

REGULAR MEETING OF THE
CITY COUNCIL
CULVER CITY, CALIFORNIA

June 22, 2015
5:30 p.m.

Call to Order & Roll Call

Mayor O'Leary called the meeting of the City Council to order at 5:30 p.m. in the Mike Balkman Chambers at City Hall.

Present: Micheál O'Leary, Mayor
Andrew Weissman, Vice Mayor
Jim B. Clarke, Council Member
Jeffrey Cooper, Council Member
Meghan Sahli-Wells, Council Member

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Closed Session

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

CS-1 Public Employee Performance Evaluation

Title: City Manager

Pursuant to Government Code Section 54958

CS-2 Conference with Real Property Negotiators

Re: Telecommunications Tower Located in Culver City Park
City Negotiators: City Manager John Nachbar; Assistant City Manager Martin Cole

Under Negotiation: Both Terms and Price

Pursuant to Government Code Section 54956.8

CS-3 Conference with Legal Counsel - Anticipated Litigation

Re: Initiation of Litigation - 1 Matter

Pursuant to Government Code Section 54956.9(d)(4)

CS-4 Conference with Legal Counsel - Anticipated Litigation

Re: Significant Exposure to Litigation (1 item)

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

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Reconvene

Mayor O'Leary reconvened the City Council meeting at 7:12 p.m. with all Council Members present.

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Report on Action Taken in Closed Session

Mayor O'Leary indicated nothing to report out of closed session.

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Invocation/Pledge of Allegiance

The Invocation was given by Mayor O'Leary who asked for a moment of silence to remember those who lost their lives in the balcony collapse in Berkeley, California and in Charleston, South Carolina. The Pledge of Allegiance was led by West LA College President Nabil Abu-Ghazaleh.

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Presentations

Item P-1

Presentation of a Certificate of Recognition to Family Self Sufficiency Program Graduate Cheryl Waterford.

Mayor O'Leary presented a Certificate of Recognition to Family Self Sufficiency Program Graduate Cheryl Waterford.

Ms. Waterford thanked the City for the certificate and discussed her plans for the future.

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

MOVED BY COUNCIL MEMBER CLARKE, SECONDED BY VICE MAYOR WEISSMAN AND UNANIMOUSLY CARRIED, THAT WHEN THE MEETING IS ADJOURNED THAT IT BE ADJOURNED IN MEMORY OF LEE WOLKOWITZ,

THE STUDENTS KILLED IN BERKELEY, CALIFORNIA AND THE VICTIMS OF THE CHARLESTON, SOUTH CAROLINA SHOOTING.

Council Member Sahli-Wells announced the upcoming Culver City Amateur Radio Emergency Services (CCARES) Field Day; the Boulevard Music Summer Concert Series at City Hall on Thursdays from July 9 through August 13; and she received clarification regarding follow-up on issues that a resident was having with construction at her neighbor's house.

Council Member Cooper announced the Annual Exchange Club Fireworks Show on July 4 at West LA College.

Mayor O'Leary announced a Household Hazardous Waste Collection Day on June 27 in the Wende Museum Parking Lot, and he reported that the US Women's Soccer Team had just advanced to the Quarter Finals of the World Cup.

Martin Cole, Assistant City Manager/City Clerk, reported a request from the City Manager that item PH-1, the Public Hearing about Parcel B, be continued to the July 13, 2015 City Council meeting noting that no speaker cards had been received.

MOVED BY COUNCIL MEMBER CLARKE, SECONDED BY COUNCIL MEMBER COOPER, AND UNANIMOUSLY CARRIED THAT ITEM PH-1 BE CONTINUED TO THE JULY 13, 2015 CITY COUNCIL MEETING.

Martin Cole, Assistant City Manager/City Clerk, reported a request from the City Manager that that City Council consider Item A-3 before item JPH-1, and he received City Council consensus to do so.

Paul Condran, Fleet Services Manager, introduced staff and announced that Culver City had been chosen as an Elite Fleet for 2015.

Mayor O'Leary received clarification that Culver City had previously been chosen as the Number 1 Public Fleet in the Country.

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Joint Public Comment - Items Not on the Agenda

Mayor O'Leary invited public comment.

