

**MINUTES OF THE  
LOMITA CITY COUNCIL  
REGULAR MEETING  
TUESDAY, JUNE 21, 2022**

PURSUANT TO EXECUTIVE ORDER N-08-21 ISSUED BY GOVERNOR NEWSOM AND AB361, THE PUBLIC AND COUNCIL PARTICIPATED IN THIS MEETING IN PERSON AND VIA ZOOM.

**1. OPENING CEREMONIES**

a. Call Meeting to Order

The regular meeting of the Lomita City Council was called to order by Mayor Segawa at 6:03 p.m. on Tuesday, June 21, 2022.

b. Flag Salute

Council Member Uphoff led the salute to the flag.

c. Invocation

Mayor Segawa gave the invocation.

d. Roll Call

**PRESENT:** Council Members Uphoff and Waronek, Mayor Pro Tem Waite, and Mayor Segawa were present in Council Chambers; Council Member Gazeley participated via Zoom

**ABSENT:** None

**STAFF PRESENT:** City Manager Smoot and City Attorney Rusin Assistant were present in Council Chambers; Assistant City Manager Sugano, Administrative Services Director Kamada, Public Works Director Dillon, Management Analyst Hernandez, and City Clerk Gregory participated via Zoom

**2. APPROVAL OF AGENDA**

Council Member Uphoff made a motion, seconded by Council Member Waronek to approve the agenda.

**MOTION CARRIED** by the following vote:

AYES: Council Members: Gazeley, Uphoff, Waronek, Mayor Pro Tem Waite, and Mayor Segawa

NOES: None

ABSENT: None

### **3. PRESENTATIONS**

Mayor Segawa presented a certificate of recognition to retiring L.A. County Sheriff's Deputy Daryl Williams of Lomita Station.

Mayor Segawa presented certificates of recognition to the coaches and players of the Narbonne High School baseball team for being named Los Angeles City Section Division I finalists.

Captain James Powers of Lomita Station expressed his appreciation to Deputy Williams upon his retirement.

### **4. ORAL COMMUNICATIONS**

Mayor Segawa announced the time for public comments on Consent Agenda items or subjects other than those scheduled.

Rafael Mendoza, a longtime City employee, spoke in support of City staff who have continued to work throughout the pandemic.

Rachel Bucklew, a City employee, urged the Council to accept the Lomita City Employees Association and Non-Represented Employees' offer for a 4% cost of living adjustment (COLA), noting that the current local inflation rate is 8%.

Frances Marshall, a Lomita resident, expressed concerns relative to several issues, including Critical Race Theory and open borders.

Scott Marshall, a Lomita resident, expressed concerns relative to several issues, including inflation and climate change. He spoke in support of ending the national state of emergency due to Covid-19.

George Kivett, a Lomita resident, spoke in appreciation of City staff and stated that 4% COLA seems like a fair compromise.

Michael Mackavoy, Lomita Community Library Manager, announced upcoming programs and events.

### **5. ORAL COMMUNICATIONS AND MEETING ATTENDANCE REPORTS FROM THE CITY COUNCIL**

Council Member Gazeley had nothing to report.

Council Member Waronek reported on the following:

- June 15 – Contract Cities Executive Board Meeting
- June 16 – Lomita Chamber of Commerce Board Meeting
- Announced Founder's Day on June 24<sup>th</sup> and 25<sup>th</sup>
- Announced BizFed Institute Bizzi Awards scheduled for June 24<sup>th</sup>
- Announced Lemonade Day scheduled for July 9

- Announced Sunday Farmers Market

Mayor Pro Tem Waite reported on the following:

- June 8 – Los Angeles Economic Development Corporation Workshop
- June 21 – Phillips 66 Refinery Community Action Plan Meeting

Council Member Uphoff reported on the following:

- June 8 – Cal Cities Mayor and Council Members Roundtable
- June 9 – Cal Cities Community Services Policy Committee Meeting
- June 14 – Cannabis Roundtable
- June 14 – Session with District Attorney George Gascon's Office
- June 16 – Solid Waste and Recycling Roundtable

Mayor Segawa had nothing to report.

## 6. CITY MANAGER'S REPORT (information only)

City Manager Smoot stated that fines for illegal fireworks were increased last year to \$1000 per violation, and there will be additional enforcement in Lomita around the 4<sup>th</sup> of July.

