

**MINUTES OF THE  
LOMITA CITY COUNCIL  
REGULAR MEETING  
TUESDAY, NOVEMBER 15, 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 6:00 p.m. on Tuesday, November 15, 2022, in the Upstairs Assembly Room.

b. Flag Salute

Council Member Uphoff led the salute to the flag.

c. Invocation

Mayor Pro Tem Waite gave the invocation.

d. Roll Call

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

**ABSENT:** None

**STAFF PRESENT:** City Manager Smoot, City Attorney Rusin, Public Works Director Dillon, Community and Economic Development Director Rindge, Senior Management Analyst Hernandez, and Administrative Analyst Ibarra were present in the Upstairs Assembly Room; Assistant City Manager Sugano, Administrative Services Director Kamada, and City Clerk Gregory participated via Zoom

**2. APPROVAL OF AGENDA**

Council Member Waronek made a motion, seconded by Council Member Uphoff 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**

Heidi Butzine, Lomita Chamber President, recognized Pearl DiMassa, the Lomita Lemonade Day Youth Entrepreneur of the Year and first runner-up at National Lemonade Day.

Pearl thanked her family, customers, and sponsors for their support. Debbie Nazarian, representative from Lemonade Day National, congratulated Pearl and briefly spoke of the impact Lemonade Day has made on young entrepreneurs at a national level.

### **4. ORAL COMMUNICATIONS**

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

George Kivett, Lomita resident, reported that the fence at Lomita Park along the eastern side on Walnut is in need of repair as the lateral support poles are disconnected and present a hazard to the public.

Michael Mackavoy, Lomita Library Manager, announced upcoming events and programs and stated that he will be transferring to the Marina del Rey Library on December 1. He thanked staff and the City Council for their past support, and he introduced the new Lomita Library Manager, Winona Phillabaum.

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

Mayor Segawa announced Lomita was named a runner-up for Most Business-Friendly City at the Los Angeles County Economic Development Corporation's Annual Eddy Awards on November 9.

Council Member Gazeley reported on the following:

- November 6 – L.A. County West Vector Control District Board Meeting
- November 11 – Lomita Veterans Day Ceremony

Council Member Waronek reported on the following:

- November 3 – California Contract Cities Association's Retirement Ceremony for L.A. County Fire Chief Daryl Osby
- November 6 – Lomita-Harbor City Kiwanis Club's 73rd Annual Pancake Breakfast Fundraiser

Council Member Uphoff reported on the following:

- November 8 – L.A. County Homeless Initiative Draft 2023-2024 Funding Recommendation Meeting
- November 14 – Cal Cities Legislative Update Meeting
- November 15 – Southern California Association of Governments California Housing Budget 2022 Legislative Update
- Announced Lomita Fire Station Fundraiser on November 16, 11 a.m. to 4 p.m., \$10 per person for BBQ

Mayor Pro Tem Waite reported on the following:

- November 3 – South Bay Workforce Investment Board 27<sup>th</sup> Annual Awards
- Announced the Lomita State of the City Address on November 17
- Announced South Bay Cities Council of Governments Open House on November 17

Mayor Segawa reported on the following:

- Recent Lomita Magnet Event Celebrating Being Named a STEAM Magnet School
- November 12 – City of Rolling Hills Estates/Pepper Tree Foundation's Public Art Unveiling of an Armenian Genocide Memorial

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

City Manager Smoot recognized the City for being named a runner-up as Most Business-Friendly City at the Eddy Awards, and introduced Brianna Rindge, the new Community and Economic Development Director. He gave a brief update on the work being done in the Council Chambers, and stated that the next Council meeting will take place in the Chambers. He added that 2023 will bring some changes to The Brown Act relative to in-person attendance requirements for the Council during meetings, but that the public will still have the option to participate virtually.

## 7. CONSENT AGENDA

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

Mayor Pro Tem Waite made a motion, seconded by Council Member Waronek to approve the Consent Agenda items 7a-o. City Manager Smoot stated that staff requests to pull Item 7I for separate discussion.

