# REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL TUESDAY, January 15, 2013 – 5:00 PM

5:00 P.M. SESSION

CALL TO ORDER - Mayor Jacobson at 5:00 PM

ROLL CALL

Mayor Jacobson - Present
Mayor Pro Tem Fuentes - Present
Council Member Fisher - Present
Council Member Atkinson - Present
Council Member Fellhauer - Present

PUBLIC COMMUNICATION – (Related to City Business Only – 5 minute limit per person, 30 minute limit total) Individuals who have received value of \$50 or more to communicate to the City Council on behalf of another, and employees speaking on behalf of their employer, must so identify themselves prior to addressing the City Council. Failure to do so shall be a misdemeanor and punishable by a fine of \$250.

Mayor Jacobson announced that Council would be meeting in closed session pursuant of the items listed on the agenda.

## SPECIAL ORDER OF BUSINESS:

### CLOSED SESSION:

The City Council moved 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 (Gov't Code §54956.9(a) -4- matter

City of El Segundo vs. City of Los Angeles, et al., LASC Case No. BS094279 City of Los Angeles vs. Pacific Bell Telephone Company, et al., LASC Case No. BC414272

Willmore vs. City of El Segundo, et al., LASC Case No. BC485025 Garton vs. City of El Segundo, et al., LASC Case No. YC066586

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code §54956.9(b): -0- matter.

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

DISCUSSION OF PERSONNEL MATTERS (Gov't Code §54957): -0- matter

APPOINTMENT OF PUBLIC EMPLOYEE (Gov't. Code § 54957) -0- matter

CONFERENCE WITH CITY'S LABOR NEGOTIATOR (Gov't Code §54957.6): -0-matters

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov't Code §54956.8): -0-matters

Adjournment at 6:50 PM

# REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL TUESDAY, January 15, 2013 - 7:00 P.M.

7:00 P.M. SESSION

CALL TO ORDER - Mayor Jacobson at 7:00 PM

INVOCATION - Tracy Weaver, City Clerk

PLEDGE OF ALLEGIANCE – Mayor Pro Tem Fuentes

#### **PRESENTATIONS**

- a) Presentation by Julie Warner to the winners of the 2012 Chamber of Commerce Holiday Parade. Julie also thanked this year's sponsors, the Chamber of Commerce and the parade's new emcees.
- b) Presentation by Megan Hansford, President of Grow to Give, Stephanie Nehme, President of the Key Club and Abby Landers, President of Grades of Green, concerning recycling and composting in the City of El Segundo.

## ROLL CALL

Mayor Jacobson - Present
Mayor Pro Tem Fuentes - Present
Council Member Fisher - Present
Council Member Atkinson - Present
Council Member Fellhauer - Present

PUBLIC COMMUNICATIONS – (Related to City Business Only – 5 minute limit per person, 30 minute limit total) Individuals who have received value of \$50 or more to communicate to the City Council on behalf of another, and employees speaking on behalf of their employer, must so identify themselves prior to addressing the City Council. Failure to do so shall be a misdemeanor and punishable by a fine of \$250. While all comments are welcome, the Brown Act does not allow Council to take action on any item not on the agenda. The Council will respond to comments after Public Communications is closed.

Andrew Gerad; President of Tree Musketeers, spoke on behalf of trees! Mark your calendars; March 9, 2013 is Arbor Day.

**Sam Pena**, Consolidated Disposal Services, gave his monthly update. Reminded the public about the upcoming Shred Day to be held Saturday, January 19, 2013 at City Hall. Mr. Pena made an announcement that CDS would donate composite bins to the Grades of Green project.

**Linda Cohen**, representing the El Segundo Concert Band, announced an upcoming Comedy Night to be held on Saturday, February 2, 2013 at the El Segundo Performing Arts Center. The fundraiser will feature Fritz Coleman as the headliner; tickets can be purchased by an ESHS band member or online at <a href="https://www.esconcertband.org">www.esconcertband.org</a>.

# REPORTS - CITY CLERK - ITEM BROUGHT FORWARD ON THE AGENDA

13. Presented Certificate of Appointment and administered the Oath of Office to Crista Binder, the newly appointed City Treasurer.

(Fiscal Impact: None)

Tracy Weaver, City Clerk, gave the Oath of Office to newly appointed City Treasurer, Crista Binder and presented Ms. Binder with a Certificate of Appointment.

#### A. PROCEDURAL MOTIONS

Consideration of a motion to read all ordinances and resolutions on the Agenda by title only. MOTION by Mayor Pro Tem Fuentes, SECONDED by Council Member Fellhauer to read all ordinances and resolutions on the agenda by title only. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

- B. SPECIAL ORDERS OF BUSINESS (PUBLIC HEARING)
- Consideration and potential action regarding an Ordinance amending El Segundo Municipal Code Chapter 4-10 and Section 15-1-6 concerning regulation of massage establishments and massages technicians within the City of El Segundo. Applicant: City of El Segundo. (Fiscal Impact: None)

Sam Lee, Planning and Building Safety Director, gave a report

Mark Hensley, City Attorney, read by title only.

# **ORDINANCE NO. 1476**

AN ORDINANCE AMENDING EL SEGUNDO MUNICIPAL CODE CHAPTER 4-10 AND SECTION 15-1-6 CONCERNING REGULATION OF MASSAGES WITHIN THE CITY OF EL SEGUNDO.

Mayor Carl Jacobson opened and closed public hearing.

Mark Hensley, City Attorney, re-read by title only.

## **ORDINANCE NO. 1476**

AN ORDINANCE AMENDING EL SEGUNDO MUNICIPAL CODE CHAPTER 4-10 AND SECTION 15-1-6 CONCERNING REGULATION OF MASSAGES WITHIN THE CITY OF EL SEGUNDO.

