

REGULAR MEETING OF THE
CITY COUNCIL, CULVER CITY
HOUSING AUTHORITY BOARD,
AND SUCCESSOR AGENCY TO THE CULVER CITY
REDEVELOPMENT AGENCY BOARD
CULVER CITY, CALIFORNIA

January 28, 2019
5:00 p.m.

Call to Order & Roll Call

Mayor Small called the regular meeting of the City Council to order at 5:00 p.m. in the Mike Balkman Chambers at City Hall.

Present: Thomas Small, Mayor
Meghan Sahli-Wells, Vice Mayor
Göran Eriksson, Council Member
Alex Fisch, Council Member
Daniel Lee, Council Member

Note: The City Council also sits as Members of the
Governing Board(s) convened as part of the meeting.

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Closed Session

The City Council recessed to Closed Session to consider the following items:

CS-1 CC - Public Employee Performance Evaluation

Title: Police Chief

Pursuant to Government Code Section 54957

CS-2 CC - Conference with Real Property Negotiators

Re: 3725 Robertson Boulevard City Negotiators: John Nachbar, City Manager; Sol Blumenfeld, Community Development Director; Todd Tipton, Economic Development Manager

Other Parties Negotiators: Michael Halaoui, Bernard Ashkar of Icon West, Inc.

Under Negotiation: Price, terms of payment or both, including use restrictions, development obligations and other monetary related considerations

Pursuant to Government Code Section 54956.8

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Presentation/Demonstration

Item P-1

6:00 P.M. Demonstration of the Culver City Police and Fire Department's Unmanned Aerial Vehicles (UAV or Drones)

The City Council attended a demonstration by the Culver City Police and Fire Departments on unmanned aerial vehicles.

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Regular Session

Mayor Small reconvened the regular meeting of the City Council and convened the Culver City Housing Authority Board, and the Successor Agency to the Redevelopment Agency Board to order at 7:04 p.m. with all Council Members present.

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Invocation/Pledge of Allegiance

John Nachbar, City Manager, led the invocation and the Pledge of Allegiance was led by Roman Chu.

MOVED BY COUNCIL MEMBER FISCH, SECONDED BY VICE MAYOR SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT WHEN THE MEETING IS ADJOURNED, THAT IT BE ADJOURNED IN MEMORY OF POLICE LIEUTENANT CURTIS MASSEY, WHO DIED ON JANUARY 28, 2009.

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Closed Session Report

Mayor Small indicated nothing to report out of Closed Session.

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Community Announcements by City Council Members/Information Items from Staff

Serena Wright-Black, Assistant City Manager, provided a

presentation on current equity initiatives that the City is involved in including: My Brother's Keeper, the Governmental Alliance on Race and Equity (GARE), the American Association of Retired Persons (AARP) Cities Initiative, and the Equity Subcommittee.

Council Member Fisch reported that an outline of a proposal on the Short-Term Rental Ordinance would be considered on February 11, 2019 with information available on the City website.

Council Member Lee congratulated the members of the Martin Luther King, Jr. Celebration Committee on a great event; discussed the Ribbon Cutting for the Park to Playa Trail Connection Project; ADA accessibility; the Democratic elections for Assembly District 54; and he praised activism in Culver City residents.

Council Member Eriksson announced the upcoming Winter Seminar of Independent Cities Association noting topics to be discussed.

Council Member Sahli-Wells reported that Culver City would transition to 100% renewable energy in the month of February with a press conference to celebrate in front of City Hall on February 11; discussed the Clean Power Alliance; subsidies; price points; available options for residents; she announced Ciclavia in March; and she thanked everyone involved with the annual Homeless Count.

Mayor Small discussed mobility; improving and enhancing public outreach; the US Conference of Mayors and the Conference of the Mayors' Innovation Project in Washington D.C.; Culver Conversations about Fox Hills that started with a grant from the Mayors' Innovation Project; the Verdi Exchange Conference; scooter issues; and a study to determine the effectiveness of scooters in addressing first/last mile problems.

Council Member Fisch indicated that he would be attending a charrette on curb space and would serve on a panel about complete streets at the Verdi Exchange Conference.

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Joint Public Comment - Items Not on the Agenda

Mayor Small invited public comment.

The following members of the audience addressed the City Council:

Dr. Janet Hoult discussed celebrations in honor of Dr. Martin Luther King, Jr.; the Super Blood Wolf Moon Lunar Eclipse; the metaphor for how easy it is for a shadow to change our views; she read a poem to underscore the need for Culver City to make sure it really is a City of Kindness; and she introduced Sandra Coopersmith.

Sandra Coopersmith provided background on L.A. Goal and read a poem written about L.A. Goal in Culver City.

Ellis Levinson, Beverlywood West, discussed traffic in the area; expressed concern with traffic safety around El Rincon Elementary School; presented maps of the area; discussed communication with staff; grants; potential solutions; and he expressed hope that the City Council would move forward to address the dangerous situation.

Council Member Fisch indicted that a major study of the corridor would be included in the budget for next year and he indicated that staff would keep Mr. Levinson apprised.

Nantanna Cabres, LA Works, provided background on the organization and indicated the intent to apply for sponsorship to support the Annual LA Works pop up Day of Service on June 15 in Veterans Park.

Donna Kent discussed attending the screening of *King in the Wilderness* at the Mayme Clayton Library; the inability of the Library to display their full collection; she expressed concern with the possible eviction of the Library; and she asked the City to do whatever possible to support the Mayme Clayton Library.

Vice Mayor Sahli-Wells discussed the letter sent by the City to Mark Ridley-Thomas asking about plans for the building; she noted that the land is public and not under the jurisdiction of the City; she felt that public pressure on the County Boards of Supervisors could be helpful; and she encouraged people to learn more.

Donna Kent reported that Lloyd Clayton had indicated that the Board of Directors had met and the situation did not look hopeful.