The following members of the audience addressed the City Council:

Martin Cole, Assistant City Manager/City Clerk, explained procedures for public speaking.

Nabil Abu-Ghazaleh, President of West LA College, discussed the positive relationship forged between West LA College and the City, noted his upcoming departure from West LA College, and mentioned that a new president would be coming in October 2015.

Council Members thanked Mr. Abu-Ghazaleh for his work in improving the relationship between the City and the College and wished him well.

Barbara Silverstein expressed concern that the Senior Center still did not have a patio ten years after the money was put aside, and she suggested that money could be generated by renting the area for wedding receptions.

Dan Hernandez, Parks, Recreation and Community Services Director, reported that the item was the priority item in the workplan for Fiscal Year 2015/2016.

Amy Levit expressed concern with the size of new homes going in; house flipping; encroachment of neighboring homes; a home going in on the 4300 block of Motor Avenue; and she asked that the City look at what is going on in the neighborhoods.

Sandy Munro echoed concerns regarding "mansionization" of the City and asked for a moratorium on rapid development.

Karen Gibbs, Fiesta La Ballona Committee, thanked the sponsorship committee for their efforts.

Marcus Tiggs, Fiesta La Ballona Committee, read the names of early sponsors and indicated that it was not too late to join as a sponsor.

Terry Silberman expressed concern with weak City zoning for residences; with an additional residence constructed in her neighbor's yard larger than the primary residence; with violations of R-1 zoning and accessory structures; oversized homes proliferating throughout the City; the loss of privacy, sunlight and views; concern with impacts

on the community; development that destroys the character of the neighborhood; and she asked for a moratorium on construction with excessive square footage to allow time to design and implement new ordinances to protect and preserve the neighborhoods.

Wendi Mirabella expressed concern with loss of privacy; home to lot size ratio; the vote against the moratorium at the last City Council meeting; setbacks; she discussed other communities that have looked at the concerns of the neighbors; and she asked that the moratorium be reconsidered.

Iain Gulin provided an update on the efforts of residents concerned with "mansionization"; reported meeting with about 60 residents at Vets Memorial Auditorium where concerns were raised about increased over development in the City; he discussed developers present at the meeting; pushing the zoning envelope as a form of profit taking; the current market demand; oversized, out of character homes; he expressed concern with previous inadequate public notification of the issue; and he asked that the 45 day moratorium be revisited or that there be a discussion of an aggressive timeline on the matter.

Sara Hartley, architect and municipal planner, expressed concern with the size of houses going up in the City; antiquated zoning; she encouraged City staff to visit 4239 Vinton Avenue to observe encroachments; she expressed concern with safety noting that the City had been designed as small working class neighborhoods; she discussed setbacks; and fire safety.

Kay Heineman, Senior Citizens Association, expressed concern about an unfilled bequest for improving the Culver City Senior Center patio, and she expressed hope that the project would remain a high priority.

Benita Karroll, Carlson Park resident, expressed concern with a large house going up next door to hers and privacy issues; she observed that developers do not care about residents but rather are just looking to flip the homes and make a profit; and she asked that the City consider a moratorium and look at more restrictive zoning or landscaping requirements.

Kyle Valentic asked that any development be done with respect for the neighbors, and discussed lot size and sustainable growth in Culver City.

Ross Hawkins thanked Council Member Sahli-Wells for attending the community meeting at Veterans Auditorium regarding "mansionization" in the City; he noted that 3 of the 5 speakers that favored less restrictions were developers; he felt that property ownership was an important element of the City; and he hoped that the City Council would maintain ratios.

Marty Hente, CCARES; invited everyone to a demonstration of what amateur radio can do on June 27-28 behind Fire Station #1, and he discussed the event and the importance of HAM radio.

Melissa Sanders, Essential Chocolate Desserts, hoped that the City Council would encourage the City to allow small businesses to take advantage of CicLAvia and allow tables to be on the sidewalk with banners that encourage people to stop in to the businesses.

Staff agreed to follow up with Ms. Sanders.

Michael Haase discussed encroachment onto his property line; the importance of considering the human factor in the building and planning process; felt that surveys should be done prior to building; expressed concern with infringing on neighboring property; and he asked the City to support concerned residents.

