REGULAR MEETING OF THE CITY COUNCIL, CITY OF CULVER CITY, CALIFORNIA

June 28, 2010
5:30 p.m.

Call to Order & Roll Call

The meeting of the City Council was called to order at 5:30 p.m.

Present: Christopher Armenta, Mayor
Micheál O'Leary, Vice Mayor
Jeffrey Cooper, Councilmember
D. Scott Malsin, Councilmember
Andrew Weissman, Councilmember

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Closed Session

The City Council will adjourn to Closed Session to discuss the following items:

CS-1 Public Employee Performance Evaluation
Title: Chief of Police
Pursuant to Government Code Section 54957

CS-2 Conference with Labor Negotiators
City designated representatives: Human Resources Director Serena Wright
Employee Organization: City Manager
Pursuant to Government Code Section 54957.6

CS-3 Public Employee Appointment
Title: City Manager
Pursuant to Government Code Section 54957

CS-4 Conference with Legal Counsel – Existing Litigation
Re: Schramm v. City of Culver City, Case No. SC102485
Pursuant to Government Code Section 54956.9(a)

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Recess

The City Council recessed to Closed Session at 5:30 p.m.

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Reconvene

The City Council reconvened its meeting at 7:45 p.m., with all Councilmembers present.

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Pledge of Allegiance

The Invocation was given by P. Lamont Ewell, Interim City Manager, and the Pledge of Allegiance was led by Fred Yglesias.

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Closed Session Report

Mayor Armenta indicated that there was nothing to report out from Closed Session except that Closed Session Item CS-1, [Performance Evaluation of the Police Chief] was completed. Mayor Armenta read a statement indicating that the City Council supported the Police Chief's vision and direction of the Police Department.

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Presentations

<u>Item P-1</u>

Presentation of a Commendation to the Bus Driver of the Year.

Councilmember O'Leary presented the commendation to Vibert Evelyn.

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Item P-2

Presentation of a Commendation to the Fleet Maintenance Worker of the Year.

Mayor Armenta presented the commendation to Francisco Ramirez.

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Adjourn in Memory

MOVED BY MAYOR ARMENTA, SECONDED BY COUNCILMEMBER WEISSMAN AND UNANIMOUSLY CARRIED, THAT WHEN THIS MEETING IS ADJOURNED, IT BE ADJOURNED IN MEMORY OF CALIFORNIA HIGHWAY PATROL OFFICER PHILIP ORTIZ.

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Public Comment – Items Not on the Agenda.

Mayor Armenta invited public participation.

The following members of the audience addressed the City Council:

Sergio Barahona, representing SEIU Local 721, distributed information to the City Council and expressed concern about proposed cuts in services to County libraries.

Jason Capell, representing SEIU Local 721, read a letter circulating from other impacted cities that he hoped would inspire the City Council to write their own in support of the libraries.

Mayor Armenta received City Council consensus to write a letter from the City to the County Board of Supervisors in support of preserving the hours and staffing levels at the library.

Councilmember Malsin noted the Culver City Library is due for deeper cuts than some of the other libraries and he suggested that letter include a request that they be treated in an equitable fashion.

Tim Bomba, Race Director for SportEve, provided a recap of the Culver City Run Walk race held on June 20, 2010.

Royce Esters, representing the National Association for Equal Justice in America, invited everyone to an emergency town hall meeting on July 10, 2010 at the Elks Club in Culver City to discuss complaints received regarding a recent incident in the City.

Paul Condran, Equipment Maintenance and Fleet Services Manager, thanked division employees for their support and role in the City's outstanding achievements including being chosen as the No. 1 Sustainable Municipal Fleet by the National Association of Fleet Administrators for Heavy Duty Fleets and being named the 7th Best Fleet in the nation.

Judith Martin Straw thanked culvercitycrossroads.com users for the unprecedented growth during the past six months.

Romaine Fike expressed support for retention of hours and staff at the Culver City Library.

Cary Anderson encouraged everyone to attend the Downtown Parking Study presentation on June 29, 2010 at Linwood E. Howe Elementary School; and he requested that the City Council write a letter to the City of Los Angeles about noise levels from the Electric Daisy Festival held at the Coliseum.

Mayor Armenta received Council consensus that staff prepare a letter to the City of Los Angeles City Council to ask them to be courteous and good neighbors when there are similar events in the future and understand the effects to neighboring communities.