Mark Lipman discussed upcoming budget talks; reexamination of the Business Tax; major corporations moving into the community; the inability of the business district to fill its office spaces and the desire of the new businesses to be located in the downtown area; the housing crisis; he expressed concern that lower income residents would be pushed out of the City and suggested instituting a major corporations tax; he discussed Culver Steps; Culver Studios; he felt that corporations should pay for the damage that they do; noted regressive tax measures passed in the last election and the willingness to put a tax on poor people on the ballot, but not a tax on rich people; and he discussed opposition by the Chamber of Commerce.

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Receipt and Filing of Correspondence

Jeremy Green, City Clerk, reported that one piece of correspondence had been received for Items A-1 and A-4.

MOVED BY COUNCIL MEMBER LEE, SECONDED BY VICE MAYOR SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE CORRESPONDENCE.

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Order of the Agenda

Mayor Small reported that Item A-4 would be considered after Item A-1.

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Consent Calendar

MOVED BY COUNCIL MEMBER LEE, SECONDED BY COUNCIL MEMBER FISCH AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CONSENT CALENDAR ITEMS C-1, C-2, C-3, C-5, C-7, AND C-10 THROUGH C-13.

Item C-1

CC:HA:SA - Approval of Cash Disbursements

January 28, 2019

THAT THE CITY COUNCIL, HOUSING AUTHORITY BOARD AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY BOARD: APPROVE CASH DISBURSEMENTS FOR JANUARY 5, 2019 TO JANUARY 18, 2019.

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Item C-2

CC:HA:SA - Approval of Minutes for the Regular City Council Meeting on January 14, 2019

THAT THE CITY COUNCIL APPROVE MINUTES FOR THE REGULAR CITY COUNCIL MEETING ON JANUARY 14, 2019.

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Item C-3

CC - Approval of Amendment to Existing Professional Services Agreement with California Watershed Engineering for Additional Design Services for Mesmer Low Flow Diversion Project, PR-005 in an Amount Not-to-Exceed \$28,582 (\$25,984 Base Cost with a 10% Contingency of \$2,598)

THAT THE CITY COUNCIL:

1. APPROVE AN AMENDMENT TO THE EXISTING PROFESSIONAL DESIGN SERVICES AGREEMENT WITH CALIFORNIA WATERSHED ENGINEERING FOR ADDITIONAL DESIGN SERVICES FOR THE MESMER LOW FLOW DIVERSION PROJECT, PR-005 IN AN AMOUNT NOT-TO-EXCEED \$25,984; AND
2. AUTHORIZE THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO APPROVE AMENDMENTS TO THE AGREEMENT WITH CALIFORNIA WATERSHED ENGINEERING IN AN AMOUNT NOT-TO-EXCEED \$2,598 FOR ADDITIONAL DESIGN WORK; 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-5
(Out of Sequence)

CC - Adoption of a Resolution Approving an Encroachment Agreement with Crown Castle for Use of the Public Right-of-Way to Install 1,385 Feet of Fiber Optic Cable Starting on the North Side of Centinela Avenue East of Bristol Parkway and Running Southeast to the City Boundary

THAT THE CITY COUNCIL:

1. ADOPT A RESOLUTION APPROVING AN ENCROACHMENT AGREEMENT WITH CROWN CASTLE FOR USE OF THE PUBLIC RIGHT-OF-WAY TO INSTALL 1,385 FEET OF FIBER OPTIC CABLE STARTING ON THE NORTH SIDE OF CENTINELA AVENUE EAST OF BRISTOL PARKWAY AND RUNNING SOUTHEAST TO THE CITY BOUNDARY; 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-7
(Out of Sequence)

CC - (1) Approval of a Professional Services Agreement with JAS Pacific for Contract Building Official Services for a Not-to-Exceed Amount of \$130,000; and (2) FOUR-FIFTHS VOTE REQUIREMENT: Approval of a Related Budget Amendment

THAT THE CITY COUNCIL:

1. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH JAS PACIFIC FOR CONTRACT BUILDING OFFICIAL SERVICES FOR AN AMOUNT NOT-TO-EXCEED OF \$130,000; AND,
2. APPROVE A RELATED BUDGET AMENDMENT (REQUIRES A FOUR-FIFTHS VOTE); 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-10
(Out of Sequence)

CC - Adoption of an Ordinance Approving Zoning Code Amendment P2018-0191-ZCA Relating to Event Centers, Amending Culver City Municipal Code (CCMC) Title 17: Zoning Code; Section 17.220.015 - Commercial District Land Uses and Permit Requirements, Section 17.230.015 - Industrial District Land Uses and Permit Requirements, Section 17.260.035 - East Washington Boulevard Overlay, Section 17.320.020 - Number of Parking Spaces Required, Section 17.520.010 - Applicability, Section 17.520.015 - Allowed Temporary Uses, Special Events, and Temporary Events, Section 17.520.035 - Development and Operating Standards, and Section 17.700.010(C) - Definitions

THAT THE CITY COUNCIL: ADOPT THE PROPOSED ORDINANCE APPROVING ZONING CODE AMENDMENT P2018-0191-ZCA.

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Item C-11

Receive and File the Measure Y Sales Tax Status Report as Approved by the Finance Advisory Committee

THAT THE CITY COUNCIL: RECEIVE AND FILE THE MEASURE Y SALES TAX STATUS REPORT.

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Item C-12

CC - Adoption of an Ordinance Amending the Culver City Municipal Code (CCMC), Title 17, Zoning Code, Chapters 17.550 - Variances, Administrative Modifications, Reasonable Accommodations and 17.610 - Nonconforming Uses, Structures, and Parcels

THAT THE CITY COUNCIL: ADOPT THE PROPOSED ORDINANCE APPROVING, ZONING CODE AMENDMENTS RELATED TO NONCONFORMING USES,

STRUCTURES, AND PARCELS AND ADMINISTRATIVE MODIFICATION REQUESTS.

