

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, DECEMBER 21, 2010 – 5:00 P.M.

5:00 P.M. SESSION CANCELLED – NO ITEMS OF BUSINESS

(REGULAR MEETING TO BE ADJOURNED TO 7:00 P.M.)

5:00 P.M. SESSION

CALL TO ORDER

ROLL CALL

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:

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) -0- matter

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code §54956.9(b): -0-
Initiation of litigation pursuant to Government Code §54956.9(c): -0- matter.

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

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

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

REGULAR MEETING OF THE EL SEGUNDO CITY COUNCIL
TUESDAY, DECEMBER 21, 2010 - 7:00 P.M.

7:00 P.M. SESSION

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

INVOCATION – City Clerk, Cindy Mortesen

PLEDGE OF ALLEGIANCE – Council Member Don Brann

PRESENTATIONS

- a. Council Member Fisher presented a Commendation thanking sponsors, supporters and volunteers for their community service and participation in the Annual Community Christmas Dinner.

ROLL CALL

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

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Herr McNuver; Resident; Spoke regarding the City budget and parking tickets.

A. PROCEDURAL MOTIONS

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

MOTION by Mayor Pro Tem Fisher, 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

B. SPECIAL ORDERS OF BUSINESS (PUBLIC HEARING)

1. Consideration and possible action regarding (Public Hearing) the proposed exchange of FY 2011/12 Community Development Block Grant (CDBG) funds totaling approximately \$97,765 with another CDBG participating city within the Los Angeles Urban County. (Fiscal Impact: \$97,765).

Mayor Busch stated that this was the time and place to conduct a public hearing regarding the proposed exchange of FY 2011/12 Community Development Block Grant (CDBG) funds totaling approximately \$97,765 with another CDBG participating city within the Los Angeles Urban County.

City Clerk Mortesen stated that proper notice had been given in a timely manner and that no communications had been received in the City Clerk's Office.

Tina Gall, CDBG Consultant, gave a report.

MOTION by Council Member Jacobson, SECONDED by Mayor Pro Tem Fisher to close the public hearing. MOTION PASSED BY UNANIMOUS VOICE VOTE: 5/0

MOTION by Council Member Fuentes, SECONDED by Council Member Jacobson to authorize staff to proceed with identifying an interested participating city to begin negotiations for the exchange of FY 2011/12 CDBG funds, establish an exchange rate; return to the City Council with a resolution authorizing the exchange of CDBG funds with another City; and authorize the City Manager to execute the contracts, as to form approved by the City Attorney, with the Los Angeles County Community Development Commission, and with all sub-recipients receiving CDBG funds. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

C. UNFINISHED BUSINESS

D. REPORTS OF COMMITTEES, COMMISSIONS AND BOARDS

2. Consideration and possible action to open the recruitment process for the positions on the Committees, Commissions and Boards ("CCBs") that will expire in the year 2011. (Fiscal Impact: None)

Council consensus to direct staff to open the recruitment process for the positions on the CCBs, as listed.

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.

3. Approved Warrant Numbers 2580178 to 2580365 on Register No. 5 in the total amount of \$795,032.91 and Wire Transfers from 11/25/10 through 12/09/10 in the total amount of \$1,264,028.20. 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 December 7, 2010.
5. PULLED FOR DISCUSSION BY COUNCIL MEMBER JACOBSON
6. Received and filed report without objecting to a new Alcoholic Beverage Control (ABC) license for on-site sale and consumption of alcohol (Type 41 Alcoholic Beverage Control License) at Sammy's Woodfired Pizza located at 780 South Sepulveda Boulevard # B. (Fiscal Impact: N/A)
7. PULLED FROM THE AGENDA BY THE CITY ATTORNEY
8. PULLED FOR DISCUSSION BY COUNCIL MEMBER FUENTES
9. PULLED FOR DISCUSSION BY COUNCIL MEMBER FUENTES
10. Waived second reading and adopted Ordinance No. 1457 amending Title 6 of the El Segundo Municipal Code in its entirety regarding Animal Control. (Fiscal Impact: None)

MOTION by Mayor Pro Tem Fisher, SECONDED by Council Member Brann to approve Consent Agenda Items 3, 4, 6, and 10. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

CALL ITEMS FROM CONSENT AGENDA

5. Consideration and possible action to receive and file report without objecting to a new Alcoholic Beverage Control (ABC) license for on-site sale and off-site consumption of beer and wine at an existing Walgreens store, (Type 20 – Off-sale Beer and Wine) located at 331 North Sepulveda Boulevard. Applicant: Robert M. Silverman, Walgreens Co. (Fiscal Impact: N/A)

MOTION by Mayor Busch, SECONDED by Council Member Brann to not object to an alcoholic Beverage Control (ABC) license for on-site sale and off-site consumption of beer and wine at an existing Walgreens store, (Type 20 – Off-sale Beer and Wine) located at 331 North Sepulveda Boulevard. MOTION PASSED BY THE FOLLOWING VOICE VOTE: AYES: BUSCH, FISHER, BRANN, FUENTES; NOES: JACOBSON. 4/1

8. Consideration and possible action to approve Professional Services Agreement No. 4110 with PBS&J, to provide environmental review services pursuant to the California Environmental Quality Act (CEQA) for the 540 East Imperial Avenue-Imperial School Site Project. (Fiscal Impact: up to \$142,859 Developer Reimbursed Trust Fund); approved a budget appropriation of up to \$142,859 to provide environmental review services; authorized the City Manager to execute a Professional Service Agreement for environmental review services approved as to form by the City Attorney in an amount not to exceed \$142,859.