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Public Hearings

Item PH-1

Adoption of a Resolution Approving Tentative Tract Map, TTM P-2010028, (Tentative Tract Map No. 63634) Creating a One Lot Subdivision for Six Condominium Live/work Units at 13340 Washington Boulevard.

Councilmember Weissman received clarification from the City Attorney that no conflict of interest exists even though he served on the Planning Commission four years ago which approved the initial Tentative Tract Map.

MOVED BY COUNCILMEMBER WEISSMAN, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE AFFIDAVITS OF PUBLICATION, POSTING OF NOTICES AND RECEIPT OF CORRESPONDENCE.

Thomas Gorham, Planning Manager, provided a summary of the material of record.

MOVED BY COUNCILMEMBER O'LEARY, SECONDED BY COUNCILMEMBER COOPER AND UNANIMOUSLY CARRIED, THAT THE PUBLIC HEARING BE OPENED.

Mayor Armenta invited public participation.

No speakers came forward and no cards were received.

MOVED BY COUNCILMEMBER WEISSMAN, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE PUBLIC HEARING BE CLOSED.

MOVED BY COUNCILMEMBER WEISSMAN, SECONDED BY COUNCILMEMBER MALSIN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL ADOPT RESOLUTION NO. 2010-R046 APPROVING TENTATIVE TRACT MAP, TTM P-2010028, (TENTATIVE TRACT MAP NO. 63634) CREATING A ONE LOT SUBDIVISION FOR SIX CONDOMINIUM LIVE/WORK UNITS AT 13340 WASHINGTON BOULEVARD.

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Consideration of Directing Staff to Prepare a Resolution Approving (1) an Administrative Use Permit for Tandem Parking and (2) an Administrative Modification to Allow a Reduction of Parking Stall Widths and (3) Amending a Public Parking Covenant to Permit Tandem Parking and on an Existing Surface Parking Lot at 8511 Warner Drive.

MOVED BY COUNCILMEMBER WEISSMAN, SECONDED BY COUNCILMEMBER MALSIN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE AFFIDAVITS OF PUBLICATION, POSTING OF NOTICES AND RECEIPT OF CORRESPONDENCE.

Sol Blumenfeld, Community Development Director, provided a summary of the material of record.

MOVED BY COUNCILMEMBER COOPER, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE PUBLIC HEARING BE OPENED.

Mayor Armenta invited public participation.

The following members of the audience addressed the City Council:

John Malloy, representing Conjunctive Points Warner Development, outlined their position with several differences from the conditions suggested by staff; submitted letters of support; discussed tandem parking and permits; covenants; access to the lot; parking demands; the intent not to displace current users; reallocation; the cost cap; who is entitled to use the lot; and support for providing additional parking opportunities.

David Freitag, representing Eastham Culver Associates, thanked staff for their efforts to provide parking for residents; expressed support for tandem parking; concerns with potential reallocation of parking, future development, and the potential displacement of business owners using the lot; he discussed increased costs; and he wanted to see the covenant modified to extend beyond 2016.

Tanya Konishi, representing property owners at 3555 Eastham and 8669 Hayden Place, expressed support for the original tandem parking application; felt any inconvenience was outweighed by the need for parking; felt Samitaur’s application was more equitable than the existing arrangement; and questioned how many parking spaces they would get with the City’s application.

Bobby Perez, representing the Hain Celestial Group/the Jason Factory, discussed their current parking needs, the Warner Parking Lot and the proposed plan; expressed concern with possible decreases to the number of spaces they currently have use of; observed that the lot is never more than halfway full; proposed an independent study on the actual usage of the lot; and he indicated that he did not support the current reallocation as proposed.

James Jacobsen, representing 8500 Seller and 8440 Warner, supported the staff proposal; felt there was a different way to go about reallocation; appreciated that the Redevelopment Agency had worked to keep them a part of the process; and he suggested that when the spur comes before the City, that the City’s allocation be redistributed to those losing parking during the reallocation.

Discussion ensued between the City Council and John Malloy regarding current parking arrangements; the cost cap; Warner Lot usage by Samitaur; reserving usage rights; equitable distribution of spaces to all Hayden Tract property owners; agreement to return to the City Council before displacing any users; and tandem parking as a solution to avoid reallocation.