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Item C-13

CC - Approval of an Application for \$232,800.00 in Grant Funds through the Fiscal Year 2020 California Office of Traffic Safety, Selective Traffic Enforcement Program (STEP)

THAT THE CITY COUNCIL:

1. APPROVE AN APPLICATION FOR GRANT FUNDS IN THE AMOUNT OF \$232,800.00 THROUGH THE FY 2020 CALIFORNIA OFFICE OF TRAFFIC SAFETY, SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP); 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-4
(Out of Sequence)

CC - (1) Adoption of Resolution Adopting Mitigated Negative Declaration for the Washington Boulevard Stormwater Diversion Project, PR001; and (2) Approval of the Final Plans and Specifications and Authorization to Publish a Notice Inviting Bids for the Project

At the request of Council Member Fisch, Lee Torres, Senior Civil Engineer, provided a presentation on the Washington Boulevard Stormwater Diversion Project.

Discussion ensued between staff and Council Members regarding appreciation for the door to door efforts; the partnership with Costco; providing a regional model; storm water requirements; working together to make a positive impact; funding sources and approvals; appreciation to staff for their work; Measure CW funds; and support for additional collaborative projects.

THAT THE CITY COUNCIL:

1. ADOPT A RESOLUTION APPROVING A MITIGATED NEGATIVE DECLARATION FOR THE WASHINGTON BOULEVARD STORMWATER DIVERSION PROJECT, PR001; AND

2. APPROVE THE PLANS AND SPECIFICATIONS AND AUTHORIZE THE PUBLICATION OF A NOTICE INVITING BIDS FOR THE WASHINGTON BOULEVARD STORMWATER DIVERSION PROJECT, PR001.

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Item C-6
(Out of Sequence)

CC - (1) Approval of a Three-Year Professional Services Agreement, with Two Additional One-Year Options, with the UCLA Center for Prehospital Care in an Amount Not-to-Exceed \$588,708 (\$344,470 for Years One Through Three and \$244,239 for Two One-Year Options), for the Provision of Paramedic Continuing Education, Quality Improvement Activities, and Other Related Paramedic Program Support; and (2) FOUR-FIFTHS VOTE REQUIREMENT: Approval of a Related Budget Amendment

Council Member Fisch received clarification that the contract has a 30-day opt out clause.

THAT THE CITY COUNCIL:

1. APPROVE A THREE-YEAR PROFESSIONAL SERVICES AGREEMENT WITH THE UCLA CENTER FOR PREHOSPITAL CARE IN AN AMOUNT NOT-TO-EXCEED \$588,708 (\$344,470 FOR YEARS ONE THROUGH THREE AND \$244,239 FOR TWO ONE-YEAR OPTIONS), FOR THE PROVISION OF PARAMEDIC CONTINUING EDUCATION, QUALITY IMPROVEMENT ACTIVITIES, AND OTHER RELATED PARAMEDIC PROGRAM SUPPORT; AND

2. AUTHORIZE THE CITY MANAGER TO EXERCISE EACH OF THE TWO ONE-YEAR OPTIONS; AND

3. APPROVE A BUDGET AMENDMENT TO APPROPRIATE \$4,741.67 FROM THE GENERAL FUND TO (10145300.619800) (REQUIRES FOUR-FIFTHS VOTE); AND

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

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

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Item C-8
(Out of Sequence)

CC - Adoption of a Resolution Amending the Bylaws of the Finance Advisory Committee

Council Member Fisch provided grammatical corrections to the bylaws and staff agreed to make the requested changes.

THAT THE CITY COUNCIL: ADOPT A RESOLUTION AMENDING THE BYLAWS OF THE FINANCE ADVISORY COMMITTEE AS AMENDED.

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Item C-9
(Out of Sequence)

CC - Adoption of a Resolution of Intention to Vacate a Portion of the Alley Located Southerly of Washington Place, Northerly of Herbert Street, Easterly of Centinela Avenue and Westerly of Grandview Boulevard and Directly Adjacent to 12304 Washington Place, and Setting a Public Hearing Date of February 25, 2019 or later, Pursuant to Division 9, Part 3, Chapter 3 of the Streets and Highways Code

Sammy Romo, Project Manager, provided a summary of the material of record.

Mayor Small invited public comment.

The following member of the audience addressed the City Council:

Mathilde Kapuano, owner of 12228 Washington Place, discussed notification; blocking off of the alley for security purposes; a conference call she had with City staff; the need for City Council consideration of major issues; fee ownership of the land by the owners of 12304 Washington Place who she felt were irresponsible; the agreement in 2005 to split the alleyway; providing an aesthetically open space; the lack of pre-conditions in the motion to require intended use of the property; she questioned what the use of the property would be; expressed concern that the land would be used as a parking

facility; discussed safety and liability issues; expressed opposition to the vacation of the property; and asked that the motion be deferred until specific use of the land is determined.

Discussion ensued between staff and Council Members regarding the assertion by the property owner that the alley is a nuisance; the request that a portion of the alley be vacated so it can be fenced off and utilized; public utilities in the alley and maintenance of a utility easement; maintaining public access; clarification that the area is too small to be used as a parking lot and no permanent structures would be permitted; use of the area as a side yard; agreement by the property owner to make certain improvements; the action in response to complaints received and the lack of public purpose to maintain the area as a public alley; creating an area for tenants; the history of neglect; Code Enforcement actions; ensuring that the City is protected; clarification that the issue is not time sensitive; the action to set the date of the public hearing, not to make a decision; the feeling that there is sufficient time to allow additional information to be brought forth before the February 25 meeting; clarification that parking would not legally be allowed on the 15 foot vacated portion; and clear stipulation of what the property can be used for.

Mathilde Kapuano indicated that her biggest concern was with how the agreement would run; she discussed liability of future owners; she felt the owner would be unjustly rewarded by something that is not necessary; expressed concern with City access and with the notification process; she wanted to know what would be done with the land; and she reiterated her request for a postponement of the hearing date until issues can be addressed.

Discussion ensued between staff and Council Members regarding direction to staff to examine issues raised; leeway with time to get issues addressed; deadlines; the need to hear from all stakeholders; encouragement to Ms. Kapuano to discuss any issues with her neighbors; a suggestion to have the City propose potential uses; and the covenant recorded against the property.

