

MEETING DATE: August 28, 2006

AGENDA ITEM : Introduction of an Ordinance Amending and Repealing various Sections of the Culver City Municipal Code due to the Electorate's Adoption of a Revised City Charter.

ATTACHMENTS

		<u>Pages</u>
1.	Proposed Ordinance	1-7
2.	Chart of CCMC Amendments	8-43

ORDINANCE NO. 2006-_____

AN ORDINANCE OF THE CITY OF CULVER CITY,
CALIFORNIA, AMENDING AND REPEALING VARIOUS
SECTIONS OF THE CULVER CITY MUNICIPAL CODE DUE TO
THE ELECTORATE'S ADOPTION OF A REVISED CITY
CHARTER

WHEREAS, at the April 11, 2006, General Municipal Election the voters
adopted a revised City Charter;

WHEREAS, the revised City Charter became effective on July 1, 2006;

WHEREAS, as a result, various sections of the Culver City Municipal
Code are not consistent with the revised Charter.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CULVER
CITY, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Sections 1.01.065, 3.01.010, 3.01.015, 3.01.025, 3.01.030,
3.01.105, 3.01.155, 3.05.065 and 3.07.305 of the Culver City Municipal Code are
hereby repealed in their entireties.

SECTION 2. The opening phrase of Section 1.01.010 of the Culver City
Municipal Code is hereby amended to read:

"In addition to the definitions set forth in Section 200 of the Charter, the
following definitions shall apply to this Code, unless the context clearly requires
otherwise:"

SECTION 3. Section 1.01.010 is further hereby amended by deleting the
following terms and definitions, thereof, contained in that section:

"CITY, THE CITY, THIS CITY;" "CITY COUNCIL, COUNCIL;" "STATE,
THE STATE, THIS STATE."

1 **SECTION 4.** Section 3.01.100 of the Culver City Municipal Code is
2 hereby amended by deleting the third sentence, thereof, in its entirety.

3 **SECTION 5.** Section 3.01.120 of the Culver City Municipal Code is
4 hereby amended by deleting the first sentence, thereof, in its entirety, and by changing
5 the title of that section to read:

6 "ABSENT MEMBERS".

7 **SECTION 6.** Section 3.01.125 of the Culver City Municipal Code is
8 hereby amended by deleting the second sentence, thereof, in its entirety.

9 **SECTION 7.** Section 3.01.160 of the Culver City Municipal Code is hereby
10 amended in its entirety to read:

11 "§ 3.01.160 MISLEADING STATEMENTS UNDER OATH PROHIBITED.

12 "It shall be unlawful for any person, willfully, to make or file, on his own
13 behalf or for any other person, a false or misleading application or statement
14 under any form of oath to the City Council or any City officer in relation to any
15 matter or issue in which the City has an interest in the protection of the public
16 welfare or interest."

17 **SECTION 8.** Section 3.02.010 of the Culver City Municipal Code is
18 hereby amended in its entirety to read as follows:

19 "§ 3.02.010 CITY MANAGER.

20 A. Appointment; compensation.

21 1. The City Manager shall be appointed by the City Council
22 solely on the basis of his executive and administrative qualifications
23 and ability to serve in the unclassified service under the supervision
24 of the City Council.

1 2. The City Manager shall receive such compensation as
2 the City Council shall from time to time determine and fix by
3 resolution.

4 B. Duties and powers. In addition to those set forth in the
5 Charter, the City Manager shall have the following duties and
6 powers:

7 1. Recommendations to City Council. To conduct studies
8 and to make recommendations to the City Council concerning all
9 functions of City government following analysis thereof; to
10 recommend ordinances for adoption by the City Council, subject to
11 the prior approval of the City Attorney as to the form thereof;

12 2. Investigation of complaints. To investigate all complaints
13 in relation to matters concerning the administration of the City
14 government and to take appropriate measures to obtain compliance
15 with the obligations of permits, franchises and privileges granted by
16 the City;

17 3. Supervision of public property. To exercise general
18 supervision over all public buildings, parks, and all other property
19 which is subordinate to the control of the City Council;

20 4. Public Relations Officer. To serve as Public Relations
21 Officer of the City and to cooperate with all organizations which
22 advance the interests of the City and its residents;

23 5. Inventory control. To prepare and keep current an
24 inventory of personal property owned by the City and to
25 recommend the acquisition, transfer or disposition of City property;
26 and

1 6. Personnel Officer. To serve as Personnel Officer
2 personally or by delegation, and to recommend in all matters
3 pertaining thereto."

4 **SECTION 9.** Section 3.02.015 of the Culver City Municipal Code is
5 hereby amended in its entirety to read as follows:

6 "§ 3.02.015 CITY ATTORNEY.

7 A. Duties. In addition to those set forth in the Charter, the City
8 Attorney shall have the following powers and duties:

9 1. Improvement act work. To perform such legal work in
10 connection with street, sidewalk, sewer, and lighting improvement
11 districts as required by the City Council;

12 2. Attorney for Police Department. To serve as attorney for
13 the Police Department in all matters pertaining to law enforcement.
14 The City Council may assign the duties of prosecution of State
15 misdemeanors to either the District Attorney or the City Attorney by
16 resolution;

17 3. Drafting agreements. To draft all contracts and
18 agreements to which the City of Culver City may be a party and to
19 advise the City Council and/or any City Officer in connection
20 therewith; and

21 4. Attendance at meetings. To attend all meetings of the
22 City Council, unless excused, with the duty of reporting on or
23 discussing the legal aspect of any matters before the Council at
24 such meeting, and giving his advice or opinion in writing when
25 requested by the City Council or by any Board or Officer of the City.

1 B. Hours of work. The City Attorney shall be required to devote
2 himself to his duties with the City of Culver City a minimum of forty
3 (40) hours per week, and shall not be eligible for overtime
4 compensation."

5 **SECTION 10.** Section 3.03.230 (A) of the Culver City Municipal Code is
6 hereby amended by substituting "General Plan" for "Master Plan" when it appears,
7 therein.

8 **SECTION 11.** Section 3.05.015 of the Culver City Municipal Code is
9 hereby amended so that (i) subdivision D. is deleted, (ii) Subdivisions E through H are
10 re-lettered D through G, respectively, and (iii) new subdivision D is amended in its
11 entirety to read as follows:

12 "D. Assistant City Managers, Assistants to the City Manager, the
13 Personnel and Employee Relations Director, Public Works Director/City Engineer
14 and such staff assistants to any of said employees as the City Council may
15 authorize."

16 **SECTION 12.** Section 3.05.020 of the Culver City Municipal Code is
17 hereby amended by (i) substituting "City Manager" for "Chief Administrative
18 Officer when it appears, therein; and (ii) deleting the phrase "subject to the
19 approval of the City Council" from Subdivision A, thereof.

20 **SECTION 13.** Section 3.05.040 of the Culver City Municipal Code is
21 hereby amended by substituting "two years" for "one (1) year" when it appears in the
22 last sentence, thereof.

23 **SECTION 14.** Section 3.07.005 (B) of the Culver City Municipal Code is
24 hereby amended by (i) substituting "City Manager" for "Chief Administrative Officer;" and
25 (ii) deleting the phrase "approved by the City Council."

1 11.10.025, 11.10.030, 11.10.060, 11.10.330, 11.13.125, 11.14.035, 11.20.020,
2 11.20.025, 11.21.010, 11.21.105, 11.21.140, 11.21.170, 11.21.200, 11.21.205,
3 11.21.220, 11.21.225, 11.21.230, 11.21.240, 11.21.245, 11.21.300, 11.21.310,
4 11.21.315, 11.26.025, 11.26.030, 13.03.140, 13.03.145, 15.10.100, 15.10.245 and
5 17.250.030.

6 **SECTION 23.** Pursuant to Section 619 of the City Charter,
7 this Ordinance shall take effect thirty (30) days after the date of its adoption. Pursuant
8 to Sections 616 and 621 of the City Charter, prior to the expiration of fifteen (15) days
9 after the adoption, the City Clerk shall cause this Ordinance, or a summary thereof, to
10 be published in the Culver City News and shall post this Ordinance or a summary
11 thereof in at least three places within the City.

12 **SECTION 24.** The City Council hereby declares that, if any provision,
13 section, subsection, paragraph, sentence, phrase or word of this ordinance is rendered
14 or declared invalid or unconstitutional by any final action in a court of competent
15 jurisdiction or by reason of any preemptive legislation, then the City Council would have
16 independently adopted the remaining provisions, sections, subsections, paragraphs,
17 sentences, phrases or words of this ordinance and as such they shall remain in full
18 force and effect.

19 APPROVED and ADOPTED this _____ day of _____, 2006.

20
21 _____
22 GARY SILBIGER, Mayor
City of Culver City, California

23 ATTEST:

APPROVED AS TO FORM:

24
25 _____
26 CHRISTOPHER ARMENTA,
City Clerk

27 _____
28 CAROL A. SCHWAB,
City Attorney

PHASE ONE
CHART OF MUNICIPAL CODE AMENDMENTS FOR CONSISTENCY WITH THE NEW CHARTER

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
1.	1.01.010 Definitions; Rules of Construction	In the construction of this Code and of all ordinances, the following definitions and rules of construction shall be observed, unless inconsistent with the manifest intent of the City Council or the context clearly requires otherwise: CITY, THE CITY or THIS CITY. The City of Culver City, California. CITY COUNCIL or COUNCIL. The Council of the City of Culver City. STATE, THE STATE or THIS STATE. The State of California.	<u>In addition to the definitions set forth in Section 200 of the Charter, the following definitions shall apply to this Code unless the context clearly requires otherwise:</u>	Delete and Amend. Definitions are in the Charter.	200. DEFINITIONS: (d) "City Council" shall mean and refer to the City Council of the City of Culver City. (e) "Council Member" shall mean and refer to a member of the City Council of the City of Culver City. (f) "State" shall mean and refer to the State of California.
2.	1.01.065 Effective Date of Ordinances.	No ordinance shall take effect and become operative until thirty (30) days after its passage by the City Council, with the exception of emergency measures, which shall take effect upon adoption.	None.	Delete. Language is in the Charter.	619. ORDINANCES: WHEN EFFECTIVE. In order to allow the People to exercise their referendum power, no ordinance shall become effective until 30 days from and after the date of its adoption, except, the following, which shall take effect upon adoption: . . .
3.	3.01.010. Eligibility of Councilmem bers and Certain Officers	A person is not eligible to hold office as a member of the City Council or as City Clerk or City Treasurer unless such person is, and was for thirty (30) days preceding the filing of his nomination papers, a lawfully registered voter and resident of the City of Culver City. If during a term of office the holder thereof ceases to be a resident of the City, the Council shall take appropriate steps, including a noticed hearing, to make a determination that the holder of such office has ceased to be a resident. If the Council finds and determines that the officeholder has ceased to be a resident, it shall declare the office vacant and said office thereupon shall immediately become vacant.	None.	Delete. Eligibility requirement is in the Charter.	602. ELIGIBILITY. Only residents of the City who are lawfully registered voters of the City shall be eligible to hold an elective City office. Candidates for election to any such office must have been lawfully registered voters of the City for the 30 days immediately preceding the filing of their nomination papers.
4.	3.01.015. Selection of Mayor and Mayor Pro Tempore.	At the beginning of each term, or upon the reorganization of the Council by the appointment or the election of a new member thereof, or at such other times as the majority of Council members may determine, the City Council shall select one of its members as Mayor, and shall also designate one of its members as Mayor Pro Tempore who shall perform the duties of the Mayor during his absence or disability.	None.	Delete. Language is in the Charter.	606. MAYOR AND VICE MAYOR. Immediately following the certification of election results for any general or special municipal election at which Council Members are elected and at the second meeting in April in odd numbered years, the City Council shall elect one of its members as its presiding officer, who shall have the title of Mayor and one of its members as Vice Mayor. Both shall serve at the pleasure of the City Council.

