

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, SEPTEMBER 2, 2008 - 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 Brann	-	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. - NONE

SPECIAL ORDER OF BUSINESS:

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) – -1- matter

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): -1- matter.

DISCUSSION OF PERSONNEL MATTERS (Gov't Code §54957): - 1- matter

1. Public Employee Appointment/Public Employment. Title: City Manager

CONFERENCE WITH CITY'S LABOR NEGOTIATOR (Gov't Code §54957.6): - 4- matters
City Negotiators: City Manager Jack Wayt; Human Resources Director Bob Hyland; Finance Director Deborah Cullen; Richard Kreisler. Employee Organizations: (1) Unrepresented management/confidential employees (City employees who are not members of bargaining units); (2) the El Segundo Police Officers' Association; (3) El Segundo Firefighter's Association; and (4) the El Segundo Police Manager's Association.

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, SEPTEMBER 2, 2008 - 7:00 P.M.

7:00 P.M. SESSION

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

INVOCATION – Father Alexei Smith, St. Andrew Greek Catholic Church

PLEDGE OF ALLEGIANCE – Bill Fisher, Council Member

PRESENTATIONS

ROLL CALL

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

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Adam Randa, Tree Musketeers; invited the Community and Council to attend the 21st birthday celebration for Marcy the Marvelous Tree, September 6, at 11:00 a.m.

Jim Boulgarides, Resident; spoke regarding the campaign financing ordinance ready for adoption tonight.

A. PROCEDURAL MOTIONS

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

MOTION by Council Member Brann, 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 (PUBLIC HEARING)

1. Consideration and possible action (Public Hearing) regarding the FY 2008-2009 Preliminary Budget and Five-Year Capital Improvements Plan including discussion and possible direction regarding all City revenues and expenditures. (Fiscal impact: None)

Mayor McDowell stated this was the time and place hereto fixed for a public hearing regarding the FY 2008-2009 Preliminary Budget and Five-Year Capital Improvements Plan including discussion and possible direction regarding all City revenues and expenditures. Clerk Mortesen stated that proper notice was completed and no written communication was received by City Clerk's Office.

Deborah Cullen, Finance Director gave a report.

MOTION by Council Member Jacobson, SECONDED by Mayor ProTem Busch to continue the Public Hearing to September 16, 2008. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

C. UNFINISHED BUSINESS

D. REPORTS OF COMMITTEES, COMMISSIONS AND BOARDS

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 2567342 to 2567583 on Register No. 22 in the total amount of \$1,705,047.15 and Wire Transfers from 08/08/2008 through 08/21/2008 in the total amount of \$1,833,701.83. 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.
3. Approved Regular City Council Meeting Minutes of August 19, 2008 and Special City Council Minutes of August 6, 2008.
4. Accepted the project as complete for the installation of new carpet at the Park Vista Senior Apartments (615 E. Holly Avenue) and the Lakes Golf Course (400 S. Sepulveda Boulevard). (Fiscal Impact: \$93,508.68) Authorized the City Clerk to file a Notice of Completion in the County Recorder's Office.
5. Accepted the work as complete for construction related to the City's Residential Sound Insulation Program Group 19 (29 Homes). Project No. RSI 07-01. (Final contract total = \$1,134,444.78). Authorized the City Clerk to file the City Planning and Building Safety Director's Notices of Completion in the County Recorder's Office.
6. Approved amendment to the Circulation Element of the General Plan and authorized the City Manager to execute a Professional Services Agreement No. 3853 with Kimley-Horn and Associates, Inc. for the Circulation Element amendment and environmental review. (Fiscal Impact: Not to Exceed \$125,000)

7. Approved the purchase sixteen (16) Sierra Wireless MP881 AirLink GSM modems from Manley Solutions for the Police Department's patrol fleet using funds from the Citizens' Option for Public Safety (COPS) grant. (Fiscal Impact: \$22,000). Authorized the City Manager to execute Contract No. 3864, in a form approved by the City Attorney, for such purchase.
8. PULLED FOR DISCUSSION BY COUNCIL MEMBER BRANN
9. Received and filed fiscal year 2007-2008 Third Quarter Financial Budget Review. Fiscal impact (None)
10. Waived second reading and adopted Ordinance No. 1420 amending ESMC §§ 1-9-2, 1-9-3, 1-9-5, and 15-18-10(G) regulating local election campaigns.
11. Authorized the City Manager to terminate the Maintenance Agreement No. 3819 with Republic Intelligent Transportation Services, Inc. for maintenance of the City's traffic signals and traffic control services. (Fiscal Impact: None)
12. Approved and accepted final Vesting Tract Map No. 64579, a 14,298 square foot, 2-lots merged to 1-lot subdivision property located at 215 and 223 Penn Street. (Fiscal Impact: None) Authorized the City Engineer and City Clerk to sign and record said Map.

