Redevelopment Study Findings  
(Fiscal Impact: None)

Michael Allen, AICP, Community Development Director introduced the item.

Darrin Smith and Rod Hall with Economic & Planning Systems gave a presentation.

Council Discussion

Council consensus to receive and file the report.

Per consensus Council directed staff to continue moving forward in developing standards and amendments, developing density with in varying ranges and continuing to next steps of analysis in rezoning.

E. COMMITTEES, COMISSIONS AND BOARDS PRESENTATIONS:

12. Announce Appointments to the Environmental Committee and Capital Improvement Program Advisory Committee  
(Fiscal Impact: None)

Mayor Pro Tem Pimentel announced the following appointments to the Environmental Committee; Dennis Falk, Tracey Miller-Zarneke and Shannon O'Toole to full terms ending October 31, 2025 and Kevin Butler and Kevin Atmore to partial terms ending October 31, 2024 and to the Capital Improvement Program Advisory Committee (CIPAC); Jerome Scott and Eric Kari to full terms ending October 31, 2025 and Mike Rotolo and Leif Johnson to partial terms ending October 31, 2024 and Conni Pallino to a partial term ending October 31, 2023.

F. REPORTS – CITY CLERK –

13. 2023 City Council Meeting Calendar  
(Fiscal Impact: None)

City Clerk, Tracy Weaver reported on the item.

Council Discussion

MOTION by Council Member Nicol, SECONDED by Mayor Boyles approving Option C. MOTION PASSED BY VOICE VOTE. 3/2 YES: Boyles Pimentel Nicol NO: Giroux Pirsztuk

\*\*If a meeting is needed during the recess, Council will reinstate a meeting date as needed\*\*

G. REPORTS – CITY TREASURER – Not present

H. REPORTS – COUNCIL MEMBERS

Council Member Giroux – No report

Council Member Nicol – No report



Council Member Pirsztuk – Asked staff to consider a project manager for the Park re-development; plunge re-design, fields irrigation design and Teen Center/Skatepark re-development. Wished everyone

Mayor Pro Tem Pimentel – Asked the City Manager and Council to revisit a letter to LA County Board of Supervisors and/or Metro regarding Land Banking and how it is run at the County level, there are two propositions regarding this item. Will be attending the Sanitation meeting this week and attended Transportation meeting and gave an update.

Mayor Boyles – Attended the “Salute to the Military” Event and attended the LAEDC Eddy Awards where the City of El Segundo was awarded the “Most “Business Friendly City.”

- I. REPORTS – CITY ATTORNEY – No report
- J. REPORTS/FOLLOW-UP – CITY MANAGER – Gave an update on the Hyperion Wastewater Reclamation Plant.

MEMORIALS – Adjourned in memory of Bill Bue, long time resident and former El Segundo Mayor.

Adjourned at 9:12 PM



Tracy Weaver, City Clerk