



Culver CITY

MIKE BALKMAN COUNCIL CHAMBERS
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ANDREW WEISSMAN, Mayor
JEFFREY COOPER, Vice Mayor
JIM B. CLARKE, Councilmember
MICHEAL O'LEARY, Councilmember
MEGHAN SAHLI-WELLS, Councilmember

John M. Nachbar, City Manager

CITY COUNCIL REGULAR MEETING Monday, April 08, 2013

PUBLIC COMMENT: At the times provided on the Agenda, the City Council will receive comments from the public on any item of interest to the public (not listed on the agenda) that is within the subject matter jurisdiction of the City Council. The City Council cannot legally take action on any item not appearing on the agenda. Such items may be referred for administrative action or scheduled on a future agenda. If you wish to address the City Council, the City Clerk requests you complete a Speaker's Card and present it to the City Clerk before the agenda item is called. You will be called to the podium when it is your turn to address the City Council. Providing your name and other information requested on the Speaker's Card is voluntary and is requested only to provide a reasonable means to notify persons when their opportunity to address the City Council has arrived. All persons may attend the meeting regardless of whether a person signs, registers, or completes a speaker's card. For specific items listed on the agenda, requests to address the City Council must be made prior to the calling for a vote on that particular item by the presiding officer. Each speaker may address the City Council for up to three minutes (up to four minutes if time is ceded). Persons who are present in the City Council Chambers may cede one minute of time to one other person who is present and wishes to address the City Council by presenting a Speaker's Card to the City Clerk. Public comments on items on the agenda are taken at the time that particular agenda item is considered by the City Council.

AUTHORITY OF PRESIDING OFFICER: Section 611 of the City Charter provides that during any public meeting, all persons shall have the right to address the City Council, and any City commission, board or committee, subject to reasonable rules of decorum and time limits established by ordinance or the presiding officer. Therefore the presiding officer may, from time to time, establish different time limits than those listed in this Agenda in order to effectively conduct City business.

AVAILABILITY OF AGENDA PACKETS AND CONSERVATION OF RESOURCES: Copies of the Agenda and a binder that includes a copy of all regular session staff reports and attachments are available on the table in the rear of the Council Chambers. Members of the public may inspect (at no cost) and/or obtain copies (upon payment of the City's current copying fee) of any regular session item by visiting the City Clerk's Office at City Hall. The City also posts this information on its website (www.culvercity.org) as a courtesy. In order to conserve resources, paper copies of joint items (including JOINT CONSENT CALENDAR, JOINT PUBLIC HEARINGS, and JOINT ACTION ITEMS) are provided only with the City Council agenda packet.

CELL PHONES AND OTHER DISTRACTIONS: Use of cell phones, pagers and other communication devices is prohibited while the meeting is in session. Please turn all devices off or place on silent alert and leave the City Council Chambers to use. During the meeting, please refrain from applause or other actions that may be disruptive to the speakers or the conduct of City business.

MEETING INFORMATION AND ACCOMMODATION: City Council meetings are regularly scheduled for the first, second and fourth Mondays of every month. City Council Agenda information is available at least 72 hours before each City Council meeting. City Council/Agency Board/Commission meetings can be viewed live in Culver City on Channel 35 by Time Warner subscribers and on Channel 37 by Verizon FIOS subscribers. To view meetings on line please visit <http://www.culvercity.org/webcast>. Additionally, you may access <http://www22.verizon.com/residential/fios/tv/channels.htm> and enter your zip code to see the channel listing. Any person needing reasonable accommodation related to disabilities, including assisted listening devices, is welcome to contact the City Clerk's Office at 310-253-5851 or see the City Clerk at the meeting.

NOTE: AT OR ABOUT 11:00 P.M., COUNCIL MEMBERS MAY DETERMINE WHETHER TO CONTINUE WITH DISCUSSION OF REMAINING ITEMS ON THE AGENDA OR TO CARRY SOME/ALL OF THE ITEMS OVER TO



Agendas are
Available on the web at
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**AGENDA
CITY COUNCIL
REGULAR MEETING**

Monday, April 08, 2013
5:00 PM (Closed Session)
7:00 PM (Regular Session)

CALL TO ORDER & ROLL CALL:

**Mayor Andrew Weissman
Vice Mayor Jeffrey Cooper
Councilmember Jim B. Clarke
Councilmember Micheál O'Leary
Councilmember Meghan Sahli-Wells**

City Manager John M. Nachbar

CLOSED SESSION - 5:00 PM

Public requests to discuss Closed Session Items must be filed with the Clerk before Closed Session convenes.

