REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL TUESDAY, OCTOBER 2, 2007 - 5:00 P.M.

5:00 P.M. SESSION – Adjourned to 6:00 p.m. due to a lack of a quorum.

CALL TO ORDER – Mayor McDowell at 6:00 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.

Mark Hensley, City Attorney, announced that Council would be meeting in closed session pursuant to items identified on the agenda and Government Code §54956.9(b) item was a threat of litigation regarding the Henry Radio Claim No. 07-48.

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 vs. City of Los Angeles, et. al. LASC No. BS094279 Lafayette vs. City of El Segundo LASC No. YC054912

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code §54956.9(b): -1- 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- matters

CONFERENCE WITH CITY'S LABOR NEGOTIATOR (Gov't Code §54957.6): -1- matters

Labor Negotiator: Jeff Stewart, City Manager
 Penrosented Employees: City Employees Association

Represented Employees: City Employees Association (CEA)

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, OCTOBER 2, 2007 - 7:00 P.M.

7:00 P.M. SESSION

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

INVOCATION - Pastor Brandon Cash, Oceanside Christian Fellowship

PLEDGE OF ALLEGIANCE - Council Member Carl Jacobson

PRESENTATIONS -

- a. Council Member Boulgarides presented a Proclamation to Fire Chief Kevin Smith declaring October 7 13, 2007 as the observance of Fire Prevention Week in El Segundo.
- b. Council Member Fisher presented a Proclamation in recognition of all our volunteers and proclaiming October as Volunteer Recognition Month.

ROLL CALL

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

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Darcy Palmer and daughter Lucy, Richmond Street School, announced International Walk to School Day, October 3, 2007.

Evelyn Sommers, resident, requested Council investigate a situation regarding a neighbor who is operating a full time business out of a single family residential home, in a R-1 zoned area.

Liz Garnholz, resident, spoke regarding Consent Agenda Item Number 8, and requested information on the type of employees who are members of the Teamsters Public, Professional and Medical Employees Union. She also had questions regarding the status of the NRG Power Plant on Vista del Mar.

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 Council Member Fisher to read all ordinances and resolutions on the Agenda by title only. MOTION PASSED BY UNANIMOUS VOTE. 5/0

B. SPECIAL ORDERS OF BUSINESS

1. Consideration and possible action to hold a public hearing and possibly adopt a Resolution approving the Sanitary Sewer Management Plan (SSMP) as required by the State Water Resources Control Board (SWRCB) Order No. 2006-0003-Statewide General Waste Discharge Requirements (WDR) for sanitary sewer systems. (Fiscal Impact = None)

Mayor McDowell stated this is the time and place hereto fixed for a public hearing regarding adoption of a Resolution approving the Sanitary Sewer Management Plan (SSMP) as required by the State Water Resources Control Board (SWRCB) Order No. 2006-0003-Statewide General Waste Discharge Requirements (WDR) for sanitary sewer systems. City Clerk Mortesen stated that proper notice was completed and no written communication had been received by City Clerk's Office.

Steve Finton, Public Works Director, gave a report.

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 Boulgarides, SECONDED by Mayor Pro Tem Busch to adopt Resolution No. 4524 approving the Sanitary Sewer Management Plan (SSMP) Development Plan as required by State Water Resources Control Board (SWRCB) Order No. 2006-0003-Statewide General Waste Discharge Requirements (WDR) for Sanitary Sewer Systems. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

C. UNFINISHED BUSINESS

 Consideration and possible action regarding the approval of Contract Change Orders in conjunction with construction of the Douglas Street Gap Closure Project and an amendment to the existing Professional Services Agreement with Caltrop Corporation for continued construction management services for the project. (Fiscal Impact: \$677,614.96, Change Order plus Amendment to Agreement)

Steve Finton, Public Works Director, gave a report.

MOTION by Mayor Pro Tem Busch, SECONDED by Council Member Fisher to authorize the Director of Public Works to execute Change Order Numbers 5, 25 & 26 to the existing Public Works Agreement with SEMA Construction, Inc. in the total amount of \$427,614.96 and authorize the City Manager to execute an amendment to the existing Professional Services Agreement No. 3464B with Caltrop Corporation in the amount of \$250,000 in a form as approved by the City Attorney. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

3. Consideration and possible action to amend the professional services agreement with RRM Design Group (City Contract # 3679) in the amount of \$114,144 to provide architectural design services that will make the new Fire Station 2 comply with the Leadership in Energy and Environmental Design (LEED) Green Building Rating SystemTM. (Fiscal Impact: \$114,144)

Kevin Smith, Fire Chief, gave a report.

MOTION by Council Member Boulgarides, SECONDED by Council Member Fisher to authorize the City Manager to execute an amendment to Professional Services Agreement No. 3679B with RRM Design Group in the amount of \$114,144 in a form as approved by the City Attorney. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

- D. REPORTS OF COMMITTEES, COMMISSIONS AND BOARDS
- Consideration and possible action regarding Campus El Segundo Athletic Fields at 2201 E.
 Mariposa Avenue and their operations and availability for use by the public. (Fiscal Impact: Unknown)

Richard Brunette, Recreation and Parks Director, gave a report.

