

THESE MINUTES ARE NOT OFFICIAL  
UNTIL APPROVED BY  
THE CITY COUNCIL, CULVER CITY HOUSING AUTHORITY BOARD,  
CULVER CITY PARKING AUTHORITY BOARD AND SUCCESSOR AGENCY  
TO THE CULVER CITY REDEVELOPMENT AGENCY BOARD

REGULAR MEETING OF THE  
CITY COUNCIL, CULVER CITY  
HOUSING AUTHORITY BOARD,  
CULVER CITY PARKING AUTHORITY BOARD AND  
SUCCESSOR AGENCY TO THE CULVER CITY  
REDEVELOPMENT AGENCY BOARD  
CULVER CITY, CALIFORNIA

August 8, 2016  
6:00 p.m.

**Call to Order & Roll Call**

Mayor Clarke called the meeting of the City Council to order at 6:00 p.m. in the Mike Balkman Chambers at City Hall.

Present: Jim B. Clarke, Mayor  
Jeffrey Cooper, Vice Mayor  
Göran Eriksson, Council Member  
Meghan Sahli-Wells, Council Member  
Thomas Small, Council Member

Note: The City Council also sits as Members of the  
Governing Board(s) convened as part of the meeting.

oOo

**Closed Session**

The City Council recessed to Closed Session to consider the following item:

**CS-1** Conference with Legal Counsel - Anticipated Litigation  
Re: Significant Exposure to Litigation - (1 Item)  
Pursuant to Government Code Section 54956.9 (d)(2)

oOo

## **Reconvene**

Mayor Clarke reconvened the City Council and convened the Culver City Housing Authority Board, Culver City Parking Authority Board, and the Successor Agency to the Culver City Redevelopment Agency Board at 7:02 p.m. with all Members present.

o0o

## **Invocation/Pledge of Allegiance**

City Manager John Nachbar led the invocation and the Pledge of Allegiance was led by former Mayor Micheál O'Leary.

o0o

## **Report on Action Taken in Closed Session**

Mayor Clarke indicated nothing to report out of closed session.

o0o

## **Presentations**

### Item P-1

#### **Presentation of Certificates to the American Youth Soccer Organization Culver City Girls U19 Team for Winning the AYSO National Games Tournament**

Albert Alfaro thanked everyone involved as well as the City Council for the opportunity to celebrate the team's accomplishment and he called up the players to receive their certificates.

Mayor Clarke pointed out that this was the second time in five years that the team had been National Champions.

o0o

**Community Announcements by City Council Members/  
Information Items from Staff**

Lieutenant Sam Agaiby reported on the Fourth Annual National Night Out event held on the first Tuesday of August; thanked volunteers, sponsors, entertainers, and everyone who attended; and he announced an informational meeting on How to Start a Neighborhood Watch Program in your Community on August 9, 2016 at the Lindbergh Park Stonehouse.

Samantha Blackshire, Transit Operations Manager, announced that retired Bus Operator Charles Williams has passed away, she discussed his life and legacy, and asked that the meeting be adjourned in his memory.

Council Member Sahli-Wells announced the upcoming meeting of the Sustainability Subcommittee on August 10; the last Summer Concert series performance on August 11; The Actor's Gang performances of *Romeo and Juliet* *Pokemon Go!* throughout August in Media Park; and she thanked the Police, Fire and Parks, Recreation and Community Services departments for their efforts for National Night Out.

MOVED BY MAYOR CLARKE, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT WHEN THIS MEETING IS ADJOURNED, THAT IT BE ADJOURNED IN MEMORY OF RETIRED BUS OPERATOR CHARLES WILLIAMS AND GREGORY METCALFE JOUJON-ROUCHE, SON OF NANCY AND PIERRE JOUJON-ROUCHE.

Mayor Clarke discussed procedures for public comment, and he clarified the action being taken on the Styrofoam item and changes to the order of the agenda.

o0o

**Joint Public Comment - Items Not on the Agenda**

Mayor Clarke invited public comment.

The following members of the audience addressed the City Council:

Marcus Tiggs invited everyone to attend Fiesta La Ballona from August 26-28; he discussed the schedule of events; the commemorative t-shirts designed by a Culver City High

student; he thanked sponsors for their support; and he discussed wrist bands.

Dr. Janet Hoult announced poetry readings and a contest based on the history of Culver City; she reported that bookmarks were available in Council Chambers with information about the contest; she encouraged everyone to participate; discussed her class Word Painting with Poetry; and she read a poem.

o0o

### **Receipt and Filing of Correspondence**

MOVED BY COUNCIL MEMBER ERIKSSON, SECONDED BY COUNCIL MEMBER SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE CORRESPONDENCE RECEIVED BY THE CITY CLERK'S OFFICE BEFORE 4:00 P.M. ON AUGUST 8, 2016.

o0o

### **Consent Calendar**

Council Member Sahli-Wells indicated that she had a question on Item C-3.

MOVED BY COUNCIL MEMBER ERIKSSON, SECONDED BY VICE MAYOR COOPER AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CONSENT CALENDAR ITEMS C-1, C-2 AND C-4 THROUGH C-10.