Philip Lelyveld discussed development on Vinton Avenue; code compliant housing; negative impacts to older adjacent single family properties designed for a purely single story neighborhood; simple code modifications that would have minimal impact on overall new construction costs and more fairly balance the long term environmental impact and quality of life of new two story single family construction on neighboring property; and he expressed support for a moratorium until the code is amended to more equitably protect the property rights and quality of life for all R-1 property owners in the City.

Ann Lefton presented a video from Jeff Bosson expressing concerns about 4312 Motor Avenue.

Lance Richter wanted to see the building codes examined to reduce the size and mass of houses currently being allowed in Culver City; discussed impacts to the neighbors by the large houses built next door; property values; protecting the small homes from the huge homes; adequate separation; and he urged the City Council to reexamine the building codes as soon as possible.

Jennifer Mulder, Vox Femina, discussed the mission of the organization; a planned expansion; and she invited everyone to attend the first Bike Ride for Music fundraiser on June 27 at the Culver City Park.

Lisa Schultz, The Peace Project, reported on the success of the Affair of the Arts on Parcel B; apologized for a previous contentious remark she made; expressed appreciation for the support from the City and area businesses; indicated that they would provide a recap with information on exposure that the City got through their participation; and she announced the next event on September 19-20 noting that they were looking to grow and expand the community event.

Stephen Murray, LAX Community Noise Roundtable, reported that the Federal Aviation Administration Draft Environmental Assessment had been released on June 10; he discussed key differences with the new flight path; noise levels; and anticipated changes.

Mayor O'Leary suggested that Mr. Murray get the information to staff for a presentation at the next meeting.

Council Member Sahli-Wells explained that the FAA is redesigning the flight paths; she discussed the 30-day comment period; the requests made for additional time for the comment period; an open house that she attended with the City Attorney; she provided comment cards for residents to submit directly to the FAA; sources for additional information; and she encouraged everyone to make any comments they wished whether they were technical or not.

Carol Schwab, City Attorney, indicated that the comment cards to the FAA could be made available on the City website with a link; she agreed that comments did not have to be technical; she reported that the City Council had

engaged a consultant to do research; she noted that the next City Council meeting would occur after the comment period was over; and she discussed the request for an extension to the comment period.

Mayor O'Leary suggested that a staff report on the information provided by Mr. Murray be made available on the City website.

Carol Schwab noted that the information was very technical but that staff would work to clarify the information for the website.

Cary Anderson discussed "mansionization"; noted that in the old days one had to get the permission of the neighbors before making significant changes; discussed his efforts speaking about parking in the City; comments that his statements about parking were anecdotal; and he indicated that he was finished with being marginalized.

Michelle Weiner reported attending the recent community meeting about "mansionization"; she expressed concern with contention in the community; she questioned what ideas the Council Members had to address the issues and how to set policy; and she asked why the City Council had an objection to a moratorium until the codes can be updated.

Georges Chamchoum, Asian World Film Festival, reported that the festival would be held in Culver City October 26 - November 2; discussed the festival; sponsors; and he asked about collaborating with the City.

Martin Cole, Assistant City Manager/City Clerk, read written comments submitted by:

Laurie Wolcutt
Beatrice Blaauw
Linda Asklof

Discussion ensued between staff and Council Members regarding the Study Session planned with the Planning Commission and ensuring that notification procedures are extensive.

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Receipt and Filing of Correspondence

Martin Cole, Assistant City Manager/City Clerk, reported that correspondence received by the City Clerk's Office by 3:45 p.m. on items A-1 and A-3 and two items not on the agenda had been distributed to Council Members and would become part of the public record.

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY COUNCIL MEMBER CLARKE AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE CORRESPONDENCE.

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JOINT CONSENT CALENDAR

Item JC-1

JOINT CITY COUNCIL/CULVER CITY HOUSING AUTHORITY/SUCCESSOR AGENCY TO THE CULVER CITY REDEVELOPMENT AGENCY AGENDA

ITEM: Cash Disbursements for May 30, 2015 - June 12, 2015

MOVED BY COUNCIL MEMBER CLARKE, SECONDED BY COUNCIL MEMBER COOPER AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CASH DISBURSEMENTS FOR MAY 30, 2015 - JUNE 12, 2015.

