



# Culver CITY

MIKE BALKMAN COUNCIL CHAMBERS  
9770 CULVER BOULEVARD  
CULVER CITY, CALIFORNIA 90232-0507  
CITY HALL Tel. (310) 253-6000  
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## **REVISION NO. 1 CITY COUNCIL REGULAR AGENDA Monday, July 13, 2009**

**ANDREW WEISSMAN**, Mayor  
**CHRISTOPHER ARMENTA**,  
Vice Mayor  
**D. SCOTT MALSIN**, Councilmember  
**MICHEÁL O'LEARY**,  
Councilmember  
**GARY SILBINGER** Councilmember

**Mark Scott**, City Manager

### **PUBLIC COMMENT**

The City Council will listen to the public on any item on the agenda or item of interest that is not on the agenda. The City Council cannot legally take action on any item not scheduled on the agenda. Such items may be referred for administrative action or scheduled on a future agenda.

If you wish to speak to the Council, please 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 by name when it is your turn to speak to the Council.

### **PUBLIC COMMENT FOR ITEMS ON THE AGENDA**

Persons wishing to speak on agenda items will be called at the time the agenda item is brought forward. Comments will generally be limited to five minutes per speaker; however, a three-minute limit may be declared by the Mayor for agenda items for which many Speaker Cards have been submitted.

### **PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA**

A total of twenty minutes shall be devoted to audience participation at the beginning of the agenda. Speakers will be called on in the order cards were received by the City Clerk. If additional time is needed, the Mayor will allow for same at the end of the agenda.

When the City Clerk calls your name, please advance to the podium and state your name and city of residence. Speakers must limit their comments to five minutes. A three-minute limit may be declared by the Mayor if there is a large number of individuals desiring to address the Council.

NOTE: AT OR ABOUT 11:00 P.M., COUNCILMEMBERS WILL DETERMINE WHETHER TO CONTINUE WITH DISCUSSION OF REMAINING ITEMS ON THE AGENDA OR TO CARRY SOME/ALL OF THE ITEMS OVER TO A FUTURE MEETING DATE.

### **CELL PHONES AND OTHER DISTRACTIONS**

Use of cell phones, pagers and other communication devices is prohibited while the Council Meeting is in session. Please turn all devices off or place on silent alert and leave the 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**

City Council meetings are regularly scheduled for the second and fourth Mondays of every month. City Council Agenda information is available 72 hours before each Council meeting via a tape recorded message by calling 310-253-6020.

City Council/Agency/Commission meetings can be viewed live on Channel 35 by Time Warner subscribers. To view the Council meetings on line please visit <http://www.culvercity.org/webcast>.

### **ALD**

Assisted Listening Devices are available through the City Clerk.



Agendas are  
Available on the web at  
[www.culvercity.org](http://www.culvercity.org)

**REVISION NO. 1  
AGENDA  
CITY COUNCIL  
REGULAR MEETING**

Monday, July 13, 2009  
5:30 P.M. (Closed Session)  
7:00 P.M. (Regular Session)

**CALL TO ORDER & ROLL CALL:**

**Mayor Andrew Weissman  
Vice Mayor Christopher Armenta  
Councilmember D. Scott Malsin  
Councilmember Micheál O'Leary  
Councilmember Gary Silbiger**

**City Manager Mark Scott**

**CLOSED SESSION - 5:30 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. Conference with Real Property Negotiators**

Re: 8511 Warner Drive

Negotiators: Mark Scott, City Manager/Executive Director; Sol Blumenfeld, Director of Community Development/Assistant Executive Director and Murray Kane, Agency General Counsel

Other Parties Negotiators: Conjunctive Points Warner Development 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

**CS- 2. Conference with Labor Negotiators**

City designated representatives: City Manager Mark Scott, Director of Human Resources Serena Wright, Jack Hoffman

Employee Organization: Culver City Employees Association; Culver City Management Group; Culver City Police Officers Association; Culver City Police Management Group; Culver City Firefighters Local 1927, AFL-CIO; Culver City Fire Management Group

## **REGULAR SESSION - 7:00 PM**

### **INVOCATION By Mark Scott, City Manager**

### **PLEDGE OF ALLEGIANCE**

### **PRESENTATIONS**

- P- 1.** A Proclamation in Honor of July as Parks and Recreation Month.
- P- 2.** Presentation of Commendations and Certificates of Appreciation to Retiring Members of the City's Commissions, Committees, and Boards.