P11ACAMEND

9

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
5.	3.01.025 Other Committees.	The Council may also appoint such other Council Committees as in its judgment occasion may require, and may abolish such Committees by a majority vote.	None.	Delete. Language is in the Charter.	1105. COMMITTEES. The City Council, by ordinance, resolution or other action, may establish and abolish committees for a specified purpose, and shall appropriate sufficient funds for the efficient and proper functioning of such committees.
6.	3.01.030 Committee Report Necessary.	Whenever Committees are appointed, all business brought before the Council shall be referred to the appropriate Committee for its investigation, report and recommendation with reference thereto, before any action shall be taken thereon by the Council as a whole, except if the business in question be of special urgency, or of such nature that it may be properly disposed of immediately. Upon a four-fifths (4/5ths) vote of the Council, any Committee or Committee member may be required to report his recommendations in writing.	None.	Delete. The Council may determine a Commission, Board or Committee's function.	<i>See Section 1105, above.</i>
7.	3.01.100 Time and Place.	All official, regular and adjourned meetings of the City Council shall be held in the City Hall on the second and fourth Mondays of each month at 7:00 p.m. In the event there is a need to hold a closed session, the City Council meeting for closed session purposes will convene at a time either prior to or after the regular Council session on the same date, with the regular Council session to commence at 7:00 p.m. The City Council may adjourn the meeting to a later date and different hour by a majority of vote. If any regular meeting shall fall on a legal holiday, no meeting shall be held on such holiday, but shall be held on the next succeeding day thereafter that is not a holiday at 7:00 p.m. LEGAL HOLIDAY , as used in this section, shall mean New Year's Day, Martin Luther King Day, Presidents' Day, Memorial Day, Independence Day, Labor Day, Veterans' Day, Thanksgiving Day and the following day, and Christmas.	None.	Delete sentence. Charter §608 establishes meeting procedures.	608. CITY COUNCIL MEETINGS. The City Council shall hold regular meetings at least twice each month, at such times as it shall fix by ordinance or resolution and may adjourn any regular meeting to a date certain, which shall be specified in the order of adjournment and when so adjourned, each adjourned meeting shall be a regular meeting for all purposes. The Council Chambers of City Hall shall be the primary place of all City Council meetings. By a vote of at least three of its members, the City Council may order a regular meeting to be held not less than seven days after that date at a place within the City other than the Council Chambers. The City Council may, upon making a finding that the public interest requires it, order a meeting adjourned to another location within the City and to a time during the same day on which the order is made. If for any reason it shall be unsafe to meet in the Council Chambers, meetings may be held for the duration of the unsafe condition at a place within the City designated by the Mayor, or by the City Council. Whenever an order is made to hold a meeting at a place other than the Council Chambers, the City Clerk shall immediately post a copy of the order at a conspicuous location near the outside of the main entrance to the Council Chambers. The order shall remain posted until the meeting is held.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
8.	3.01.105. Changing Place of Meeting; Notification.	A. Changing place of meeting. 1. After any such meeting has been opened in the Council Chambers, the Mayor or the City Council, as provided in § 507 of the Charter, may, if it is deemed necessary, change the place of the meeting by reason of emergency, overcrowding, public safety, or for such other emergency as comes within the intent of Charter § 507. 2. Upon such action by the Mayor or the City Council, the Council shall publicly recess such meeting to immediately reconvene at another place within the City Hall, within the Veterans Memorial Building, or such other building within the City of Culver City where it may transact any business lawfully brought before it and may therefrom lawfully adjourn. B. Notification of change of meeting place. In the event of the determination to move the meeting place, such shall be publicly announced immediately upon making such decision and the notice specifying the place to which the meeting has been adjourned shall be posted at the Council Chamber entrance so as to be plainly visible from the outside of the Council Chambers.	None.	Delete. The Charter establishes the procedure for a change of venue for a Council meeting.	See Section 608, above.
9.	3.01.110 Council Agenda.	All matters to be submitted to the City Council shall be delivered in written form to the Chief Administrative Officer, whereupon he shall arrange an agenda of such matters, furnishing a copy to each member of the Council, City Clerk and City Attorney prior to the Council meeting.	<u>City Manager</u>	Delete and Replace with "City Manager".	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
10.	3.01.120. Quorum; Absent Members.	Three (3) members of the City Council shall constitute a quorum to do business, but a less number may adjourn from time to time. In case a quorum should not be present at any meeting of the Council and there is important business to be transacted or disposed of without delay, any two (2) members of the Council may cause written notice to be served personally upon the absent members, together with the request for their immediate attendance. Upon service of such notice upon him, it shall be the duty of such absent member or members to at once attend the meeting, unless prevented by sickness or death in the immediate family, or for other cause deemed sufficient to excuse his attendance by the other members of the City Council.	None.	Delete sentence. Quorum is established in the Charter.	612. COUNCIL PROCEEDINGS. Three members of the City Council shall constitute a quorum to do business, but in the absence of a quorum, a lesser number may declare a meeting adjourned. Except as otherwise provided in this Charter, actions of the City Council shall be decided by a majority of the members present and voting on a matter, excluding abstentions. The City Clerk shall keep a correct record of all proceedings of the City Council, and shall record the vote taken on all actions and enter the result in the minutes of the meeting.

11

#	CCMC'S	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
11.	3.01.125 Minutes	The minutes of the City Council, or journal of their proceedings, shall be kept by the City Clerk and shall be neatly typewritten in a book kept for that purpose, with a record of each particular type of business transacted set off in paragraphs, with proper sub-heads. Said City Clerk shall be required to make a record only of such business as was actually passed upon by a vote of the Council.	None.	Delete sentence. The recordation of minutes is in Charter Section 612.	612. PROCEEDING. The City Clerk shall keep a record of all proceedings of the City Council, and shall record the vote taken on all actions and enter the result in the minutes of the meeting.
12.	3.01.150. Ordinances, Resolutions, Motions and Contracts.	A. Submission of ordinances. No ordinance shall be prepared for presentation to the Council unless ordered by a majority vote of the Council, except that the Mayor, Chief Administrative Officer and City Attorney may present ordinances and resolutions to the City Council on the initiative of any of those officers. B. Prior approval by administrative staff. All ordinances, resolutions and contract documents shall, before presentation to the Council, have been approved as to form and legality by the City Attorney or his authorized representative, and shall have been examined and approved for administration by the Chief Administrative Officer or his authorized representative, where there are substantive matters of administration involved.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
13.	3.01.155. Attendance of Witnesses; Administer- ing of Oath.	In relation to matters coming before it for disposition, the City Council shall have the power and authority to compel the attendance of witnesses, to examine them under oath, and to compel the production of evidence before it, referring to such matters. Subpoenas may be issued in the name of the City and be attested to by the City Clerk.	None.	Delete. Council's authority to issue subpoenas is in the Charter, Section 607(e).	607. POWERS OF THE CITY COUNCIL. (e) Compel the attendance of witnesses, examine them under oath, and compel the production of evidence before it. The City Council may cause subpoenas to be issued in the name of the City and be attested to by the City Clerk. Disobedience of such subpoenas, or the refusal to testify, upon other than constitutional grounds, shall constitute a misdemeanor. Council Members, and any City staff members designated by the City Council, shall have the power to administer oaths in any investigation or proceeding before it.
14.	3.01.160 Disobe- dience of Subpoenas; Misleading Statements Under Oath Prohibited.	A. It shall be unlawful for any person to disobey any subpoena or to willfully make or file, on his own behalf or for any other person, a false or misleading statement under any form of oath to the City Council or any City officer. Provided, however, that this prohibition shall apply to all applications, matters or issues in which the City has an interest in the protection of the public welfare. B. It shall be unlawful for any person to disobey any subpoena issued by the City Council.	It shall be unlawful for any person, willfully, to make or file, on his own behalf or for any other person, a false or misleading application or statement under any form of oath to the City Council or any City officer in relation to any matter or issue in which the City has an interest in the protection of the public welfare or interest.	Amend. Disobedience to subpoena is in Charter §607(e).	See above, Section 607(e) of the Charter.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
15.	3.02.010 Chief Administrative Officer. <u>City Manager.</u>	A. Appointment; compensation. 1. The Chief Administrative Officer shall be appointed by the City Council solely on the basis of his executive and administrative qualifications and ability to serve in the unclassified service under the supervision of the City Council. 2. The Chief Administrative Officer shall receive such compensation as the City Council shall from time to time determine and fix by resolution. B. Duties and powers. The Chief Administrative Officer shall have the following duties and powers: 1. Administrative head. To exercise direction and control over all divisions and departments of the City as the administrative head of its government, subject to the direction of the City Council and applicable municipal law and regulation. 2. Preparation of budget. To prepare, or cause to be prepared, the annual municipal budget and to submit it to the City Council in preliminary form prior to June 15th of each year, together with recommendations pertaining thereto. 3. Administration of budget. To be responsible for the administration of the budget after its final adoption and to keep the Council informed as to the financial condition and needs of the City. 4. Supervision of purchasing and expenditures. To supervise the expenditures of all departments, divisions or services of the City government and to act as Purchasing Agent for the City. 5. Other Recommendations to City Council. To conduct studies and to make recommendations to the City Council concerning all functions of City government following analysis thereof; to recommend ordinances for adoption by the City Council, subject to the prior approval of the City Attorney as to the form thereof; 6. Investigation of complaints. To investigate all complaints in relation to matters concerning the administration of the City government and to take appropriate measures to obtain compliance with the obligations of permits, franchises and privileges granted by the City;	A. Appointment; compensation. 1. The <u>City Manager</u> shall be appointed by the City Council solely on the basis of his executive and administrative qualifications and ability to serve in the unclassified service under the supervision of the City Council. 2. The <u>City Manager</u> shall receive such compensation as the City Council shall from time to time determine and fix by resolution. B. Duties and powers. <u>In addition to those set forth in the Charter, the City Manager shall have the following duties and powers:</u> 1. Recommendations to City Council. To conduct studies and to make recommendations to the City Council concerning all functions of City government following analysis thereof; to recommend ordinances for adoption by the City Council, subject to the prior approval of the City Attorney as to the form thereof; 2. Investigation of complaints. To investigate all complaints in relation to matters concerning the administration of the City government and to take appropriate measures to obtain compliance with the obligations of permits, franchises and privileges granted by the City; 3. Supervision of public property. To exercise general supervision over all public buildings, parks, and all other property which is subordinate to the control of the City Council; 4. Public Relations Officer. To serve as Public Relations Officer of the City and to cooperate with all organizations which advance the interests of the City and its residents; 5. Inventory control. To prepare and keep current an inventory of personal property owned by the City and to recommend the acquisition, transfer or disposition of City property; and	Delete portions of 3.02.010, City Manager's powers and duties are stated in §700 of the Charter. Renummer existing text.	700. POWERS AND DUTIES OF CITY MANAGER. The City Council shall appoint the City Manager who shall be the chief executive officer of the City, responsible to the City Council for the management of all City affairs placed in the City Manager's charge by or under this Charter, by ordinance, resolution or other action of the City Council. The City Manager, or his or her designee, shall: (a) Appoint, suspend and remove all City employees, including Department Heads, the City Clerk and the City Treasurer, except as otherwise provided by State law or this Charter; (b) Direct and supervise the administration of all City departments, except as otherwise provided by this Charter; (c) Attend all City Council meetings, at which the City Manager shall have the right to take part in discussion, but shall not vote; (d) Prepare and submit to the City Council an annual budget pursuant to this Charter, and implement the final budget approved by the City Council; and (e) Perform such other duties as are specified in this Charter, or by ordinance, resolution or other action of the City Council.