## 7. CONSENT AGENDA

**RECOMMENDED ACTION:** That Consent Agenda Items 7 a-m be approved.

Council Member Waronek made a motion, seconded by Council Member Gazeley to approve the recommended action.

**MOTION CARRIED** by the following vote:

AYES: Council Members: Gazeley, Uphoff, Waronek, Mayor Pro Tem Waite, and Mayor Segawa  
NOES: None  
ABSENT: None

**Approved the following Consent Agenda items:**

- a. Motion to Waive Full Reading of Ordinances and that They be Read in Title Only

**RECOMMENDED ACTION:** Approve motion.

- b. Minutes of the Regular City Council Meeting of May 17, 2022, and the Special City Council Meeting of May 19, 2022

**RECOMMENDED ACTION:** Approve minutes.

- c. Warrants/Payroll Register

**RECOMMENDED ACTION:** Approve and file Warrants/Payroll Register.

- d. Monthly Report for the Administrative Services Department

**RECOMMENDED ACTION:** Receive and file the report.

- e. Monthly Report for the City Manager's Department

**RECOMMENDED ACTION:** Receive and file the report.

- f. Monthly Report for the Community and Economic Development Department

**RECOMMENDED ACTION:** Receive and file the report.

- g. Monthly Report for the Recreation and Facilities Division

**RECOMMENDED ACTION:** Receive and file the report.

- h. Monthly Report for the Public Works Department

**RECOMMENDED ACTION:** Receive and file the report.

- i. April 2022 Treasury & Investment Report

**RECOMMENDED ACTION:** Receive and file the report.

- j. Second Reading and Adoption of Ordinance No. 836 Allowing for the Sale, Possession, and Consumption of Alcohol on City-Owned Properties with Prior City Council Approval

**RECOMMENDED ACTION:** Adopt Ordinance.

**ORDINANCE NO. 836 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, AMENDING CHAPTER 3 OF TITLE IV OF THE LOMITA MUNICIPAL CODE TO ALLOW FOR THE SALE, POSSESSION, OR CONSUMPTION OF ALCOHOL ON CITY-OWNED PROPERTIES WITH PRIOR CITY COUNCIL APPROVAL AND FINDING THE SAME EXEMPT FROM CEQA**

- k. Direct Review of the City's Conflict of Interest Code

**RECOMMENDED ACTION:** Direct the City Manager to have staff review the City's Conflict of Interest Code per Gov. Code 87306.5. and, if a change is necessary, file the Biennial Notice by October 3, 2022, and submit an amended Conflict of Interest Code to the Council for review before December 30, 2022.

- l. Amendment to Financial Management Policy - Cash Handling

**RECOMMENDED ACTION:** Per the recommendation of the City's Auditors, adopt the attached resolution for Financial Management Policies - Revised Cash Handling Policy.

**RESOLUTION NO. 2022-17 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, ADOPTING A CASH HANDLING POLICY FOR FISCAL YEAR COMMENCING JULY 1, 2022**

- m. Resolution Adopting a Project List for FY 2022-2023 Funded by SB 1, the Road Repair and Accountability Act of 2017  
**RECOMMENDED ACTION:** 1) Adopt Resolution; and 2) Authorize the City Manager or his designee to complete, sign, and submit all required documentation for receipt of Road Maintenance and Rehabilitation Account (RMRA) funds to the appropriate State and other agencies.

**RESOLUTION NO. 2022-18 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 2022-2023 FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017**

**SCHEDULED ITEMS**

- 8. DISCUSSION AND CONSIDERATION TO ADOPT A RESOLUTION RESUMING LATE FEES AND WATER SHUT OFFS FOR DELINQUENT ACCOUNTS BEGINNING AUGUST 1, 2022**

**RECOMMENDED ACTION:** Adopt Resolution No. 2022-19.

Management Analyst Hernandez presented the staff report as per the agenda material.

There was a brief discussion from Council regarding the number of late accounts and the practices and policies the City has in place to assist elderly and low-income accounts holders. There being no other comments or questions from the public, Mayor Segawa brought the item back to Council for a motion.

Council Member Waronek made a motion, seconded by Council Member Uphoff to approve the recommended action.