The City Council shall convene in closed session to consider the following matters:

- CS-1.** Public Employee Performance Evaluation
Title: Chief of Police
Pursuant to Government Code Section 54957
- CS-2.** Conference with Real Property Negotiators
Re: Various Underground Pipelines Throughout the City
City Negotiators: City Manager John Nachbar; Assistant City Manager Martin R. Cole
Other Parties Negotiators: Chevron, Conoco-Phillips, Exxon/Mobil. Plains Exploration and Production Company, Shell
Under Negotiation: Both Terms and Price
Pursuant to Government Code Section 54956.8
- CS-3.** Conference with Legal Counsel – Existing Litigation
Re: Marco Campobasso v. City of Culver City
Case No. BC497015
Pursuant to Government Code Section 54956.9(d)(1)

- CS-4.** Conference with Legal Counsel – Anticipated Litigation
Re: Significant Exposure to Litigation – (1 item)
Pursuant to Government Code Section 54956.9(d)(2)
- CS-5.** Conference with Legal Counsel – Existing Litigation
Alhambra and 46 Other Cities v. County of Los Angeles, Case No. BS 116375
Pursuant to Government Code Section 54956.9(c)

REGULAR SESSION - 7:00 PM

INVOCATION By John M. Nachbar, City Manager

PLEDGE OF ALLEGIANCE

REPORT ON ACTION TAKEN IN CLOSED SESSION

**COMMUNITY ANNOUNCEMENTS BY CITY COUNCIL
MEMBERS/INFORMATION ITEMS FROM STAFF**

JOINT PUBLIC COMMENT - Items NOT on the Agenda

Note: All requests to address the City Council (and all other bodies in session) on items of interest to the public that are within the subject matter jurisdiction of the City Council (and all other bodies in session) and NOT on the agenda must file a speaker's card with the City Clerk prior to the calling of this item by the presiding officer. This public comment period shall have an aggregate duration of up to 20 minutes for all bodies in session. Each speaker may address the City Council (and all other bodies in session) for up to three minutes. Speakers who have filed a speaker's card requesting to speak but are unable to be accommodated at this time may be accommodated at a second public comment period at the end of the meeting as announced by the presiding officer.

RECEIPT AND FILING OF CORRESPONDENCE

Note: The City Council shall consider a motion to receive and file all written correspondence related to agenda items appearing on this evening's agenda and for all other written documents (including e-mails) on subjects not appearing on the agenda that were received by the City Clerk's Office no later than 4:00 PM on the day of the meeting.

JOINT CONSENT CALENDAR

Note: Joint Consent and Consent Calendar items are considered to be routine in nature and may be approved by one motion. All requests to address the City Council under these items must be filed with the City Clerk before the Consent Calendar and Joint Consent Calendar are called by the presiding officer.

- JC-1.** [JOINT CITY COUNCIL/CULVER CITY HOUSING AUTHORITY/SUCCESSOR AGENCY TO THE CULVER CITY REDEVELOPMENT AGENCY AGENDA ITEM: Cash Disbursements for March 16, 2013 – March 29, 2013.](#)
Approve Disbursements.

CONSENT CALENDAR

Note: Joint Consent and Consent Calendar items are considered to be routine in nature and may be approved by one motion. All requests to address the City Council under these items must be filed with the City Clerk before the Consent Calendar and Joint Consent Calendar are called by the presiding officer.