13

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
	15-3.02.010 Chief Administrative Officer. City Manager. (CONT'D)	7. Supervision of public property. To exercise general supervision over all public buildings, parks, and all other property which is subordinate to the control of the City Council; 8. Public Relations Officer. To serve as Public Relations Officer of the City and to cooperate with all organizations which advance the interests of the City and its residents; 9. Inventory control. To prepare and keep current an inventory of personal property owned by the City and to recommend the acquisition, transfer or disposition of City property; 10. Personnel Officer. To serve as Personnel Officer personally or by delegation, and to recommend in all matters pertaining thereto; 11. Other duties. To perform such other duties and to exercise such other powers as are vested in the administrative head of government subject to applicable municipal law and regulations.	6. Personnel Officer. To serve as Personnel Officer personally or by delegation, and to recommend in all matters pertaining thereto.		
16.	3.02.015. City Attorney	A. <i>Duties.</i> The City Attorney shall serve under the supervision and direct control of the City Council and shall have the following powers and duties: 1. <i>Improvement act work.</i> To perform such legal work in connection with street, sidewalk, sewer, and lighting improvement districts as required by the City Council. 2. <i>Drafting resolutions and ordinances.</i> To draft all resolutions and ordinances and amendments thereto as directed by members of the City Council or Chief Administrative Officer, or that he may propose and draft in accordance with the City Charter. 3. <i>Attorney for Police Department.</i> To serve as attorney for the Police Department in all matters pertaining to law enforcement and to prosecute all violations of the Culver City Municipal Code. The City Council may assign the duties of prosecution of State misdemeanors to either the District Attorney or the City Attorney by resolution. 4. <i>Advisory to City officials.</i> To represent and advise the City Council and all City Officers in all legal matters and controversies, both civil and criminal, arising out of their official duties with the City, including prosecution and/or defense of appeals if and when so directed by the City Council.	A. <i>Duties.</i> In addition to those set forth in the Charter, the City Attorney shall have the following powers and duties: 1. <i>Improvement act work.</i> To perform such legal work in connection with street, sidewalk, sewer, and lighting improvement districts as required by the City Council. 2. <i>Attorney for Police Department.</i> To serve as attorney for the Police Department in all matters pertaining to law enforcement. The City Council may assign the duties of prosecution of State misdemeanors to either the District Attorney or the City Attorney by resolution. 3. <i>Drafting agreements.</i> To draft all contracts and agreements to which the City of Culver City may be a party and to advise the City Council and/or any City Officer in connection therewith. 4. <i>Attendance at meetings.</i> To attend all meetings of the City Council, unless excused, with the duty of reporting on or discussing the legal aspect of any matters before the Council at such meeting, and giving his advice or opinion in writing when requested by the City Council or by any Board or Officer of the City.	Delete portions of existing code section and amend. The City Attorney's eligibility and duties are set forth in §§900 and 901 of the Charter.	SECTION 900. ELIGIBILITY. The City Attorney shall be an attorney-at-law, licensed and authorized to practice in all of the courts of the State. SECTION 901. DUTIES. The City Attorney, or his or her designee, shall: (a) Serve as the chief legal adviser to the City Council, City Manager, and all City departments in all matters pertaining to the business of the City; (b) Represent and appear for the City in all legal actions in which the City is concerned or is a party. In the course of performing such duties, the City Attorney shall have the authority to employ other attorneys to handle litigation or provide other assistance as required by the City Attorney, subject to the provisions of this Charter; (c) Attend all meetings of the City Council, unless excused; (d) Prepare or approve the language of all City ordinances, resolutions and of any amendments to such ordinances or resolutions, and approve the form of City contracts and bonds; (e) Prosecute on behalf of the People criminal cases for violations of this Charter, of City ordinances or of State laws, which in the opinion of the City Attorney warrant prosecution; and (f) Perform such other duties as are specified in this Charter, or by ordinance, resolution or other action of the City Council.

#	CCMC'S	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
16.	3.02.015. City Attorney (CONT'D)	5. <i>Drafting agreements.</i> To draft all contracts and agreements to which the City of Culver City may be a party and to advise the City Council and/or any City Officer in connection therewith. 6. <i>Attendance at meetings.</i> To attend all meetings of the City Council, unless excused, with the duty of reporting on or discussing the legal aspect of any matters before the Council at such meeting, and giving his advice or opinion in writing when requested by the City Council or by any Board or Officer of the City. 7. <i>Approve bonds.</i> To approve the form of all bonds given to, and all contracts made by the City, endorsing his approval thereon in writing. 8. <i>General service.</i> To generally render legal service to all City Officials in their official capacity, including appearances as legal representative. B. <i>Hours of work.</i> The City Attorney shall be required to devote himself to his duties with the City of Culver City a minimum of forty (40) hours per week, and shall not be eligible for overtime compensation. C. <i>Additional Counsel.</i> The City Council may, from time to time, employ and discharge, in the classified or unclassified service of the City of Culver City, any other attorney or attorneys as deputies or assistants in the office of the City Attorney, or other special legal counsel to take charge of any litigation or matter, or to assist the City Attorneys office. D. <i>Eligibility.</i> To be eligible for appointment as City Attorney, or deputy or Assistant City Attorney, the appointee shall have been admitted to practice as an attorney in all of the State Courts of California.	B. <i>Hours of work.</i> The City Attorney shall be required to devote himself to his duties with the City of Culver City a minimum of forty (40) hours per week, and shall not be eligible for overtime compensation.		
17.	3.03.230(A). Powers and Duties.	The Planning Commission shall have the power and be required to: A. After a public hearing thereon, recommend to the City Council the adoption, amendment or repeal of the Master Plan, or any part thereof, for the physical development of the City;	<u>General</u>	Replace Master with General, pursuant to former Charter Section 806(A)(1).	806. CHARTER COMMISSIONS. A. There shall be a Commission consisting of five members which shall have the power and responsibility, including but not limited to: (1) After a public hearing thereon, recommend to the City Council the adoption, amendment or repeal of the General Plan, or any part thereof, for the physical development of the City;

15

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
18.	3.04.315. Conversion of Unclaimed Property by City.	Any property not exceeding Ten Thousand Dollars (\$10,000.00) in value or cash not exceeding Ten Thousand Dollars (\$10,000.00) coming into the possession of the Police Department which is determined by the Chief Administrative Officer to be unclaimed and needed for City use shall be converted for City use; provided, however, that nothing shall be construed herein to limit or modify the provisions of the Penal Code pertaining to the disposition of weapons or contraband. Property valued in excess of Ten Thousand Dollars (\$10,000.00) or cash exceeding Ten Thousand Dollars (\$10,000.00) shall be submitted to the City Council for review before conversion.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager.	Section 300 of the Charter.
19.	3.05.015. Classified Service; Applicability.	The Civil Service System shall be applicable to all departments, offices, positions and employments and all persons employed by the City except the following: A. Elective offices; B. Members of appointive boards, commissions and committees; C. Persons engaged under contract to supply expert professional or technical services for a definite and limited period of time; D. The Chief Administrative Officer, whether termed as such, or as City Manager, Coordinator, or by any other term intended to designate the supervisor and superintendent of the overall administration of the City; E. Assistant Administrative Officers, Assistants to the Chief Administrative Officer, the Personnel Director, the Labor Relations Officer, Public Works Director/City Engineer and such staff assistants to any of said officers as the City Council may authorize. F. Volunteer personnel, crossing guards, or other employees holding seasonal, limited or temporary appointments of limited duration, or serving on a part-time basis; G. Staff assistants to the head of a department or division as may be authorized by the City Council. H. Professional and technical employees in the field of information technology, who perform design, development, documentation, analysis, acquisition, installation, creation, technical support, testing or modification of computer systems or programs.	The Civil Service System shall be applicable to all departments, offices, positions and employments and all persons employed by the City except the following: A. Elective offices; B. Members of appointive boards, commissions and committees; C. Persons engaged under contract to supply expert professional or technical services for a definite and limited period of time; D. <u>Those positions expressly stated in the Charter, subject to the reservation of rights in the classified service for an individual filling the position of Community Development Director, Fire Chief, Parks, Recreation and Community Services Director, Police Chief, and Transportation Director as of July 1, 2006;</u> E. Assistant <u>City Manager</u> , Assistants to the <u>City Manager</u> , the Personnel and Employee Relations Director , Public Works Director/City Engineer and such staff assistants to any of said employees as the City Council may authorize. (Paragraphs F through H remain unchanged)	Delete and Amend certain provisions to comply with Charter Sections 300, Form of Government, and 1201, Classification.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government. 1201. CLASSIFICATION. All Department Heads shall be in the Unclassified Service. The City Manager, City Attorney, City Clerk and City Treasurer shall be in the Unclassified Service. <i>offices</i>

#	CCMC'S	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
20.	3.05.020 . Personnel Officer; Duties.	A. <i>Designation of officer.</i> The Personnel Officer shall be the Chief Administrative Officer, or such person as appointed by the Chief Administrative Officer subject to the approval of the City Council. Duties may be combined with those of any other office or position, provided the appointee shall have had training or experience in personnel administration. B. <i>Duties.</i> 1. Attend all meetings of the Civil Service Commission and serve as liaison officer between the Chief Administrative Officer and the Civil Service Commission. 2. Administer all of the provisions of the Rules not specifically reserved to the City Council, the Civil Service Commission, or the Chief Administrative Officer. 3. Assist the Civil Service Commission in the preparation, study and analysis of Rules and revisions and amendments thereto, for submission to the City Council after approval by City Attorney as to legality of such action. 4. Assist the Civil Service Commission in the study, analysis and/or preparation of classification and pay plans, including class specifications and revisions of said plans covering all classifications in the Classified Service; the plans, and any revisions thereto, becoming effective upon approval by the City Council. 5. Encourage the improvement of municipal service by studying needs and recommending programs for education and training to the Chief Administrative Officer; such programs becoming effective upon approval by the Civil Service Commission and the City Council.	1. <u>City Manager</u> 2. subject to the approval of the City Council	1. Replace Chief Administrative Officer with City Manager, pursuant to Section 300 of the Charter. 2. Strike "subject to the approval of the City Council," pursuant to Section 700 of the Charter.	1. 300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government. 2. 700. POWERS AND DUTIES OF CITY MANAGER. The City Manager, or his or her designee, shall: (a) Appoint, suspend and remove all City employees, including Department Heads, the City Clerk and the City Treasurer, except as otherwise provided by State law or this Charter.
21.	3.05.025. Right to Contract for Service.	The City Council, upon the recommendation of the Civil Service Commission or the Chief Administrative Officer , may contract with any qualified person or agency for the performance of technical services in the operation of the Civil Service System.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager, pursuant to Section 300 of the Charter.	See Section 300, above.
22.	3.05.030. Appoint- ments.	Appointments to vacant positions in the Classified Service shall be made in accordance with the Civil Service Rules by the City Council, the Chief Administrative Officer , or the officer to whom the power to make appointments has been delegated.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager, pursuant to Section 300 of the Charter.	See Section 300, above.