Item C-1

### **CC:HA:SA - Cash Disbursements**

THAT THE CITY COUNCIL, CULVER CITY HOUSING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE CULVER CITY REDEVELOPMENT AGENCY BOARD: APPROVE CASH DISBURSEMENTS FOR JULY 16, 2016 - JULY 29, 2016.

o0o

Item C-2

### **CC:HA:SA - Meeting Minutes**

THAT THE CITY COUNCIL, CULVER CITY HOUSING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE CULVER CITY

REDEVELOPMENT AGENCY BOARD: APPROVE MINUTES FOR THE  
REGULAR MEETING OF JULY 25, 2016.

o0o

Item C-4  
(Out of Sequence)

**CC - (1) Acceptance of Work Performed by Setpoint Systems Corporation in the amount of \$624,468; (2) Authorization to File a Notice of Completion; and (3) Authorization to Release the Retention Payment after Expiration of the 35-Day Lien Period, for the City Facilities Energy Efficiency Project, PF-004**

THAT THE CITY COUNCIL:

1. ACCEPT THE WORK PERFORMED BY SETPOINT SYSTEMS CORPORATION IN THE AMOUNT OF \$624,468; AND
2. AUTHORIZE FILING A NOTICE OF COMPLETION; AND
3. AUTHORIZE RELEASE OF THE 5% RETENTION PAYMENT IN THE AMOUNT OF \$31,223.35 TO SETPOINT SYSTEMS CORPORATION UPON EXPIRATION OF THE 35-DAY LIEN PERIOD.

o0o

Item C-5

**CC - (1) Acceptance of Work Performed by Integrated Media Systems in the Amount of \$199,431; (2) Authorization to File a Notice of Completion; and (3) Authorization to Release the Retention Payment after Expiration of the 35-Day Lien Period, for the Senior Center Audio-Video System Replacement Project**

THAT THE CITY COUNCIL:

1. ACCEPT THE WORK PERFORMED BY INTEGRATED MEDIA SYSTEMS IN THE AMOUNT OF \$199,431; AND
2. AUTHORIZE FILING A NOTICE OF COMPLETION; AND
3. AUTHORIZE RELEASE OF THE RETENTION PAYMENT IN THE AMOUNT OF \$10,701 TO INTEGRATED MEDIA SYSTEMS UPON EXPIRATION OF THE 35-DAY LIEN PERIOD.

o0o

Item C-6

**CC - Approval of a Professional Services Agreement with Motorola for Monitoring and Repair of the City's Two-way Radio System's Infrastructure and Dispatch Systems in an Amount Not-to-Exceed \$47,295.48**

THAT THE CITY COUNCIL:

1. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH MOTOROLA, THROUGH ITS COMMERCIAL, GOVERNMENT, AND INDUSTRIAL SOLUTIONS SECTOR, FOR MAINTENANCE, SUPPORT, AND/OR OTHER SERVICES FOR THE CITY'S TWO-WAY RADIO AND POLICE/FIRE DISPATCH SYSTEMS, FOR A ONE YEAR PERIOD, AUGUST 1, 2016 - JULY 31, 2017, IN AN AMOUNT NOT-TO-EXCEED \$47,295.48; AND,
2. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,
3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

o0o

Item C-7

**CC - Approval of a Three-Year Professional Services Agreement with Walker Parking Consultants to Provide On-Call Consulting Services in an Amount Not-To-Exceed \$100,000 Per Year**

THAT THE CITY COUNCIL:

1. APPROVE A THREE-YEAR PROFESSIONAL SERVICES AGREEMENT WITH WALKER PARKING CONSULTANTS TO PROVIDE ON-CALL CONSULTING SERVICES ON AN AS-NEEDED BASIS IN AN AMOUNT NOT-TO-EXCEED \$100,000 PER YEAR; AND,
2. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,
3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

o0o

Item C-8

**CC - Adoption of an Ordinance (1) Approving Comprehensive Plan (CP) - P2015054; Zoning Code Map Amendment (ZCMA) - P2015055; General Plan Map Amendment (GPMA) - P2015056; and Tentative Tract Map (TTM) - P2015057 and (2) Adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program to Allow the Subdivision of an Existing 4.35 Acre Site into 10 New Land Lots for the Development of a 90-Unit/110-Bed Senior Citizen Residential Care Facility for Assisted Living and Memory Care, Eight New Single Family Homes and the Retention of One Existing Single Family Home Located at 3814 Lenawee Avenue**

THAT THE CITY COUNCIL: ADOPT THE PROPOSED ORDINANCE (1) APPROVING COMPREHENSIVE PLAN (CP) - P2015054; ZONING CODE MAP AMENDMENT (ZCMA) - P2015055; GENERAL PLAN MAP AMENDMENT (GPMA) - P2015056; AND TENTATIVE TRACT MAP (TTM) - P2015057 SUBJECT TO THE CONDITIONS OF APPROVAL; AND (2) ADOPTING THE RELATED MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM, BASED ON THE INITIAL STUDY, FINDING THAT THE PROJECT, WITH MITIGATION MEASURES INCORPORATED, WILL NOT HAVE A SIGNIFICANT ADVERSE IMPACT ON THE ENVIRONMENT.

