



Culver CITY

MIKE BALKMAN COUNCIL CHAMBERS
9770 CULVER BOULEVARD,
CULVER CITY, CALIFORNIA 90232-0507
CITY HALL Tel. (310) 253-6000
FAX (310) 253-6010

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

John M. Nachbar, City Manager

CITY COUNCIL REGULAR MEETING Monday, December 10, 2012

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

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

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

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

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

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



Agendas are
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AGENDA CITY COUNCIL REGULAR MEETING

Monday, December 10, 2012
6:30 PM (Closed Session)
7:00 PM (Regular Session)

CALL TO ORDER & ROLL CALL:

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

City Manager John M. Nachbar

CLOSED SESSION - 6:30 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 Legal Counsel – Anticipated Litigation
Re: Initiation of Litigation – 1 Matter
Pursuant to Government Code Section 54956.9(c)
- CS-2.** Conference with Legal Counsel – Anticipated Litigation
Re: Significant Exposure to Litigation – (1 item)
Pursuant to Government Code Section 54956.9(b)(1)

REGULAR SESSION - 7:00 PM

INVOCATION By John M. Nachbar, City Manager

PLEDGE OF ALLEGIANCE

REPORT ON ACTION TAKEN IN CLOSED SESSION

PRESENTATIONS

- P-1.** A Commendation to Mr. Ernst Mulder for his Dedicated Service to the Transportation Department and City of Culver City.
- P-2.** Presentation of a Commendation to the Culver City Sister City Committee on Behalf of its 50th Anniversary

COMMUNITY ANNOUNCEMENTS BY CITY COUNCIL MEMBERS/INFORMATION ITEMS FROM STAFF

JOINT PUBLIC COMMENT - Items NOT on the Agenda

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

RECEIPT AND FILING OF CORRESPONDENCE

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

JOINT CONSENT CALENDAR

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

- JC-1.** [JOINT CITY COUNCIL/CULVER CITY HOUSING AUTHORITY/SUCCESSOR AGENCY TO THE CULVER CITY REDEVELOPMENT AGENCY AGENDA ITEM: Cash Disbursements for November 3, 2012 – November 30, 2012.](#)
Approve Disbursements.

CONSENT CALENDAR

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

- C-1.** [Approval of Minutes for the Regular Meeting of April 23, 2012, Special Meeting of May 7, 2012, Regular Meeting of May 14, 2012, Special Meeting of May 21, 2012, Special Meeting of June 23, 2012, Regular Meeting of June 25, 2012, Regular Meeting of July 9, 2012, Regular Meeting of September 10, 2012, Regular Meeting of September 24, 2012, Special Meeting of October 1, 2012, Regular Meeting of October 8, 2012, Regular Meeting of October 22, 2012, and Regular Meeting of November 12, 2012.](#)
Approve Minutes.
- C-2.** [Adoption of a Resolution Approving an Amendment to the Civil Service Rules Related to the Elimination of the Civil Service Commission Post Office Box as Recommended by the Civil](#)

Service Commission.

Adopt the proposed Resolution approving an amendment to the Civil Service Rules as recommended by the Civil Service Commission.

- C-3. Adoption of a Youth Employment Plan Pursuant to Los Angeles County Proposition A Grant Requirements for Bill Botts Field Improvements (PZ-639), a Completed Project.
Adopt a Youth Employment Plan pursuant to Los Angeles County Proposition A grant requirements for Bill Botts Field Improvements (PZ-639), a completed Project.
- C-4. Allocation of Funds for the 2013 Performing Arts Grant Program as Recommended by the Cultural Affairs Commission.
Allocate funds for the 2013 Performing Arts Grant Program as recommended by the Cultural Affairs Commission and as outlined in the staff report.
- C-5. Adoption of a Resolution Authorizing the City Manager to Submit an Application for Competitive Tree Planting Grant Funds from the Los Angeles County Regional Park and Open Space District.
Adopt a Resolution authorizing the City Manager to submit a grant application for competitive tree planting grant funds from the Los Angeles County Regional Park and Open Space District.
- C-6. (1) Acceptance of Certain Real Estate Transfers and (2) Authorization of the City Manager to Execute Certain Real Estate Transfers, Easements, and License Agreements related to the Construction and Operation of the Exposition Light Rail Transit Project.
Approve the acceptance of, and transfer of certain real estate transfers; Approve a Bikeway License Agreement; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City.
- C-7. Award of a Contract to Williams Pipeline Contractors, Inc. as the Lowest Responsive and Responsible Bidder for the Construction of Kerr Way Sewer Project, P-230.
Award a contract to Williams Pipeline Contractors, Inc., as the lowest responsive and responsible bidder, for the Kerr Way Sewer Project, P-230, in the amount of \$38,900, based on its base bid; Authorize the Public Works Director/City Engineer to approve change orders in the amount not-to-exceed \$3,890, if necessary; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City.
- C-8. Approval of a Purchase Order with Landscape Forms Inc. for the Purchase of 77 Trash/Recycling Litter Receptacles (P-497).
Approve a Purchase Order with Landscape Forms Inc. for the purchase of 77 trash/recycling litter receptacles in an amount not to exceed \$126,933.
- C-9. Approval of an Amendment to the Existing Professional Services Agreement with Duke's Root Control, Inc. to Continue Providing Root-Control Services on City-owned Sewer Main Lines (P-230).
Approve an amendment to the existing professional services agreement with Duke's Root Control, Inc. to continue providing root control services on city-owned sewer mains for an amount not-to-exceed \$100,000 per year for the initial three years of the proposed

