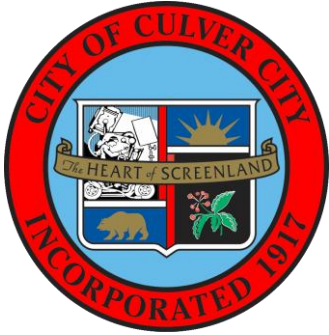




Culver CITY

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

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

John M. Nachbar, City Manager

CITY COUNCIL REGULAR MEETING MONDAY, August 11, 2014

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 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, on Channel 37 by Verizon FIOS subscribers and, for AT&T Uverse subscribers, by going to Channel 99. 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



Agendas are
Available on the web at
www.culvercity.org

AGENDA
CITY COUNCIL
REGULAR MEETING

Monday, August 11, 2014
5:30 PM (Closed Session)
7:00 PM (Regular Session)

CALL TO ORDER & ROLL CALL:

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

City Manager John M. Nachbar

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: 8829, 8831, 8840, 8841, 8843 Exposition Boulevard; 8801, 8803, 8824, 8825, 8828, 8830-8834, 8836, 8839, 8842, 8846 National Boulevard; 8900-8906, 8910-8912, 8914 -8918, 8920, 8926, 8930, 8936 Venice Boulevard.

Agency Negotiators: John Nachbar, City Manager/Executive Director; Sol Blumenfeld, Community Development Director/Assistant Executive Director; Todd Tipton, Economic Development Manager; Murray Kane, City/Successor Agency Special Counsel.

Other Parties Negotiators: Lowe Enterprises Real Estate Group

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. [Public Employment](#)

Title: Police Chief

Pursuant to Government Code Section 54957

CS-3. [Public Employment](#)

Title: Fire Chief

Pursuant to Government Code Section 54957

CS-4. [Conference with Legal Counsel – Anticipated Litigation](#)

Re: Significant Exposure to Litigation (1 item)

Pursuant to Government Code Section 54956.9(d)(2)

REGULAR SESSION - 7:00 PM

REFLECTION By John M. Nachbar, City Manager

PLEDGE OF ALLEGIANCE

REPORT ON ACTION TAKEN IN CLOSED SESSION

PRESENTATIONS

P-1. [Presentation of a Proclamation in Honor of Fiesta La Ballona 2014.](#)

**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. Comments received in writing will be distributed to the City Council Members before consideration of an item on the agenda and become part of the official record 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 July 19, 2014 – August 1, 2014.](#)

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 July 28, 2014.](#)
Approve Minutes.
- C-2. [Adoption of a Resolution Stating the City's Support of AB 1839 which Expands and Extends the State Film Tax Credit through Fiscal Year 2020/2021.](#)
Adopt a resolution in support of AB 1839.
- C-3. [Approval of an Upgrade to the Existing Vacant Procurement and Financial Services Manager Position to Assistant Chief Financial Officer.](#)
Approve the upgrade of an existing (and currently vacant) Procurement and Financial Services Manager position to Assistant Chief Financial Officer.
- C-4. [\(1\) Acceptance of Work Performed by Carvajal Trucking & Tractor, Inc.; \(2\) Authorization to File a Notice of Completion; and \(3\) Authorization to Release the Retention Payment upon the Expiration of the 35-Day Lien Period for the Citywide Sidewalk Repair Project, PZ-428.](#)
Accept the work performed by Carvajal Trucking & Tractor, Inc., for the construction of the Citywide Sidewalk Repair Project, PZ-428; Authorize the Public Works Director/City Engineer to execute the Notice of Completion and submit it to the Los Angeles County Recorder's office; and Authorize the City Manager to release \$12,838.14 in retention to Carvajal Trucking & Tractor, Inc., after the expiration of the 35-day lien period.
- C-5. [Adoption of a Resolution Approving an Encroachment Agreement with Time Warner Cable for Use of the Public Right-of-Way Adjacent to Culver Boulevard.](#)
Adopt a resolution approving an Encroachment Agreement with Time Warner Cable for a proposed fiber optic telecommunication cable adjacent to Culver Boulevard for the property at 9055 Washington Boulevard; 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-6. [Approval of \(1\) a Frequency Reconfiguration Agreement between Sprint/Nextel and the City; \(2\) an Agreement with Xerox/ACS for Reconfiguration Services; and \(3\) an Agreement with Eiger-Tech Systems to Provide Technical Engineering Support for the Reconfiguration Project in an Amount Not-to-Exceed \\$25,000.](#)
Approve the Frequency Reconfiguration Agreement (FRA) with Sprint/Nextel; Approve an agreement with Xerox/ACS pursuant to the stipulations in the FRA for technical reconfiguration of City-owned data and voice equipment; Approve an agreement with Eiger-Tech Systems to provide technical engineering support for this Reconfiguration Project in an amount not-to-exceed \$25,000; Authorize the City Attorney to review/prepare the necessary documents; Authorize the City Manager to execute such documents on behalf of the City.