MOVED BY COUNCIL MEMBER FISCH, SECONDED BY COUNCIL MEMBER LEE AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: ADOPT A RESOLUTION OF INTENTION TO VACATE A PORTION OF THE ALLEY LOCATED SOUTHERLY OF WASHINGTON PLACE, NORTHERLY OF HERBERT

STREET, EASTERLY OF CENTINELA AVENUE AND WESTERLY OF GRANDVIEW BOULEVARD AND DIRECTLY ADJACENT TO 12403 WASHINGTON PLACE AND SETTING A PUBLIC HEARING DATE OF FEBRUARY 25, 2019 OR LATER, PURSUANT TO DIVISION 9, PART 3, CHAPTER 3 OF THE STREETS AND HIGHWAYS CODE.

MOVED BY COUNCIL MEMBER LEE, SECONDED BY COUNCIL MEMBER ERIKSSON AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CONSENT CALENDAR ITEMS C-4, C-6, AND C-8.

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Action Items

Item A-1

Review and Discussion of the Culver City Police Department's Unmanned Aerial Vehicle (UAV) 18-Month Pilot Program and UAV Policy

Jason Sims, Police Lieutenant, provided a summary of the material of record.

Ken Powell, Assistant Fire Chief, discussed how drones would assist the Fire Department in protecting the community and firefighters.

Jason Sims, Police Lieutenant, discussed bomb scares; keeping people safe; assessing threats; the removal of crowd control from the list of usage options; the use of drones as incident driven community safety tools; the demonstration; different types of drones with different capabilities; policy; enforcement; prohibited uses of drones; elimination of facial recognition technology; FLIR Technology; use of Vision Enhancing Technology; exigent circumstances; the body camera policy; common sense; discretion; privacy concerns; drone pilots; training and licensing; retention and reporting; and in-car cameras.

Discussion ensued between staff and Council Members regarding retention of data for officer involved shootings; third party agencies; and training.

Mayor Small invited public comment.

The following members of the audience addressed the City Council:

Prisca Gloor acknowledged the benefits of drones and changes to make them safer; expressed concern with the potential misuse of drones; asserted that if the program moves forward there would need to be a civilian committee to oversee it; discussed advancing non-violence; use of drones to kill civilians; ensuring that data and images collected are only used and reviewed for the initial intended purpose; the pilot program; measuring success; and she emphasized the need for complete transparency.

David Ziskin indicated that he is a volunteer, licensed drone pilot flying for the Veterans Administration; stated that their calls were incident driven; he noted that they fall under disaster management and emergency operations; discussed search and rescue usage; searches of buildings and surveys of old buildings; and examples of actual, rather than hypothetical, drone usage.

Luis Martinez, Culver City Police Officers Association, spoke on behalf of the organization; expressed support for the proposal; discussed incidents; and the importance of trust.

Kerri Payne expressed support for the program; felt there were sufficient checks and balances in place and that drones would be a useful tool to help the Culver City Police Department (CCPD); and she described the active shooter scare at the Westfield Mall last year.

Rick Tuttle expressed opposition to the program; asked that the trial period be delayed until the public has a chance to understand the full impacts of drones in Culver City; noted that implementation of such a program was a big deal; he reported that drones were thrown out of Seattle; discussed trust; privacy issues; the actions of other cities; the newness of the technology; and he expressed concern with false positives.

Adam Smith, White People for Black Lives and the Stop LAPD Spying Coalition, felt it was shameful that the death of the deputy at the Borderline Bar was used as an example when he was, in fact, killed by police bullets; expressed opposition to the use of drones in Culver City; felt the policy was ridiculous noting the subjectivity involved; expressed concern that the Police Department was being given too much power; discussed defining what is safe and effective in terms of community safety; expressed concern with targeting minorities;

gentrification of the City; increased numbers of homeless; use of military technology in communities; he felt drones were not conducive to community safety; and he stated that affordable housing and healthcare constituted community safety.

Hamid Khan, Stop LA Spying Coalition, noted that what happens in Culver City impacts Los Angeles as well; he commented that the presentation was based upon fear; discussed Mission Creep; cross jurisdiction between the Police and Fire Departments; use of drones in Los Angeles and their lack of effectiveness; and he expressed concern with the militarization of the Police in Culver City.

Mimi Soltysik, Stop LAPD Spying Coalition, discussed the irony of considering the drone issue at a meeting that began with renewable energy, care for the homeless and Martin Luther King, Jr.; the use of the word shall in policy; the police need for community support; the disproportionate number of people of color killed by the police; the LAPD community survey; community opposition; the need to reject the policy, not reform it; and he asked the City to abandon the program.

Colin Diaz, Chamber of Commerce, spoke in support of drones as a member of the Chamber of Commerce and as a black person; he discussed the benefits of drones; advantages to having strong Police, Fire and schools; Culver City as a pass-through City; and a car chase that started in the valley and culminated at the Westfield Mall.

Gerald Weiner, Culver City Action Network (CCAN), reported meeting with CCPD staff; he discussed the assertion that drones would only be used when a Police Officer or member of the public is in danger, not when there is a danger to property; concern with future AI (Artificial Intelligence); facial recognition; surveillance in China, South Korea and London; footage used for other than the initial purpose; and he wanted to see a Citizen Surveillance Committee established to report back to the City Council at the end of the pilot program to examine use of body camera and drone footage so there is an independent report to measure compliance and be cognizant of issues.

Discussion ensued between Mr. Weiner and Vice Mayor Sahli-Wells regarding how the Committee would ensure the privacy of citizens; oversight to examine each use of drones and review of reports; concern with Mission Creep; and whether the

Oversight Committee would examine the video or just the reports.

Neil Glickman provided background on himself; he felt the City needed to trust the public servants to use drones correctly; he wanted to see the program given a chance; noted that drones would be used as a search agent only; he discussed scare tactics; and the political nature of the issue.

Donna Kent commended the Police Department for their efforts at open communication; she expressed opposition to the use of drones; she wanted the provision for 24-hour notice to the public for use of drones in training written into the policy as well as assurances that facial recognition technology would never be used; discussed crowd control; the use of facial recognition technology against welfare recipients; underserved people in the community; and she expressed concern with usage to deny services.