agreement; Authorize the extension of the agreement for an additional two years at the discretion of the Public Works Director/City Engineer in a not-to-exceed amount to be determined to continue providing treatment to 8 miles of sewer mains annually during the two-year option; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City.

- C-10. [\(1\) Acceptance of the 2009 Los Angeles County Metropolitan Transportation Authority \(Metro\) Call for Projects Grant Funding for Bus Signal Priority and Real-Time Bus Arrival Information System Projects; Approve the Funding Agreements Related to the Grant Funding; and \(3\) Authorize the Release of the Requests for Proposals for the Grant Funded Projects.](#)

Accept the 2009 Call grants; Approve the funding agreements with Metro on the 2009 Call grants for the Bus Signal Priority and Real-Time Bus Arrival Information System projects; Authorize the City Attorney to review/prepare the necessary documents; Authorize the City Manager to execute such documents on behalf of the City; and Authorize the Transportation Director to release the Requests for Proposals for the Bus Signal Priority and Real-Time Bus Arrival Information System Projects.

- C-11. [Adoption of a Resolution Transferring to the City of Culver City all Land Use Related Plans and Functions of the Former Culver City Redevelopment Agency with Certain Exceptions.](#)
Adopt a resolution transferring to the City of Culver City all land use related plans and functions with certain exceptions.

- C-12. [Adoption of an Ordinance Amending the Culver City Zoning Map, as Referenced in Title 17, Zoning, of the Culver City Municipal Code, Section 17.200.015, Establishing the Washington National Transit Oriented Development Planned Development \(PD\) Zone - No. 11](#)
Adopt the proposed Ordinance amending the Culver City Zoning Map, as referenced in Title 17, Zoning, of the Culver City Municipal Code, Section 17.200.015, establishing a Planned Development Zone for the Washington National TOD.

- C-13. [\(1\) Adoption of Resolutions \(a\) Authorizing Execution of Agreements with the State Board of Equalization to Administer and Collect the Local Transactions and Use Tax; \(b\) Authorizing Examination of Sales and Use Tax Records; \(c\) Authorizing Examination of Transactions and Use Tax Records; and \(2\) Approval of a Professional Services Agreement with Hinderliter, De Llamas and Associates.](#)

Adopt a Resolution authorizing the City Manager to execute a "Preparatory Agreement" and an "Administration Agreement" with the State Board of Equalization to administer and collect the transactions and use tax for the City; Adopt the attached Resolution authorizing examination of sales and use tax records; Adopt the attached Resolution authorizing examination of transactions and use tax records; Approve a professional services agreement with Hinderliter, de Llamas and Associates for transactions tax audit and information services; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City.