Discussion ensued between the City Council and staff regarding indefinite postponement of reallocation; clarification that reallocation is not mandated; the 56 new parking spaces; the amendments; how a business could get additional spaces; accommodating existing users; users who want to extend their leases; efforts to protect users and allow other Hayden Tract owners to lease spaces; monetizing the property; and reducing uncertainty.

Further discussion continued regarding long-term leases to help with construction of the site; first come first serve management; costs and terms of the leases; long range City plans for parking; plans for the area; allocation of the 56 new spaces; the waiting list; reallocation; current usage of the lot; fear of losing the spaces; under utilized spaces; the original covenant; rights of Samitaur; subleases; and agreement that Samitaur would come to the City Council before making any changes.

Ed Wachtel, representing Conjunctive Points Warner Development, discussed accommodating those who have been denied spaces; relieving demand and freeing up spaces; the National and Hayden tandem permit; a proposal to give 242 spaces in perpetuity to public uses excluding Samitaur once the structure is built; and tax incremental financing.

Murray Kane, Redevelopment Agency Counsel, summarized the City Council's proposal to have the owners allocate the 56 new tandem spaces as they see fit to public users within the Hayden Tract with no reallocation of the existing leases unless an application is made to the City Council and approved.

Further discussion ensued between the City Council and staff regarding long-term lease agreements; clarification that if tenants choose to take fewer spaces that would not have to come back to the City Council; parking rents for the new spaces; and accommodating requests for spaces.

Sol Blumenfeld, Community Development Director, summarized points that would be included in the resolution. These are: provide a cap on the additional 56 spaces at $130 with no City review; fair market rent on 242 spaces would apply with no change in the current covenant condition; no increased prices to long-term parking leases would go into effect while there is a surface parking lot; and there would be no reallocation from the 242 parking spaces without City Council or current tenant approval through 2016.

Following discussion, the following motion was voted on:

MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL DIRECT STAFF TO PREPARE A RESOLUTION AS OUTLINED ABOVE TO BRING BACK FOR FINAL CONSIDERATION ON JULY 12, 2010, AND CONTINUE THE PUBLIC HEARING TO JULY 12, 2010.

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Joint Consent Calendar

Item JC-1

Approval of a Tri-Party Professional Services Agreement with St. Joseph Center for the Provision of Homeless Outreach, Supportive Service, and Data Collection for the Period of July 1, 2010 through June 30, 2011.

Mayor Armenta invited public participation.

No speakers came forward.

MOVED BY COUNCILMEMBER COOPER, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH ST. JOSEPH CENTER FOR THE PROVISION OF HOMELESS OUTREACH, SUPPORTIVE SERVICES AND DATA COLLECTION IN THE AMOUNT OF $123,441.00 (INCLUDING REIMBURSABLE COSTS) FOR JULY 1, 2010 THROUGH JUNE 30, 2011; AND,

2. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Consent Calendar

MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER WEISSMAN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CONSENT CALENDAR ITEMS C-1 THROUGH C-6, C-8 THOUGH C-10, AND C-12.

Item C-1

Meeting Minutes

THAT THE CITY COUNCIL APPROVE THE MINUTES FOR THE REGULAR MEETING OF MAY 10, 2010, THE MINUTES FOR THE ADJOURNED REGULAR MEETING OF MAY 17, 2010, AND THE MINUTES FOR THE REGULAR MEETING OF MAY 24, 2010 AS SUBMITTED.

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Item C-2

Cash Disbursements

THAT THE CITY COUNCIL APPROVE CASH DISBURSEMENTS FROM JUNE 5 THROUGH JUNE 18, 2010.

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Item C-3

Award of a Construction Contract to Steiny and Company Inc., as the Lowest Responsive and Responsible Bidder, for the Construction of the Washington Boulevard Traffic Signal Improvement Project, P-909.

THAT THE CITY COUNCIL:

1. AWARD A CONSTRUCTION CONTRACT TO STEINY AND COMPANY, INC., AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, IN THE AMOUNT OF $192,279.00 FOR THE WASHINGTON BOULEVARD TRAFFIC SIGNAL IMPROVEMENT PROJECT, P-909; AND,

2. AUTHORIZE THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO APPROVE CHANGE ORDERS TOTALING A NOT-TO-EXCEED AMOUNT OF $28,840.00; AND,

3. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

4. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item C-4

Approval of a Professional Services Agreement with Motorola for Monitor and Repair of the City's Two-way Radio System Infrastructure and Dispatch Systems.