Judi Sherman expressed support for the drone program being presented; appreciation for outreach done by the Police Department; and concern with comments made to Council Members.

Disa Lindgren expressed strong opposition to the pilot program; felt CCPD should be supported in efforts to diffuse dangerous situations but she preferred to see funding to be spent on Human Resources; discussed the part-time psychologist on staff with CCPD; expressed appreciation for instances when police do good work; and she noted that funds expended on drones would only grow.

Gary Silbiger clarified that his comments were solely regarding the use of drones in the Police Department, not the Fire Department; discussed unfunded priorities in the City; adding stress; looking into backyards; illegal spying; racial profiling; past instances of people being afraid to come into Culver City; abuse of power; spying leading to violence; he did not feel that the Police Chief should be in charge of the program; and he felt that destruction of records in two years was not transparency.

Mark Lipman echoed previous comments in opposition to drones; expressed distrust of CCPD; concern with the potential for abuse of power; acknowledged that CCPD is not LAPD; discussed costs to use LAPD helicopters; noted the importance of evaluating the program if it moves forward; and he suggested

that the amount of money saved by using drones be used for social services.

Council Member Eriksson expressed respect for Mr. Lipman's advocacy.

Jason Sims, Police Lieutenant, clarified that there is no cost to use LAPD helicopters.

Michelle Weiner expressed concern about Fourth Amendment rights; discussed concern with the policy; broad leeway given to CCPD for deploying drones; exigent circumstances; the drone program in Torrance; she questioned assessment measures; discussed the strong message that drones never be weaponized; including tasers in the prohibition; the actions of other states; and concern with Mission Creep.

Jeff Schwartz expressed strong objection to any involvement of CCPD with drones ; discussed dysfunctional militarized police culture; he suggested that everyone investigate botach.com, the vendor that CCPD chose to purchase the drones from as he felt that City money should not be spent there; he asserted that in the absence of an adequate social safety net, issues of homelessness, domestic violence, addiction, animal control, school discipline, sex work, and mental health had become police matters by default and that militarization was irrelevant and counterproductive in dealing with those situations; he discussed inadequate CCPD service data noting that an accurate assessment would lead to an appropriate allocation of resources; the prevalence of gun violence due to the proliferation of guns; concern that CCPD was listening to mass marketing from Botach rather than to residents; and he felt it was past time to de-militarize the police.

Keith Jones discussed the ability of drones to protect the lives of Police and Firefighters in the City; City Council responsibility; he did not feel that drones would be used to spy on people; he discussed tape retention; and he strongly recommended that the City Council support the use of drones.

Jeremy Green, City Clerk, read written comments submitted by:

Kevin Lachoff
Heather Wollin
Sunita Meredia
Bill Rawuka
Albert Vera

Discussion ensued between staff and Council Members regarding the type of drones proposed for use; liability; the body camera program; availability of footage; the public records process; noticing of training; agreement to codify that facial recognition software would not be used; training costs; tasers; the weaponization portion of the policy; appreciation for the process; public comment that improved the policy; the General Plan Update; fear arguments; exigent circumstances; drones as augmenting police capabilities; privacy concerns; drone policies of other cities; authorization levels; the Fourth Amendment; tightening accountability; improving development of the program as it is implemented; narrowing the universe of permissible uses; the importance of policy; the institutional process; evolution through usage; the history of surveillance; the importance of clarity; adding political affiliations or activities to the list of protected classifications; clarifying that drones will not be weaponized either lethally or non-lethally; ensuring that drones will not be used when weather conditions or other hazards prevent safe operation, or in a manner that exceeds the manufacturer's recommendations; not using drones to ridicule an employee or any person; the two-year retention period; the statute of limitations for civil rights actions; ensuring that information distributed to the public should match information created immediately after the incident; privileged information; measuring results of the pilot program; agreement on metrics that are important to measure; adding provisions to Fire and Public Works Department use; different approval procedures for different departments; the Citizen's Surveillance Committee; assistance with implementation; annual review of the program; concern with militarization of the Police Department; loading jobs onto Police because Social Workers are not prioritized; concern that drones are a solution in search of a problem; actions of the prior City Council to authorize the purchase of drones; policy questions; length of the pilot program; frequency of use; obtaining in-depth data; providing dedicated email or phone for communication with the public who have concerns about the program; tracking complaints; increased efficacy; separate data for the Police and Fire departments; the need to make improved data available on the City website; notification to the public if data is kept longer than the specified times; drone data reporting; having a contingency plan for negative drone interaction; repair costs; effectively targeting people in the area for notification of drone training; the feeling that people would prefer drones to be in the hands of the Fire

Department; concern with Police bias; the inability of the Fire Department to oversee the program due to staffing levels; trust issues; differences between the LAPD and the CCPD; support for CCPD; facial recognition; notification of people in video footage; use of the drones by Public Works; legitimate concerns voiced by the public; the need to address underlying problems, incidents and perceptions; creating opportunities for dialogue; formation of a Human Relations Committee; societal issues; recognizing if a drone escalates situations; the need for people to deescalate situations rather than machines; the importance of adding specific language prohibiting tasers; creating policy that stands for the future and takes future technologies into consideration; protecting personnel; using the tool in a precise way; civilian uses of drones; solicitation of input from other departments; use of cameras on electric infrastructure to prevent fires; vehicle pursuits; the importance of an oversight committee; best practices; potential privacy issues with a citizen oversight committee; the policy related to officer involved shootings; appreciation for the extra meetings and dialogue; availability of the reports on drone flights to the public; changes in public record law; positive engagement with CCAN; a suggestion that the subcommittee consider how a Citizen's Oversight Committee could work; a suggestion to call the body a Citizen Advisory Committee; and a suggestion to bifurcate the policy.

Council Member Eriksson summarized policy changes discussed including: adding text to indicate that lethal and non-lethal weapons are prohibited on drones; including political associations in groups not to track; prohibition of usage outside of manufactured specifications or in extremely bad weather; prohibition of usage to ridicule staff or any person; length of the pilot program; data retention and officer involved shootings; involvement of Public Works; the Citizen's Committee; best practices; metrics for measuring success; and earlier notice for training.