### **PUBLIC COMMENT - Items NOT On The Agenda**

### **PUBLIC COMMENT - Items On The Agenda**

### **PUBLIC HEARING:**

- PH- 1.** [\(1\) Declare the Results of the Assessment Ballot Tabulation for Higuera Landscape and Lighting Assessment District and, if Approved, \(2\) Approve a Resolution to Confirm the Annual Levy for Said District](#)  
*Conduct public hearing, (absent a majority protest) adopt resolution.*
- PH- 2.** [\(1\) Declare the Results of the Assessment Ballot Tabulation for Landscape Maintenance District #1 and, if approved, \(2\) Approve a Resolution to Confirm the Annual Levy for said District.](#)  
*Conduct public hearing, (absent a majority protest) adopt resolution.*

## **LEGISLATION AND LEAGUE OF CALIFORNIA CITIES CITY ADVOCATE WEEKLY**

- 1.** [League of California Cities City Advocate Weekly Editions Issue #24 dated June 26, 2009 and Issue #25 dated July 2, 2009.](#)  
*Receive oral report and direct staff as deemed appropriate.*

### **CONSENT CALENDAR**

*Note: Consent Calendar items are considered to be routine in nature and may be approved by one motion. Public requests to discuss Consent Calendar items must be filed with the Clerk before the Consent Calendar is called.*

- C- 1.** Clerk's Report.  
*Approve report.*
- C- 2.** Approval of Minutes for the Adjourned Regular Meeting of June 1, 2009; Adjourned Regular Meeting of June 4, 2009; Regular Meeting of June 8, 2009; and Special Meeting of June 11, 2009.  
*Approve minutes.*
- C- 3.** [Cash Disbursements for June 13, 2009 – July 3, 2009.](#)  
*Approve disbursements.*

- C- 4. [\(1\) Authorization to File an Application for US Department of Justice, Edward Byrne Memorial Justice Assistance Grant \(JAG\) Program Funds; and \(2\) Approval of a Memorandum of Understanding \(MOU\) with the City of Los Angeles to Act as Fiscal/Reporting Agent for this Grant.](#)  
*Authorize filing of application and approve memorandum of understating with the City of Los Angeles.*
- C- 5. [1\) Award of a Contract with Sancon Engineering Inc for the Construction of Sewer Rehabilitation \(Lining\) Projects, P-872, P-893, P-894 and P-904; and 2\) Approval of an Amendment to the Existing Professional Services Agreement with Dudek for Construction Management and Inspection Services Related Thereto.](#)  
*Award construction contract to Sancon Engineering and approve contract amendment to the contract for construction management and inspection services to Dudek.*
- C- 6. [Adoption of an Ordinance Amending Title 11, Business Regulations, of the Culver City Municipal Code Relating to Add a New Chapter 11.15 Relating to the Licensing of Tobacco Retailers.](#)  
*Adopt Ordinance.*
- C- 7. [Approval of Amendments to the Existing Professional Services Agreements with Max Paetzold and Barry Kurtz for Support to the Traffic Engineering Section in Review of Regional and Local Development Projects.](#)  
*Approve agreement amendments.*
- C- 8. [Acceptance of Work Performed by ICE Engineering, Inc., Authorization to File a Notice of Completion and Authorization to Release the Retention Payment, for the Pedestrian Islands Modification Project, P-915.](#)  
*Accept work, authorize the Public Works Director.City Engineer to File the Notice of Completion, and authorize the release of retention.*
- C- 9. [Acceptance of Work Performed by Matt Gardner Construction, Inc., Authorization to File a Notice of Completion and Authorization to Release the Retention Payment, for the Sherbourne Drive Streetlight Replacement Project, P-868.](#)  
*Accept work, authorize the Public Works Director.City Engineer to File the Notice of Completion, and authorize the release of retention.*
- C- 10. [Approval of an Amendment to the Existing Professional Services Agreement with Scott Associates to Update and Submit the 2009/2010 Sewer User Service Charges to the Los Angeles County Assessor for Inclusion on the Los Angeles County Property Tax Roll.](#)  
*Approve agreement amendment.*

