REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL TUESDAY, OCTOBER 19, 2010 – 5:00 P.M.

5:00 P.M. SESSION

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

ROLL CALL

Mayor Busch - Present
Mayor Pro Tem Fisher - Present
Council Member Brann - Present
Council Member Fuentes - 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.

SPECIAL ORDER OF BUSINESS:

Mark Hensley, City Attorney, announced that Council would be meeting in Closed Session pursuant to the items posted on the agenda.

CLOSED SESSION:

The City Council may move 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 Case No. BS094279

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Significant exposure to litigation pursuant to Government Code §54956.9(b): -0-potential case (no further public statement is required at this time); Initiation of litigation pursuant to Government Code §54956.9(c): -0- matter.

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

CONFERENCE WITH CITY'S LABOR NEGOTIATOR (Gov't Code §54957.6): -2-matters

Represented Group: Police Support Services Employees Association (PSSEA), City Employees Association (CEA), Firefighters Association (FFA), Police Managers Association (PMA), Police Officers Association (POA), Supervisory and Professional Employees (S&P)

Negotiators: Jack Wayt, Bob Hyland and Richard Kreisler

2. Unrepresented Group: Management Confidential Group Negotiator: Jack Wayt

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

Council recessed at 6:50 p.m.

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL TUESDAY, OCTOBER 19, 2010 - 7:00 P.M.

7:00 P.M. SESSION

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

INVOCATION - Deputy City Clerk, Cathy Domann

PLEDGE OF ALLEGIANCE - Council Member Suzanne Fuentes

PRESENTATIONS

- a. Council Member Fuentes made a Presentation proclaiming October 24, 2010 World Polio Day.
- b. Presentation from the Recreation & Parks Department to recognize the following: Hacienda Hotel & Conference Center; Embassy Suites Los Angeles International Airport / South; and ArcLight Cinemas Beach Cities as the 2010 Halloween Frolic Sponsors, and to Individual Donor Ralph Lanphere for his contributions to the Aquatics Program.

ROLL CALL

Mayor Busch - Present
Mayor Pro Tem Fisher - Present
Council Member Brann - Present
Council Member Fuentes - 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.

Mike Robbins, resident, spoke regarding CalPERS pension costs.

Loretta Frye, resident, spoke regarding increasing costs for seniors. Also spoke regarding the Proposition 218 Trash Protest Ballot.

Liz Garnholz, resident, spoke regarding Unfinished Business Item No. 1, Consent Agenda Item No. 4, and Consent Agenda Item No. 10.

Marc Rener, resident, spoke regarding Special Compensation for city employees.

Ron Swanson, resident, spoke regarding the Proposition 218 Trash Protest Ballot.

A. PROCEDURAL MOTIONS

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

MOTION by Council Member Brann, SECOND by Council Member Jacobson to read all ordinances and resolutions on the agenda by title only. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

SPECIAL ORDERS OF BUSINESS (PUBLIC HEARING)

- B. SPECIAL ORDERS OF BUSINESS
- C. UNFINISHED BUSINESS
- Consideration and possible action to receive and file a report and response to the Mayor's request providing information regarding employee benefits and salary information. (Fiscal Impact: None)

Deborah Cullen, Finance Director, gave a report.

Council consensus to receive and file staff report in response to the October 5, 2010 City Council Meeting request regarding employer CalPERS compensation rates and types of compensation for which PERS contributions are paid by the City.

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 2579303 to 2579478 on Register No. 1 in the total amount of \$769,050.99 and Wire Transfers from 09/24/10 through 10/07/10 in the total amount of \$1,205,862.11. 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 October 5, 2010.
- 4. PULLED FOR DISCUSSION BY MAYOR BUSCH

- 5. Awarded a three (3) year Landscape Maintenance Agreement to the lowest responsible bidder, TrueGreen LandCare for the City's landscape maintenance services. (Fiscal Impact: \$137,322.00) Authorized the City Manager to execute a three year Landscape Maintenance Agreement in a form as approved by the City Attorney in the amount of \$137,322.00;
- 6. PULLED FOR DISCUSSION BY COUNCIL MEMBER JACOBSON
- 7. PULLED FOR DISCUSSION BY COUNCIL MEMBER JACOBSON
- 8. Adopted Resolution No. 4688 which replaces Resolution 3784 designating the Los Angeles County Department of Public Health as the enforcement agency to carry out the provisions of the Z'berg-Kapiloff Solid Waste Control Act of 1976 and the subsequent California Integrated Waste Management Act of 1989.
- 9. Approved a five-year Lease No. 4093, in a form approved by the City Attorney, with Oce North America for a multifunctional digital document copier to be used by the City Clerk's Office for printing, copying, scanning, and faxing. (Fiscal Impact: Not to exceed \$9,000 per year)
- 10. ITEM PULLED FROM AGENDA BY THE CITY ATTORNEY TO BE ADDRESSED AT A LATER DATE