- C-14. [Authorization to Submit a Los Angeles County Metropolitan Transportation Authority 2013 Call for Projects Grant Application for the Compressed Natural Gas Bus Replacement Project.](#)

Authorize the Transportation Director to submit the application required by the Los Angeles County Metropolitan Transportation Authority 2013 Call for Projects for the CNG

- C-15. [Adoption of an Ordinance Amending the Culver City Zoning Map, as Referenced in Title 17, Zoning, of the Culver City Municipal Code, Section 17.200.015, Establishing Planned Development Zone No. 10 Zoning Code Map Amendment \(ZCMA P-2012020\) and Approving a Comprehensive Plan \(CP P-2012018\) to Allow a Commercial Development Consisting of Approximately 41,735 Square Feet of Retail and Restaurant Uses and 38,732 Square Feet of Office Uses Located at 8810-8850 Washington Boulevard and 3920 Landmark Street.](#)
Adopt the proposed Ordinance, amending the Culver City Zoning Map, as referenced in Title 17, Zoning, of the Culver City Municipal Code, Section 17.200.015, establishing Planned Development Zone No. 10 (Zoning Code Map Amendment, ZCMA-P2012020) and approving a Comprehensive Plan (CP P-2012018).

ORDER OF THE AGENDA

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

PUBLIC HEARINGS

- PH-1. [\(1\) Adoption of a Resolution Confirming the Business Improvement District Advisory Board's Annual Report and the Levy of the Downtown Culver City Business Improvement District Assessment for 2013; \(2\) Appointment of Members to the Business Improvement District Advisory Board for Calendar Year 2013; and \(3\) Approval of the Management Agreement between the City and the Downtown Business Association for Calendar Years 2013 and 2014.](#)
(If there is a majority protest) Approve a motion recognizing that protests have been received from the owners of businesses in the proposed district which represent fifty percent or more of the assessment proposed to be levied, and no further proceedings to continue the Downtown Culver City Business Improvement District shall be taken for a period of one year from the date of this meeting OR (If there is not a majority protest) Adopt a resolution confirming the Business Improvement District Advisory Board's Annual Report and the levy of the Downtown Culver City Business Improvement District Assessment for 2013; Appoint members to the Business Improvement District Advisory Board; Approve the Management Agreement between the City and the Downtown Business Association for Calendar Years 2013 and 2014; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City.
- PH-2. [PUBLIC HEARING - Adoption of a Resolution Approving the Issuance of Tax Exempt Bonds by the California Municipal Finance Authority for Park Century School to Finance and Refinance Educational Facilities.](#)
Adopt the resolution approving the issuance of revenue bonds by the Authority for the purpose of financing and refinancing facilities for Park Century School; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City.
- PH-3. [PUBLIC HEARING – \(1\) Adoption of a Resolution Approving a General Plan Text and](#)

[General Plan Map Amendment \(General Plan Text Amendment GPTA-P2012100 and General Plan Map Amendment GPMA-P2012099\) Amending the Land Use Element Regarding Public Parking Facilities; and \(2\) Introduction of an Ordinance Amending Title 17, Zoning, of the Culver City Municipal Code and the Culver City Zoning Map Regarding Alternative Parking Provisions and Establishing a Public Parking Facilities \(PPF\) Zone \(Zoning Code Text Amendment ZCA-P2012101; and Zoning Code Map Amendment ZCMA-P2012102\)](#)

Determine that no additional environmental information is needed based on the Planning Commission's adoption of the finding no new environmental analysis is required for the subject amendments pursuant to Sections 15162 and 15168 of the California Environmental Quality Act (CEQA); Adopt Resolution No. ____ approving General Plan Text Amendment (GPTA-P2012100) and General Plan Map Amendment (GPMA-P2012099) amending the Land Use Element regarding Public Parking Facilities; and Introduce Ordinance No. ____ amending Title 17, Zoning, of the Culver City Municipal Code and the Culver City Zoning Map regarding Alternative Parking Provisions and establishing a Public Parking Facilities (PPF) Zone (Zoning Code Text Amendment ZCA-P2012101; and Zoning Code Map Amendment ZCMA-P2012102).