MOTION by Council Member Fisher, SECONDED by Mayor McDowell to keep the Campus El Segundo Athletic Fields open and supervised between the hours of 8 am to 10 pm, 7 days a week, until a use pattern is established. The Fields to be designated during the week at certain times for public use only. Staff to return to Recreation and Parks Commission and Council in three to six months for review. Return to Council with report on fees collected to date and projections for next year. MOTION PASSED BY THE FOLLOWING VOTE: AYES: MAYOR MCDOWELL, MAYOR PRO TEM BUSCH, COUNCIL MEMBERS BOULGARIDES FISHER; NOES: NONE; ABSENT: NONE; ABSTAIN: COUNCIL MEMBER JACOBSON. 4/0/1

5. Consideration and possible action regarding setting a date for interviewing candidates for one position on the Investment Advisory Committee, one position on the El Segundo Community Cable Committee and two positions on the Capital Improvement Program Advisory Committee.

MOTION by Mayor Pro Tem Busch, SECONDED by Council Member Boulgarides to set date for interviews of candidates for 6:00 p.m., Wednesday, November 7, 2007. 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.

- 6. Approved Warrant Numbers 2561680 to 2561919 on Register No. 24 in the total amount of \$4,526,337.62 and Wire Transfers from 9/7/2007 through 9/20/2007 in the total amount of \$1,571,389.96. 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.
- 7. Approved Regular City Council Meeting Minutes of September 18, 2007.
- 8. Approved a three year Labor Agreement between the City of El Segundo and the California Teamsters Public, Professional and Medical Employees Union, Local 911 (Police Support Services Employees Association Bargaining Unit). (Fiscal Impact: \$235,000 over three years). Adopted Resolution No. 4525 approving Memorandum of Understanding No. 3759. Adopted Resolution No. 4526 establishing new salary ranges for Police Services Officer I/II. Approved proposed class specifications for Police Service Officer I/II.
- 9. Second reading and adoption of Ordinance No. 1408 amending the El Segundo Municipal Code to delete Administrative Services Department and the position of Director of Administrative Services and to add Finance Department and Human Resources Department and the positions of Director of Finance and Director of Human Resources. (Fiscal Impact: \$30,019)
- 10. Authorized the Mayor to execute Agreement No. 3760 to extend the City's agreement with Cassidy and Associates through September 30, 2008 for the provision of legislative advocacy services in Washington, D.C. (Fiscal Impact: \$160,000 for FY 2007-2008)

MOTION by Mayor ProTem Busch, SECONDED by Council Member Boulgarides to approve Consent Agenda Item Numbers 6, 7, 8, 9 and 10. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0.

CALL ITEMS FROM CONSENT AGENDA

F. NEW BUSINESS

11. Consideration and possible action regarding a Memorandum of Understanding (MOU) between the City of El Segundo's Library Services Department and the El Segundo Unified School District for continued services to four school libraries. (Fiscal Impact: \$213,000)

ITEM NO. 11 PULLED FROM THE AGENDA BY CITY MANAGER AND DEFERRED TO OCTOBER 16, 2007 CITY COUNCIL MEETING.

- G. REPORTS CITY MANAGER
- H. REPORTS CITY ATTORNEY Announced that the City Council in closed session rejected the Claim filed by Henry Radio Claim No. 07-48.
- I. REPORTS CITY CLERK
- J. REPORTS CITY TREASURER
- K. REPORTS CITY COUNCIL MEMBERS

Council Member Fisher - None

Council Member Jacobson – Requested the November 7, 2007 meeting be as short as possible due to the Round Table meeting being held on the same evening.

Council Member Boulgarides – Explained his absence at the last meeting was due to necessary Fire response to the "Butler Two" fires.

Mayor Pro Tem Busch – Commented on the success of the Richmond Street Fair. Requested staff agendize an item for the November 20, 2007 Regular meeting regarding the Parking in Lieu Program, the amount of funds generated, associated costs and what has been planned for funds collected.

Mayor McDowell – Commented on the disaster preparation event in Torrance and requested Staff to investigate the City of El Segundo possibly hosting a similar event.

12. Consideration and possible action regarding approval to sponsor and waive fees per Municipal Code Section 8-8-7 D 1 for South Bay Astronomical Society's "Star Party" on Saturday, October 20, 2007, at the Hilltop Park parking structure at 401 Maryland. (Fiscal Impact: \$550.00)

MOTION by Mayor McDowell, SECONDED by Council Member Boulgarides to approve City sponsorship and waiver of fees per Municipal Code Section 8-8-7 D for the South Bay Astronomical Society "Star Party" on Saturday, October 20, 2007. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

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Liz Garnholtz, resident, spoke regarding LAX and an additional navigational system (RNAV) is being placed at the South runway.

MEMORIALS - Jack Allen, Resident and former employee of the City.

CELEBRATIONS - Vernon and Lois Roach who celebrated their 60th wedding anniversary on September 5 and Terry and Rosemary Janes who celebrated their 70th anniversary on September 7.

CLOSED SESSION - NONE

ADJOURNMENT at 8:30 p.m.

Cindy Mortesen, City Clerk