THAT THE CITY COUNCIL:

1. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH MOTOROLA, THROUGH ITS COMMERCIAL, GOVERNMENT, AND INDUSTRIAL SOLUTIONS SECTOR, FOR MAINTENANCE, SUPPORT AND/OR OTHER SERVICES FOR THE CITY'S TWO-WAY RADIO AND POLICE/FIRE DISPATCH SYSTEMS, FOR THE ONE YEAR PERIOD JULY 1, 2010 – JUNE 30, 2011, IN AN AMOUNT NOT TO EXCEED $41,799.00; AND

2. AUTHORIZE THE CITY ATTORNEY TO PREPARE THE NECESSARY DOCUMENTS; AND

3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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June 28, 2010

Item C-5

Approval of an Amendment to the Existing Professional Services Agreement with Wittman Enterprises, LLC for Ambulance Billing Services with a Related Budget Amendment.

THAT THE CITY COUNCIL:

1. APPROVE AN AMENDMENT TO THE EXISTING PROFESSIONAL SERVICES AGREEMENT WITH WITTMAN ENTERPRISES, LLC EXTENDING THE CONTRACT PERIOD FOR THE MANAGEMENT OF AMBULANCE BILLING AND EMS REPORT SCANNING SOLUTIONS BY FOUR YEARS WITH AN OPTIONAL FIFTH; AND,

2. APPROVE A BUDGET AMENDMENT TO APPROPRIATE FUNDS FROM THE BUILDING SURCHARGE FUND (FUND 412) IN THE AMOUNT OF $28,000.00 TO ACCOUNT 10145300.619800 – OTHER CONTRACTUAL SERVICES; AND,

3. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

4. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item C-6

Approval of a Professional Services Agreement with St. Joseph's Center to Perform Case Management, Needs Assessment, Job Development Services and Supportive Service Referrals for the Family Self Sufficiency Program.

THAT THE CITY COUNCIL:

1. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH ST. JOSEPH'S CENTER TO SERVE AS THE FSS PROGRAM COORDINATOR TO PERFORM CASE MANAGEMENT, NEEDS ASSESSMENT, JOB DEVELOPMENT SERVICES AND SUPPORTIVE SERVICE REFERRALS FOR THE FAMILY SELF-SUFFICIENCY (FSS) PARTICIPANTS IN AN AMOUNT NOT TO EXCEED $65,558.00 FOR FISCAL YEAR 2010/2011; AND

2. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item C-8

Adoption of a Resolution Approving an Application for the Edward Byrne Memorial Justice Assistance Grant Program (JAG) to Improve Public Safety Information Technology.

THAT THE CITY COUNCIL:

1. ADOPT RESOLUTION NO. 2010-R047 APPROVING AN APPLICATION FOR THE FISCAL YEAR 2010/2011 FUNDING FROM THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM TO FUND THE PURCHASE OF COMPUTER EQUIPMENT FOR THE CULVER CITY POLICE DEPARTMENT; AND,

2. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

Item C-9

(1) Acceptance of Work Performed by Palp, Inc. DBA Excel Paving Company; (2) Authorization to File a Notice of Completion; and, (3) Authorization to Release the Retention Payment for the Washington Boulevard Pavement Rehabilitation Project P-838, Federal Aid No. ESPL – 5240 (023) after the Expiration of the 35-day Lien Period.

THAT THE CITY COUNCIL:

1. ACCEPT THE WORK PERFORMED BY PALP, INC. DBA EXCEL PAVING COMPANY FOR THE CONSTRUCTION OF WASHINGTON BOULEVARD PAVEMENT REHABILITATION PROJECT, P-838, FEDERAL AID NO. ESPL-5240 (023); AND,

2. AUTHORIZE THE DIRECTOR OF PUBLIC WORKS/CITY ENGINEER TO EXECUTE THE NOTICE OF COMPLETION AND FILE IT WITH THE LOS ANGELES COUNTY RECORDER'S OFFICE; AND,

3. AUTHORIZE THE RELEASE OF $52,337.06 IN RETENTION TO PALP, INC. DBA EXCEL PAVING COMPANY AFTER THE EXPIRATION OF THE 35-DAY LIEN PERIOD.

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Item C-10

Approval of a Professional Services Agreement with Bartel Associates, LLC for Actuarial Services.