## **ACTION ITEMS:**

*Public requests to discuss Action Items must be filed with the Clerk before the item is called.*

- A- 1. [Adoption of a Resolution Approving the Final Sewer System Management Plan.](#)  
*Adopt resolution.*
- A- 2. [Discussion of Network Refresh and Telephone System Replacement and Direction to Staff as Deemed Appropriate.](#)  
*Discuss item and direct staff as deemed appropriate.*
- A- 3. [Approval of Professional Services Agreements with AAE Inc., APD Consultants, CivilSource, E.W. Moon, Kimley-Horn and Associates, KOA Corporation/CBM Consultants, Paller-Roberts Engineering, Inc., Psomas and Willdan for General Civil Engineering Services; and with GK Consultants and Nickerson Company for Construction Management and Inspection Services.](#)

*Approve agreements, authorize the City Attorney to review/prepare the necessary documents, and authorize the City Manager to execute such documents.*

## **PUBLIC COMMENT - Items NOT On The Agenda (Continued)**

### **RECEIPT OF CORRESPONDENCE**

### **ITEMS FROM STAFF**

### **ITEMS FROM COUNCIL**

### **ADJOURN**

**Next City Council Meeting  
July 20, 2009  
7:00 PM**

### **Upcoming Public Meeting Tentative Schedule — July 2009**

| <b>Date</b>                                                                                                                            | <b>Day</b>       | <b>Time</b>    | <b>Location</b>         |
|----------------------------------------------------------------------------------------------------------------------------------------|------------------|----------------|-------------------------|
| <b><i>City Council</i></b>                                                                                                             |                  |                |                         |
| <i>July – 13</i>                                                                                                                       | <i>Monday</i>    | <i>7:00 PM</i> | <i>Council Chambers</i> |
| <i>July - 27</i>                                                                                                                       | <i>Monday</i>    | <i>7:00 PM</i> | <i>Council Chambers</i> |
| <b><i>Redevelopment Agency</i></b>                                                                                                     |                  |                |                         |
| <i>July – 6</i>                                                                                                                        | <i>Monday</i>    | <i>7:00 PM</i> | <i>Council Chambers</i> |
| <i>July - 20</i>                                                                                                                       | <i>Monday</i>    | <i>7:00 PM</i> | <i>Council Chambers</i> |
| <b><i>Parks and Recreation Commission</i></b>                                                                                          |                  |                |                         |
| <i>July– 7</i>                                                                                                                         | <i>Tuesday</i>   | <i>7:00 PM</i> | <i>Council Chambers</i> |
| <b><i>Cultural Affairs Commission</i></b>                                                                                              |                  |                |                         |
| <i>July –14</i>                                                                                                                        | <i>Tuesday</i>   | <i>7:00 PM</i> | <i>Council Chambers</i> |
| <b><i>Planning Commission</i></b>                                                                                                      |                  |                |                         |
| <i>July – 8</i>                                                                                                                        | <i>Wednesday</i> | <i>7:00 PM</i> | <i>Council Chambers</i> |
| <b><i>Civil Service Commission</i></b>                                                                                                 |                  |                |                         |
| <i>July – 1</i>                                                                                                                        | <i>Wednesday</i> | <i>7:00 PM</i> | <i>Council Chambers</i> |
| <ul style="list-style-type: none"><li><i>Times and dates may be changed.</i></li><li><i>Meetings may be added or changed</i></li></ul> |                  |                |                         |

**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](http://www.culvercity.org).