3

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
23.	3.05.040 Right of Restoration.	In the event an employee of the City holding a position under Civil Service is appointed to a position not under the Classified Service, and should subsequently be removed therefrom, he shall revert to his former position under the Classified Service without loss of any rights or privileges and upon the same terms and conditions as if he had remained in said position continuously. The right of restoration shall be effective for a period of one (1) year from the date of appointment to the position not within the Classified Service.	<u>two years</u>	Replace one year with two years pursuant to Charter Section 1202.	1202. APPOINTMENTS FROM CIVIL SERVICE POSITIONS. In the event an employee of the City holding a position in the Classified Service is appointed to a position in the Unclassified Service, and within two years is removed or resigns from that position, the employee shall revert to his or her former position in the Classified Service upon the same terms and conditions as if he or she had continuously remained in that position.
24.	3.05.065 Falsification of Statements or Documents; Fraud.	No person shall willfully or corruptly make any false statement, certificate, mark, rating or report in regard to any application, test, certification, or appointment held or made under the Civil Service System or in any manner commit or attempt any fraud preventing the impartial execution of such Civil Service System or Rules made thereunder.	None.	Delete, Charter Section 1203 language is identical.	1203. PROHIBITIONS. No person shall willfully make any false statements, certificate, mark, rating or report in regard to any application, test certification or appointment held or made under the Civil Service System or in any manner commit or attempt any fraud preventing the impartial execution of such Civil Service System or its rules and regulations.
25.	3.06.050(C) Enforcement; Injunctive Relief.	C. The City Attorney, after consultation with the Chief Administrative Officer, shall have the authority to withdraw the appointment of a special prosecutor at any time when he or she determines it is in the best interest of the City	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
26.	3.07.005(B). Purchasing Officer; Duties.	B. The Chief Administrative Officer, or his/her designee approved by the City Council, shall serve as Purchasing Officer and have the following duties:	1. <u>City Manager</u> 2. approved by the City Council	1: Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300. 2. Strike "approved by the City Council," pursuant to Charter Section 700.	1. <u>See Section 300, above.</u> 2. 700. POWERS AND DUTIES OF CITY MANAGER. The City Manager, or his or her designee, shall: (a) Appoint, suspend and remove all City employees, including Department Heads, the City Clerk and the City Treasurer, except as otherwise provided by State law or this Charter.
27.	3.07.010 Purchase Order; Encumbrance of Funds.	Except in cases of emergency, or if excepted by authorization of the Chief Administrative Officer, all purchases shall be made by purchase order issued by the Purchasing Officer after the City Treasurer has certified that there is sufficient unencumbered appropriation balance.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	<u>See Section 300, above.</u>

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
28.	3.07.055 Open Market Procedures.	Any purchase or contracts for supplies or equipment involving an expenditure of Twenty Thousand Dollars (\$20,000.00) or less may be made in the open market without following formal bidding procedures of this Subchapter. Open market purchases shall be based upon competitive quotations whenever practical from not less than three (3) contractors. Open market quotations shall be kept by the Purchasing Officer as a public record. The Chief Administrative Officer shall develop written policies for purchases up to Twenty Thousand Dollars (\$20,000.00).	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
29.	3.07.060 Emergency Purchases.	A. In the event of an emergency seriously affecting the public welfare where the purchase of essential supplies and equipment are urgently required for the preservation of life, health or property, or for the immediate continuation of direct City services to the public, the Chief Administrative Officer or Purchasing Officer may procure such items without following formal procedures of this Subchapter; and B. In the absence or unavailability of the Purchasing Officer, any department head shall have like authority, but shall file a written report with the Chief Administrative Officer within ten (10) days after such emergency purchase.	<u>City Manager</u>	See above.	See Section 300, above.
30.	3.07.070(A) Personal and Professional Services Excluded.	A. Except for the provisions of §§ 3.07.075 and 3.07.080, the City may award purchase orders and contracts in any amount for personal or professional services without complying with the provisions of this Subchapter; provided that, the purchase order or contract shall be based upon competitive quotations, whenever practical, as determined by the Chief Administrative Officer from not less than three (3) vendor contractors.	<u>City Manager</u>	See above.	See Section 300, above.
31.	3.07.075. Authority of Chief Administrative Officer. <u>City Manager</u>	A. The Chief Administrative Officer is authorized to approve and execute, on behalf of the City, any contract in an amount not to exceed Ten Thousand Dollars (\$10,000.00) for the services described in Subsections 3.07.070 B. and C., subject to the provisions of § 3.07.070. B. The Chief Administrative Officer is authorized to approve and execute on behalf of the City any three (3) party contract for services described in Subsection A. If the total cost for such services is paid by a third party, subject to the provisions of § 3.07.070.	<u>City Manager</u>	See above.	See Section 300, above.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
32.	3.07.205(B) (1). Capital Outlay Funds.	B. Special capital outlay funds. 1. Pursuant to Charter § 1307, the following special funds are created for special capital outlay purposes:	<u>§1607</u>	Amend Charter reference from §1307 to §1607.	1607. CAPITAL FUNDS. The funds for capital improvements, previously created, are hereby continued in existence. The City Council by ordinance may create a special fund or funds for a special capital improvement purpose. Subject to the restrictions of the Constitution, the City Council may levy and collect taxes for capital improvements and may include in the annual tax levy a levy for such purposes in which event it must apportion and appropriate to any such fund or funds the money derived from such levy. It may not, in making such levy, exceed the maximum tax rate provided for in this Charter, unless authorized by majority vote at a City election. The City Council may transfer to any such fund any unencumbered surplus funds remaining on hand in the City at any time. Once established, such fund shall be restricted to only the purposes for which it was created, unless the assent of the voters is expressed to the use of such fund for some other purpose by majority vote at a City election.
33.	3.07.300 Issuance and Sale of Revenue Bonds.	The City Council, exercising the powers reserved to the City under Cal. Const. Art. XI, § 5 and pursuant to City of Culver City Charter §§ 400 and 401, may, by resolution(s), issue and sell revenue bonds for any City purpose or purposes.	<u>§500</u>	Amend Charter references from §§ 400 and 401 to §500.	500. POWERS OF THE CITY. The City shall have all of the rights, powers and privileges which may be granted to a charter city under the Constitution and laws of the State, as fully and completely as though they were specifically enumerated in this Charter. Without limiting the preceding provisions, the City shall have the power to make and enforce all laws and regulations with respect to municipal affairs, subject only to such restrictions and limitations as may be provided in this Charter and in the Constitution. The enumeration in this Charter of any particular power shall not be held to exclude other powers, nor to be any limitation upon this general grant of power. See Section 500, above.
34.	3.07.305. Procedures for Bond Issuance.	Except as otherwise expressly provided in the Charter of the City of Culver City, the procedure for the issuance of such bonds shall be the procedure set forth in the Revenue Bond Law of 1941 (commencing with Cal. Gov't Code § 54300), and by this reference, with the exception hereinafter stated, the provisions of said Law are incorporated herein; provided, however, that no election to authorize the issuance of said bonds shall be required and to that end Cal. Gov't Code §§ 54380 through 54387 are not incorporated herein and shall not be applicable to the issuance of said bonds.	None	Delete.	

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
35.	3.08.285(A) Appeals.	A. If the service user or service supplier is aggrieved by any decision or administrative ruling of the Tax Administrator, or with the failure to grant a refund or exemption as provided for under this Subchapter, he/she may appeal to a Board of Review comprised of the Chief Administrative Officer , the Community Development Director and the Public Works Director, or their duly authorized designee, by filing a notice of appeal with the Tax Administrator within fourteen (14) days of the decision or administrative ruling aggrieved the service user or service supplier. The Tax Administrator shall thereupon fix a time and place for a hearing of such appeal. The Tax Administrator shall give notice to such person of the time and place of hearing as herein provided herein.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
36.	3.08.285(L) Exemptions.	If the Tax Administrator determines that an application for exemption is faulty, or that the applicant has failed to truthfully set forth such facts, application for the exemption shall be denied in writing to the applicant. The applicant shall thereafter have a right to file an amended application for exemption; or to appeal the Tax Administrator's decision to the Chief Administrative Officer within a 10-day period after the mailing date of the Tax Administrator's rejection. In the case of an appeal, the Chief Administrative Officer shall review the facts in consultation with the City Attorney, and shall render a final determination on such appeal.	<u>City Manager</u>	See above.	See Section 300, above.
37.	3.09.020 (A)(1) and (B)(f)(5) Director and Assistant Director of Emergency Services; Powers and Duties.	A. Director and Assistant Director of Emergency Services. 1. There is hereby created the office of Director of Emergency Services. The Chief Administrative Officer shall be the Director of Emergency Services. B. Powers and duties. (f)(5) To execute all of his ordinary power as Chief Administrative Officer , all of the special powers conferred upon him by this Chapter or by resolution or emergency plan pursuant hereto adopted by the City Council, all powers conferred upon him by any statute, by any agreement approved by the City Council, and by any other lawful authority.	<u>City Manager</u>	See above.	See Section 300, above.
38.	3.10.015. Presentation of Claims by City Officials Officer or Employee Prohibited.	No City Official shall, except for his own services or upon any claim or contract personal to such officer, present any claim or demands for allowance against the City, or in any way, except in discharge of official duty, advocate relief asked in the claim made by any other person.	No City officer or employee shall, except for his own services or upon any claim or contract personal to such officer or employee , present any claim or demands for allowance against the City, or in any way, except in discharge of official duty, advocate relief asked in the claim made by any other person .	Amend references to City official and officer to comply with definition of "officer" per Charter Section 200(h).	200. DEFINITIONS. As used in this Charter: (h) The term "officers" shall mean and refer to the members of the City Council and all persons appointed by the City Council to serve on a commission, board, committee or other governmental body.

21

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
39.	5.01.005. Definitions.	Whenever in this Chapter the following terms are used, they shall have the meaning ascribed to them, unless it is apparent from the context thereof that some other meaning is intended. CITY AGENT. Any employee or agent of the City designated by the Chief Administrative Officer or City Council, or any person under contract with the City, or agent or employee of such person, with authority for directing the collection and disposal of garbage, rubbish and other refuse.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
40.	5.01.020(A) Temporary Permits During Emergencies.	A. In the event of breakdown of City equipment or other unforeseen or unpreventable circumstances, the Chief Administrative Officer may issue limited or temporary permits to private persons or corporations to perform any of the services covered by this Chapter, subject to fees or charges agreed upon.	<u>City Manager</u>	See above.	See Section 300, above.
41.	5.01.060 City Agent's Authority to Make Regulations.	The City Agent shall have the authority to make such other reasonable rules and regulations concerning individual collection and disposal, and relating to the hauling of solid waste over City streets by private persons, or relating to the operation of a transfer station, as he or she shall find necessary, subject to the right of appeal from his or her order to the Chief Administrative Officer, and from said orders of the Chief Administrative Officer to the City Council.	<u>City Manager</u>	See above.	See Section 300, above.
42.	5.01.090 Disposal to be Outside City.	Disposal of solid waste shall be made outside of the City limits, unless otherwise specifically authorized by the Chief Administrative Officer.	<u>City Manager</u>	See above.	See Section 300, above.
43.	5.03.010(H) Water Conservation Requirements.	H. No lawn, landscape or other turf area shall be watered more often than every other day or between the hours of 10:00 a.m. and 4:00 p.m. This Subsection shall not apply to commercial nurseries or any drip irrigation system approved by the Chief Administrative Officer, or his or her designee, or if the Chief Administrative Officer, or designee approves an exception for irrigation system maintenance, leak repair, or new planting and fertilization.	<u>City Manager</u>	See above.	See Section 300, above.