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CONSENT CALENDAR

MOVED BY COUNCIL MEMBER CLARKE, SECONDED BY COUNCIL MEMBER COOPER AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CONSENT CALENDAR ITEMS C-1, C-3, C-4 AND C-6 THROUGH C-10.

Item C-1

Meeting Minutes

THAT THE CITY COUNCIL APPROVE MINUTES FOR THE SPECIAL MEETING OF JUNE 2, 2015 AND THE REGULAR MEETING OF JUNE 8, 2015.

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Item C-3

**Receive and File the Measure Y Sales Tax Status Report as
Approved by the Finance Advisory Committee**

THAT THE CITY COUNCIL: RECEIVE AND FILE THE MEASURE Y SALES
TAX STATUS REPORT AS APPROVED BY THE FINANCE ADVISORY
COMMITTEE.

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Item C-4

**Approval of a Professional Services Agreement with DFS
Flooring for the Re-carpeting of all Three Floors of City
Hall in an Aggregate Amount Not-to-Exceed \$384,613.00
(\$349,648.00 Base Contract and \$34,965 in Change Order
Authority)**

THAT THE CITY COUNCIL:

1. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH DFS
FLOORING FOR THE RE-CARPETING OF CITY HALL IN AN AGGREGATE
AMOUNT NOT-TO-EXCEED \$384,613.00 (\$349,648.00 BASE CONTRACT
AND \$34,965 IN CHANGE ORDER AUTHORITY); AND,
2. AUTHORIZE THE DIRECTOR OF PUBLIC WORKS/CITY ENGINEER TO
APPROVE CHANGE ORDERS UP TO \$34,965; AND,
3. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE
NECESSARY DOCUMENTS; AND,
4. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON
BEHALF OF THE CITY.

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Item C-6

**Approval of a Purchase Order to American Seating Company for
the Purchase of Transit Bus Seating Barriers in an Amount
Not-to-Exceed \$76,700**

THAT THE CITY COUNCIL:

1. APPROVE A PURCHASE ORDER TO AMERICAN SEATING COMPANY FOR
AN AMOUNT NOT-TO-EXCEED \$76,700;

2. AUTHORIZE THE CHIEF FINANCIAL OFFICER TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

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

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Item C-7

Approval of an Amendment to the Existing Professional Service Agreement with Amano McGann Inc., for Maintenance Services Related to Equipment and Software for the Parking Management System at the Cardiff, Watseka, and Ince Parking Structures to Extend the Agreement for One Additional Year (to 06/30/16) for a Not-to-Exceed Additional Cost of \$50,222.40

THAT THE CITY COUNCIL:

1. APPROVE AN AMENDMENT TO THE EXISTING PROFESSIONAL SERVICES AGREEMENT WITH AMANO MCGANN, FOR MAINTENANCE AND REPAIR SERVICES OF THE ACCESS EQUIPMENT AND SOFTWARE SYSTEM IN THE CARDIFF, WATSEKA, AND INCE PARKING STRUCTURES TO EXTEND THE AGREEMENT FOR ONE ADDITIONAL YEAR (TO 06/30/16) FOR A NOT-TO-EXCEED ADDITIONAL COST OF \$50,222.40; AND,

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

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

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Item C-8

Adoption of a Resolution Approving a Memorandum of Understanding with the Culver City Firefighters Local 1927, AFL-CIO (CCFF) for the Period of January 1, 2015 through December 31, 2019, which Includes an Option for Extension of the Term for One Additional Year (to December 31, 2020) at the Discretion of the CCFF

THAT THE CITY COUNCIL: ADOPT A RESOLUTION APPROVING A

MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE CULVER CITY FIREFIGHTERS LOCAL 1927, AFL-CIO FOR THE PERIOD OF JANUARY 1, 2015 THROUGH DECEMBER 31, 2019 INCLUDING AN OPTION WHICH THE CULVER CITY FIREFIGHTERS LOCAL 1927, AFL-CIO MAY EXERCISE TO EXTEND THE MOU FOR ONE ADDITIONAL YEAR (TO DECEMBER 31, 2020).