Additional discussion ensued between staff and Council Members regarding whether or not to have a smaller universe of people who can authorize the use of drones; Watch Commander approval; dedicated means of communication regarding drone specific incidents; prioritizing Fire Department usage, with Public Works and other uses following later; complaints about other people's drones; additional uses to be addressed at a later date; the timeline; reporting back about best practices as soon as possible and incorporation into the process; City

Council agreement to incorporate discussed changes to policy issues; authorization to move forward with the pilot program; and staff agreement to report back as soon as possible with an item placed on the next agenda.

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Recess/Reconvene

Mayor Small called a brief recess from 11:19 p.m. to 11:33 p.m.

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Item A-4
(Out of Sequence)

CC - (1) Discussion and Consideration of Forming a Human Relations Committee; (2) If Desired, Create a City Council Ad Hoc Subcommittee and Appoint Two City Council Members thereto; and (3) Provide Direction to Staff, as Deemed Appropriate

Rebecca Rona Tuttle, Culver City Human Relations Workgroup, discussed the creation of an official Culver City Human Relations Committee; the vision of a City of Kindness, respect, diversity and inclusiveness; she noted that the City needed to earn the reputation through its actions; discussed hate groups in the United States; the need to recognize the entire spectrum from implicit bias to hate crimes; hate incidents; perceived discrimination; limited data available; real world examples; committee response to incidents; the planned presentation by Robin Toma of the Los Angeles County Commission on Human Relations; and she asked that the City Council establish a Human Relations Committee with an ad hoc subcommittee appointed to work out the details.

Members of the Culver City Human Relations Workgroup provided a presentation on the creation of an official Culver City Human Relations Committee; discussed a quote from Dr. Martin Luther King, Jr. regarding making a career of humanity; major goals for the proposed committee; collaboration; appreciation of diversity and inclusion; methods to prevent and respond to discrimination; issues to be addressed; opportunities to report perceived acts of discrimination; use of trained mediators; program evaluation; review of City policies; staff representatives; committee composition and appointment; and a letter in support of the creation of a Human Relations

Committee in Culver City from Vicki Tamoush, Former Executive Director of the Community Relations Conference of Southern California was read.

Leah Pressman read remarks from Robin Toma, Executive Director of the Los Angeles County Commission on Human Relations who had to leave the meeting due to the late hour.

Rick Tuttle acknowledged and named members of the Culver City Human Relations Work Group.

Rebecca Rona Tuttle thanked those members of the Workgroup who took part in the presentation as well as Steven Fischer who created the Powerpoint presentation, and she asked the City Council to appoint an ad hoc subcommittee to work out the details to form a Culver City Human Relations Committee.

Mayor Small invited public comment.

The following members of the audience addressed the City Council:

Michelle Dennis provided background on herself; urged the City to establish a Human Relations Committee that could be instrumental in protecting and expanding sales tax revenue; discussed the huge influx of new visitors to the City due to development; ensuring that an incident does not occur to damage the City brand; enhancing the brand in the region; and addressing transgender concerns through the Human Relations Committee rather than through City staff.

Samia Bano provided background on herself; discussed incidents of Islamophobia she has experienced in and around the City; the need to combat such activity with consistent, systematic and conscious action; and she encouraged the City Council to form a Human Relations Committee.

Carlene Brown discussed the documentary, *I Am MLK, Jr.*; the importance of collaboration as a committee tool; and empowerment.

Julissa Gutierrez provided background on herself; expressed support for City efforts to create a kinder and more accepting place; the need for Human Relations infrastructure; noted that she often benefits from appearing to be non-threatening; discussed her experiences with discrimination; the uniquely

diverse community; and she wanted the trust and sense of safety that she experiences to be extended to more people.

Kimberly Ferguson discussed City efforts that need additional support; creating programming for all people in the community; getting along; and equal engagement in all ways.

Summer McBride read a statement on behalf of Sikivu Hutchinson of the LA County Human Relations Commission in support of establishing a Human Relations Committee in Culver City.

Rick Tuttle discussed the unique opportunity to create a safe place and provide assistance in the resolution process.

Terry Silberman presented a letter from Rabbi Zach Shapiro, the spiritual leader of Temple Akiba.

Prisca Gloor discussed the history of discrimination in Culver City; the current status of Culver City as a Sanctuary City and a City of Kindness; the Equity Committee; providing a safe place where people can be heard and resolution can be found; South Africa's Truth and Reconciliation Commission; making amends for the past; providing a greater sense of safety; and respecting everyone in the community.

Pete Rockwell reported that the Culver City Democratic Club had endorsed creation of a Human Relations Committee in Culver City, and he asked the City Council to endorse the item.

Donna Kent asked the City Council to endorse creation of a Human Relations Committee.

Disa Lindgren added her enthusiastic and strong support for the proposal.

Gary Silbiger discussed racism in a previous City Council that demonstrated the need to create a Human Relations Committee; previous unsuccessful efforts to support Human Relations in the City; a Landlord Tenant Mediation Board Member who called for nullification of the election of Karlo Silbiger as he had not disclosed that he was gay; and the continued need for a Human Relations Committee.

Mark Lipman applauded the work of his neighbors to put the Human Relations Committee together; noted that the greatest government is of the people; and he endorsed their work.

Denise Cecilia Neal provided background on herself and felt it important to establish a Human Relations Committee.

Andrew Lachman applauded diversity in Culver City; discussed his experiences; noted that bringing people together makes the City stronger; and he felt that the idea of a Human Relations Committee was worth exploring and moving forward with.