#	CCMC'S	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
44.	5.03.015(A). Relief from Requirements.	A. The provisions of this Chapter are not applicable to uses of water which are necessary to protect public health and safety or for essential governmental services. The Chief Administrative Officer, or his or her designee, may grant relief to persons who apply, in writing, for water uses which are prohibited by § 5.03.010, if it is found that such relief is necessary to prevent an emergency condition relating to health and safety or extreme economic hardship, or if the person seeking relief has demonstrated that he or she has implemented water conservation measures in some other manner that achieves the objectives of this Chapter.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
45.	5.04.030 Exception for Emergency or Unusual Circumstances	Notwithstanding the provisions of this chapter, overhead facilities may be installed and maintained in order to provide emergency service, not to exceed ten (10) days without permission of the Chief Administrative Officer; however, the Chief Administrative Officer may, if he finds the need exists, extend, in writing, such emergency operating permit for an additional thirty (30) days. No additional extension may be authorized without the approval of the City Council. The Council may grant special permission, on such terms as the Council may deem appropriate, in cases of unusual circumstances, without discrimination as to any person or utility, to erect, construct, install, maintain, use or operate poles, overhead wires and associated overhead structures.	<u>City Manager</u>	See above.	See Section 300, above.
46.	5.04.065(C) Under Grounding Public Utilities; New Construction.	C. Upon application of the owner, the Chief Administrative Officer, or the City Council upon an appeal from an adverse determination of the Chief Administrative Officer, may grant an exception to the requirements of this Section if findings are made, to be placed with the electrical permit, that these requirements, together with the particular circumstances, will require an additional utility pole or otherwise increase or perpetuate visual pollution of the environment.	<u>City Manager</u>	See above.	See Section 300, above.
47.	5.05.020. Definitions.	CITY. The City of Culver City.	None.	Charter Section 200(b).	200. DEFINITIONS. As used in this Charter: (b) "City" shall mean and refer to the City of Culver City.

(23)

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
48.	9.02.215(A) Application for Permit; Conditions for Filing	A. Application for a permit to conduct a public display of fireworks shall be filed in the Office of the Chief Administrative Officer, on forms provided by the City, year at least 180 days prior to the date requested for conducting the public display of fireworks.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
49.	9.04.035 Application for Permit.	Whenever in this Chapter a permit is required for the doing of any of the acts or things herein enumerated, the Chief Administrative Officer, the Health Officer, Division Head or other authorized official shall require a written application to be filed, giving such details as may be necessary to determine whether there is a clear and present danger of the thing, act, or operation covered by said application, adversely or detrimentally affecting the public welfare.	<u>City Manager</u>	See above.	See Section 300, above.
50.	9.04.200 Prevention and Removal of Graffiti.	Whenever the Chief Administrative Officer or his designee determines that graffiti is located on public property not owned by the City of Culver City, or on private property, so as to be visible to a person utilizing any public street or highway in the City of Culver City, including but not limited to any roadway, parkway, sidewalk or alley, then the Chief Administrative Officer or his/her designee is authorized to expend City funds for the removal of the graffiti. Removal of the graffiti at public expense shall be restricted to the painting and repair of only the area where the graffiti is located.	<u>City Manager</u>	See above.	See Section 300, above.
51.	9.04.205 Definitions.	CHIEF ADMINISTRATIVE OFFICER. The Chief Administrative Officer of the City of Culver City or his or her designee. CITY. The City of Culver City, California. GRAFFITI. Writings, drawings or inscriptions of any type which, in the determination of the Chief Administrative Officer, has any of the following characteristics.	<u>City Manager</u>	See above. Delete the definition of CITY as Charter Section 200(b) defines "City".	See Section 300, above. 200. DEFINITIONS. As used in this Charter: (b) "City" shall mean and refer to the City of Culver City.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
52.	9.04.220(C) Removal Policy.	The Chief Administrative Officer or his/her designee shall develop a graffiti removal program to assist property owners in the expeditious removal of graffiti from their property. Notwithstanding any other provision of this Subchapter, the City shall be authorized to recover its costs incurred in the removal of graffiti from private property if: C. Nothing in this Subchapter shall prohibit the Chief Administrative Officer or his/her designee from waiving the provisions of this Section if it can be determined that the affected property owner has demonstrated a conscientious effort to prevent graffiti from occurring on their property as exhibited by, but not limited to, the installation of security devices such as surveillance cameras, security lighting, sprinklers linked to motion sensors; protective or covering landscaping; graffiti resistant building materials; or the application of graffiti-resistant paint.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
53.	9.04.225(A) and (B)(2). Authorization to Remove; Methods.	A. Whenever the Chief Administrative Officer determines that writings or other inscriptions constitutes "graffiti" as defined in § 9.04.205 and is so located on public or privately owned property within the City so as to be capable of being viewed by a person utilizing any public right-of-way in the City, the Chief Administrative Officer is authorized to provide for the removal of the graffiti or other inscribed material upon advising the property owner that removal will be undertaken by the City if not removed within forty-eight (48) hours of notification of the existence of graffiti. The City Council has determined that the failure to remove graffiti constitutes a public nuisance which permits the City by and through its authorized representative to enter on private property to abate the declared public nuisance, without additional notice to or authorization from the landowner. (B)2. The Chief Administrative Officer determines that the removal of graffiti or other inscribed material from a privately owned property has exceeded four (4) requests from the City or a maximum of six hundred (600) square feet per privately owned real property during one (1) calendar year and the property owner has not removed the graffiti within the required time after a notice to abate has been given as described in § 9.04.230 below.	<u>City Manager</u>	See above.	See Section 300, above.

52

#	COMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
54.	9.04.230(B)(C) Notice to Abate; Appeal; Abatement by City.	Whenever the Chief Administrative Officer determines that graffiti is being maintained upon the premises within the City in violation of § 9.04.210, the Chief Administrative Officer shall send, by registered or certified mail or post, at a conspicuous place on the premises where the graffiti is located, written notice to the owner, and to any lessee, occupant or other person having present possession of a lot or parcel of land within the City that the graffiti must be removed within forty-eight (48) hours from the date of service of the notice. The notice shall be entitled "Notice to Abate Graffiti," in letters not less than one (1) inch in height, and shall cite this Subchapter as authority for such abatement. The notice shall contain a general description of the property on which the graffiti is located. All persons having any objection to, or interest in said matter are hereby notified to submit an appeal to the Office of the Chief Administrative Officer within forty-eight (48) hours from the date of this notice. B. If an appeal has been made to the Office of the Chief Administrative Officer, within five (5) days from the date of the Notice to Abate Graffiti, the Chief Administrative Officer, or his/her designee, shall hold an administrative hearing on appeal. The decision of the Chief Administrative Officer or his/her designee shall be final and conclusive. C. If an appeal has not been submitted as set forth in § 9.04.230 B. above, or if the appeal has been denied following an administrative hearing, and if the private property owner fails to remove or fails to cause the graffiti to be removed by the designated date, or such continued date thereafter as approved by the Chief Administrative Officer, then the Chief Administrative Officer shall cause the graffiti to be abated as a public nuisance by the City or its contractor, and the City or its contractor is expressly authorized to enter upon the premises for such purpose.	City Manager	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
55.	9.04.235(A)(B) and (D). Recovery of Costs.	Should the Chief Administrative Officer be required to abate the graffiti as a public nuisance, as set forth in § 9.04.230 C., the City may recover, pursuant to Cal. Gov't Code § 38773, the costs of abatement through the assessment of a lien against the property on which the nuisance is maintained. NOTICE OF LIEN Pursuant to Cal. Gov't Code § 38773 and the authority of Ordinance _____ of the City of Culver City, the Chief Administrative Officer of the City of Culver City did on or about the _____ day of _____, 19____, cause the removal of graffiti at the premises hereinafter described in order to abate a public nuisance on said real property; and the City Council of the City of Culver City did on the _____ day of _____, 19____, assess the cost of such abatement upon the real property hereinafter described; and the same has not been paid nor any part thereof; and that said City of Culver City does hereby claim a lien for such costs of abatement in the amount of said assessment to wit: the sum of _____ dollars; and the same shall be a lien upon said real property until the same has been paid in full and discharged of record. B. Between the first and fifteenth day of July of each year, the Chief Administrative Officer shall cause to be published in the official newspaper of the City a notice that any person affected or aggrieved by an act or determination of the City or the City's Chief Administrative Officer in connection with the provisions of this Subchapter may appeal to the City Council. An appeal shall be in writing and shall be filed with the Office of the City Clerk prior to the fifteenth day of July with the appropriate fee, or from time to time thereafter may be determined by the Council, the City Council shall hear and render a decision upon each appeal, and the determination of the Council shall be final and conclusive. In the event any determination of the Chief Administrative Officer is modified by determination of the City Council or any assessment changed or corrected, the Chief Administrative Officer shall cause the correction to be made upon the record showing the assessment.	City Manager	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.

