

THESE MINUTES ARE NOT OFFICIAL
UNTIL APPROVED BY THE
CITY COUNCIL

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

March 26, 2012
6:30 p.m.

Call to Order & Roll Call

The meeting of the City Council was called to order at 6:30 p.m.

Present: Micheál O'Leary, Mayor
Christopher Armenta, Councilmember
Jeffrey Cooper, Councilmember
Andrew Weissman, Councilmember

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Closed Session

The City Council adjourned to Closed Session to discuss the following item:

CS-1 Conference with Legal Counsel - Anticipated Litigation
Re: Exposure to Litigation - (One Item)
Pursuant of Government Code Section 54956.9(b)

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Recess

The City Council recessed to Closed Session at 6:30 p.m.

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Reconvene

The City Council reconvened its meeting at 7:12 p.m. with all Councilmembers present.

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Closed Session Report

Mayor O'Leary indicated there was nothing to report out of Closed Session.

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Invocation/Pledge of Allegiance

The Invocation was given by John Nachbar, City Manager, and the Pledge of Allegiance was led by Booker Pearson, Upward Bound House.

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Presentations

Item P-1

Presentation of a Certificate of Recognition to the Members of the GU14 Girls All Star California State Championship Soccer Team.

Mayor O'Leary presented a Certificate of Recognition to members of the GU14 Girls All Star California State Championship Soccer Team, who in turn thanked the City for their support.

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Item P-2

Commendation to Alejandro Gomez, Equipment Maintenance and Fleet Services Division Employee of the Year.

Councilmember Weissman presented a Commendation to Alejandro Gomez, Equipment Maintenance and Fleet Services Division Employee of the Year.

Alejandro Gomez expressed appreciation for the honor.

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Item P-3

Proclamation designating Saturday, March 31, 2012 as Cesar Chavez Day.

Mayor O'Leary presented the proclamation to members of the Senior Center Board.

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Community Announcements by City Council Members/Information Items from Staff

Mayor O'Leary discussed the groundbreaking ceremony for the Tilden Terrace Project and invited David Voncannon to speak.

David Voncannon noted the significance of the groundbreaking for Tilden Terrace; discussed his work as a community representative and with City staff; the establishment of the parking district; improvements to the Tilden/Washington intersection; changes to the street sweeping schedule; the Mosque; redevelopment in the neighborhood; cooperation between residents, City staff and the developer; expressed appreciation for work done to redesign the building; and he thanked everyone involved.

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Joint Public Comment - Items Not on the Agenda

Mayor O'Leary invited public comment.

The following members of the audience addressed the City Council:

Elvin Moon discussed the Planning Department denial of his proposal for a waterless carwash downtown and he requested a zoning amendment so he could move forward with his project.

Todd Tipton, Deputy Community Development Director, discussed procedures to move forward with an amendment.

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Public Comment
(continued)

Booker Pearson, representing Upward Bound House, thanked the City for their support of Upward Bound; he requested that the City reinstitute the rental assistance vouchers; and he provided statistics regarding homelessness, foster care and the prison system.

Discussion ensued between the City Council, staff and Mr. Pearson regarding the voucher program; the obligation of the City; average length of time people participate in the program; typical clients; the availability of emergency housing funds; providing a stepping stone to permanent housing; the elimination of redevelopment; budget cuts; the housing program; immediate needs; the Housing Authority; transference of funds; one-time funds; justification for ongoing funding; addressing the needs of Upward Bound and other community needs; the budget process; competing claims for funds; a request for additional information from Mr. Pearson; the program success rate; the importance of the program; keeping children off the street; far reaching negative effects of the dissolution of the Redevelopment Agency; and other important assistance programs in the City that also require support.

Christopher Patrick King, Culver City Homelessness Committee member, echoed Mr. Pearson's comments; thanked the City for their support; reported touring Upward Bound House; and he discussed the success rate and critical need.

Carrie Baeck, representing the Friends of the Culver City Scout House, thanked the City Council for their support noting the recently signed lease, and she discussed the planned repairs.

Richard Shaffer, representing the Culver City Rock and Mineral Club, thanked the City for their support and noted that their rehabilitation efforts would not cost the City any money.

Shannon Bowman, representing the Friends of the Culver City Scout House, expressed gratitude to the City Council and staff for their support with the rehabilitation of the Scout House.

