

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL  
WEDNESDAY, NOVEMBER 8, 2006 - 5:00 P.M.

5:00 P.M. SESSION

CALL TO ORDER – Mayor McDowell at 5:00 p.m.

ROLL CALL

Mayor McDowell	-	Present
Mayor Pro Tem Busch	-	Present
Council Member Boulgarides	-	Present
Council Member Fisher	-	Present
Council Member Jacobson	-	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.

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)) – 3 matters

City of El Segundo v. 2221 Park Place, LASC Case No. BC319034

City of El Segundo vs. City of Los Angeles, et. al. LASC No. BS094279

Gilbreath v. El Segundo, LASC Case No. YC053692

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code §54956.9(b): -1- potential cases (no further public statement is required at this time); Initiation of litigation pursuant to Government Code §54956.9(c): -0- matter.

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

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

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

SPECIAL MATTERS: -0- matter

Council recessed at 6:55 p.m.

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL  
WEDNESDAY, NOVEMBER 8, 2006 - 7:00 P.M.

7:00 P.M. SESSION

CALL TO ORDER – Mayor McDowell at 7:00 p.m..

INVOCATION – Father Jim Anguiano of St. Anthony Catholic Church

PLEDGE OF ALLEGIANCE – Council Member Carl Jacobson

PRESENTATIONS –

- (a) Mayor McDowell presented a Proclamation in memory of Navy Veteran Andrew Charles Buchman also known as “Handy Andy” in observance of Veterans Day honoring the unfailing valor, dignity, and courage of our patriotic men and women in uniform, their spirit and selfless public service which shines brightly in the annals of history.

ROLL CALL

Mayor McDowell	-	Present
Mayor Pro Tem Busch	-	Present
Council Member Boulgarides	-	Present
Council Member Fisher	-	Present
Council Member Jacobson	-	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. - NONE

A. PROCEDURAL MOTIONS

Consideration of a motion to read all ordinances and resolutions on the Agenda by title only.

MOTION by Council Member Jacobson, SECONDED by Mayor Pro Tem Busch 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

C. UNFINISHED BUSINESS

1. Consideration and possible action regarding adoption of a Resolution amending the City Clerk Records Retention Schedule for City Council meeting audio, video, DVD and streaming video files to allow for permanent retention and authorizing the annual destruction of identified records in accordance with the provisions of § 34090 of the Government Code of the State of California. (Fiscal Impact: Not to exceed \$8,000)

Jeff Stewart, City Manager, gave a report.

Cathy Domann, Deputy City Clerk noted for the record that the resolution in the packet inadvertently stated that Council meeting streaming video files would be kept permanently. Since this is a duplicate record it was recommended that it be kept on the internet for one year and on the in-house server for at least three years.

MOTION by Council Member Jacobson, SECONDED by Council Member Fisher to adopt Resolution No. 4487 amending the City Clerk Records Retention Schedule as amended and Resolution No, 4488 authorizing the destruction of certain records in accordance with the provisions of § 34090 of the Government Code of the State of California. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

#### D. REPORTS OF COMMITTEES, BOARDS AND COMMISSIONS

2. Consideration and possible action on the ad hoc Downtown Committee's recommendations to approve program to market and promote the Downtown area and to authorize expenditures. (Fiscal Impact: Funding provided as part of the Agreement with Developer).

Council Member Jacobson left the dais due to a potential conflict regarding real property interests.

Cris Bennett, Committee member, gave a report.

Jim Harrigan, Economic Development Systems, gave a brief presentation and responded to Council questions.

Jullian Rider, City AdWorks, gave a brief presentation and responded to Council questions.

Council consensus to receive and file presentation.

MOTION by Mayor Pro Tem Busch, SECONDED by Council Member Fisher to approve the Committee's recommendations and authorize the City Manager to enter into professional service Contract No. 3669 with City Adworks and Contract No. 3670 with Economic Development Systems, and expend funds. MOTION PASSED BY UNANIMOUS VOICE VOTE. 4/0. COUNCIL MEMBER JACOBSON NOT PARTICIPATING DUE TO A POTENTIAL CONFLICT.