Jeremy Green, City Clerk, read written comments submitted by:

Darryl and Amy Cherness
Claudia Vizcarra
Ken Mand
Aura Walker
Reverend Carolyn Wilkins
Michael Hudson

Discussion ensued between staff and Council Members regarding defining the function of a Human Relations Committee; being proactive; the Police Department; staff; instances of harassment that occur whether they are logged or not; clarification that the issue is not community-wide; efforts of the Parks, Recreation and Community Services Commission to address issues; crossover duties; viability of the Civil Service Commission; staff time; costs; funding; the Equity Subcommittee; hearing concerns in an open forum without accusing anyone; intimidation connected to interfacing with bureaucratic infrastructure; being clear about the mission of the Human Relations Committee; the number of complaints received; existing safe ways to make a complaint; GARE; concern with privacy issues related to making complaints to a Brown Act Committee; whether the Human Relations Committee should deal with staff issues; addressing issues with the community at large; incorporating CCUSD into the Committee; working to instill civil behavior; the advisory nature of the proposed committee and how it would fit in with the existing bodies; direct democracy; community engagement; allowing the Human Relations Committee to focus exclusively on community relations and allowing the Parks, Recreation and Community Services Commission to focus on parks; harmonizing policies; staff time; refining the mission of the Human Relations Committee; examining the relevance of existing Committees, Commissions and Boards; support for creation of the Human Relations Committee and revising some of the others; consideration of the matter by the Equity Subcommittee; ensuring that existing bodies are accomplishing their goals;

equity as part of the General Plan Update; previous lack of diversity on the City Council; outreach and community input; successful handling of issues; providing a support network for issues; different points of view; determining how the group would work; formation of an ad hoc subcommittee; overlapping goals with the Equity Subcommittee; and the need for an ad hoc subcommittee to work out the details.

MOVED BY COUNCIL MEMBER LEE, SECONDED BY VICE MAYOR SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL AGREE TO DIRECT DISCUSSION OF FORMATION OF A HUMAN RELATIONS COMMITTEE TO THE EQUITY SUBCOMMITTEE.

Rick Tuttle questioned whether the City Council had agreed to form a Human Relations Committee.

Serena Wright Black, Assistant City Manager, indicated that her understanding was that the City Council agreed in concept to form the Committee contingent upon outlining what duties and responsibilities are.

Additional discussion ensued between staff and Council Members regarding the way the motion was made; the need to separate staff issues; local laws and regulations; clarification that composition of the committee and other details would be considered before the item returns to the City Council; and the will of the City Council.

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Item A-3
(Out of Sequence)

CC - Selection of, and Approval of a Professional Services Agreement with, the Consultant Team led by Raimi + Associates or Interface Studio to Provide General Plan Update (GPU) Services in Response to Request for Proposals (RFP) #1802 in an Aggregate Amount Not-To-Exceed \$1,829,835 or \$1,998,241, Respectively

Ashley Hefner, Advance Planning Manager, provided a summary of the material of record.

Discussion ensued between staff and Council Members regarding the oral presentations vs. the written proposals; strong points for each consultant; concern with being plugged into a plan formulated for another city; appreciation for both presentations; the feeling that either consultant would serve the City well; the focus on planning for the future; addressing global warming; understanding Culver City demographics; the need for innovation; the strong focus on equity, health and sustainability; keeping the team not chosen in mind for other projects in the future; congestion pricing; and the Tree People proposal.

Mayor Small invited public comment.

No cards were received and no speakers came forward.

MOVED BY COUNCIL MEMBER LEE, SECONDED BY COUNCIL MEMBER FISCH AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. SELECT, AND APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH, THE TEAM LED BY RAIMI + ASSOCIATES TO PERFORM GENERAL PLAN UPDATE (GPU) SERVICES IN RESPONSE TO REQUEST FOR PROPOSALS (RFP) #1802 IN AN AGGREGATE AMOUNT NOT TO EXCEED \$1,829,835; AND
2. AUTHORIZE THE CITY ATTORNEY TO REVIEW AND PREPARE THE NECESSARY DOCUMENTS; AND
3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

Discussion ensued between staff and Council Members regarding a General Plan team booth at Ciclavia; outreach to the Culver City Family Alliance for hard to reach families; engagement of students at the High School in the planning process; and the Architecture and Design Club at the High School.

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Item A-2
(Out of Sequence)

CC - (1) Adoption of Resolution Approving a Mitigated Negative Declaration for the Culver Boulevard Realignment Project and

Stormwater Treatment Project; (2) Approval of the Final Plans and Specifications and Authorization to Publish a Notice Inviting Bids for the Culver Boulevard Realignment Project and Stormwater Treatment Project; (3) Adoption of a Resolution Authorizing Entering into a Funding Agreement with the State Water Resources Control Board for Prop 84 and Prop 1 Grant Funding; and (4) FOUR FIFTHS VOTE REQUIREMENT: Approval of a Budget Amendment to Appropriate Santa Monica Bay Restoration Commission Prop 84 and State of California Prop 1 Grant Funding in the Amounts of \$3,300,000 and \$4,478,796, Respectively

Council Member Fisch indicated the State Water Resources Control Board is a client agency of his section of the California Office of the Attorney General so, out of an abundance of caution, he recused himself from the item and exited the dais.

Discussion ensued between staff and Council Members regarding remaining opportunities for input; length of the process; community input throughout the process; support for the project; and ways to deal with traffic during the construction process so that it does not end up in the Veterans Park area.

Mate Gaspar, Engineering Services Manager, provided a summary of the material of record.

Lee Torres, Senior Civil Engineer, provided a summary of the material of record on the storm water and urban runoff design system and discussed capacity and treatment volume.

Roman Chu, SWA, provided a presentation on the landscape plan for the Culver Boulevard Realignment project.

Council Member Eriksson received clarification regarding the location of the bike path east of the connection into Little Culver.

Mayor Small invited public comment.

The following members of the audience addressed the City Council:

Kimberly Ferguson expressed appreciation for the process and the responsiveness of the City but concern with the design of the bulb out at Huron and Harter; she felt the design on south Culver was safer and a less aggressive way to define the

corners; she discussed unusual traffic at certain times of the week; the La Habra sink hole; and she received clarification regarding the framing of the tank.

Discussion ensued between staff and Ms. Ferguson regarding the approved conceptual plan; bulb out curb extensions on both corners of Huron and Harter at Little Culver; the final design process; reduced size of the curb extensions; allowing space for two vehicles to pass each other; defining the preferred pedestrian route; the expectation of significant pedestrian traffic to the school; whether the extra accentuation is necessary; the design; the traffic signal on Culver Boulevard; and the use of bulb outs to slow traffic.