oOo

Item C-9

**CC - Approval of a Professional Services Agreement with Tripepi Smith and Associates to Develop and Implement a Public Communications Program for the Clean Water Parcel Tax on the November 8, 2016 Ballot in an Amount not-to-exceed \$25,000**

THAT THE CITY COUNCIL:

1. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH TRIPEPI SMITH AND ASSOCIATES TO DEVELOP AND IMPLEMENT A PUBLIC COMMUNICATIONS PROGRAM FOR THE CLEAN WATER PARCEL TAX ON THE NOVEMBER 8, 2016 BALLOT IN AN AMOUNT NOT-TO-EXCEED \$25,000; AND

2. AUTHORIZE THE CITY ATTORNEY TO PREPARE THE NECESSARY DOCUMENTS; AND

3. AUTHORIZE THE CITY MANAGER TO EXECUTE THE DOCUMENTS ON BEHALF OF THE CITY.

o0o

Item C-10

**CC - (1) Waiver of Formal Competitive Bidding Procedures; and (2) Approval of a Professional Services Agreement with MuniServices, LLC for Utility Users Tax Compliance, Administration and Revenue Protection Program and Local Tax Compliance Services for a Term of up to Five Years**

THAT THE CITY COUNCIL:

1. PURSUANT TO CCMC SECTION 3.07.075.E.3, WAIVE THE FORMAL COMPETITIVE BIDDING PROCEDURE; AND

2. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH MUNISERVICES, LLC FOR A UTILITY USERS TAX COMPLIANCE, ADMINISTRATION AND REVENUE PROTECTION PROGRAM AND LOCAL TAX COMPLIANCE SERVICES FOR A TERM OF UP TO FIVE YEARS; AND,

2. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

o0o

Item C-3

(Out of Sequence)

**CC:PA - (1) City Council Adoption of a Resolution (A) Adopting Parking Policies and Rates for City-Owned and/or Operated Parking Facilities Located Throughout the City; and (B) Rescinding Resolution Nos. 2012-R010 and 2016-R011; (2) City Council Authorization of an Estimated Refund of Approximately \$2,520 for Tandem Parking Space Fees for the Canfield Lot for the Months of May through August of 2016; and (3) Culver City Parking Authority Board Adoption of a Resolution (A) Adopting Parking Policies and Rates for Parking Authority-Owned and/or Operated Parking Facilities Located Throughout the City and (B) Rescinding Resolution No. 2012-PA001**

Harvey Lind congratulated the City for their vision with creating affordable parking; he felt the parking had brought that area to life; expressed concern that changes could be a detriment to the area; discussed other cities and parking issues; he felt that reasonable parking brought people in and was important to a viable community; he discussed market rates; and effects on the neighborhood.

Council Member Sahli-Wells discussed changing to the pay as you go system and 24-hour access.

Discussion ensued between staff and Council Members regarding the need for additional study; unintended consequences; automated parking systems; the need for on duty personnel; complimentary parking for veterans; head-in parking only; utilization of technology; enforcement; concern with those who don't take the time to read the rules and regulations; enforcement; and warnings.

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY COUNCIL MEMBER SMALL AND UNANIMOUSLY CARRIED,

THAT THE CITY COUNCIL:

1. ADOPT A RESOLUTION (A) ADOPTING PARKING POLICIES AND RATES FOR CITY-OWNED AND/OR OPERATED PARKING FACILITIES (PARKING STRUCTURES AND SURFACE PARKING LOTS), AND (B) RESCINDING RESOLUTION NOS. 2-12-R010 AND 2016-R011; AND
2. AUTHORIZE THE REFUND OF APPROXIMATELY \$2,520 FOR THE TANDEM PARKING SPACE FEES IN THE CANFIELD PARKING LOT.

THAT THE PARKING AUTHORITY BOARD:

ADOPT A RESOLUTION (1) ESTABLISHING PARKING POLICIES AND RATES FOR PARKING AUTHORITY-OWNED AND/OR OPERATED PARKING FACILITIES (PARKING STRUCTURES AND SURFACE PARKING LOTS), AND (2) RESCINDING RESOLUTION NO. 2012-PA001.

o0o

### **Order of the Agenda**

No changes were made.

o0o

**Action Items**

Item A-1

**CC - (1) Discussion of a Proposal from Ballona Creek Renaissance (BCR) to Ban Single-Use Polystyrene Take-Out Food Containers; and (2) Direction to City Manager as Deemed Appropriate**

Joe Susca, Senior Management Analyst, provided a summary of the material of record.

Mayor Clarke invited public comment.

The following members of the audience addressed the City Council:

Micheál O'Leary expressed concern with increases to cutlery prices for restaurants noting that no alternatives were available at a comparable price; he discussed the actions of Santa Monica; and he pointed out the ability to add an item later once an economic alternative is made available for restaurants.

Grace Lee discussed the mission of The Bay Foundation; The Clean Bay Certified Program; the growing community of restaurants in support of environmental initiatives; actions of Culver City demonstrating environmental leadership; and she expressed support for the ban.

Shea Cunningham, Ballona Creek Renaissance (BCR), discussed a coalition of organizations; those in attendance; and she distributed letters in support of the ban.

Erick Perez, BCR Club at Culver City High School, expressed support for a ban and reported collecting signatures for a petition that he submitted to the School Board.