ACTION ITEMS

- A-1. [Consideration of the Subject of Regulation of Single-Use Carryout Bags.](#)
Discuss the recommendation of the Sustainability Subcommittee on the subject of regulation of single-use bags; Determine if the City Council wishes to pursue such regulation; Should the City Council determine it wishes to pursue such regulation: A. Provide direction regarding pursuing one of the following options for regulating single-use bags (Requiring retailers, as defined, to charge customers for every single-use paper and plastic bag they use, Requiring retailers, as defined, to charge customers for every single-use paper bag they use and banning the distribution of single-use plastic bags; or Other approach as deemed appropriate) and B. Provide direction regarding any public outreach process the City Council may desire.
- A-2. [Consideration of Providing Financial Assistance Related to Parking for Taste of the Nation 2013.](#)
Determine the amount of in-kind financial support for parking assistance for the event to be \$ ____.
- A-3. [Consideration of the Installation of Shared Lane Markings \("Sharrows"\) in the Sepulveda AIP Along Sepulveda Boulevard from Culver Boulevard to the City-limit Line South of Franklin Avenue.](#)
Consider the installation of shared lane markings ("sharrows") in the Sepulveda AIP along Sepulveda Boulevard from Culver Boulevard to the City-limit line south of Franklin Avenue and direct the City Manager as deemed appropriate.
- A-4. [\(1\) Approval of Pilot Circulator Service Serving the Culver City Exposition Light Rail Station, the Hayden Tract, and Downtown Culver City; and \(2\) Approval of a Request for Proposals Related to Such Service.](#)
Approve the concept of the proposed EXPO Pilot Circulator Service; Authorize the City Manager to release an RFP in the first quarter of 2013 for the EXPO Pilot Circulator Service; and Direct the City Manager to return with the results of the RFP at a future City Council meeting.
- A-5. [Consideration of Adoption of a City Council Policy Regarding Providing Fee](#)

Reductions/Subsidies to Long-Term Regular Veterans' Memorial Complex Users.

Adopt Option 1, or some variation thereof, as the City Council Policy Regarding Providing Fee Reductions/Subsidies to Long-Term Regular Veterans' Memorial Complex Users; or Adopt Option 2, or some variation thereof, as the City Council Policy Regarding Providing Fee Reductions/Subsidies to Long-Term Regular Veterans' Memorial Complex Users; or Specify an Alternate Option as the City Council Policy Regarding Providing Fee Reductions/Subsidies to Long-Term Regular Veterans' Memorial Complex Users; or Provide staff with alternate direction.

- A-6. (1) Discussion of the Current Structure of the Fiesta La Ballona Committee; (2) Consideration of Creating a City Council Appointed Fiesta La Ballona Committee; and (3) Adoption of a Resolution Creating the Committee and Approving Bylaws for Such Committee (if Desired.)

Discuss the subject of the formation of a City Council Appointed Fiesta La Ballona Committee; and (If Desired) Adopt a Resolution Creating a City Council Appointed Fiesta La Ballona Committee and approving its bylaws.

- A-7. (1) Consideration of Recommendations from the Ad-Hoc Legislation and Grants Subcommittee; (2) Adoption of a Resolution Approving the Implementation of the Legislative Advocacy Program Effective 2012 and Rescinding Resolution No. 2008-R018; and (3) Potential Dissolution of the Ad-Hoc Legislation and Grants Subcommittee.

Consider the following recommendations from the Ad-Hoc Legislation and Grants Subcommittee and provide direction to the City Manager on Establishment of regularly scheduled meetings with Legislators, Preparation of an annual overview of new legislation for presentation to the City Council in March of each odd numbered year, and Identification of issues that are important to various non-profit, environmental, and professional organizations; Consider and discuss the revised Legislative Advocacy Program; and (if desired) adopt a resolution approving the implementation of the Legislative Advocacy Program effective 2012 and rescinding Resolution No. 2008-R018; and Dissolve the Ad-Hoc Legislation and Grants Subcommittee at a date certain.

PUBLIC COMMENT - Items NOT On The Agenda (continued)

ITEMS FROM CITY COUNCIL MEMBERS

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

ADJOURN

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

**Next City Council Meeting
January 14, 2013**

7:00 PM

Upcoming Public Meeting Tentative Schedule

Date	Day	Time	Location
City Council			
January 14, 2013	Monday	7:00 PM	Council Chambers
Parks and Recreation Commission			
January 3, 2013	Tuesday	7:00 PM	Council Chambers
Cultural Affairs Commission			
December 11, 2012	Tuesday	7:00 PM	Council Chambers
Planning Commission			
December 12, 2012	Monday	7:00 PM	Council Chambers
Civil Service Commission			
January 2, 2013	Wednesday	7:00 PM	Council Chambers
- Regularly scheduled meetings may be canceled and Special Meetings may be called - Times and dates may be changed. - Meetings may be added or changed - The Successor Agency to the Culver City Redevelopment Agency, Culver City Housing Authority and Culver City Parking Authority meet on an as needed basis.			

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

www.culvercity.org