# REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL TUESDAY, FEBRUARY 20, 2007 - 5:00 P.M.

5:00 P.M. SESSION

CALL TO ORDER - Mayor McDowell

ROLL CALL

Mayor McDowell - Present
Mayor Pro Tem Busch - Present

Council Member Boulgarides - Present – arrived at 5:02 p.m.

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.- NONE

### **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)) – 2 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

### CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code §54956.9(b): -2- potential case (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 6:50 p.m.

## REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL TUESDAY, FEBRUARY 20, 2007 - 7:00 P.M.

7:00 P.M. SESSION

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

INVOCATION - Pastor Wes Harding, El Segundo Foursquare Church

PLEDGE OF ALLEGIANCE – Council Member Jim Boulgarides

#### PRESENTATIONS -

- (a) Mayor McDowell presented a Proclamation in recognition of the retirement of Art and Lisa Miltenberger, owners of the El Segundo Bakery
- (b) Community Cable presentation of promotional video for the Los Angeles Economic Development Corporation's inaugural municipal 'Eddy Award' competition that resulted in the City of El Segundo being selected as The Most Business Friendly City in Los Angeles County

### **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 Mayor Pro Tem Busch, SECONDED by Council Member Fisher 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

1. Consideration and possible action to conduct a Public Hearing on the operating and capital outlay requests up to \$314,000 in the existing Citizens Option for Public Safety (COPS) Supplemental Law Enforcement Services Fund (SLESF) account by the Chief of Police. The grant requires that expenditures will be utilized to supplement "front line law enforcement" (includes hiring officers, funding special enforcement details, and purchasing equipment). (Fiscal Impact: \$314,000 from COPS grant fund)

Mayor McDowell stated this is the time and place hereto fixed for a public hearing on the operating and capital outlay requests up to \$314,000 in the existing Citizens Option for Public Safety (COPS) Supplemental Law Enforcement Services Fund (SLESF) account by the Chief of Police. The grant requires that expenditures will be utilized to supplement "front line law enforcement" (includes hiring officers, funding special enforcement details, and purchasing equipment). (Fiscal Impact: \$314,000 from COPS grant fund). Clerk Mortesen stated that proper notice was completed and one written communication had been received by City Clerk's Office.

David Cummings, Police Chief, gave a report.

Mayor Pro Tem Busch requested staff report back regarding the status of the vehicle license plate scanning equipment.

MOTION by Council Member Jacobson, SECONDED by Council Member Fisher to close the Public Hearing. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

MOTION by Council Member Jacobson, SECONDED by Mayor Pro Tem Busch to adopt Resolution No. 4504 providing for the implementation of the Citizens Option for Public Safety (COPS) Program. MOTION PASSED BY UNANNIMOUS VOICE VOTE. 5/0

- C. UNFINISHED BUSINESS
- 2. Consideration and possible action to authorize the Fire Department to retain the services of Emergency Planning Consultants to consult in the development of a Hazard Mitigation Plan for the City. Additionally, to approve a professional services agreement with Emergency Planning Consultants in the amount of \$15,000 to consult in the development of a Hazard Mitigation Plan for the City. (Fiscal Impact: \$15,000)

Kevin Smith, Fire Chief, gave a report.

MOTION by Council Member Jacobson, SECONDED by Council Member Fisher to authorize the Fire Department to retain the services of Emergency Planning Consultants to consult in the development of a Hazard Mitigation Plan for the City. Authorize the City Manager to execute Professional Services Agreement No. 3698 with Emergency Planning Consultants in the amount of \$15,000 in a form as approved by the City Attorney. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