David Haake reported that the Sierra Club has asked that the City act favorably on a ban in the City; discussed the carcinogenic nature of polystyrene and related how cancer had affected him personally; discussed the discontinued use of Styrofoam by the fast food industry; he asserted

that a ban would not pose a hardship on the food industry in the City; and he noted that many Culver City restaurants were poised to assist their colleagues and support the ban.

Discussion ensued between Mr. Haake and Mayor Clarke about the amount of heat needed to release the carcinogens.

Jessica Borek, California Grocers Association, discussed their clientele; their primary concern; convenience; use and proper disposal; and she requested that the City work with food retailers before moving forward with any regulations.

Anh Nguyen, California Restaurant Association, discussed business impacts; she encouraged engagement in a collaborative discussion with restaurants and local businesses about impacts of proposed changes; and she submitted documentation to Council Members.

Discussion ensued between Ms. Nguyen and Vice Mayor Cooper regarding average costs per year to make the change.

Marcus Eriksen, Five Gyres Institute, discussed their study of plastic pollution in the world's oceans; whether Culver City is a significant contributor to the problem; and choosing not to contribute to the problem.

Peter Bennett discussed his background as a photographer specializing in environmental and sustainability issues; documenting how trash and plastic affects waterways and oceans; and he presented images of trash in Ballona Creek.

Daryl Gayle discussed the use of Styrofoam at Cedars Sinai; carcinogenic issues connected with the use of Styrofoam; and asked the City to enact the ban.

Jim Lamm, BCR, provided background on himself; discussed other cities in California with similar bans; encouraged the City to keep moving forward environmentally; provided images of pollution in Ballona Creek; discussed the impacts of polystyrene on the City; Creek cleanup events; and affects to fish and wildlife.

Mayor Clarke received clarification regarding the date of last Creek cleanup.

Sandrine Cassidy Schmitt, BCR, provided background on herself; discussed public and private cleanup; the reputation of BCR; she noted that recycling was not a solution for polystyrene; she discussed the effectiveness of the plastic bag ban; potential extra costs for purchasing alternatives; and she provided suggestions for off-setting costs.

Vice Mayor Cooper received clarification from the speaker regarding those who litter and are the source of the pollution.

Blake Hottle, BCR, discussed recycling options; littering; the experiences of restaurateurs in other cities that have enacted the ban; and he encouraged support for the ban.

George Young provided background on himself; discussed his efforts to clean up the Creek when volunteering for BCR; and he asked the City to support the proposed ban.

Becky Schreiber asked the City Council to support for the ban.

Evan Dumas expressed support for the proposed ban.

Samantha Martinez, Plastic Food Service Packaging Group, reported that their goal was to come up with a material neutral solution; she discussed addressing the real problem of litter; diversion; education; working with staff and stakeholders; she encouraged the City to include impacted parties in the discussion; she felt the proposal did not get the City closer to Zero Waste or remove plastic from the litter stream; she encouraged the City to keep working on the issue; and she asserted that the FDA had studied polystyrene for many years and found it to be safe for cold and hot uses.

Amy Rosenstein, BCR, thanked the City for their support or mural restoration and clean ups; discussed her communication with Culver City restaurants and the informal survey she conducted; the amount of Styrofoam used; those businesses that have already stopped using polystyrene; the offer by Santa Monica for free advertising on buses; the many restaurants already in compliance; and she requested that the more stringent elements used by Manhattan Beach be considered.

Joe Susca, Senior Management Analyst, reported that the survey indicated that 7 out of 43 restaurants surveyed still used polystyrene.

Angus Alexander provided background on himself; discussed the severity of the issue; and he asked that polystyrene be banned.

James Province, Culver City Coalition, encouraged the City Council to adopt the ban on single-use polystyrene; discussed adverse effects of using the materials; hazardous waste; toxic chemicals; the difficulty of proper disposal; alternatives; and material neutral solutions.

Daniel Lee, Culver City Community Coalition, Global Climate Convergence, Sierra Club Fracking Oil and Gas Committee, discussed the difficulty of recycling polystyrene; readily available inexpensive alternatives; ground water issues; the temperature at which Styrofoam leaches; and he advocated for a stronger ban that goes beyond merely single-use polystyrene and Styrofoam containers.

Sharon Tsuji asked the City Council to support the ban.

Joe Galliani, South Bay Los Angeles 350 Climate Action Group, discussed responsibility and sustainability; the restaurant and grocery industry; littering; the strict Manhattan Beach ban; and he asked the City to support a ban.

Craig Cadwallader, Surfrider Foundation, discussed the 98 polystyrene bans in the state of California; the hardship provision; exceptions; surveys by the fast food restaurant business; the finding that the more ecologically responsible the restaurant, the more profitable they are; he pointed out that there were no examples of restaurants going out of business due to the ban; he discussed the unique nature of polystyrene; taxpayer subsidies for restaurants using polystyrene; cleanup costs; the San Francisco ban; utensils; uncoated polystyrene coolers; support for a six month implementation period rather than a one year period; and he asked that the City Council examine the Manhattan Beach ban.

Todd Johnson discussed actions of the School District; his research on the poisonous attributes of polystyrene; costs; cooperative purchasing; and the problematic nature of recycling polystyrene.