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Item C-9

Adoption of a Resolution Approving a Memorandum of Understanding with the Culver City Police Management Group for the Period of July 1, 2015 through December 31, 2020

THAT THE CITY COUNCIL: ADOPT A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE CULVER CITY POLICE MANAGEMENT GROUP FOR THE PERIOD OF JULY 1, 2015 THROUGH DECEMBER 31, 2020.

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Item C-10

Adoption of a Resolution Approving Amendments to the Civil Service Rules as Recommended by the Civil Service Commission

THAT THE CITY COUNCIL: ADOPT A RESOLUTION APPROVING AMENDMENTS TO THE CIVIL SERVICE RULES AS RECOMMENDED BY THE CIVIL SERVICE COMMISSION.

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Item C-2
(Out of Sequence)

Approval of a Purchase Order for the Acquisition of Two Hundred Sixty (260) Office Desk Chairs from Systems Source Office Systems and Furnishings in an Amount Not-to-Exceed \$153,349.14

Council Member Clarke suggested that the older, surplus chairs could be donated to non-profits in the City.

Discussion ensued between staff and Council Members regarding amending the code; whether it would be considered a gift of

public funds; criteria; developing a process; liability; and Council consensus to move forward.

MOVED BY COUNCIL MEMBER CLARKE, SECONDED BY COUNCIL MEMBER COOPER AND UNANIMOUSLY CARRIED THAT THE CITY COUNCIL:

1. APPROVE A PURCHASE ORDER FOR THE PROCUREMENT OF TWO-HUNDRED SIXTY (260) DESK CHAIRS FROM SYSTEMS SOURCE OFFICE SYSTEMS AND FURNISHINGS IN AN AMOUNT NOT-TO-EXCEED \$153,349.14; AND,

2. AUTHORIZE THE PURCHASING OFFICER TO ISSUE SUCH PURCHASE ORDER.

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Item C-5
(Out of Sequence)

Approval of On-Call Professional Services Agreements with (1) APD Consultants Inc., Cannon, Civil Source, Inc. KOA Corporation, MNS Engineers, Inc., Pacifica Services Inc., PacRim Engineering, RTI Consulting Inc., VA Consulting Inc., Willdan; Paller-Roberts Engineering, Inc., and SA Associates (Design Only), Interwest Consulting Group and The Nickerson Company (Construction Management and Inspection Only), for General Civil Engineering Services; and with (2) Associated Soils Engineering, Inc., Geo-Environmental, Inc., Kling Consulting Group, Inc., LaBelle-Marvin, Inc., Ninyo and Moore Consultants, and Terracon Consultants, Inc. for Geotechnical Engineering and Material Testing Services; to Support the Capital Improvement Program, from July 1, 2015 to June 30, 2018, in an Aggregate Amount Not-to-Exceed \$4,000,000

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

1) APPROVE PROFESSIONAL SERVICES AGREEMENTS WITH (1) APD CONSULTANTS INC., CANNON, CIVIL SOURCE, INC. KOA CORPORATION, MNS ENGINEERS, INC., PACIFICA SERVICES INC., PACRIM ENGINEERING, RTI CONSULTING INC., VA CONSULTING INC., WILLDAN; PALLER-ROBERTS ENGINEERING, INC., AND SA ASSOCIATES (DESIGN ONLY), AND INTERWEST CONSULTING GROUP FOR GENERAL CIVIL ENGINEERING SERVICES; AND (2) ASSOCIATED SOILS ENGINEERING, INC., GEO-ENVIRONMENTAL, INC., KLING CONSULTING GROUP, INC., LABELLE-MARVIN, INC., NINYO AND MOORE

CONSULTANTS, AND TERRACON CONSULTANTS, INC. FOR GEOTECHNICAL ENGINEERING AND MATERIALS TESTING SERVICES, TO SUPPORT THE CAPITAL IMPROVEMENT PROGRAM, FROM JULY 1, 2015 TO JUNE 30, 2018, IN AN AGGREGATE NOT TO EXCEED AMOUNT OF \$4,000,000; 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.

Vice Mayor Weissman indicated that the Nickerson Company is a client of his, and he recused himself from the item.