Glenn Spann expressed appreciation to the City Council, staff and the community for their work; noted the length and nature of the process; discussed the Citizen's Advisory Committee; he requested continued community outreach; discussed parking issues; long-term upkeep necessary; ways to improve things; and he noted public/private ownership responsibility for the parkways along the corridor.

Steve Levinson discussed his participation in the Citizen's Advisory Committee; requested mitigation of noise, dirt, dust, disruption and parking issues during the construction period; noted the use of Little Culver for overnight parking; he asked that the City suspend ticketing during the construction period and remove wildlife in advance of the construction process; and he expressed surprise at hearing that the project would take 18 months as 12 months had been indicated throughout the entire process.

Discussion ensued between staff and Council Members regarding the bid for pest control; parking availability on Little Culver during construction; and parking mitigation measures.

Bill Rawuka asked about bacteria and viruses in the water that will be stored in the tanks near their homes; he discussed the height of the median; plantings; noise reduction; a request for installation of a stop sign on Little Culver and Commonwealth; a recent accident; restriping of Little Culver Boulevard; employee parking in the center median; noise levels during construction; and concern that rough surfaces on the sidewalks during construction would make it harder for the elderly.

Discussion ensued between staff and Council Members regarding required truncated domes for ADA ramps; water quality; the sampling plan; local runoff; the pre-treatment unit; maintenance; clarification that water would be kept in a sealed structure underground; the secondary filtration unit; construction noise; the requirement that construction vehicles have lower emissions; contact information for resident complaints; and existing noise levels.

Jeremy Green, City Clerk, read a written comment submitted by:

Kristen Torres-Pawling

Discussion ensued between staff and Council Members regarding length of the construction period; the inability to do certain parts of the project concurrently; the landscaping portion of the project at the end of the construction period; and grading.

Steve Levinson expressed dismay at suddenly finding out that the construction period is longer than had been discussed throughout the lengthy public outreach period.

Additional discussion ensued between staff, Mr. Levinson and Council Members regarding reasons for the extension of the construction period; concern that the public was not told the actual length of the process; rectifying miscommunication; and assurances that there was no intent to mislead the public.

Further discussion ensued between staff and Council Members regarding appreciation for the process and for the public outreach; ramps and sidewalks; construction that crosses intersections; temporary mitigation for those with walkers; ensuring that surfaces are ADA compliant; closure of one side for construction; rough surface treatment; maintaining travel ways for the public; maintaining dialogue as problems come up; continuing regular meetings with the Citizen's Advisory Committee; additional public meetings open to the neighborhood if needed; emphasis on addressing the crosswalks first; installing bollards to alert drivers to the curb extensions; operations and maintenance; due diligence; having a community planting day; community building; traffic calming; and addressing comments submitted by Kristen Torres-Pawling.

MOVED BY COUNCIL MEMBER LEE AND SECONDED BY COUNCIL MEMBER ERIKSSON THAT THE CITY COUNCIL:

1. ADOPT A RESOLUTION APPROVING A MITIGATED NEGATIVE DECLARATION FOR THE CULVER BOULEVARD REALIGNMENT AND STORMWATER PROJECT, PZ460 AND PR002; AND
2. APPROVE THE PLANS AND SPECIFICATIONS AND AUTHORIZE THE PUBLICATION OF A NOTICE INVITING BIDS FOR THE CULVER BOULEVARD REALIGNMENT AND STORMWATER PROJECT, PZ460 AND PR002; AND
3. ADOPT A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A FUNDING AGREEMENT WITH THE STATE BOARD FOR PROP 84 AND PROP 1 GRANT FUNDS; AND
4. APPROVE A BUDGET AMENDMENT TO APPROPRIATE SANTA MONICA BAY RESTORATION COMMISSION PROP 84 AND STATE OF CALIFORNIA PROP 1 GRANT FUNDING IN THE AMOUNT OF \$3,300,000 AND \$4,478,796, RESPECTIVELY FOR THIS PROJECT.

THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: ERIKSSON, LEE, SAHLI-WELLS, SMALL
NOES: NONE
RECUSED: FISCH

Council Member Fisch returned to the dais.

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Item A-5

CC - Introduction of an Ordinance Amending Culver City Municipal Code Chapter 11.04, "Alarm Systems," to Clarify the Provisions Related to Local Alarms Which are not Monitored by a Remote Monitoring Facility

MOVED BY VICE MAYOR SAHLI-WELLS, SECONDED BY COUNCIL MEMBER LEE AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: INTRODUCE AN ORDINANCE AMENDING CULVER CITY MUNICIPAL CODE CHAPTER 11.04 "ALARM SYSTEMS" TO CLARIFY THE PROVISIONS RELATED TO LOCAL ALARMS WHICH ARE NOT MONITORED BY A REMOTE MONITORING FACILITY.

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Public Comment - Items Not on the Agenda

Mayor Small invited public comment.

January 28, 2019

No cards were received and no speakers came forward.

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Items from Council Members

None.

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Council Member Requests to Agendize Future Items

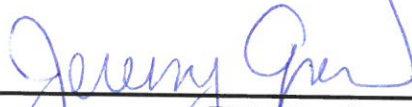
None.

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Adjournment

There being no further business, at 2:28 a.m. on Tuesday, January 29, 2019, the City Council, Successor Agency to the Culver City Redevelopment Agency Board, and Culver City Housing Authority Board adjourned in memory of Police Lieutenant Curtis Massey who died on January 28, 2009, to a meeting on February 4, 2019.

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Jeremy Green
CITY CLERK of Culver City, California
EX-OFFICIO CLERK of the City Council and SECRETARY of the
Successor Agency to the Culver City Redevelopment Agency
Board, and Culver City Housing Authority Board
Culver City, California



THOMAS SMALL
MAYOR of Culver City, California and CHAIR of the Successor
Agency to the Culver City Redevelopment Agency Board, and
Culver City Housing Authority Board