THAT THE CITY COUNCIL:

1. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH BARTEL ASSOCIATES, LLC TO PROVIDE ACTUARIAL SERVICES IN AN AMOUNT NOT TO EXCEED $8,000.00; AND,

2. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item C-12

Adoption of a Resolution Adopting City Council Policy 2010-002, Entitled Fraud Prevention.

THAT THE CITY COUNCIL ADOPT RESOLUTION NO. 2010-R049 ADOPTING CITY COUNCIL POLICY 2010-002, ENTITLED FRAUD PREVENTION.

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The following Consent Calendar items were discussed and voted on separately:

Item C-7

Approval of an Amendment to the Existing Professional Services Agreement with West Coast Arborists for Tree Trimming Services.

Staff provided a summary of the material of record.

Mayor Armenta invited public participation.

The following member of the audience addressed the City Council:

Rich Waters distributed a tree trimming guide from the Los Angeles Audubon Society to the City Council; discussed the large number of birds headed for extinction; and requested that the contract be amended to recommend not cutting trees between March 1 and September 15.

Discussion ensued between the City Council and staff regarding conforming to State and Federal laws; looking at altering the dates when the contract goes out to bid; and contractor requirements to inspect trees for nests.

Item C-7
(continued)

Following discussion, the following motion was voted on:

MOVED BY COUNCILMEMBER O'LEARY, SECONDED BY COUNCILMEMBER MALSIN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. APPROVE AN AMENDMENT TO THE EXISTING PROFESSIONAL SERVICES AGREEMENT WITH WEST COAST ARBORISTS TO INCREASE THE AUTHORIZED AMOUNT OF THE AGREEMENT BY $171,663.00 (FOR A TOTAL NOT-TO-EXCEED AMOUNT OF $651,979.00); AND,

2. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item C-11

Adoption of a Resolution Authorizing the Destruction of Certain Records Retained by the Finance Department.

Jeff Muir, Chief Financial Officer, provided a summary of the material of record.

Discussion ensued between the City Council and staff regarding information helpful with regard to the budget; financial planning of accounts receivable; and types of records slated for destruction.

Mayor Armenta invited public participation.

The following member of the audience addressed the City Council:

Egon Monostory expressed concern with alleged attempts to cover up previous fraudulent and corrupt activities; reported a previous request for a moratorium on the destruction of financial records; and suggested storage of the records on a computer disk.

Item C-11
(continued)

Discussion ensued between the City Council and staff regarding Redevelopment Agency records included in those to be destroyed; required retention period; and costs to scan the records.

MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL ADOPT RESOLUTION NO. 2010-R048 AUTHORIZING THE DESTRUCTION OF CERTAIN RECORDS RETAINED BY THE FINANCE DEPARTMENT.

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Action Items

MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE ACTION ITEMS A-2 AND A-4.

Item A-2

Approval of a Budget Amendment Related to the Award of a 2008/2009 Department of Conservation Multi Family Beverage Container Recycling Grant.

THAT THE CITY COUNCIL APPROVE A BUDGET AMENDMENT RELATED TO THE AWARD OF THE 2008/2009 DEPARTMENT OF CONSERVATION MULTI FAMILY BEVERAGE CONTAINER RECYCLING GRANT IN THE AMOUNT OF $777,421.00. [A BUDGET AMENDMENT REQUIRES A FOUR-FIFTHS VOTE.]

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Item A-4

Adoption of a Resolution Authorizing Culver City Property Owners to Participate in the Los Angeles County Energy Program.

THAT THE CITY COUNCIL ADOPT RESOLUTION NO. 2010-R052 AUTHORIZING CULVER CITY PROPERTY OWNERS TO PARTICIPATE IN THE LOS ANGELES COUNTY ENERGY PROGRAM (LACEP).

The following Action Items were discussed and voted on separately:

Item A-1

1) Adoption of a Resolution Granting a Fireworks Permit Jointly to the Exchange Club and Pyro Spectaculars to Conduct the Annual Fireworks Display Sponsored by the City of Culver City and the Exchange Club to be Held on July 4, 2010; and 2) Approval of a License Agreement Authorizing the Exchange Club's Use of the City's GEM Car for the Fourth of July Event.

Councilmember Cooper recused himself due to a conflict of interest. Councilmember Cooper is a member of the Board of the Exchange Club.