Tina Segura, Surfrider Foundation, discussed the large amount of garbage in the ocean; asked the City Council to support a ban of polystyrene; and she expressed support for adoption of the more stringent Manhattan Beach model.

Michelle Weiner, Transition Culver City, noted that polystyrene is really not the cheapest option; discussed moving away from the dependence on fossil fuels; selectivity; she noted that bioplastics are not a good solution; and she encouraged the City to place a ban on single-use polystyrene products.

Dr. Kelly Kent thanked the City for listening to residents' comments; she noted that the School Board had not voted on the issue yet; she reported that Dr. Steve Levin is in support of the polystyrene ban and that the School District had stopped using polystyrene trays for food; and she asked the City to support consideration of a ban.

Carlene Brown, Culver City Community Coalition, discussed the environmentally conscious community in Culver City; read a list of cities in California that have enacted a ban; and she asked the City to support the ban.

Darryl Lucien, staff member for Sebastien Ridley Thomas, noted that similar issues were being considered in the Senate and he encouraged the City Council to balance the environment with economics.

Mayor Clarke thanked those who came to speak and he asked for feedback from members of the Sustainability subcommittee.

Vice Mayor Cooper reported on feedback received from the City of Santa Monica and he noted that there had not been any representation from the industry against the ban although they wanted to be heard.

Council Member Sahli-Wells commended Joe Susca for the staff report; discussed the proposal from BCR; years of education and cleanup efforts; preventing trash rather

than cleaning it up; the amount of plastic pollution in the oceans; and the report from the Sustainability Coordinator from the City of Santa Monica.

Discussion ensued between staff and Council Members regarding clarification that Santa Monica did not include cutlery in their ban as the ban was enacted in 2007; creating a Zero Waste environment; clarification that the Sustainability Subcommittee meetings are public; outreach to the Chamber of Commerce; attendance by the public; public comment and dialogue; holding a public forum or workshop where all stakeholders are invited; public notification for the current meeting; emails sent to Council Members; the percentage of trash that is Styrofoam; studies done by L.A. County; effects of the decision by Los Angeles not to institute a ban; additional work to be done to decrease littering; influencing behavior; the state mandate to divert waste out of landfills; recycling; renewable natural gas; organic waste; engaging the small business community in a recycling program; consideration from production to end use; substitute materials; greenhouse gas issues; feedback from stakeholders; increased costs; sending the item back to the Sustainability Subcommittee for comprehensive study; the City of Los Angeles recycling program; studies of recycling polystyrene by Culver City; the infeasibility of recycling polystyrene; recycling of packing materials; companies that clean Styrofoam packing so that it can be recycled; and costs.

Responding to inquiry, Marcus Eriksen discussed the reality of recycling costs; plastic in the environment; location of different types of plastic waste in the ocean; styrene vs. polystyrene; UV degradation; the effect of styrene on the environment; and health impacts to workers that work with polystyrene.

Additional discussion ensued between staff and Commissioners regarding appreciation for the intelligence and knowledge in the community and within the City Council; additional research; actions of Manhattan Beach and San Francisco; finding a way to lead; a suggestion that the Sustainability Subcommittee take additional input and draft recommendations to the City Council; keeping polystyrene out of Ballona Creek and out of landfills; storm water and urban runoff; screening storm drains; types of trash observed in Ballona Creek; areas in the

City with concentrations of Styrofoam; the upcoming parcel tax proposal; companies that clean containers for recycling; costs for replacement products; expanding the business recycling program; the reason that reduce, reuse, recycle places recycling as the third option; the need to reduce the problem; the split within the Sustainability Subcommittee on the issue; the need for positive action; recycling something that is toxic to use in the first place; the fact that recycling is not sustainable in this instance; the number of years that Creek Cleanup has been needed; wind and rain events that bring Styrofoam to the Creek and into the ocean; illness in people who swim after a rain event; releasing toxins into the ocean that are consumed by fish and then consumed by humans; overflowing trash cans; industry talking points; the number of cities in California that have banned Styrofoam; consideration of the health of residents and the environment; positive input and effects to the businesses; the importance of looking at the whole picture; packing Styrofoam; the successful plastic bag ban; making sensible changes that make a positive impact; providing direction to staff to find the most effective ordinance to move forward expeditiously rather than sending it back to the Subcommittee; examining issues related to a ban; hardships; and additional workshops.

MOVED BY VICE MAYOR COOPER AND SECONDED BY MAYOR CLARKE THAT THE CITY COUNCIL SEND THE ITEM BACK TO THE SUSTAINABILITY SUBCOMMITTEE TO CONSIDER A BAN ON SINGLE-USE DISPOSABLE POLYSTYRENE PRODUCTS WITH PUBLIC NOTICE GIVEN TO ALL STAKEHOLDERS WITH WORK WITH STAFF TO DRAFT LANGUAGE.

THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: CLARKE, COOPER, ERIKSSON, SAHLI-WELLS  
NOES: SMALL

Mayor Clarke received clarification on the frequency of meetings of the Sustainability Subcommittee.

o0o

### **Recess/Reconvene**

Mayor Clarke called a brief recess from 9:49 p.m. to 9:58 p.m.

o0o

Item A-3  
(Out of Sequence)

**CC - (1) Presentation by Larry Moss & Associates of Two Proposed Drought-Tolerant Schematic Plans to Replace City Hall's Landscaping; and (2) Direction to the City Manager as Deemed Appropriate**

A representative from Larry Moss and Associates provided a PowerPoint presentation on the current landscaping of City Hall grounds; potential improvements; suitable plants; alternative designs; and she noted the need for City Council direction on which design to move forward with.

Discussion ensued between staff, Council Members and the speaker regarding preservation of the redwoods in either plan; activating the space; using space for recreational purposes; the charge to make the space educational; providing ideas to residents for drought tolerant landscaping; community input; walkable streets; toddlers in the courtyard; providing a welcoming environment; fostering a sense of community; naming of the courtyard; checking in with the family of Dale Jones; retaining the existing trees; native plantings; public input; the Downtown Neighborhood Association; next steps in the process; a request for a more visual presentation with dynamic photographs; having the designs surveyed out to the community; alternatives to the grass in the courtyard; creating an additional charrette; finding a lasting and impactful design; the scope of work of the contract; making a contract amendment; schematic drawings; the width of the side area; the practicality of whether areas will be used; dog walking; waste; and the scope of public outreach.

Mayor Clarke invited public input.

The following member of the audience addressed the City Council:

Ken Mand expressed concern with drought tolerant planting affecting the Summer Concert series; reduced sitting space; activating the landscape to make it a useful place for families; he suggested exercise equipment or play

structures; and he felt that there were many more options available for the space.

Discussion ensued between staff and Council Members regarding the budget; managing what is presented to the public; important underlying structural considerations; the time frame; conceptual options displayed; capital costs; the importance of getting the project right; support for the meandering paths; the need to look at the design in depth; creating options before going out to the community; utilization of native and drought tolerant plants; maintaining the educational component; the use of the space by young residents; encouraging the professional community to volunteer; and agreement by the consultants.

Larry Moss clarified that they had been retained to create the planting plan; he discussed the importance of the entrance to the City Hall; noted that the paving was old and options for the perimeter were limited; asserted that a fresh start was needed; discussed compatibility with the architecture; and he clarified that the City Council was looking for more than what was asked for.

Further discussion ensued between staff and Council Members regarding the health of the palm trees; expansion of the project; replacement of plants vs. complete redesign of the courtyard; and the item was returned to the Sustainability Subcommittee for additional review.

o0o

Item A-4  
(Out of Sequence)

**CC - (1) Discussion Regarding a Potential Amendment to Culver City Municipal Code Section 9.07.035 to Allow for the Limited Expansion of Construction Hours under Certain Circumstances, as Authorized by Permit; and (2) Direction to the City Manager as Deemed Appropriate**

Mayor Clarke discussed concerns regarding starting construction early in residential areas and pouring concrete.

Discussion ensued between staff and Council Members regarding clarification that the item was intended to address commercial projects; special issues related to

concrete pours; additional study of the item; sound, noise, light and traffic issues; and restrictions on deliveries.

Mayor Clarke invited public input.

The following member of the audience addressed the City Council:

Ken Mand expressed support for specific permits for off hour construction work; he discussed concrete pours and hauling of dirt; traffic; the 90-minute open window to allow for concrete pours; impacts to public streets during rush hour; the need for the applicants to clearly define and demonstrate benefits to Culver City businesses and residents as part of the application process; Conditions of Approval for developments; enforcement; application fees; and public notification.

Discussion ensued between staff and Council Members regarding the limited duration of the permits; the duration of the most objectionable parts of the construction; mitigation of impacts; enforcement; residential areas; accountability in construction; communication; how sound travels; the ability to revoke permits; addressing complaints; interiors; allowing for flexibility; consideration and study of noise impacts as part of the environmental review of the request; mitigation before approval; clarification on the process; entitlements; notification; exceptions to construction hours; permits for expanded hours; and consultant determination of impacts and mitigation.

o0o

Item A-2

**CC - (1) Receipt and Filing of the Culver City Centennial Celebration Committee's Quarterly Report; (2) Approval of the Amount of In-Kind Assistance for and City Sponsorship of Centennial Opening Ceremonies; (3) Approval of Street Closures; (4) Waiver of Certain Street Banner Restrictions; and (5) Approval of Related License Agreement**

Mayor Clarke invited public input.

The following member of the audience addressed the City Council:

Paul Jacobs, Culver City Centennial Celebration Committee (CCCCC), discussed the amount of volunteer hours to date; he supported the City Council decision to create an independent non-profit corporation; discussed efficiency of the process; new Board members; sponsorships; marketing; fundraising; the budget; discretionary authority; the Centennial Gala; amenities for attendees; the City Historian; archive photographs; Closing Ceremonies; the Block Party; the Founders' Day Celebration; the list of events; community participation; the waiver of City in-kind costs; and costs that the Centennial can cover.

Discussion ensued between staff, Council Members and CCCCC representatives regarding the request from the CCCCC; the 5K Run; Closing Ceremonies; leaving a legacy for the City in the form of permanent artwork; in-kind costs; the cultural aspect of the Centennial; other organizations involved; the Historical Society; Neighborhood Associations; the Memorandum of Understanding; outreach to community groups in the City; the community outreach list; street closures; uncertainty of costs and the amount of sponsorships; money budgeted for the Centennial; and a suggestion to split the motion.