27

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
55.	9.04.235(A)(B) and (D). Recovery of Costs. (CONTINUED)	D. At the expiration of the time for appeal, or upon the determination by the City Council of all appeals so filed, and in compliance with the requirements of any determination so made, the Chief Administrative Officer shall deliver to the County Auditor of the County of Los Angeles an abstract of each lot or parcel of land within the City affected by this Section and the amount of each such charge to be placed upon the assessment roll against the respective parcel. Thereafter, the charges shall be of the same character and effect, subject to the same penalties, and shall be collected in the same manner and at the same time as City taxes. The provision of this Section shall not apply to any lot or parcel of land if the charge against it has been paid prior to the delivery of the abstract to the County Auditor.	City Manager	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
56.	9.04.420(A) Notice of Nuisance and/or Administrative Charges.	A. With respect to nuisances other than for temporary facilities and specialty structures subject to a declaration of nuisance as provided in § 9.04.415, and administrative charges as provided in § 9.04.605, the following procedures shall apply: Whenever the Chief Administrative Officer or his/her designee finds evidence indicating that any premise or premises within the City are being maintained or activities are being conducted, contrary to one or more of the provisions of the Culver City Municipal Code then he/she shall deliver or mail written notice to the owner or other person or legal entity in lawful possession or control of said premises stating the alleged violations of said section. Such notice shall set forth a reasonable time limit for correction of the violation and may also set forth suggested methods of correcting the same. Such notice shall be served upon the owner of said premises according to the provisions of § 9.04.440 covering service in person or by mail.	City Manager	See above.	See Section 300, above.
57.	9.04.425 (C) Hearing Regarding Nuisance Abatement and/or Administrative Charges.	C. The Municipal Code Appeals Committee shall consist of the Chief Administrative Officer or his/her designee, the Fire Chief or his/her designee, and the Community Development Director or his/her designee.	City Manager	See above.	See Section 300, above.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
58.	9.04.430 Form of Notice of Hearing.	A. Notice of the time and place of hearing before the Municipal Code Appeals Committee shall be titled, "Notice of Hearing," in letters not less than one (1) inch in height and shall be substantially the following form: "NOTICE OF HEARING TO DETERMINE EXISTENCE OF PUBLIC NUISANCE AND TO ABATE IN WHOLE OR PART NOTICE IS HEREBY GIVEN that on the _____ day of _____, 19____, at the hour of ____M., of said day the Municipal Code Appeals Committee of the City of Culver City will hold a public hearing in the Council Chambers of the Culver City Hall, 4095 Overland Avenue, Culver City, California, to ascertain whether certain premises situated in the City of Culver City, State of California, known and designated as _____, in said City, and more particularly described as _____ constitute a public nuisance subject to abatement by the rehabilitation of such premises or by the repair, removal, or demolition of buildings, structures, debris or other matter situated thereon; or by the correction of land, topography, or other conditions constituting a nuisance within Chapter 9.04 of the Municipal Code of the City of Culver City. If said premises, in whole or part, are found to constitute a public nuisance as defined by Section(s) 9.04.400 and 9.04.405 of the Culver City Municipal Code and if the same are not promptly abated by the owner, such nuisances may be abated by municipal authorities and the rehabilitation, repair, removal or demolition, or other costs of abatement of such nuisance(s), will be assessed upon such premises, and such cost(s) will constitute a lien upon such land until paid. Said alleged violations consist of the following: All persons having any objections to, or interest in said matters are hereby notified to attend a meeting of the Municipal Code Appeals Committee of the City of Culver City, to be held on the _____ day of _____, 19____, when their testimony and evidence will be heard and given due consideration. DATED: This ____ day of _____, 19____. (Title of City official as designated by Chief Administrative Officer)"	City Manager	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.

62

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
59.	9.04.455(B) Service of Order to Abate; Abatement Procedure.	B. If such nuisance is not completely abated by the owner as directed within the designated abatement period, then the Chief Administrative Officer or other City officer or employee as may be designated by him/her, is authorized and directed to cause the same to be abated by City forces or private contract, and the City Chief Administrative Officer or other City officer or employee as may be designated by him/her is expressly authorized to enter said premises for such purpose. Upon request of the designated official, other City departments shall cooperate fully and shall render all reasonable assistance in abating any such nuisance.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
60.	9.04.460(A). Record of Cost for Abatement.	A. The Chief Administrative Officer , or such other City official as may be designated by him/her, shall keep an account of all administrative charges of code enforcement and of the cost, including incidental expenses, of abating such nuisance on each separate lot or parcel of land where the work is done and shall render an itemized report in writing to the City Council showing the cost of abatement and the rehabilitating, removal, demolishing, or repairing, of said premises, buildings, structures, or other conditions including any salvage value relating thereto; provided that before said report is submitted to said City Council, a copy of the same shall be posted for at least five (5) days upon such premises, together with a notice of the time when said report shall be heard by the City Council for confirmation.	<u>City Manager</u>	See above.	See Section 300, above.
61.	9.04.470(C). Assessment of Costs Against Property Lien.	C. Such notice of lien for recordation shall be in form substantially as follows: "NOTICE OF LIEN (Claim of City of Culver City) Pursuant to the authority vested by the provisions of Sections 9.04.405 and 9.04.610 et seq. of the Culver City Municipal Code, the Chief Administrative Officer of the City of Culver City, or designated agent did on or about the ____ day of ____, 19__, cause the premises hereinafter described to be rehabilitated, or the building or structure on the property hereinafter described to be repaired or demolished, in order to abate a public nuisance on said property; and the City Council of the City of Culver City did on the ____ day of ____, 19__, assess the cost of such rehabilitations, repair, or demolition upon said real property hereinafter described; and the same has not been paid nor any part thereof; and that said City of Culver City does hereby claim a lien on such rehabilitation, repair, or demolition in the amount of said assessment, to wit: the sum of \$ ____; and the same shall be a lien upon said real property until the	<u>City Manager</u>	See above.	See Section 300, above.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
61.	9.04.470(C). Assessment of Costs Against Property Lien. (CONTINUED)	same has been paid in full and discharged of record. The real property hereinbefore mentioned, and upon which a lien is claimed, is that certain parcel of land known as (Street Address) and being in the City of Culver City, County of Los Angeles, State of California, and more particularly described as follows: (Legal Description) CHIEF ADMINISTRATIVE OFFICER CITY OF CULVER CITY (Acknowledgment)*	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
62.	9.05.025. Administration and Enforcement.	Except as otherwise provided herein, the provisions of this Subchapter shall be administered and enforced by the Chief Administrative Officer or his designee. In the enforcement of this Subchapter such officer and his deputies may enter upon private or public property to examine a vehicle or parts thereof, or obtain information as to the identity of a vehicle and to remove or cause the removal of a vehicle or parts thereof declared to be a nuisance pursuant to this Subchapter.	<u>City Manager</u>	See above.	See Section 300, above.
63.	9.05.040. Abatement and Removal.	Upon discovering the existence of an abandoned, wrecked, dismantled, or inoperative vehicle, or parts thereof, on private property or public property within the City, the Chief Administrative Officer or his designee shall have the authority to cause the abatement and removal thereof in accordance with the procedure prescribed herein.	<u>City Manager</u>	See above.	See Section 300, above.
64.	9.05.045. Notice of Intention to Abate and Remove.	As owner of the land on which said vehicle (or said parts of a vehicle) is located, you are hereby notified that you may, within ten days after the mailing of this Notice of Intention, request a public hearing, and if such a request is not received by the Chief Administrative Officer or his designee within such ten-day period, the Chief Administrative Officer or his designee shall have the authority to abate and remove said vehicle (or said parts of a vehicle) as a public nuisance and assess the costs as aforesaid without a public hearing. You may submit a sworn written statement within such ten-day period denying responsibility for the presence of said vehicle (or said parts of a vehicle) on said land, with your reasons for denial, and such statement shall be construed as a request for hearing at which your presence is not required. You may appear in person at any hearing requested by you or the owner of the vehicle or, in lieu thereof, may present a sworn written statement as aforesaid in time for consideration at such hearing.	<u>City Manager</u>	See above.	See Section 300, above.

31

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
64.	9.05.045. Notice of Intention to Abate and Remove. (CONTINUED)	As registered (and/or legal) owner of record of said vehicle (or said parts of a vehicle), you are hereby notified that you may, within ten days after the mailing of this Notice of Intention, request a public hearing and if such a request is not received by the Chief Administrative Officer or his designee within such ten-day period, the Chief Administrative Officer or his designee shall have the authority to abate and remove said vehicle (or said parts of a vehicle) without a hearing.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
65.	9.05.050(A)(1); (B)(1), (B) (2), (B)(3) and (B)(4). Public Hearings.	A. Request for hearing. 1. Upon request by the owner of the vehicle or owner of the land received by the Chief Administrative Officer or his designee within ten days after the mailing of the notices of Intention to abate and remove, a public hearing shall be held by the officer on the question of abatement and removal of the vehicle, or parts thereof, as an abandoned, wrecked, dismantled or inoperative vehicle, and the assessment of the administrative costs and the cost of removal of the vehicle, or parts thereof, against the property on which it is located. B. Hearing; before whom held; action. 1. All hearings under this Subchapter shall be held before the Chief Administrative Officer or his designee who shall hear all facts and testimony he deems pertinent. Said facts and testimony may include testimony on the condition of the vehicle, or parts thereof, and the circumstances concerning its location on the said private property or public property. The Chief Administrative Officer or his designee shall not be limited by the technical rules of evidence. The owner of the land may appear in person at the hearing or present a sworn written statement in time for consideration at the hearing, and deny responsibility for the presence of the vehicle on the land, with his reasons for such denial. 2. The Chief Administrative Officer or his designee may impose such conditions and take such other action as he deems appropriate under the circumstances to carry out the purpose of this Subchapter. He may delay the time for removal of the vehicle or parts thereof if, in his opinion, the circumstances justify it. At the conclusion of the public hearing, the Chief Administrative Officer or his designee may find that a vehicle or parts thereof has been abandoned, wrecked, dismantled, or is inoperative on	<u>City Manager</u>	See above.	See Section 300, above.

#	COMC'S	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
65.	9.05.050(A)(1); (B)(1), (B) (2), (B)(3) and (B)(4). Public Hearings. (CONTINUED)	private or public property and order the same removed from the property as a public nuisance and disposed of as hereinafter provided and determine the administrative costs and the cost of removal to be charged against the owner of the land. The order requiring removal shall include a description of the vehicle or parts thereof and the correct identification number and license number of the vehicle, if available at the site. 3. If it is determined at the hearing that the vehicle was placed on the land without the consent of the owner of the land and that he has not subsequently acquiesced in its presence, the Chief Administrative Officer or his designee shall not assess the costs of administration or removal of the vehicle against the property upon which the vehicle is located or otherwise attempt to collect such costs from such owner of the land. 4. If the owner of the land submits a sworn written statement denying responsibility for the presence of the vehicle on his land but does not appear, or if an interested party makes a written presentation to the Chief Administrative Officer or his designee but does not appear, he shall be notified in writing of the decision.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
66.	9.05.055(A). Appeals.	A. Any interested party may appeal the decision of the Chief Administrative Officer or his designee by filing a written notice of appeal with the City Clerk of said City within five days after his decision.	<u>City Manager</u>	See above.	See Section 300, above.
67.	9.05.065. Notice to Department of Motor Vehicles.	Within five days after the date of removal of the vehicle or parts thereof, the Chief Administrative Officer or his designee shall give notice to the Department of Motor Vehicles identifying the vehicle or parts thereof removed. At the same time there shall be transmitted to the Department of Motor Vehicles any evidence of registration available, including registration certificates, certificates of title and license plates.	<u>City Manager</u>	See above.	See Section 300, above.