- C-1. [Approval of Minutes for the Regular Meeting of March 26, 2013.](#)
Approve Minutes.
- C-2. [Authorization to Solicit Proposals for a Safe Routes to School Coordinator for the City's Federal Non-Infrastructure Safe Routes to School Grant Program.](#)
Authorize release of a Request for Proposals for a Safe Routes to School Coordinator to be hired as part of the City's Federal Non-Infrastructure Safe Routes to School grant program.
- C-3. [1\) Acceptance of Work Performed by Griffith Company 2\) Authorization to File the Notice of Completion; and \(3\) Authorization to Release the Retention Payment after Expiration of the 35-day Lien Period for the Construction of the Jefferson Boulevard Pedestrian and Bicycle Access Improvements Project at Hetzler Road, P-956.](#)
Accept the work performed by the contractor, Griffith Company, for construction of the Jefferson Boulevard Pedestrian and Bicycle Access Improvements Project at Hetzler Road, P-956; Authorize the Public Works Director/City Engineer to execute the Notice of Completion and submit it to the Los Angeles County Registrar-Recorder's Office for recordation; and Authorize the release of \$28,840 in retention funds to Griffith Company following the expiration of the 35-day lien period.
- C-4. [Adoption of a Resolution Approving an Encroachment Agreement with AboveNet, Inc. for Use of the Public Right of Way along Washington Boulevard and National Boulevard](#)
Adopt a resolution approving the Encroachment Agreement with AboveNet; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute the documents on behalf of the City.
- C-5. [Adoption of a Resolution Initiating Proceedings for the Levy and Collection of Annual Assessments for the Sewer User's Service Charge and Ordering the Preparation of the Engineer's Report Thereon for Fiscal Year 2013/2014.](#)
Adopt a Resolution initiating proceedings for the levy and collection of annual assessments for the Sewer User's Service Charge and ordering the preparation of the Engineer's Report thereon for Fiscal Year 2013/2014.
- C-6. [Adoption of a Resolution Authorizing Direct Billing for the Collection of the Sewer User's Service Charges for the Purpose of Properly Assessing Each Parcel of Real Property in the City its Proportionate Share of Said Costs Pursuant to Culver City Municipal Code Section 5.02.035.E.](#)
Adopt a resolution authorizing direct billing for the collection of the Sewer User's Service Charges for the purpose of properly assessing each parcel of real property in the City its proportionate share of said costs pursuant to Culver City Municipal Code Section 5.02.035.E.
- C-7. [\(1\) Approval of Side Letters of Agreement with the Culver City Employees Association, the Culver City Management Group, the Culver City Police Management Group, the Culver City Police Officers' Association, the Culver City Fire Management Group, and the Culver City Firefighters' Association; \(2\) Adoption of Resolutions Approving Related Amendments to the Respective Memorandums of Understanding Consistent with the Side Letters of Agreement; and \(3\) Adoption of Resolutions Approving Respective Classification and Salary Plans for Safety Employees and Miscellaneous Employees.](#)
Approve the Side Letters of Agreement with the Culver City Employees Association, the

Culver City Management Group, the Culver City Police Management Group, the Culver City Police Officers' Association, the Culver City Fire Management Group and the Culver City Firefighters' Association; Adopt resolutions approving related amendments to the respective MOUs of the Culver City Employees Association, the Culver City Management Group, the Culver City Police Management Group, the Culver City Police Officers' Association, the Culver City Fire Management Group and the Culver City Firefighters' Association, consistent with the Side Letters of Agreement; and Adopt resolutions approving respective Classification and Salary Plans for Safety Employees (Culver City Police Officers' Association, Culver City Police Management Group, Culver City Fire Management Group and the Culver City Firefighters' Association) and Miscellaneous Employees (Culver City Employees Association and the Culver City Management Group).

ORDER OF THE AGENDA

Note: The City Council may consider reordering the sequence in which items appearing on this evening's agenda will be considered by the City Council.

PUBLIC HEARINGS

- PH-1. [\(1\) Discussion of Linwood E. Howe Safe Routes to School Project, and \(2\) \(If Desired\) Direction to the City Manager Related Thereto.](#)
Discuss the Linwood E. Howe Safe Routes to School physical improvements project and direct the City Manager as deemed appropriate.

ACTION ITEMS

- A-1. [Appointment of Members to the Finance Advisory Committee.](#)
Appoint _____ to fill (Resident) Office #1 for a term, expiring June 30, 2016; Appoint _____ to fill (Resident) Office #2 for a term expiring June 30, 2016; Appoint _____ to fill (Resident) Office #3 for a term expiring June 30, 2014; Appoint _____ to fill (Business Community) Office #4 for a term, expiring June 30, 2016; Appoint _____ to fill (Business Community) Office #5 for a term expiring June 30, 2016; Appoint _____ to fill (Business Community) Office #6 for a term expiring June 30, 2014; Appoint Desmond Burns to fill (Staff Level Bargaining Group) Office #7 for a term expiring June 30, 2014; Appoint Allan Azran to fill (Management Level Bargaining Group) Office #8 for a term expiring June 30, 2014; and Appoint Sean Kearney to fill (CCUSD) Office #9 for a term expiring June 30, 2014.
- A-2. [Consideration of a Recommendation from the Parks, Recreation and Community Services \(PRCS\) Commission to Establish a PRCS Commission Fundraising Subcommittee.](#)
(PRCS Commission Recommendation) Authorize the PRCS to Establish a Standing Fundraising Subcommittee; and/or Provide staff with other direction as deemed appropriate.
- A-3. [Discussion of Policy Considerations Related to Locating Bicycle Sharing Stations, Including the Example of Such a Station on Washington Boulevard, and Direction to the City Manager Related Thereto.](#)
Discuss policy considerations related to locating bicycle sharing stations, including the example of Washington Boulevard between National and Ince Boulevards; and Direct the

City Manager as deemed appropriate.