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY COUNCIL MEMBER ERIKSSON AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. RECEIVE AND FILE THE CCCCC'S QUARTERLY STATUS REPORT; AND,
2. DESIGNATE THE CENTENNIAL OPENING CEREMONIES AS A CITY-SPONSORED EVENT; AND,
4. WAIVE THE 30-DAY LIMITATION ON PUBLIC RIGHTS-OF-WAY BANNERS AND ANY OTHER GEOGRAPHIC OR TIME RESTRICTIONS, WHICH MAY IMPEDE CCCCC'S ABILITY TO DISPLAY ITS BANNERS DURING THE ONE-YEAR CELEBRATORY PERIOD, SUBJECT TO APPROVAL OF THE CITY MANAGER; AND
5. APPROVE A LICENSE AGREEMENT BETWEEN THE CITY AND CCCCC FOR THE USE OF CITY PUBLIC RIGHTS-OF-WAY, PROPERTY, EQUIPMENT AND IN-KIND STAFF TIME; AND,

6. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

7. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY; AND (IF DESIRED)

8. DIRECT THE CITY MANAGER AS APPROPRIATE.

Moved by Council Member Sahli-Wells and seconded by Mayor Clarke that the City Council approve the amount of financial assistance requested.

Additional discussion ensued between staff and Council Members regarding whether it would be premature to decide the amount of financial assistance to be awarded; the offer from the Committee to absorb the traffic costs; and balancing the importance of the event with fiscal responsibility.

Council Member Eriksson proposed a substitute motion that the City Council determine the amount of financial assistance to be \$42,000. The substitute motion died for lack of a second.

Further discussion ensued between staff, Council Members and CCCC representatives regarding clarification that the \$54,000 requested would be in addition to the \$17,000 already dispersed; the estimate for Closing Ceremonies; achieving the goals of the Committee; fundraising initiatives; policies of other cities that have recently concluded their Centennial events; ensuring that quality is a top priority for the event; additional requests for reimbursable or in-kind expenses; and potential left over funds.

MOVED BY COUNCIL MEMBER SAHLI-WELLS AND SECONDED BY MAYOR CLARKE THAT THE CITY COUNCIL:

3. DETERMINE THE AMOUNT OF FINANCIAL ASSISTANCE TO BE \$54,000, WITH AN ADDITIONAL AMOUNT OF \$13,500 THAT MAY BE AUTHORIZED BY THE CITY MANAGER, FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$67,500, AS NOTED IN THIS STAFF REPORT FOR THE OPENING CEREMONIES.

THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: CLARKE, ERIKSSON, SAHLI-WELLS, SMALL  
NOES: COOPER

Additional discussion ensued between Council Members and CCCCC representatives regarding tickets provided to Council Members for the opening ceremonies and revenue given away.

o0o

Item A-8

**CC - (1) Adoption of a Resolution Approving the Arguments in Favor of the Four Questions to be Considered by the Voters at the Special Municipal Election to be Held in the City on November 8, 2016; and (2) Authorize the Designated Ad Hoc Subcommittees to Prepare Respective Rebuttal Arguments, if Needed, and Submit to the City Clerk for Filing with Los Angeles County by the August 30, 2016 Deadline**

Discussion ensued between Council Members regarding Charter Amendment Number 3 referencing the use of Council Chambers by other organizations; initial capitalization of the School District; and signing by other organizations.

MOVED BY VICE MAYOR COOPER, SECONDED BY COUNCIL MEMBER SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: ADOPT A RESOLUTION APPROVING THE ARGUMENTS IN FAVOR OF THE FOUR QUESTIONS TO BE CONSIDERED BY THE VOTERS AT THE SPECIAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON NOVEMBER 8, 2016 WITH THE ADDITION OF THE WORDS "THAT USE THE COUNCIL CHAMBERS" AND INITIAL CAPITALIZATION OF SCHOOL DISTRICT IN CHARTER AMENDMENT NUMBER 3.

Additional discussion ensued between staff and Council Members regarding identifying organizations to sign on and City Council approval.

MOVED BY COUNCIL MEMBER SMALL, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: AUTHORIZE THE DESIGNATED AD HOC SUBCOMMITTEE ON THE PARCEL TAX TO IDENTIFY UP TO FIVE INDIVIDUALS TO SIGN ON TO IT INCLUDING COUNCIL MEMBER SAHLI-WELLS AND MAYOR CLARKE.

Mayor Clarke discussed City Council unity in signing on for the charter amendments.

MOVED BY MAYOR CLARKE, SECONDED BY COUNCIL MEMBER ERIKSSON AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL BE THE SIGNATORIES ON THE CHARTER AMENDMENT REGARDING RESIGNATION AND THE CHARTER AMENDMENT REGARDING SETTING MEETINGS.

MOVED BY VICE MAYOR COOPER, SECONDED BY COUNCIL MEMBER ERIKSSON AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECOMMEND THAT MAYOR CLARKE, VICE MAYOR COOPER, COUNCIL MEMBER ERIKSSON AND FORMER MAYOR AND CHAIR OF CHARTER REVIEW COMMITTEE ANDREW WEISSMAN BE THE SIGNATORIES ON THE BALLOT ISSUE REGARDING THE POLICE AND FIRE CHARTER AMENDMENT.