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Public Comment
(continued)

J.J. Hoffman, representing the Los Angeles County Bicycle Coalition, discussed the recent Tour de Taste event; the use of Groupons; sponsors; she expressed gratitude to Jeremy Greene for help with permits; discussed their work to provide bicycles to those in need; and she thanked the City for allowing the event.

Sébastien Cornic, representing Meet French Bistro, discussed the extended parking meter hours and how the changes have been affecting the downtown businesses; the two hour parking limit; comparisons with other cities in the area; the distance from the parking structures; Sunday brunch; foot traffic; feeding the meters; and he requested that the extension be reversed so as not to discourage business.

In response to an inquiry from Mayor O'Leary regarding financial effects to his business, Mr. Cornic reported numerous complaints received from customers.

Debbie Weiss, representing the Wonderful World of Animation Gallery, expressed concern with long-term effects of the extended meter hours on businesses; she discussed ways to encourage people to linger in the City; and she requested that the extension of parking meter hours in the City be reversed.

Seth Horowitz, representing the Culver Hotel, discussed the parking situation in Downtown Culver City and he asked that the changes to the meters be reversed; expressed concern that the changes made the City less welcoming and people would look for other alternatives; discussed whether the meters were necessary to create a quick turnover; the potential for making money versus a loss of revenue; and he noted the importance of attracting people to the City and keeping them here.

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Public Comment
(continued)

Alan Shulman, representing Akasha Restaurant, discussed hospitality; vacancies in the downtown area; the changing dynamics of the area; average length of time for the dining experience; servers feeding meters for customers; removing the hospitality factor; monitoring of the parking meters; and he asked that the City reevaluate how meters are handled.

Ugo Pascarella, representing Ugo Restaurant, echoed earlier comments regarding parking meters; he discussed changes to the downtown area; taxes imposed and increases in fees; effects on the customer experience; places going out of business in the City; uncertainty about the future; and he requested that the matter be reconsidered.

Ken Kaufman, representing Rush Street and City Tavern restaurants, read a letter from Eric Sims of the Kirk Douglas Theatre, expressing concern with changes to metered parking in Culver City and requesting that the City Council rescind the extended metered parking hours.

Cary Anderson clarified that the extension of meter hours was meant to encourage parking in the structures rather than to generate revenue; he discussed the parking study; parking data; the lack of enforcement; a recent survey that he took of expired meters; red curb violations and yellow curb parking; missed revenues; his attendance of the Parking Industry Exposition; turnover; new technology; caving in to businesses; and clarification that not everyone can park at a meter.

Meghan Sahli-Wells expressed concern with the current economic climate and the timing of the extension of metered parking hours noting the importance of supporting business in the City.

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Public Comment
(continued)

Discussion ensued between the City Council and staff regarding the hearings held to consider the extension of parking meter hours; night parking and Sunday parking; the genesis of the item; efforts to manage parking; allowing more people access to high demand on-street parking; the parking study; implementation decisions; increased revenues; impacts; evaluating short term versus long term impacts; City Council consensus to agendaize a discussion of this item at its meeting of April 2, 2012; and the ability to stay the item with a later opportunity to consider the item thoroughly.

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Receipt of Correspondence

MOVED BY COUNCILMEMBER WEISSMAN, SECONDED BY COUNCILMEMBER ARMENTA AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE CORRESPONDENCE.

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Consent Calendar

MOVED BY COUNCILMEMBER WEISSMAN, SECONDED BY COUNCILMEMBER ARMENTA AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CONSENT CALENDAR ITEMS C-1 THROUGH C-6.

Item C-1

Meeting Minutes

THAT THE CITY COUNCIL APPROVE THE MINUTES FOR THE SPECIAL MEETING OF FEBRUARY 6, 2012 AND MINUTES FOR THE REGULAR MEETING OF FEBRUARY 13, 2012 AS SUBMITTED.

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March 26, 2012

Item C-2

Cash Disbursements

THAT THE CITY COUNCIL APPROVE CASH DISBURSEMENTS FROM MARCH 3, 2012 – MARCH 16, 2012.

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Item C-3

Adoption of a Resolution Approving a City Council Compensation Guide which Reduces Retired City Councilmembers' Medical Insurance Benefits to the Statutory Minimum City Contribution (Currently \$112 per Month.).