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.

JOINT PUBLIC HEARINGS

- JPH-1.** [JOINT CITY COUNCIL-SUCCESSOR AGENCY PUBLIC HEARING: Approval of an Implementation Agreement between the City of Culver City, the Successor Agency to the Culver City Redevelopment Agency and Lowe Enterprises Real Estate Group in Order to Convey Real Property Located at 8829, 8831, 8839, 8841, 8843 Exposition Boulevard; 8801, 8803 Washington Boulevard; 8824, 8825, 8828, 8830-8834, 8836, 8838, 8840, 8842, 8846 National Boulevard; 8900-8906, 8910-8912, 8914-8918, 8920, 8926, 8930, 8936 Venice Boulevard to Develop a High Quality Transit Oriented Development. – REQUEST TO CONTINUE THIS JOINT PUBLIC HEARING TO AUGUST 25, 2014.](#)
Continue this Public Hearing to August 25, 2014 at 7:00 PM or a soon thereafter as the City Council and Successor Agency Board may determine to consider this item.

ACTION ITEMS

- A-1.** [Continued Discussion of Draft Ordinance Regulating Smoking in Multi-Unit Housing and Direction to Staff.](#)
Discuss the draft Ordinance regulating smoking in multi-unit housing and provide direction to staff as deemed appropriate.
- A-2.** [Discussion of Regulation of Electronic Cigarettes \(E-Cigarettes\) and Direction to Staff.](#)
Discuss item and (if desire) direct staff as deemed appropriate.
- A-3.** [\(1\) Selection of Three Nominations for the Governor's Appointment of One Voting Member to the Baldwin Hills Conservancy Board of Directors; and \(2\) Ranking of those Nominees in Priority Order.](#)
Nominate _____ as the first ranked BHC Board Member nominee to forward to the Governor's Office; Nominate _____ as the second ranked BHC Board Member nominee to forward to the Governor's Office; Nominate _____ as the third ranked BHC Board Member nominee to forward to the Governor's Office; and Authorize the City Manager to prepare a letter for the Mayor's signature transmitting to the Governor the City Council's BHC Board Nominees, ranked in priority order.
- A-4.** [\(1\) Designation of the City's Voting Delegate and up to Two Alternate-Delegates; and \(2\) Taking of a Position on the Policy Resolution Submitted to the General Assembly, for the League of California Cities.](#)
Designate Mayor/Council Member _____ as the Voting Delegate and Mayor/Council Member(s) _____ and _____ as Voting Delegate–Alternates; Take a position regarding the resolution presented to the General Assembly for consideration as outlined in the staff report; and Authorize the Voting Delegate and Voting Delegate–Alternates to cast votes exercising reasonable discretion in the case circumstances at the General Assembly warrant a change in vote.
- A-5.** [Adoption of a Resolution Approving a Three \(3\) Year Memorandum of Understanding with the Culver City Employees Association for the Period of July 1, 2014 through June 30, 2017.](#)

Adopt a Resolution approving a three (3) year Memorandum of Understanding between the City and the Culver City Employees Association for the period of July 1, 2014 through June 30, 2017; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City.

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
August 25, 2014
7:00 PM**

Upcoming Public Meeting Tentative Schedule

Date	Day	Time	Location
City Council			
August 25, 2014	Monday	7:00 PM	Council Chambers
September 8, 2014	Monday	7:00 PM	Council Chambers
Parks and Recreation Commission			
September 2, 2014	Tuesday	7:00 PM	Council Chambers
Cultural Affairs Commission			
August 12, 2014	Tuesday	7:00 PM	Council Chambers
Planning Commission			
August 13, 2014	Wednesday	7:00 PM	Council Chambers
Civil Service Commission			
September 3, 2014	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