Council Member Fellhauer introduced Ordinance No. 1476.

Second reading and adoption scheduled for February 5, 2013.

- C. UNFINISHED BUSINESS
- D. REPORTS OF COMMITTEES, COMMISSIONS AND BOARDS

Mayor Jacobson announced Crista Binder's resignation from the Capital Improvement Program and Advisory Committee (CIPAC).

E. CONSENT AGENDA

All items listed are to be adopted by one motion without discussion and passed unanimously. If a call for discussion of an item is made, the item(s) will be considered individually under the next heading of business.

- 2. Approved Warrant Numbers 2590628 to 2590639 on Register No. 6 in the total amount of \$683,582.90 and Wire Transfers from 12/07/12 through 12/20/12 in the total amount of \$2,992,899.23 and approved Warrant Numbers 2590840 to 2591001on Register No. 7 in the total amount of \$1,228,440.17 and Wire Transfers from 12/20/12 through 1/03/13 in the total amount of \$766,604.02. Authorize Staff to Release. Ratified Payroll and Employee Benefit checks; checks released early due to contracts or agreement; emergency disbursements and/or adjustments; and wire transfers.
- 3. Approved Regular City Council Meeting Minutes of December 18, 2012.
- 4. Adopted Resolution 4806 approving Plans and Specifications for Installation of Sub-meters on the City's main electricity meter for City Hall, the Police Department and the Fire Station. Project No. PW 13-02. (Fiscal Impact: \$0, \$15,000.00 grant reimbursement)
- 5. Authorized the City Manager to approve change orders in the amount of \$11,136.00 with Premier Developing Services, Inc for Construction of the Masonry Building for the Water Department's telemetry system.

  Project No. PW 12-04.

  (Fiscal Impact \$11,136.00)
- 6. Approved a change order for United Paving Co. in the amount of \$855.76 for Maryland Street Improvements between Palm Ave and Mariposa Ave. PW 11-02 (Fiscal Impact \$855.76)
- 7. Adopted Resolution No. 4804 approving Plans and Specifications for Construction of the Mariposa Avenue Storm Drain from Maryland Street to Center Street. Project No. PW 12-06. (Fiscal Impact \$90,000.00)

- Adopted Resolution No. 4805 approving Plans and Specifications for Construction of the Pressure Reducing Station Waterline Improvement Project at 2161 E. El Segundo Blvd and authorized the City Manager, in a form approved by the City Attorney, to enter into Reimbursement Agreement No. 4380 with the property owner to cover 50% of the cost for these improvements. Project No. PW 13-01.

  (Fiscal Impact \$35,000.00)
- 9. Waived second reading and Adopted Ordinance No. 1475 to amend El Segundo Municipal Code ("ESMC") § 4-8-8 to allow fees relating to entertainment permits to be adopted by City Council resolution. Applicant: City Initiated (Fiscal Impact: \$3,505)
- 10. Waived bid requirements per El Segundo Municipal Code ("ESMC") § 1-7-10, authorized the City Manager, or designee, to purchase an NEC "TileMatrix" video wall system and associated hardware from Whitlock using equipment replacement and COPS grant fund and equipment replacement funds and authorized the City Manager to execute Agreement No. 4381, in a form approved by the City Attorney.

  (Fiscal Impact: \$ 60,000)
- Authorized the City Manager to execute Professional Services Agreement No. 4382 with Willdan Homeland Solutions to provide professional technical and consulting support for the City's Emergency Management program. (Fiscal Impact: \$60,000)

MOTION by Council Member Fellhauer, SECONDED by Council Member Fisher to approve the Consent Agenda items 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

- F. NEW BUSINESS
- 12. Consideration and possible action regarding acceptance of the 2013-2018
  Pavement Management Program report, prepared by Bucknam Infrastructure
  Group.
  (Fiscal Impact: \$0)

Stephanie Katsouleas, Public Works Director, gave a report.

Council consensus to accept the Pavement Management Program report as complete.

REPORTS - CITY MANAGER - None

REPORTS - CITY ATTORNEY - None

REPORTS - CITY CLERK - ITEM TAKEN EARLIER ON THE AGENDA

REPORTS - CITY TREASURER - None

## REPORTS - CITY COUNCIL MEMBERS

Council Member Fellhauer – Attended Family Energy Day sponsored by NRG. Thanked NRG for their generosity throughout the city. Attended the Young Americans program on Sunday, January 13, 2013. Mentioned that she had abstained from voting on the LA County Clean Water, Clean Beaches Tax/Fee Measure at last month's meeting and stated she had done more research and if the vote were taken again, she would vote in favor of the protest.

Council Member Atkinson – Wished everyone a Happy New Year.

Council Member Fisher – Wished everyone a Happy New Year.

Mayor Pro Tem Fuentes – Attended the South Bay Council of Governments breakfast. Reminded everyone about the Fire Department Blood Drive on January 31, 2013 – Battle of the Badges and wished everyone a Happy New Year.

Mayor Jacobson -

14. Consideration and possible action to nominate select and approve the travel of a former Council member to travel to Guaymas in February 2013. (Fiscal Impact: \$1000.00)

MOTION by Mayor Pro Tem Fuentes, SECONDED by Council Member Atkinson to approve former Mayor Sandy Jacobs to travel to Guaymas in February 2013. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

Mayor Jacobson stated he attended a FAA event and wished everyone a Happy New Year.

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MEMORIALS - None

**CLOSED SESSION - None** 

ADJOURNMENT at 7:56 PM

Tracy Weaver, City Clerk