33

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
68.	9.06.015. Cost Reimburse- ment Required.	B. The Police Department shall compute the cost of providing such services in accordance with the schedule of rates and charges for personnel and equipment contained in the law enforcement service agreement with the City and advise the Chief Administrative Officer of such costs, as well as any other costs of damage to public property or injuries to personnel resulting from the law enforcement response. The person responsible for the party, gathering or other assemblage or on whose property the party, gathering or other assemblage takes place shall be billed for these costs by the Chief Administrative Officer upon notice of the charges from the Culver City Police Department and payment shall be due and payable within fifteen (15) days of the billing date. Should the amount due not be paid, the City may collect the debt, as well as any costs incurred in collecting the debt due to nonpayment, pursuant to any available provision of law.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
69.	9.06.110. Application for Permit.	D. Notwithstanding any other provision of this Subchapter, if the applicant for a parade permit files a declaration signed under penalty of perjury, stating the reasons the proposed parade is topical and time is of the essence and demands, in writing, immediate consideration of the application, the Chief of Police, Chief Administrative Officer and Fire Chief, or their designees, shall form an ad hoc committee to consider the application. Such ad hoc committee shall consider the application no later than 5:00 p.m. on the first full working day after the filing of the declaration and written demand. Such consideration shall be limited by the provisions set forth in § 9.06.140.	<u>City Manager</u>	See above.	See Section 300, above.
70.	9.09.015. Occasional Use Facilities; Special Landing Permits.	Special landing permits for occasional landings at sites other than duly established helistops may be issued by the Chief Administrative Officer, subject to such conditions as may be imposed by the Fire Department. Such occasional use facilities shall be at ground elevation, or at roof elevation when approved by a licensed structural engineer.	<u>City Manager</u>	See above.	See Section 300, above.
71.	9.10.010. Sale or Transfer of Park Property.	B. Notice of the hearing shall be published twice in the newspaper designated by the City Council pursuant to City Charter § 547, the first publication to be at least ten days before the hearing. At least five copies of the published notice shall be conspicuously posted on the subject park property. The heading of the notices shall be "Notice of Proposed Sale/Transfer of This Park" in letters not less than one inch in height.	<u>621</u>	Replace reference from Charter Section 517 to 621.	621. PUBLISHING OF LEGAL NOTICES. (In pertinent part) The City Council shall designate one newspaper circulated in the City for the publication of all notices and other matters required to be published in a newspaper. When possible, a change to another newspaper shall not be made until a notice of the intention to change is published in the previously designated newspaper.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
72.	9.11.080. Governmental Agency Cooperation.	The Chief Administrative Officer shall annually request other governmental and educational agencies having facilities within the City of Culver City to establish local operating procedures in cooperation and compliance with this Chapter.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
73.	11.01.240(E). Assessments; Administrative Proceedings.	E. <i>Administrative hearing.</i> The hearing prescribed by this Section shall be before a Board of Review. The Board of Review shall be composed of the Chief Administrative Officer, City Treasurer, and the City Attorney, or the duly appointed representative of each. At the hearing the person assessed and the City Treasurer, may submit such evidence as they believe to be relevant to their respective positions. The Board of Review may require the presentation of additional evidence from either the person assessed or from the City Treasurer, or from both, and may continue the hearing from time to time for the purpose of allowing the presentation of additional evidence.	<u>City Manager</u>	See above.	See Section 300, above.
74.	11.01.330. Investigation of Application.	Immediately upon filing a properly executed application for a permit, the Tax Collector shall refer one copy to the Chief Administrative Officer and one copy to the Department Head, whose duty it is to inspect the type of business involved. Such Department Head shall make such investigation of the applicant and of the statements set forth in the application, as he shall deem sufficient, and make a written report thereof to the Tax Collector, who shall refer such report and recommendation, together with a copy of the application to the Committee on Permits and Licenses for a hearing set at a certain day, not more than 30 days from the date of filing the application. At such hearing any person interested shall be entitled to be heard and to file objections, protests or recommendations, relative to the subject matter.	<u>City Manager</u>	See above.	See Section 300, above.
75.	11.01.365. Suspension of Permit.	The right to operate any business or other activity for which a permit is required under this Chapter may be suspended forthwith without notice and without hearing, in the event such suspension is necessary for the preservation and protection of the public health, morals, safety or general welfare, if so determined by the Fire Chief, Police Chief, Health Officer, Building Inspector, Superintendent of Streets, Chief Administrative Officer, Committee on Permits and Licenses or the City Council; provided that no such suspension shall continue for more than 15 days unless an order to show cause why such permit should not be revoked shall be issued, as provided in § 11.01.360.	<u>City Manager</u>	See above.	See Section 300, above.

35

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
76.	11.01.505. Establishment; Membership.	There is created and established the Committee consisting of the Chief Administrative Officer , the Chief of Police, the Fire Chief, the City Planner, the Parks, Recreation and Community Services Director (as a nonvoting ex-officio member), and the City Treasurer, or each of their designees, to be known as the "Committee on Permits and Licenses" and to which Committee, all applications for permits covering business operations or other miscellaneous activities shall be heard except as otherwise provided in this Code.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
77.	11.01.510. Organization of Committee.	The Chief Administrative Officer or his designee, in his absence, shall act as Chairman of the Committee. Three members of the Committee shall constitute a quorum to consider application for permits and such other businesses as may probably come before it. However, a lesser number may adjourn from time to time.	<u>City Manager</u>	See above.	See Section 300, above.
78.	11.01.515. Authority of Chief Administrative Officer <u>City Manager</u> to Approve or Deny Permit.	Notwithstanding any other provisions of this Chapter, when, in the opinion of the Chief Administrative Officer and the City Treasurer, an application for a permit requires immediate attention, and a special meeting of the Committee cannot be convened, the Chief Administrative Officer , in consultation with the City Treasurer, may approve or deny a permit. A decision of the Chief Administrative Officer , pursuant to this Section, shall be considered the same as a decision of the Committee. When used herein, the Chief Administrative Officer and the City Treasurer shall include each of their designees.	<u>City Manager</u>	See above.	See Section 300, above.
79.	11.01.540. Secretary to Keep Records.	The secretary shall keep a record of all proceedings had before the Committee and prepare minutes of said meetings, recording therein the disposition of all applications. If the application for permit is approved by the Committee, a permit, approved as to form by the Committee and to which may be attached such conditions as the Committee may require, will be executed by the Chief Administrative Officer and delivered to the applicant. In all cases wherein a permit is required prior to the issuance of a business license, a copy of said permit shall be forthwith transmitted to the Business-Tax Collector, with letter of transmittal authorizing him to issue said business license on payment of the required license fee.	<u>City Manager</u>	See above.	See Section 300, above.
80.	11.01.635(A). Hearing Officer.	A. The Culver City Chief Administrative Officer shall designate the hearing officer for the appeal hearings.	<u>City Manager</u>	See above.	See Section 300, above.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
81.	11.04.030. Service Charges.	E. If the City Treasurer determines any amount due hereunder cannot be collected or efforts to collect any such sum would be disproportionately costly with relation to the probable outcome of the collection efforts relative to the amount due, then the City Treasurer may prepare a report setting forth the findings and reasons therefor, and submit that report to a Board of Review consisting of the Chief of Police, the Chief Administrative Officer and the City Attorney.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
82.	11.10.005. Definitions.	STAND or TAXI STAND . A place designated by the Chief Administrative Officer of the City for the use of any taxicab while awaiting employment.	<u>City Manager</u>	See above.	See Section 300, above.
83.	11.10.020. Investigation and Report.	No permit to conduct a taxicab business shall be granted or application acted upon until the Chief Administrative Officer causes an investigation to be made and his report and findings submitted to the City Council. The report shall contain but shall not be limited to the following information: E. Such other information as the Council may request or the Chief Administrative Officer deem necessary or advisable.	<u>City Manager</u>	See above.	See Section 300, above.
84.	11.10.025. Hearing on Application.	Upon the filing of an application for a permit to conduct a taxicab business, the City Council shall fix a time and place for a public hearing thereon. At least ten (10) days written notice of the time and place set for public hearing shall be given to the applicant and to other permittees operating taxicabs in the City. Notice shall also be given the general public by publication in a newspaper of general circulation. Any interested person may file with the Chief Administrative Officer a memorandum in support of or in opposition to the issuance of the permit.	<u>City Manager</u>	See above.	See Section 300, above.
85.	11.10.030. Findings.	The City Council shall make findings as to whether the public convenience and necessity requires or does not require additional taxicab service at the conclusion of the public hearing or at a later date if it is determined that the matter should be continued for further study. The City Council shall consider the report from the Chief Administrative Officer , the factual matters as verified in the application, the memorandums or other written materials on file, any presentations made in the public hearing and its own investigation of the subject matter which has been received by the Council.	<u>City Manager</u>	See above.	See Section 300, above.

37

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
86.	11.10.060. Suspension of Permit by Chief of Police.	The Chief of Police shall suspend any taxi driver's permit and/or decal to operate a taxicab for a period of not to exceed two (2) weeks in the event that he determines that the public safety and welfare is endangered due to mechanical or operational defects which cannot be immediately made to comply with the provisions of this Chapter and the reasonable safety regulations imposed by him, by the City Council or by State law. In the event the Chief of Police suspends any permit or decal hereunder, he shall notify the Chief Administrative Officer who shall set the matter on the next regular agenda of the City Council for hearing. Notice of said hearing shall be sent to the permittee by certified mail. The Chief of Police shall report to the Council in writing the reasons for the suspension and the actions required to correct the mechanical or operational defect endangering the public health or safety. The Council after hearing on the suspension may affirm, reverse or modify the suspension or may, in the event that the suspension is affirmed, set a revocation hearing in the manner required by this Chapter for the revocation of the permit to conduct a taxicab business, the taxi drivers permit and/or the decal for the vehicle or any or all of them. Any suspension imposed shall remain in effect pending a hearing on the revocation of the permit or decal. It shall be unlawful for any person to operate or to permit to be operated any taxicab subject to the suspension during the period of a suspension.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
87.	11.10.330. Taxicab Stands.	Taxi stand permits may be issued to a permittee hereunder allowing taxicabs operated by the permittee, while awaiting employment, to stand in certain designated places on the public streets. No permit shall be granted except upon the application of the permittee desiring such stand, filed with the Chief Administrative Officer , stating the number and kind of vehicles for which the permit is sought and the proposed location of such stand or stands. The Chief Administrative Officer may grant permits upon the recommendation of the Chief of Police.	<u>City Manager</u>	See above.	See Section 300, above.
88.	11.13.125. On-Site Manager; Security Measures.	A. All adult uses shall have a responsible person who shall be at least eighteen (18) years of age and shall be on the premises to act as manager at all times during which the business is open. The individual designated as the on-site manager shall be registered with the Chief Administrative Officer or designee by the owner to receive all complaints and be given by the owner and/or operator the responsibility and duty to address and immediately resolve all violations taking place on the premises.	<u>City Manager</u>	See above.	See Section 300, above.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
89.	11.14.035(C) and (E). Additional Duties of Permittee.	C. The permittee shall be required to retain other City services, as deemed necessary by the Chief Administrative Officer, for the purpose of protecting, assisting and regulating the proposed activity, at the sole cost and expense of the permittee. E. No person shall cause or allow filming of aerial activities, from the air or ground, including helicopter landings, to occur unless the permittee receives prior written authorization from the Chief Administrative Officer.	City Manager	Replace Chief Administrative Officer and CAO with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
90.	11.20.020. Definitions.	CHIEF ADMINISTRATIVE OFFICER or CAO. The chief administrative official for the City appointed by the City Council, or his/her designee.	City Manager	See above.	See Section 300, above.
91.	11.20.025(B) and (C). Application Requirements.	B. An application shall be submitted on a form approved by the CAO and provided by the City. The City shall provide an estimate of the cost for review of the application in accordance with the fees for telecommunications services as adopted by resolution from time to time by the City Council. The application fee shall be paid prior to initiation of any application review by the City. C. Applications shall be reviewed by designees of the CAO for determination as to whether a franchise or an encroachment permit shall be required, and to make findings and recommendations for the City Council.	City Manager	See above.	See Section 300, above.
92.	11.21.010. Defined Terms and Phrases.	CHIEF ADMINISTRATIVE OFFICER or CAO. The chief administrative official for the City appointed by the City Council, or his or her designee.	City Manager	See above.	See Section 300, above.
93.	11.21.105(B). Franchise Application Required.	B. The CAO shall specify the information that must be provided in connection with an application, and the form in which the information shall be provided.	City Manager	See above.	See Section 300, above.
94.	11.21.140(A). Rate Regulation.	A. <i>Regulation.</i> The City shall regulate any operator's rates and charges, except to the extent it is prohibited from doing so by law. The City will regulate rates in accordance with FCC rules and regulations, where applicable. Except to the extent FCC rules provide otherwise, all rates and charges that are subject to regulation, and changes in those rates or charges must be approved by the City in advance. The CAO may take any required steps to file complaints, toll rates, issue accounting orders or take any other steps required to comply with FCC regulations. The City Council shall be responsible for issuing orders that establish rates or order refunds. A grantee must comply with all rate orders issued by the City Council pending appeals by the grantee unless a stay order has been issued by the FCC.	City Manager	See above.	See Section 300, above.