**MOTION CARRIED** by the following vote:

**AYES:** Council Members: Gazeley, Uphoff, Waronek, Mayor Pro Tem Waite, and Mayor Segawa

**NOES:** None

**ABSENT:** None

**Adopted the following titled resolution:**

**RESOLUTION NO. 2022-19 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, AMENDING CERTAIN ACTIONS OF THE DIRECTOR OF EMERGENCY SERVICES RELATED TO THE CITY'S EMERGENCY MEASURES RELATED TO WATER SERVICE**

**9. DISCUSSION AND CONSIDERATION OF A RESOLUTION DECLARING A DROUGHT RESPONSE LEVEL 2 SHORTAGE ALERT**

**RECOMMENDED ACTION:** Adopt resolution 2022-20 declaring a Drought Response Level 2 Shortage Alert and finding the action exempt from the California Environmental Quality Act.

Director Dillon presented the staff report as per the agenda material.

In response to a question from Council Member Gazeley, City Manager Smoot stated that Code Enforcement will speak with residents who are reported for overwatering their lawns.

Frances Marshall, a Lomita resident, stated opposition to what she called draconian measures in response to the water shortage.

Council Member Waronek asked City Manager Smoot to reach out to Cal Water to make sure the City's water shortage recommendations are consistent with theirs.

Scott Marshall, a Lomita resident, stated that more reservoirs are needed, and water desalination plants should be considered, to make the lives of Californians more comfortable.

There being no other comments or questions from the public, Mayor Segawa brought the item back to Council for a motion.

Mayor Pro Tem Waite made a motion, seconded by Council Member Waronek to approve the recommended action.

**MOTION CARRIED** by the following vote:

AYES: Council Members: Gazeley, Uphoff, Waronek, Mayor Pro Tem Waite, and Mayor Segawa

NOES: None

ABSENT: None

**Adopted the following titled resolution:**

**RESOLUTION NO. 2022-20 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, ADOPTING A WATER SHORTAGE CONTINGENCY STAGE 2 AND FINDING THE SAME EXEMPT FROM CEQA**

**10. DISCUSSION AND CONSIDERATION OF THE 2022 CIP MASTER PLAN**

**RECOMMENDED ACTION:** 1) Approve the 2022 CIP Master Plan; and 2) Direct staff to incorporate projects in future budget years, as funds are available.

Director Dillon presented the staff report as per the agenda material.

Mayor Segawa asked if the Council had any questions or comments. There were brief comments from Council thanking staff for the plan to fund the long-standing projects. There being no further comments from Council or comments or questions from the public, Mayor Segawa brought the item back to Council for a motion.

Council Member Uphoff made a motion, seconded by Council Member Waronek to approve the recommended action.

**MOTION CARRIED** by the following vote:

AYES: Council Members: Gazeley, Uphoff, Waronek, Mayor Pro Tem Waite, and Mayor Segawa  
NOES: None  
ABSENT: None

### **PUBLIC HEARINGS**

#### **11. DISCUSSION AND CONSIDERATION TO ADOPT THE FISCAL YEAR 2022-2024 BIENNIAL BUDGET AND CONSIDERATION OF SALARY SCHEDULES AND JOB CLASSIFICATIONS FOR NON-REPRESENTED AND PART-TIME POSITIONS**

**RECOMMENDED ACTION:** Conduct public hearing and after discussion, consider adopting the seven attached resolutions for the complete implementation of the Fiscal Year 2022-2024 Biennial Budget. These resolutions/actions include:

- 1) City of Lomita's Biennial Budget for Fiscal Year 2022-2024
- 2) Annual Investment Policy Statement
- 3) Annual Appropriation Limit Resolution
- 4) Annual Employee Compensation Plan for LCEA
- 5) Annual Full-Time Non-Represented Employee Compensation Plan
- 6) Annual Part-Time and Temporary Employee Compensation Plan
- 7) Approving a Compensation and Benefits Plan for the Non-Represented Employees (Years 2022- 2025)
- 8) Approving job classifications for non-represented and part-time positions

In addition, it is recommended that the job classifications for non-represented and part-time employees be approved.

Director Kamada presented the staff report as per the agenda material.

There being no comments or questions from the Council, Mayor Segawa opened the public hearing at 7:32 p.m.