MOTION by Council Member Fuentes, SECONDED by Council Member Brann to approve Professional Services Agreement No. 4110 with PBS&J, to provide environmental review services pursuant to the California Environmental Quality Act (CEQA) for the 540 East Imperial Avenue-Imperial School Site Project. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

9. Consideration and possible action to approve an amendment to an existing Professional Services Agreement with Willdan to increase the amount of the agreement by \$50,000 for developer reimbursed planning services for the 540 East Imperial Avenue School Site Project for the El Segundo Unified School District. (Fiscal Impact: \$50,000) Authorized the City Manager to execute the amendment approved as to form by the City Attorney.

MOTION by Council Member Fuentes, SECONDED by Council Member Brann to Approve an amendment to an existing Professional Services Agreement with Willdan to increase the amount of the agreement by \$50,000 for developer reimbursed planning services for the 540 East Imperial Avenue School Site Project for the El Segundo Unified School District. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

F. NEW BUSINESS

11. Consideration and possible action regarding the annual Resolutions updating the employer's contribution under the Public Employees' Medical and Hospital Care Act for the El Segundo Fire Fighters' Association, the El Segundo Police Officers' Association, the El Segundo City Employees' Association, the El Segundo Police Support Services Association, and the El Segundo Supervisory and Professional Employees' Association. (Fiscal Impact: Active Employees: \$31,600; Retirees \$32,600.)

Bob Hyland, Human Resources Director, gave a report.

Adoption of resolutions scheduled for January 18 2011.

G. REPORTS – CITY MANAGER

12. Consideration and possible action regarding approval of a Senior Management Analyst position in the Human Resources Department. Budgeted savings realized from a realignment of Department Head responsibilities to fund the new position. (Fiscal Impact: Annual salary and benefit cost for Senior Management Analyst \$125,000. Estimated cost for FY 2010-2011 (calculated @ 7 months) is \$87,500. Savings from Department realignment (calculated @ 9 months) is \$385,243. The net savings for FY 2010-2011 is \$ 297,743.

MOTION by Mayor Pro Tem Fisher, SECONDED by Council Member Jacobson to approve a Senior Management Analyst position in the Human Resources Department and approve the proposed Examination Plan. MOTION PASSED BY UNANIMOUS VOICE VOTE. 5/0

Also thanked retiring Directors Bill Crowe and Bob Hyland for their service to the City.

H. REPORTS – CITY ATTORNEY - NONE

I. REPORTS – CITY CLERK –

Clerk Mortesen reported that she attended the League of California Cities New Law and Elections Seminar in Monterey California.

Reminder that the January 4, 2011 Council Meeting is cancelled.

J. REPORTS – CITY TREASURER - NONE

K. REPORTS – CITY COUNCIL MEMBERS

Council Member Fuentes – Spoke on the retirements and the successful Holiday Parade.

Council Member Brann – Spoke on the retirements and the cooperation of the employees and staff during these budgetary times.

Council Member Jacobson – Spoke on the retirements throughout the City and thanked employees for their years of service.

Mayor Pro Tem Fisher – Thanked all the retirees and the employees for all their hard work.

Mayor Busch – Spoke on the parade and the opening of Candy Cane Lane. He also reported on the RSI Program, and updates to the program. Thanked the retirees and the employees.

13. Consideration and possible action regarding the annual request of Mr. S. Claus for variances from the Municipal Code.

Approve the request by Mr. S. Claus for a waiver of the permits required for doing business within the City of El Segundo as follows:

1. Approval of a Conditional Use Permit and waiver of regulations in ESMC Section 15-23-4;
2. The use of air rights and waiver of the Santa Monica Radial 160 R procedure (FAA should be contacted);
3. Grant a free business license for a non-profit organization (ESMC 4-1-7);
4. Waiver of ESMC 8-4-11B (Driveway Permits Required) and ESMC 8-5-11 (Parking on Grades);
5. Waiver of the Noise Ordinance to permit the sound of bells (ESMC 7-2-3);
6. Waiver of the Trespass Ordinance (ESMC 7-6-3) including 6-5-11 dealing with trespassing animals; and
7. Waiver of the ordinance on Animal Regulations (ESMC 6-2-1).

MOTION by Council Member Jacobson, SECNDED by Mayor Busch to approve the request. MOTION CARRIED BY UNANIMOUS VOICE VOTE. 5/0

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MEMORIALS – NONE

CLOSED SESSION – NONE

ADJOURNMENT at 8:00 pm.


Cindy Mortesen, City Clerk