39

#	CCMC'S	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
95.	11.21.170(A) and (B). General Financial and Insurance Provisions.	A. Every operator of a cable communications system shall obtain and maintain a performance bond to ensure the faithful performance of its responsibilities under this Chapter and any franchise. The amount of the performance bonds shall be set by the CAO or may be set in a franchise agreement in light of the nature of the work to be performed pursuant to or under the franchise, but initially shall not be less than ten percent (10%) of the estimated cost of constructing or (in the case of existing systems) upgrading the cable communications system. The bond is not in lieu of any additional construction or other bonds that may be required through any permitting process. The bond shall be in a form acceptable to the City Attorney. Bonds must be obtained prior to the effective date of any franchise, transfer or franchise renewal, unless a franchise ordinance specifically provides otherwise. B. The CAO may permit a cable communications system operator to eliminate or reduce the amount of the bond upon successful completion of the required construction and after the system performs as promised for one year after completion, if the CAO determines that (i) the operator has substantially complied with its obligations under its franchise and applicable law; and (ii) the letter of credit maintained by the operator, plus any remaining amount of the bond will be adequate to ensure performance.	<u>City Manager</u>	Replace Chief Administrative Officer or CAO with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
96.	11.21.200(B). Maintenance and Inspection of Records	B. Books and records requested shall be produced to the City by a time and at a location in City designated by the City Treasurer or CAO, or designated in a franchise ordinance. However, if the requested books and records are too voluminous, or for security reasons cannot be copied and moved, or if the requested books and records contain trade secrets, then the grantee may request that the inspection take place at some other location mutually agreeable to the City and the grantee, and the City will not unreasonably deny the request, provided that (i) the grantee makes necessary arrangements for copying documents selected by City after its review; and (ii) the grantee pays all travel and additional copying expenses incurred by City (above those that would have been incurred had the documents been produced in City, including those incurred by any outside auditors, consultants or attorneys retained by the City to review the franchise) in inspecting those documents or having those documents inspected by its designee.	<u>City Manager</u>	See above.	See Section 300, above.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
97.	11.21.205(A); (B) and (C). Reports.	A. The CAO may from time to time direct a grantee to prepare reports regarding its cable communication system and its operations within or affecting the City, and to submit those reports by a date certain, in a format prescribed by the CAO, in addition to those required by this Chapter or a franchise agreement. B. Unless an exemption is granted by the CAO, no later than ninety (90) days after the end of its fiscal year, a grantee shall submit the following information, except that the information on grantee's officers, members of its boards of directors, other principals, stockholders or equity investors holding five percent (5%) or more of the voting interest, need only be provided where there has been a change from the preceding year: C. When requested by the CAO, within forty-five (45) days of the end of each calendar quarter, a grantee shall submit a report to City containing the following information:	<u>City Manager</u>	Replace Chief Administrative Officer or CAO with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
98.	11.21.220(B). Failure to Report.	B. For purposes of this Section, notice is sufficient if the CAO (or the City Treasurer with respect to financial reports) notifies the grantee in writing that grantee has failed to provide a requested report, perform a test, or provide access to books and records or to its plant. A grantee will be deemed to have failed to cure unless it provides the requested reports, performs the tests or provides the access to books and records and to its plant within fifteen (15) days of the date of the notice, or such longer period as the CAO may specify in the notice.	<u>City Manager</u>	See above.	See Section 300, above.
99.	11.21.225. Other Records Required.	Unless the CAO specifically waives the requirement in writing, a grantee shall at all times maintain:	<u>City Manager</u>	See above.	See Section 300, above.
100	11.21.230. Exemptions.	At the sole discretion of the CAO, the CAO may temporarily exempt any grantee from its obligations under §§ 11.21.210, 11.21.215 and 11.21.225 if the CAO determines that the requirement would be unduly burdensome or unnecessary; and that the City and subscriber interests may be adequately protected in some other manner.	<u>City Manager</u>	See above.	See Section 300, above.

41

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
101	11.21.240(B) and (B)(1). Penalties for Noncompliance.	B. The CAO is authorized to administer this Section. Decisions by the CAO to assess penalties against the grantee must be in writing and must contain findings supporting the decision. Decisions by the CAO are final, unless appealed to the City Council. 1. If the grantee or any interested person is aggrieved by a decision of the CAO, the aggrieved party may, within ten (10) days of the written decision, appeal that decision in writing to the City Council through the City Clerk's office. The fee established by the City Council for processing the appeal must accompany the appeal letter. The City Council may affirm, modify, or reverse the decisions of the CAO.	<u>City Manager</u>	Replace Chief Administrative Officer or CAO with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
102	11.21.245(B). Enforcement and Remedies Revocation.	B. Before conducting a hearing to revoke a franchise, except as otherwise provided in this Chapter: (i) the CAO must have given notice of a claimed violation, breach, default or failure; and (ii) the grantee must have been given thirty (30) days to cure the claimed default, except as provided herein, provided that the cure period for failure to remit franchise fees is fifteen (15) days. An opportunity to cure is not required where the City finds that the defect in performance is due to willful misconduct, is an adjudicated violation of criminal law, or is part of a pattern of violations where the grantee has already had notice and opportunity to cure. The grantee will be given at least twenty (20) days notice of the hearing date, and will be provided an opportunity to be heard at the hearing.	<u>City Manager</u>	See above.	See Section 300, above.
103	11.21.300(B). Consumer Protection Standards; Generally.	B. For good cause shown, the CAO may grant a temporary waiver of any City customer service standard where the CAO determines:	<u>City Manager</u>	See above.	See Section 300, above.
104	11.21.310(E). Consumer Protection Standards; Notices and Billing.	E. A grantee shall notify the CAO immediately if a service interruption affects fifty (50) or more subscribers for a time period greater than three (3) hours. The CAO shall establish appropriate methods for the notification required herein, including any procedures for notification after normal business hours.	<u>City Manager</u>	See above.	See Section 300, above.
105	11.21.315(A) (8). Protection of City and Residents.	8. Prior to the implementation of any interactive subscriber response mechanism, a grantee shall first demonstrate to the satisfaction of the CAO that such a mechanism can provide effective protection against invasion of privacy.	<u>City Manager</u>	See above.	See Section 300, above.

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
108	11.26.025(A). Application Processing Costs.	A. Any application for a Pass Through Telecommunications System shall include an application fee as determined by the Chief Administrative Officer or his or her designee, and based on amounts established by City Council resolution, to cover the cost of all direct and indirect administrative expenses and staff efforts, including consultants and attorneys, necessary to adequately analyze the application. In addition, the applicant shall reimburse the City for all out-of-pocket processing costs, which shall include, but not be limited to, costs of publications of notices, development and publication of relevant agreements, travel expenses, and any other out-of-pocket expenses not covered by the application fees, incurred by the City in its study and evaluation of the application. Should it be determined that the actual cost of processing the application exceeds the amount of the fee paid, the Chief Administrative Officer shall require an additional amount to be paid by the applicant before the application processing continues.	City Manager	Replace Chief Administrative Officer or CAO with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
107	11.26.030(L) Application Review.	Within ninety (90) days after receipt of an accepted as complete application, containing all information listed in § 11.26.020, the City's Chief Administrative Officer, or his or her designee, shall issue written findings recommending the granting or denying of the application in whole or in part. If the application is denied, the findings shall include the reasons for denial. In reviewing the application, the City shall consider the following: L. Such other factors as may demonstrate that the permit agreement to use the streets and public rights-of-way will not serve the community interest. The Chief Administrative Officer may recommend such reasonable conditions on the proposed permit agreement for the purpose of protecting the public's health, safety and general welfare.	City Manager	See above.	See Section 300, above.
108	13.03.140. Teenage Entertainment; Permit Required.	It shall be unlawful for any person to sponsor or conduct a dance or any other activity of entertainment for persons under the age of 18 years without first filing application for a permit with the Chief Administrative Officer of the City in the form and manner required by him.	City Manager	See above.	See Section 300, above.
109	13.03.145(C). Entertainment Regulations.	C. Time limit. No dancing involving participants below the age of 18 shall be permitted after the hour of 12:00 midnight, unless the permit obtained from the Chief Administrative Officer specifically authorizes a later hour.	City Manager	See above.	See Section 300, above.

42

43

#	CCMC §	EXISTING CODE	PROPOSED AMENDMENT	ACTION	CHARTER SECTION
110	15.07.010. Establishment.	Pursuant to § 806 of the Charter of Culver City, and § 3.03.230 D. of the Municipal Code, there are hereby established architectural review procedures	<u>§500</u>	Replace §806 with §500.	500. POWERS OF THE CITY. The City shall have all of the rights, powers and privileges which may be granted to a charter city under the Constitution and laws of the State, as fully and completely as though they were specifically enumerated in this Charter.
111	15.10.100. Definitions	CITY. The City of Culver City. COUNCIL. The City Council of the City of Culver City.	None.	Delete. "City" and "City Council" defined in Charter Section 200. No substitute language suggested.	200. DEFINITIONS. As used in this Charter: (b) "City" shall mean and refer to the City of Culver City. (d) "City Council" shall mean and refer to the City Council of the City of Culver City.
112	15.10.245(A). Tentative Map Distribution.	A. Chief Administrative Officer —one (1) copy.	<u>City Manager</u>	Replace Chief Administrative Officer with City Manager pursuant to Charter Section 300.	300. FORM OF GOVERNMENT. The municipal government established by this Charter shall be the "Council-Manager" form of government, under which the City Council sets policy and the City Manager administers the government.
113	17.250.030(D) (4). Open Space (OS) District Requirements.	(D)(4). If the Community Development Director and Parks, Recreation and Community Services Director do not reach a consensus determination as required by this subsection, then the Chief Administrative Officer shall make the determination after reviewing the recommendations of the two Directors.	<u>City Manager</u>	See above.	See Section 300, above.
114	17.250.030(F) (3) and (F)(4). Open Space (OS) District Requirements.	(F)(3). If the Community Development Director and Parks, Recreation and Community Services Director do not reach a consensus determination as required by this subsection, then the Chief Administrative Officer shall make the determination after reviewing the recommendations of the two Directors. (F)(4). If the Community Development Director, or his or her designee, and the Parks, Recreation and Community Services Director, or his or her designee (or Chief Administrative Officer , if applicable), determine the above findings cannot be made, then the request shall be considered a major change and referred for Planning Commission for review at a public hearing, the Parks and Recreation Commission at a public meeting and for Council review at a public hearing.	<u>City Manager</u>	See above.	See Section 300, above.
115	17.700.010. Definitions of Specialized Terms and Phrases.	City. The City of Culver City, State of California, referred to in this Title as the "City". City Council. The City Council of Culver City, referred to in this Title as the "Council".	None	Delete definitions. "City" and "City Council" defined in Charter Section 200. No substitute suggested.	See Section 200, above.