MOTION by Mayor ProTem Busch SECONDED by Council Member Fisher to approve Consent Agenda Items 2, 3, 4, 5, 6, 7, 9, 10, 11 and 12. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0. Council Members Jacobson and Mayor ProTem Busch did not participate in Consent Agenda Item No. 6 due to a conflict of interest regarding real property.

CALL ITEMS FROM CONSENT AGENDA

8. Consideration and possible action for approval of a Public Service Agreement between the City of El Segundo and the South Bay Children's Health Center Association to serve as the administrative and fiscal agent for the South Bay Youth Project to provide counseling services to El Segundo youth and families September 1 through June 30, 2009 (Fiscal Impact: \$27,498).

MOTION by Council Member Brann, SECONDED by Mayor ProTem Busch to approve Public Service Agreement No. 3855 between the City of El Segundo and the South Bay Children's Health Center Association to serve as the administrative and fiscal agent for the South Bay Youth Project to provide counseling services to El Segundo youth and families September 1 through June 30, 2009 (Fiscal Impact: \$27,498). Authorized the Mayor to sign the agreement in a form approved by the City Attorney. MOTION PASSED BY UNANIMOUS VOICE VOTE

F. NEW BUSINESS

13. Consideration and possible action to introduce and waive first reading of ordinances amending the City's purchasing policies, adding regulations for executing contracts, and disposing surplus property. (Fiscal Impact: None)

Deborah Cullen, Finance Director, gave a report.

Mark Hensley, City Attorney read by title only:

ORDINANCE NO. 1421

AN ORDINANCE AMENDING CHAPTER 7 TO TITLE 1 OF THE EL SEGUNDO MUNICIPAL CODE ("ESMC") IN ITS ENTIRETY TO ESTABLISH PURCHASING PROCEDURES FOR CITY PURCHASES AND SERVICES.

Council Member Jacobson introduced the ordinance.

Mark Hensley, City Attorney read by title only:

ORDINANCE NO. 1422

AN ORDINANCE ADDING A NEW CHAPTER 7A TO TITLE 1 OF THE EL SEGUNDO MUNICIPAL CODE ("ESMC") ESTABLISHING PROCEDURES FOR EXECUTING CONTRACTS ON THE CITY'S BEHALF.

Council Member Jacobson introduced the ordinance.

Mark Hensley, City Attorney read by title only:

ORDINANCE NO. 1423

AN ORDINANCE ADDING CHAPTER 7B TO TITLE 1 OF THE EL SEGUNDO MUNICIPAL CODE ENTITLED "DISPOSITION OF SURPLUS PROPERTY."

Council Member Jacobson introduced the ordinance with amendment to limit the dollar amount to \$10,000.

Second reading and adoption of ordinances scheduled for September 16, 2008.

- 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 Brann – Waiving his report.

Council Member Fisher – None

Council Member Jacobson – Spoke regarding upcoming pancake breakfast and other events on Saturday, September 6.

Mayor Pro Tem Busch –

14. Consideration of possible action to direct staff to prepare for City Council review an amendment to El Segundo Municipal Code zoning regulations to permit the sale of automobiles as an accessory use permissible in the Medium Manufacturing (MM) and Small Business (SB) zones. (Fiscal Impact: None)

Council consensus to direct City staff to prepare an amendment to the El Segundo Municipal Code that would provide for the incidental monthly sale of no more than three at any one time and no more than eight automobiles per month by auto repair and maintenance facilities located within the Medium Manufacturing (MM) and Small Business (SB) zones.

Mayor McDowell – Community shred day, Saturday, September 20 for residents only. Shredding services will be provided at 15001 S. San Pedro Street, in San Pedro.

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MEMORIALS – Tim Mortesen

CLOSED SESSION – NONE

ADJOURNMENT at 8:15 p.m.


Cindy Mortesen, City Clerk