MOTION by Mayor Pro Tem Fisher, SECONDED by Council Member Fuentes to approve Consent Agenda Items 2, 3, 5, 8, and 9. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

CALL ITEMS FROM CONSENT AGENDA

4. Consideration and possible action to authorize the City Manager to execute a Public Service Agreement, in a form approved by the City Attorney, with South Bay Children's Health Center Association/The South Bay Youth Project to provide on-site counseling services at El Segundo Unified School District. (Fiscal Impact: \$33,018)

MOTION by Mayor Busch, SECONDED by Mayor Pro Tem Fisher to authorize the City Manager to execute Public Service Agreement No. 4094, in a form approved by the City Attorney, with South Bay Children's Health Center Association/The South Bay Youth Project to provide on-site counseling services at El Segundo Unified School District. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

6. Consideration and possible action to adopt Ordinance No. 1448 approving Environmental Assessment EA 723 to amend the El Segundo Municipal Code ("ESMC") §15-27-6(D) and §15-27A-6(E) regulating the collection of impact fees. (Fiscal Impact: N/A)

MOTION by Council Member Brann, SECONDED Mayor Busch to adopt Ordinance No. 1448 approving Environmental Assessment EA 723 to amend the El Segundo Municipal Code ("ESMC") §15-27-6(D) and §15-27A-6(E) regulating the collection of impact fees. MOTION PASSED BY THE FOLLOWING VOICE VOTE: AYES: MAYOR BUSH, MAYOR PRO TEM FISHER, AND COUNCIL MEMBER BRANN; NOES: COUNCIL MEMBER JACOBSON AND COUNCIL MEMBER FUENTES. 3/2

7. Consideration and possible action to adopt a Resolution amending the City's existing procedures for mailing, handling and counting of Proposition 218 protest ballots to include residential (solid waste) trash collection service fees. (Fiscal Impact: None)

MOTION by Mayor Busch, SECONDED by Council Member Brann to adopt Resolution No. 4689 amending the City's existing procedures for mailing, handling and counting of Proposition 218 protest ballots to include residential (solid waste) trash collection service fees. MOTION PASSED BY THE FOLLOWING VOICE VOTE: AYES: MAYOR BUSH, MAYOR PRO TEM FISHER, AND COUNCIL MEMBER BRANN; NOES: COUNCIL MEMBER JACOBSON AND COUNCIL MEMBER FUENTES. 3/2

Staff was directed to return at the next Council meeting with an agenda item regarding lifeline trash rates for eligible senior citizens.

F. NEW BUSINESS

REPORTS - CITY MANAGER - NONE

REPORTS - CITY ATTORNEY - NONE

REPORTS - CITY CLERK - NONE

REPORTS - CITY COUNCIL MEMBERS

Council Member Fuentes – Thanked everyone for their support over the last few weeks in the passing of her Mother.

Council Member Brann – Reminder that on August 17, 2010 Council voted to begin work on negotiations with Los Angeles County Fire in November 2010. He also spoke on the 2008 Police and Fire Association negotiations.

Council Member Jacobson - NONE

Mayor Pro Tem Fisher - NONE

Mayor Busch – Thanked companies for their contributions to Recreation and Parks programs.

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Mike Robbins, resident, spoke regarding negotiations with employee groups.

Loretta Frye, resident, spoke regarding senior lifeline rates for proposed trash fees.

Liz Garnholz, resident, spoke regarding the need to educate the public on items being considered by the City Council.

Marc Rener, resident, spoke regarding dissemination of information to the public. Also spoke regarding trash pick up and waste recycling.

MEMORIALS - NONE

CLOSED SESSION - NONE

ADJOURNMENT at 8:37 p.m.

Cathy Donarn, for Cathy Domann

Deputy City Clerk