Jeremy Green, Deputy City Clerk, reported that anyone wanting to submit an argument against may submit that argument to the City Clerk's office no later than 5:30 p.m. on August 18, after which there will be up to a ten-day viewing period with rebuttals due by 5:30 on August 26, 2016 to allow for submission of all arguments and rebuttals to L.A. County by their deadline of August 28, 2016.

Additional discussion ensued between staff and Council Members regarding the word limit for rebuttals; order of arguments; procedures; and authorization of designated ad hoc subcommittees to prepare the rebuttals whether or not they are prepared by an outside group.

MOVED BY COUNCIL MEMBER ERIKSSON, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: AUTHORIZE THE EXISTING PARCEL TAX AND CHARTER AMENDMENT AD HOC SUBCOMMITTEES TO PREPARE RESPECTIVE REBUTTAL ARGUMENTS, IF NEEDED, AND SUBMIT TO THE CITY CLERK FOR FILING WITH THE COUNTY BY THE AUGUST 30, 2016 DEADLINE.

o0o

Item A-5

**CC - (1) Introduction of an Ordinance Repealing and Replacing Culver City Municipal Code Chapter 11.04, Alarm Systems; and (2) Adoption of a Resolution Establishing Various Fees Relating to Alarm Systems, Alarm Permits and Responses to False Alarms by the Culver City Police Department**

MOVED BY VICE MAYOR COOPER, SECONDED BY COUNCIL MEMBER SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. INTRODUCE AN ORDINANCE REPEALING AND REPLACING CULVER CITY MUNICIPAL CODE CHAPTER 11.04, ALARM SYSTEMS; AND
2. ADOPT A RESOLUTION ESTABLISHING VARIOUS FEES RELATING TO ALARM SYSTEMS, ALARM PERMITS AND RESPONSES TO FALSE ALARMS BY THE CULVER CITY POLICE DEPARTMENT.

o0o

Item A-6

**CC - (1) Discussion of the Creation of a City Council Liaison Committee between the City and West Los Angeles College; (2) If Created, Appointment of Two Council Members Thereto; and (3) Direction to the City Manager as Deemed Appropriate**

Discussion ensued between staff and Council Members regarding favorable reaction from West L.A. College; Brown Act issues; designation of City representatives; clarification that the Committee would be ongoing; work plan items; issues to be addressed; resolution of current and future issues; working with the College to support graduates; neighborhood issues; staff time; meeting frequency; combining forces with the City and the College to host a TEDx Conference; the Creative Economy; internships; and taking advantage of the resource of the College.

MOVED BY VICE MAYOR COOPER, SECONDED BY COUNCIL MEMBER SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE THE CREATION OF THE WEST LA COLLEGE LIAISON COMMITTEE AND APPOINT COUNCIL MEMBERS ERIKSSON AND SMALL TO SERVE ON THE COMMITTEE.

o0o

Item A-7

**CC - (1) Discussion of Mayor Clarke's Proposed Policy Regarding Responding to Inquiries to the City Council from the Public; and (2) Direction to the City Manager as Deemed Appropriate**

Discussion ensued between staff and Council Members regarding whether an issue currently exists;

communication; responding to resident concerns; creating a system to ensure follow-up; the importance of one on one exchanges; discretion with constituent services; concern with responsiveness to the public; consistency; establishing a guideline rather than a rigid policy to respond to the public; and referral to the policy subcommittee.

o0o

#### **Public Comment - Items Not on the Agenda**

Mayor Clarke invited public comment.

No cards were received and no speakers came forward.

o0o

#### **Items from Council Members**

Mayor Clarke received City Council consensus to agendize a discussion to direct the Planning Commission to revisit parking requirements for restaurants.

Council Member Sahli-Wells reported attending a Liberty Hill Environmental Justice Seminar; distributed information from the discussion on oil drilling in the Los Angeles region to Council Members; reported on the recent Fox Hills clean up event; and she received agreement from the City Manager to investigate allocation of funding to remove Pampas grass at Fox Hills Park.

Vice Mayor Cooper thanked his wife for attending the meeting.

o0o

#### **Adjournment**

There being no further business, at 1:03 a.m., Tuesday, August 9, 2016 the City Council, Housing Authority Board, Parking Authority Board, and Successor Agency to the Culver City Redevelopment Agency Board adjourned its meeting in memory of retired bus operator Charles Williams and Gregory Metcalfe Joujon-Rouche, son of Nancy and Pierre Joujon-Rouche.

o0o

---

Jeremy Green  
DEPUTY CITY CLERK of Culver City, California  
EX-OFFICIO DEPUTY CLERK of the City Council and DEPUTY  
SECRETARY of the Successor Agency to the Culver City  
Redevelopment Agency Board, Culver City Parking Authority  
Board, and Culver City Housing Authority Board  
Culver City, California

---

JIM B. CLARKE  
MAYOR of Culver City, California and CHAIR of the  
Successor Agency to the Culver City Redevelopment Agency  
Board, Culver City Parking Authority Board and Culver City  
Housing Authority Board