**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. Warrants/Payroll Register

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

- c. Monthly Report for the Administrative Services Department

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

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

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

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

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

- f. Monthly Report for the Recreation and Facilities Division

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

- g. Monthly Report for the Public Works Department

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

- h. September 2022 Treasury & Investment Report

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

- i. Professional Services Agreement for SCADA Upgrade

**RECOMMENDED ACTION:** Approve a Professional Services Agreement with AES GLOBAL, INC. for the upgrade of the existing Water Division Supervisory Control and Data Acquisition (SCADA) system

- j. Consent to Assignment (Transfer) for an Agreement for Engineering Services from Civil Works Engineers to David Evans and Associates, Inc

**RECOMMENDED ACTION:** 1) Adopt the attached resolution consenting to the assignment (transfer) of a professional services agreement between the City of Lomita and Civil Works Engineers to David Evans and Associates, Inc; and 2) Authorize the City Manager to take the necessary actions to complete the transfer.

**RESOLUTION NO. 2022-36 -A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, CONSENTING TO THE ASSIGNMENT (TRANSFER) OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF LOMITA AND CIVIL WORKS ENGINEERS TO DAVID EVANS AND ASSOCIATES, INC.**

- k. Amended Conflict of Interest Code for the City of Lomita pursuant to the Political Reform Act of 1974

**RECOMMENDED ACTION:** Adopt resolution amending the City's conflict of interest code.

**RESOLUTION NO. 2022-37 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMITA, CALIFORNIA, ADOPTING AND APPROVING AN AMENDED CONFLICT OF INTEREST CODE PURSUANT TO THE FAIR POLITICAL REFORM ACT OF 1974**

- m. Payment to Stephen Doreck Equipment Rentals, Inc. for Emergency Water Repairs

**RECOMMENDED ACTION:** Authorize payment of \$34,795.51 to Stephen Doreck Equipment Rentals, Inc. for emergency water repair services.

- n. Disposal of Surplus Equipment

**RECOMMENDED ACTION:** Authorize the Administrative Services Director to exercise the sale of, or otherwise dispose of, surplus City property through General Auction Company.

- o. Authorizing Virtual City Council Meetings as Well as Virtual Meetings for All Other City Commissions and Committees Pursuant to AB 361

**RECOMMENDED ACTION:** Authorize remote teleconference/virtual meetings of all City of Lomita legislative bodies, including all City commissions and committees, in accordance with Assembly Bill 361 ("AB 361"), by finding that: (1) a statewide state of emergency is currently in place; (2) state and local officials have imposed or recommended measures to promote social distancing in connection with COVID-19.

**REMOVED FOR INDIVIDUAL CONSIDERATION**

- l. Third Amendment to the Professional Services Agreement with Dudek to Provide Consultant Services Related to the Housing Element Update to the City's General Plan

**RECOMMENDED ACTION:** Approve the Amendment and authorize the City Manager and City Clerk to execute the agreement.

City Manager Smoot stated that transition time was warranted to allow for the new Community and Economic Director to get on board with the Housing Element. City Attorney Rusin stated that staff recommends an additional provision be added to the amendment adding a further \$10,000 so that total compensation shall not exceed \$150,856.

As there were no requests from the public to speak on this item, Mayor Segawa brought the item back to the Council for discussion or a motion.

Council Member Uphoff made a motion, seconded by Council Member Waronek to approve the staff recommendation with an additional noted provision.

**MOTION CARRIED** by the following vote:

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

NOES: None

ABSENT: None



## 8. SCHEDULED ITEMS

### a. DISCUSSION AND CONSIDERATION OF CANCELLING JANUARY 3, 2023, CITY COUNCIL MEETING

**RECOMMENDED ACTION:** Cancel meeting due to City Hall holiday closure scheduled from December 23, 2022, through January 3, 2023.

City Manager Smoot opened the item for discussion. There being none, 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

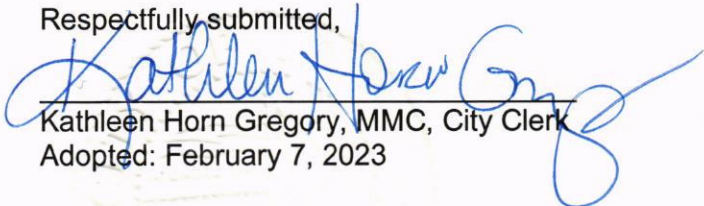
## 9. PUBLIC HEARINGS

None scheduled.

## 10. ADJOURNMENT

There being no further business to discuss, Mayor Segawa asked for a moment of silence and adjourned the meeting at 6:44 p.m. in memory of Lomita resident Cris Abraham.

Respectfully submitted,

  
Kathleen Horn Gregory, MMC, City Clerk  
Adopted: February 7, 2023