Council Member Jacobson returned to the dais.

3. Consideration and possible action to authorize incorporation of a "90th Anniversary" logo and a "The Most Business Friendly City" tag line into the banner design under Phase II of the light pole banner program to promote awareness of El Segundo's upcoming 90th Anniversary and the City's designation as "The Most Business Friendly City" in Los Angeles County. (Fiscal Impact: \$25,000)

Jeff Stewart, City Manager, gave a report.

MOTION by Mayor Pro Tem Busch, SECONDED by Council Member Fisher to approve the 90<sup>th</sup> Anniversary logo and a "The Most Business Friendly City" tag line into the banner design under Phase II of the light pole banner program to promote awareness of El Segundo's upcoming 90th Anniversary and the City's designation as "The Most Business Friendly City" in Los Angeles County. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

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.

4. Approved Warrant Numbers 2555887 to 2556269 on Register No. 2 in the total amount of \$2,785,420.09 and Wire Transfers from 10/6/2006 through 10/26/2006 in the total amount of \$1,735,244.08. Authorized 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.
5. Approved City Council Meeting Minutes of October 17, 2006.
6. Adopted the annual Resolution Nos. 4489, 4490, 4491, 4492, 4493 and 4494 updating the employer's medical contribution under the Public Employees' Medical and Hospital Care Act. (Fiscal Impact: \$4,000,000)
7. PULLED FOR DISCUSSION BY COUNCIL MEMBER FISHER
8. Awarded Contract No. 3671 to Elite Bobcat Service, Inc. for improvement of the 500 block of East Sycamore Avenue, between Sheldon and Penn Streets – Approved Capital Improvement Program - Project No. PW 03-15. (Fiscal Impact: \$81,392) Authorized the City Manager to execute a Public Works Contract in a form as approved by the City Attorney.
9. Approved and authorized the issuance of a blanket purchase order to Blue Diamond Materials, a division of Sully Miller Contracting Company, on a single-source basis to supply asphalt paving materials for Street Maintenance Division projects. (Fiscal Impact: \$32,000)
10. PULLED FOR DISCUSSION BY COUNCIL MEMBER BOULGARIDES
11. PULLED FOR DISCUSSION BY COUNCIL MEMBER BOULGARIDES
12. PULLED FOR DISCUSSION BY COUNCIL MEMBER BOULGARIDES

MOTION by Mayor Pro Tem Busch, SECONDED by Council Member Boulgarides to approve Consent Agenda Items 4, 5, 6, 8 and 9. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0.

7. Consideration and possible action regarding the approval of Contract Change Orders in conjunction with construction of the Douglas Street Gap Closure Project. (Fiscal Impact: \$156,860.81)

Steve Finton, Public Works Director, gave a report.

MOTION by Council Member Fisher, SECONDED by Mayor Pro Tem Busch to authorize the Director of Public Works to execute Change Order Numbers 1, 11, 13 and 14 to the existing Public Works Agreement with SEMA Construction, Inc. in the total amount of \$156,860 in conjunction with construction of the Douglas Street Gap Closure Project. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

10. Consideration and possible action to waive the formal bidding process per the El Segundo Municipal Code Section 1-7-10 and authorize the Fire Department to piggyback on a Bakersfield Fire Department Contract 1783 for the purchase of a replacement fire engine. (Fiscal Impact: \$450,000)
11. Consideration and possible action to waive the formal bidding process per the El Segundo Municipal Code Section 1-7-10 and authorize the Fire Department to piggyback on a Los Angeles County Fire Department Contract #41877 for the purchase of equipment to ensure 12-Lead electrocardiograph (EKG) capability in pre-hospital care for 9-1-1 patients in the City of El Segundo. (Fiscal Impact: \$50,850 to be reimbursed from Measure B Trauma Property Assessment funds). Authorize the City Manager and/or designee to sign the Cardiac Care Program Equipment Agreement.
12. Consideration and possible action to waive the formal bidding process and utilized an existing Culver City RFP for the purchase of five fully equipped BMW police motorcycles for the El Segundo Police Department Traffic Division. (Fiscal Impact: not to exceed \$116,000 in equipment replacement funds)