Myrna Shahaday, Lomita resident, had questions regarding the City's use of Covid-19-related relief funds. She also asked the status of the space next to the Lomita Railroad Museum.

City Manager Smoot gave clarification of the funds the City has received related to ARPA funds and how they are projected to be used and gave updates on future plans of the area near the Railroad Museum.

George Kivett, a Lomita resident, expressed his confidence in the Council's handling of the budget.

Michelle Race asked where the COLA is categorized in the budget.

City Manager Smoot stated that while negotiations continue, eventually the Council will consider a Memorandum of Understanding (MOU) relative to COLA. When approved, resolutions will be created which show the salary adjustments due to COLA, and this data will be incorporated into the budget.

As there were no further requests from the public to speak on this item, Mayor Segawa closed the public hearing at 7:42 p.m. and brought the item back to Council for a motion.

Council Member Uphoff made a motion, seconded by Council Member Waronek to approve the recommended action. City Attorney Rusin noted a few non-substantive typographical errors to be corrected in the final resolutions.

**MOTION CARRIED** by the following vote:

AYES: Council Members: Gazeley, Uphoff, Waronek, Mayor Pro Tem Waite, and Mayor Segawa  
NOES: None  
ABSENT: None

**Adopted the following titled resolutions:**

**RESOLUTION NO. 2022-21 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, ADOPTING THE CITY BUDGET FOR THE FISCAL YEAR COMMENCING JULY 1, 2022, AND ENDING JUNE 30, 2024**

**RESOLUTION NO. 2022-22 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, ADOPTING A FINANCIAL INVESTMENT POLICY FOR FISCAL YEARS COMMENCING JULY 1, 2022, AND ENDING JUNE 30, 2024**

**RESOLUTION NO. 2022-23 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, CONFIRMING THE FACTORS USED FOR CALCULATING THE ANNUAL APPROPRIATION LIMIT FOR FISCAL YEAR COMMENCING JULY 1, 2022, AND ENDING JUNE 30, 2023**

**RESOLUTION NO. 2022-24 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, AMENDING RESOLUTION NO. 81-56, AND ESTABLISHING A COMPENSATION PLAN FOR EMPLOYEES FOR LCEA FOR THE FISCAL YEAR COMMENCING JULY 1, 2022, AND ENDING JUNE 30, 2023**

**RESOLUTION NO. 2022-25 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, ESTABLISHING A COMPENSATION PLAN FOR NON-REPRESENTED EMPLOYEES FOR THE FISCAL YEAR COMMENCING JULY 1, 2022, AND ENDING JUNE 30, 2023**

**RESOLUTION NO. 2022-26 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, AMENDING THE PART-TIME AND TEMPORARY EMPLOYMENT POLICY AND COMPENSATION PLAN, ADOPTED IN RESOLUTION NO. 2015-34, AND ESTABLISHING AUTHORIZED POSITIONS AND A SALARY SCHEDULE FOR PART-TIME AND TEMPORARY EMPLOYEES FOR FISCAL YEAR COMMENCING JULY 1, 2022, AND ENDING JUNE 30, 2023**

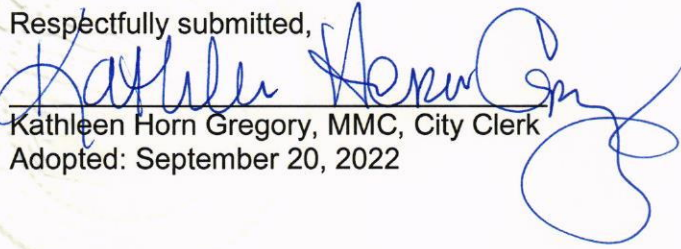


**RESOLUTION NO. 2022-27 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, APPROVING A COMPENSATION PLAN FOR NONREPRESENTED EMPLOYEES FOR FISCAL YEARS 2022-23 THROUGH 2024-25 AND RESCINDING RESOLUTION NO. 2021-04**

**12. ADJOURNMENT**

There being no further business to discuss, Mayor Segawa adjourned the meeting at 7:45 p.m. in memory of Tony Goorchenko and the two fallen El Monte police officers, Michael Paredes and Joseph Santana.

Respectfully submitted,



Kathleen Horn Gregory, MMC, City Clerk  
Adopted: September 20, 2022