Councilmember Weissman received City Council consensus that there be a future discussion regarding the Exchange Club stepping-up in-kind services previously provided by the City.

Following discussion, the following motion was voted on:

MOVED BY COUNCILMEMBER MALSIN AND SECONDED BY COUNCILMEMBER O'LEARY, THAT THE CITY COUNCIL:

1. ADOPT RESOLUTION NO. 2010-R050 GRANTING A PERMIT JOINTLY TO THE EXCHANGE CLUB AND PYRO SPECTACULARS TO CONDUCT THE ANNUAL FIREWORKS DISPLAY SPONSORED BY THE CITY OF CULVER CITY AND EXCHANGE CLUB TO BE HELD ON JULY 4, 2010; AND,

2. APPROVE A LICENSE AGREEMENT AUTHORIZING THE EXCHANGE CLUB'S USE OF THE CITY'S GEM CAR AT THE FOURTH OF JULY EVENT; AND,

3. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

4. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

AYES: Councilmembers Malsin, O'Leary, Weissman, Armenta
NOES: None
ABSTAIN: Councilmember Cooper
ABSENT: None

Councilmember Cooper returned to the dais.

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June 28, 2010

Item A-3

Adoption of a Resolution Approving the Engineer's Report and Declaring the City Council's Intention to Order the Levy of Annual Assessments for the West Washington Boulevard Benefit Assessment District Number 1.

Staff provided a summary of the material of record.

The following member of the audience addressed the City Council:

Ron Hart, representing 99 Cent Only Stores, expressed concern with notification regarding the median and proposed changes to left turn access to the 99 Cent Only Store; and he requested an opportunity to make a presentation on the matter.

Discussion ensued between the City Council and staff regarding outreach efforts; property access; modification of the project design; and timing of the request.

MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER COOPER AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. ADOPT RESOLUTION NO. 2010-R051 (1) APPROVING THE ENGINEER'S REPORT, (2) DECLARING ITS INTENTION TO ORDER THE LEVY FOR WEST WASHINGTON BOULEVARD ASSESSMENT DISTRICT NUMBER 1 AND (3) SETTING THE TIME AND PLACE FOR THE PUBLIC HEARING ON JULY 12, 2010; AND

2. (STAFF RECOMMENDATION) DECLARE ITS INTENTION TO LEVY THE ASSESSMENT IN THE TOTAL AMOUNT OF $14,656.48 (WITH THE CULVER CITY REDEVELOPMENT AGENCY REIMBURSING THE DISTRICT FOR $3,500.00 OF ADMINISTRATIVE COSTS FOR THE SECOND AND FINAL YEAR).

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Public Comment for Items Not on the Agenda – continued.

Mayor Armenta invited public participation.

The following member of the audience addressed the City Council:

Antoinette Lowe reported on a community meeting held with Bridge Housing Corporation in Blair Hills to discuss a proposed 66-unit senior housing development of the Ranch Property on Lenawee Avenue; and she suggested a City representative be present at future meetings.

Councilmember Malsin asked Ms. Lowe to contact him with further information.

Mayor Armenta requested an update to the City Council on the project.

Martin Cole, Assistant City Manager/City Clerk, indicated that staff was also not aware of the proposal.

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Receipt of Correspondence

THE CITY COUNCIL, BY ACCLAMATION, RECEIVED AND FILED CORRESPONDENCE.

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Items from Staff

No action was taken on this item.

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Items from Council

Items Presented by Mayor Armenta:

- Announced the 16th Annual Culver City Music Festival, sponsored by the Culver City Redevelopment Agency, on Thursday nights from July 8 through August 26, 2010 in City Hall Courtyard.

- Discussed issues with access to the bike path and the creek underneath the bridge where construction is going on.

- Announced that the City had been awarded a Certificate of Achievement for Excellence in Financial Reporting and he thanked Jeff Muir, Chief Financial Officer, for his work.

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Adjournment

There being no further business, at 10:31 p.m., the City Council adjourned its meeting in memory of California Highway Patrol Officer Philip Ortiz to a Regular Meeting to be held on July 12, 2010.

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Ela Valladares
DEPUTY CITY CLERK of the City of Culver City, California
EX-OFFICIO CLERK of the City Council, City of Culver City, California

APPROVED July 26, 2010

CHRISTOPHER ARMENTA
MAYOR of the City of Culver City, California