MOTION by Council Member Boulgarides, SECONDED by Council Member Jacobson to: Waive the formal bidding process per the El Segundo Municipal Code Section 1-7-10 and authorize the Fire Department to piggyback on a Bakersfield Fire Department Contract 1783 for the purchase of a replacement fire engine; Waive the formal bidding process per the El Segundo Municipal Code Section 1-7-10 and authorize the Fire Department to piggyback on a Los Angeles County Fire Department Contract #41877 for the purchase of equipment to ensure 12-Lead electrocardiograph (EKG) capability in pre-hospital care for 9-1-1 patients in the City of El Segundo and authorize the City Manager and/or designee to sign the Cardiac Care Program Equipment Agreement No. 3672; Waive the formal bidding process and utilized an existing Culver City RFP for the purchase of five fully equipped BMW police motorcycles for the El Segundo Police Department Traffic Division and approve the retention of three existing BMW motorcycles for training use, spares and during special event deployments . MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

CALL ITEMS FROM CONSENT AGENDA

F. NEW BUSINESS

- G. REPORTS – CITY MANAGER – NONE
- H. REPORTS – CITY ATTORNEY – NONE
- I. REPORTS – CITY CLERK – NONE
- J. REPORTS – CITY TREASURER – NONE
- K. REPORTS – CITY COUNCIL MEMBERS

Council Member Fisher – NONE

Council Member Jacobson – Requested an item be agendaized for the next Council meeting directing staff to prepare an Ordinance to consider amending the El Segundo Municipal Code to allow regular City Council Meetings to be held on the same day as any regular election, where voters registered in El Segundo are eligible to vote.

Council Member Boulgarides – Requested an Aquatics sub-committee report be agendaized a future meeting.

Mayor Pro Tem Busch –

- 13. Consideration and possible action to direct staff to investigate the potential of establishing a permanent running and walking path within the Los Angeles Department of Water and Power right-of-way west of Hillcrest Avenue and between Imperial Highway and Grand Avenue. (Fiscal Impact: None)

Council consensus for staff to investigate and report back to the City Council on the potential of establishing a permanent running/walking path with the DWP right-of-way west of Hillcrest Avenue and also address security issues.

Mayor McDowell – Reported on the Local Government and Small Business Advisory Group Meeting. Noted that AQMD recognized Raytheon as “Clean Air Hero” and Northrop Grummond as “Excellence in Environmental Management”.

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Peggy Tyrell, resident, spoke regarding the vandalism and theft of campaign signs.

Liz Garnholz, resident, spoke regarding, the Proposition 218 Water and Wastewater Rate Protest Ballot sent to property owners.

Loretta Frye, resident, spoke regarding the elderly and their understanding of the Proposition 218 Water and Wastewater Rate Protest Ballot.

Ron Swanson, resident, thanked the City for the Halloween Frolic.

Mayor McDowell spoke regarding the current filming on Imperial Highway and the 105 Freeway.

Jeff Stewart spoke regarding the change in filming schedule. Noted the schedule was posted on the City web site.

MEMORIALS – Colonel Donald Wesley Hickman, survived by his wife Bonnie, son Lt. Colonel Jeffrey Hickman and daughter Laurie Fisher, wife of Council Member Bill Fisher and his five grandchildren; Andrew Charles Buchman, 15 year resident, survived by his life-partner, Deanna MacKenzie, daughters Karen and Trish son Dennis and six grandchildren; Emilia and Michael Wright, only daughter and son-in-law of Assemblywoman Karen Bass of Los Angeles.

ADJOURNMENT at 8:00 p.m.



Cathy Domann, Deputy City Clerk