THAT THE CITY COUNCIL ADOPT RESOLUTION NO. 2012-R026 APPROVING A CITY COUNCIL COMPENSATION GUIDE THAT MODIFIES RETIREE MEDICAL BENEFITS FOR EXISTING AND FUTURE COUNCILMEMBERS TO PROVIDE FOR A CITY CONTRIBUTION FOR RETIRED COUNCILMEMBERS IN THE STATUTORY MINIMUM AMOUNT.

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Item C-4

(1) Acceptance of Grant Funds in the Amount of \$37,143 from the Corporation for National and Community Service (CNCS) for the Culver City Retired and Senior Volunteer Program (RSVP); and, (2) Approval of a RSVP Grant Agreement with CNCS for a Three Year Cycle Commencing April 1, 2012 and Ending March 31, 2015.

THAT THE CITY COUNCIL:

1. ACCEPT GRANT FUNDS IN THE AMOUNT OF \$37,143 AWARDED BY THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE (CNCS) FOR THE CULVER CITY RETIRED AND SENIOR VOLUNTEER PROGRAM (RSVP); AND,
2. APPROVE AN RSVP GRANT AGREEMENT BETWEEN THE CITY AND CNCS FOR A THREE YEAR CYCLE COMMENCING APRIL 1, 2012 AND ENDING MARCH 31, 2015; 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

(1) Approval of the Final Plans and Specifications and (2) Authorization to Publish a Notice Inviting Bids for the 2012 Residential Slurry Seal Program, P-863.

THAT THE CITY COUNCIL:

1. APPROVE THE FINAL PLANS AND SPECIFICATIONS FOR THE 2012 RESIDENTIAL SLURRY SEAL PROGRAM; P-863; AND
2. AUTHORIZE PUBLICATION OF A NOTICE INVITING BIDS FOR CONSTRUCTION OF THE 2012 RESIDENTIAL SLURRY SEAL PROGRAM, P-863.

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March 26, 2012

Item C-6

Adoption of a Resolution Approving an Encroachment Agreement with AT&T for Use of the Public Right-of-Way at Bristol Parkway and Hannum Avenue.

THAT THE CITY COUNCIL:

1. ADOPT RESOLUTION NO. 2012-R027 APPROVING THE ENCROACHMENT AGREEMENT WITH AT&T; 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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Order of the Agenda

No changes were made.

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March 26, 2012

Action Items

Item A-1

Adoption of an Ordinance Authorizing a Contract Amendment between the Public Employees' Retirement System (PERS) and the City of Culver City to Implement Section 20475, Different Level of Benefits, for Newly Hired Safety Plan Members in the Police Officers' Association (POA), Police Management Group (PMG), Firefighters' Association (FFA) and Fire Management (FMG).

Mayor O'Leary invited public comment.

The following member of the audience addressed the City Council:

Meghan Sahli-Wells expressed thanks to staff and the City Council for their work on the item; and she added that she appreciated that Councilmember benefits were also being affected.

MOVED BY COUNCILMEMBER WEISSMAN, SECONDED BY COUNCILMEMBER ARMENTA AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: ADOPT ORDINANCE NO. 2012-001 AUTHORIZING A CONTRACT AMENDMENT BETWEEN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS) AND THE CITY OF CULVER CITY TO IMPLEMENT SECTION 20475, DIFFERENT LEVEL OF BENEFITS FOR NEWLY HIRED SAFETY PLAN MEMBERS IN THE POLICE OFFICERS' ASSOCIATION (POA), POLICE MANAGEMENT GROUP (PMG), FIREFIGHTERS' ASSOCIATION (FFA), AND THE FIRE MANAGEMENT GROUP (FMG).

[NOTE: This ordinance was originally presented for adoption at the Council Meeting of March 12, 2012, where it was unanimously approved for adoption on the Consent Calendar. In order to satisfy the legal requirements of CalPERS, this item was placed on the agenda again at this meeting as an Action Item.]

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March 26, 2012

Item A-2

Consideration of Sponsorship and Assistance for the Culver City Exchange Club Car Show and IndieCade Events

Mayor O'Leary invited public comment.