- A-4. [\(1\) Approval of a Memorandum of Understanding with Boulevard Music to Produce a Minimum of Four Concerts During the 2013 Summer Months for the Culver City Boulevard Music Festival, and \(2\) Discussion of Options for Additional Concerts.](#)

Determine that the criteria for City sponsorship have been met and designate the 2013 Culver City Boulevard Music Festival as a City sponsored event; Approve an MOU with Gary Mandell for the production of the Festival and Authorize the City Attorney to review/prepare the necessary documents and Authorize the City Manager to execute such documents on behalf of the City AND/OR Authorize the addition of _____ number of concerts to be added at a cost of \$4,822/concert for a total of _____ OR Take no action (in which case the City would not be a sponsor of the Culver City Boulevard Music Festival).

- A-5. [Consideration of Advocacy Positions to Convey the City Council's Position on Guns, Including: S. 150 \(Proposal by Senator Feinstein to Ban Assault Rifles\); Mayors Against Illegal Guns; Americans for Responsible Solutions; and President Obama's Gun Violence Reduction Executive Orders- Now is the Time.](#)

Consider taking advocacy (either support or opposition) positions on guns, including: S. 150 (Proposal by Senator Feinstein to Ban Assault Rifles); Mayors Against Illegal Guns; Americans for Responsible Solutions; and President Obama's Gun Violence Reduction Executive Orders- Now is the Time and direct the City Manager as deemed appropriate.

- A-6. [\(1\) Consideration of the Amount of In-Kind Assistance for and Possible City Sponsorship of the Event; \(2\) \(If Desired\) Approval of Street Closures Related to the Train 4 Autism Culver City 5K/10K Run Walk Event; \(3\) \(If Desired\) Approval of a Related License Agreement; and \(4\) Provide General Direction Related to the Number of Annual Large Scale Events Requiring Street Closures.](#)

Determine what level of in-kind financial assistance to provide to Train 4 Autism related to the 2013 Train 4 Autism Culver City 5K/10K Running Race Event in an amount of \$2,679 or \$_____ (some other amount determined by the City Council); Approve the street closures Culver Boulevard and Washington Blvd from Venice Boulevard to Center Street and street closures for all north/south running streets at Culver and Washington Boulevards; (In the case such in-kind financial assistance is determined to be at least \$1,000), consider designating the 2013 Train 4 Autism Culver City 5K/10K Running Race Event as a City Sponsored event; Approve a License Agreement between the City and Train 4 Autism for the use of Media Park and City public rights-of-way; Authorize the City Attorney to review/prepare the necessary documents; Authorize the City Manager to execute such documents on behalf of the City; and Provide direction to staff in regards to the frequency during the calendar year and proximity in time between events, to permit large-scale special events in the same route/area.

PUBLIC COMMENT - Items NOT On The Agenda (continued)

ITEMS FROM CITY COUNCIL MEMBERS

Note: At this time, City Council Members may: (1) make individual comments on matters not on the agenda, (2) request the City Manager to report back to the City Council concerning a particular matter, (3) provide brief reports on official travel taken since the last City Council meeting or other activities, or (3) provide direction to the City Manager to place items on a future agenda for consideration by the City Council.

ADJOURN

Note: At this time, the City Council shall consider adjourning the meeting. In the case a date and time is not included as part of the motion of adjournment, then the next meeting of the City Council shall be held at the date and time and in the place specified in the agenda posted for that meeting.

Next City Council Meeting
April 22, 2013
7:00 PM

Upcoming Public Meeting Tentative Schedule

Date	Day	Time	Location
City Council			
April 22, 2013	Monday	7:00 PM	Council Chambers
May 13, 2013	Monday	7:00 PM	Council Chambers
Parks and Recreation Commission			
May 7, 2013	Tuesday	7:00 PM	Council Chambers
Cultural Affairs Commission			
April 9, 2013	Tuesday	7:00 PM	Council Chambers
Planning Commission			
April 10, 2013	Wednesday	7:00 PM	Council Chambers
Civil Service Commission			
May 1, 2013	Wednesday	7:00 PM	Council Chambers
• Regularly scheduled meetings may be canceled and Special Meetings may be called • Times and dates may be changed. • Meetings may be added or changed • The Successor Agency to the Culver City Redevelopment Agency, Culver City Housing Authority and Culver City Parking Authority meet on an as needed basis.			

Compliance with Government Code Section 54957.5: Any writing determined to be a public record under subdivision 54957.5(a), which relates to an agenda item for an open session of a regular meeting of the legislative body of a local agency that was distributed less than 72 hours prior to that meeting, shall be made available for public inspection at the time the writing is distributed to all, or a majority of all, of the members of the legislative body. Such documents are available at the Office of the City Clerk, City of Culver City, City Hall, 9770 Culver Boulevard, Culver City, CA 90232 and may be inspected by members of the Public during normal business hours. Such documents may also be made available on the City's Website:

www.culvercity.org