D. REPORTS OF COMMITTEES, BOARDS AND COMMISSIONS

#### 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.

- Approved Warrant Numbers 2557789 to 2558047 on Register No. 9 in the total amount of 3. \$886,097.89 and Wire Transfers from 1/26/2007 through 2/8/2007 in the total amount of \$1,708,346,33. 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.
- 4. Approved regular City Council Meeting Minutes of February 6, 2007.
- 5. Approved Contract Change Orders and the purchase of map cases and pylon monument signs for the Douglas Street Metro Green Line Station in conjunction with construction of the Douglas Street Gap Closure Project. (Fiscal Impact: \$309,640.08) Authorized the Director of Public Works to execute Change Order Numbers 10, 15, 16 and 17 to the existing Public Works Agreement with SEMA Construction, Inc. in the total amount of \$283,936.56. Authorized the issuance of purchase order to the Metropolitan Transportation Authority in the amount of \$25,703.52 for the purchase of map cases and decorative Metro pylons for the Green Line Station.
- 6. Authorized a member of the Aviation Safety and Noise Abatement Committee to attend the 2007 University of California, Davis Airport Noise and Air Quality Symposium from March 4-7, 2007. (Fiscal Impact: (\$1,900)

MOTION by Council Member Jacobson, SECONDED by Council Member Fisher to approve Consent Agenda Items 3, 4, 5 and 6. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0.

#### CALL ITEMS FROM CONSENT AGENDA

- F. **NEW BUSINESS**
- 7. Consideration and possible action regarding a modification to an existing Alcoholic Beverage Control (ABC) license for on-site sale and consumption of beer, wine and alcohol (Type 47) at an existing restaurant ("Tavern on Main") located at 121-123 Main Street, EA No. 729 and AUP No. 06-07. Applicant: Kristian Krieger. (Fiscal Impact: None)

Gary Chicots, Interim Planning and Building Safety Director, gave a report.

Council consensus not to protest the issuance of a modification of a Type 47 ABC license at 121-123 Main Street.

8. Consideration and possible action regarding a modification of a new Alcoholic Beverage Control (ABC) license for a new restaurant under construction ("Marmalade Café") at a new shopping center (Plaza El Segundo) located at 2008-2014 E. Park Place, EA No. 739 and AUP No. 07-01. Applicant: Marmalade Inc. AKA Marmalade Café. (Fiscal Impact: None)

Gary Chicots, Interim Planning and Building Safety Director, gave a report.

Council consensus not to protest the issuance of new Type 47 and Type 58 ABC licenses at 2008-2014 E. Park Place.

9. Consideration and possible action regarding the City of El Segundo's housing unit allocation of the draft Regional Housing Needs Assessment (RHNA) adopted by the Southern California Association of Governments (SCAG). (Fiscal Impact: None)

Gary Chicots, Interim Planning and Building Safety Director, gave a report.

Kim Christensen, Planning Manager, responded to Council questions.

Council consensus to receive and file the draft Regional Housing Needs Assessment (RHNA) Allocation for the City of El Segundo; Direct staff to prepare an appeal of El Segundo's RHNA Allocation; Direct staff to prepare a revision for El Segundo's RHNA Allocation.

- 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 - NONE

Council Member Boulgarides – NONE

Mayor Pro Tem Busch -

10. Consideration and possible action to establish a 90-day ad hoc committee to consider and make recommendations regarding the appropriate utilization of the Los Angeles Department of Water and Power (DWP) right-of-way located west of Hillcrest Avenue, between Imperial Highway and Grand Avenue. (Fiscal Impact: None)

Council consensus to appoint Mayor Pro Tem Busch and Council Member Jacobson along with Dick Croxall and Peter Lewis, community members, to a 90-day ad hoc committee regarding potential utilization of DWP right-of-way. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

Mayor Po Tem Busch announced the upcoming "Trees to the Sea" event scheduled for Arbor Day, March 10, 2007. Also March 5, 2007 Red Cross Blood Drive for former Mayor Pro Tem John Gaines, at El Segundo Moose Lodge. Call 1-800-GIVE LIFE to set up an appointment.

### Mayor McDowell - NONE

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Dave Burns, resident, expressed security concerns regarding the potential utilization of the DWP right-of-way.

MEMORIALS – Kathy Keane, Assistant to the City Manager of the City of Torrance.

ADJOURNMENT at 7:50 p.m.

Cathy Domann, Deputy City Clerk

City Clerk