The following members of the audience addressed the City Council:

Stephanie Barish, representing IndieCade, discussed their contributions to the community; their desire to stay in the City and grow; mixed messages from the City; and she indicated that if they were to stay in the City they required support.

Discussion ensued between the City Council, staff and Ms. Barish regarding wishlist items; instances where the City has facilitated introductions; follow-up by Indiecade; City support of Indiecade; producer responsibilities versus City responsibilities; timing issues; resources; hanging banners; the awards ceremony; willingness of the City to help where possible; support for the event; and working with local businesses.

Cary Anderson expressed concern with a moratorium or a stay on parking enforcement; he discussed resident concerns versus business concerns; recouping waived costs through parking enforcement; who benefits from the event; elimination of the Redevelopment Agency and a suggestion that the Downtown Business Association add support to the event; relocating the event to Westfield Shopping Mall for next year; and concern with subsidizing downtown restaurants.

Dr. Jay Shery, representing the Culver City Exchange Club, noted he was available to answer any questions.

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Item A-2
(continued)

Discussion ensued between the City Council and staff regarding in-kind staff costs; staff time; departments involved; parking enforcement in the downtown area during the event; use of parking enforcement personnel for other duties; availability of Parcel B; confirmed dates; concern with use of staff time; the IndieCade wishlist; staff agreement to work with Indiecade; showing good faith to IndieCade; what the City is willing to do; clarification that the City is not to make calls on behalf of IndieCade; the Life Safety Officer; and establishing a commitment cap.

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

1. DESIGNATE THE CULVER CITY CAR SHOW AS A CITY-SPONSORED EVENT; APPROVE A LICENSE AGREEMENT BY AND BETWEEN THE EXCHANGE CLUB AND THE CITY AND DETERMINE THE AMOUNT OF IN-KIND FINANCIAL ASSISTANCE AND FEE WAIVERS PROVIDED TO THE EVENT TO BE \$7,311;
2. DESIGNATE INDIECADE AS A CITY-SPONSORED EVENT; APPROVE A LICENSE AGREEMENT BY AND BETWEEN CREATIVE MEDIA COLLABORATIVE, INC. AND THE CITY; AND DETERMINE THE AMOUNT OF IN-KIND FINANCIAL ASSISTANCE AND FEE WAIVERS PROVIDED TO THE EVENT TO BE \$4,710;
3. DIRECT STAFF TO FOLLOW UP AND REPORT BACK TO THE CITY COUNCIL;
4. ELIMINATE THE NOFA PROGRAM DUE TO A LACK OF FUNDING;
5. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND
6. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item A-2
(continued)

Additional discussion ensued between the City Council and staff regarding the Discretionary Fund; the Life Safety Officer; Sanitation; and permit fees.

Following discussion, the following motion was made;

MOVED BY COUNCILMEMBER COOPER AND SECONDED BY COUNCILMEMBER ARMENTA, THAT THE CITY COUNCIL WAIVE THE \$1,638 IN FEES FOR INDIECADE.

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

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Public Comment for Items Not on the Agenda (Continued)

Mayor O'Leary invited public participation.

There was no response.

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Items from the City Council

Items Presented by Councilmember Weissman:

- Received City Council consensus to direct staff to study severely discounting parking on a monthly or daily basis in the Ince parking structure for employers and employees in the downtown area to reduce parking in the neighborhoods

At this time, Martin Cole, Assistant City Manager/City Clerk, discussed the schedule of upcoming meetings and potential agendas.

- Congratulated his son and daughter-in-law on the birth of his fifth grandchild.

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Items Presented by Mayor O'Leary:

- Announced a performance by The Los Angeles Women's Theatre Festival, a Culver City Performing Arts Grant recipient, at the Ivy Substation on March 28, 2012.
- Received clarification that staff had contacted the Los Angeles County Board of Supervisors and Supervisor Mark Ridley Thomas to indicate that administrative support with regard to Oversight Board meetings was not necessary.
- Requested that staff decline an invitation from the Mayor of Uruapan, Mexico to attend a festival from March 31 - April 15, 2012.

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March 26, 2012

Adjournment

There being no further business, at 9:21 p.m., the City Council adjourned its meeting, to a meeting to be held on April 2, 2012.

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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 _____

ANDREW N. WEISSMAN
MAYOR of the City of Culver City, California