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

1) APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH THE NICKERSON COMPANY (CONSTRUCTION MANAGEMENT AND INSPECTION ONLY), 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. THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: CLARKE, COOPER, O'LEARY, SAHLI-WELLS
NOES: NONE
RECUSED: WEISSMAN

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Item C-11
(Out of Sequence)

**Approval of City Sponsorship for the 2015 CicLAvia Event,
Produced by CicLAvia, a Non-Profit Organization, to be
Partially Held in Culver City**

Council Member Sahli-Wells discussed CicLAvia on August 9; the increase in business near the CicLAvia hub; she thanked staff for working hard on the grant and the Police Department for making the event safe; and invited everyone to participate.

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

1. DETERMINED THAT THE CITY IS PARTICIPATING IN AN OFFICIAL CAPACITY IN THE PLANNING, PREPARATION OR PROMOTION OF THE CICLAVIA CULVER CITY 2015 EVENT; AND,
2. DETERMINED THAT THE CITY IS CONTRIBUTING 25% OF THE TOTAL ESTIMATED COSTS OF THE CIVIC EVENT OR ACTIVITY OR AT LEAST \$1,000, WHICHEVER IS LESS; AND,
3. DESIGNATED THE CICLAVIA CULVER CITY 2015 EVENT AS A CITY SPONSORED EVENT.

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Order of the Agenda

Mayor O'Leary honored the request that Item A-3 be brought forward.

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Item A-3
(Out of Sequence)

(1) Discussion of Design Concept "A" and the Related Budget for the Rehabilitation of the Playground for Children Ages 2 - 5 at Syd Kronenthal Park; and (2) Consideration of Directing the City Manager to Include in the City Council Adopted Budget for Fiscal Year 2015/2016 a Budget Adjustment of \$75,523.80 from the General Fund to Augment the Remaining \$62,051.20 in Proposition A Cities Excess Grant Funds to Fund the Project in the Aggregate Amount of \$137,575.00 Subject to Receipt of Final Grant Funding Approval by the County of Los Angeles Regional Park and Open Space District

Mayor O'Leary invited public input.

The following members of the audience addressed the City Council:

Eric Paezel thanked the City for their responsiveness to the issue.

Ken Mand thanked the City Council and staff for their

responsiveness and efforts to address resident concerns.

Discussion ensued between staff and Council Members regarding the life cycle of the remaining area of the park that did not get upgraded; cost estimates for option A; lessons learned and changes to the process for the future; whether the original application could have included both areas; County authorization of the use of the funds for the project; appreciation to the community for being proactive; appreciation to staff for their efforts; demands on Parks, Recreation and Community Services; the joint meeting; clarification that the motion is contingent on County approval of using the remaining grant monies for the project and granting an extension; clarification that if authorization is not given the funds would go back to their original purpose for the shade structure; clarification that funding would come out of the General Fund revenues or reserves; and clarification that the project would be added to the Capital Improvements Project list and staff would get to it as soon as possible once approval is received.

MOVED BY MAYOR O'LEARY, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

- (1) APPROVE DESIGN CONCEPT "A" AND THE RELATED COST ESTIMATE FOR THE REHABILITATION OF THE PLAYGROUND FOR CHILDREN AGES 2 - 5 AT SYD KRONENTHAL PARK (SK PARK); AND,
- (2) DIRECT THE CITY MANAGER TO INCLUDE IN THE CITY COUNCIL ADOPTED BUDGET FOR FISCAL YEAR 2015/2016 A BUDGET ADJUSTMENT OF \$75,523.80 FROM THE GENERAL FUND TO AUGMENT THE REMAINING \$62,051.20 IN PROPOSITION A CITIES EXCESS FUNDS TO FUND THE ESTIMATED PROJECT COSTS OF \$137,575.00, SUBJECT TO APPROVAL OF THE COUNTY OF LOS ANGELES REGIONAL PARK AND OPEN SPACE DISTRICT (RPOSD); AND,
- (3) AUTHORIZE THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO SUBMIT THE PROPOSED PROJECT TO THE RPOSD FOR APPROVAL.

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Joint Public Hearings

Item JPH-1

JOINT CITY COUNCIL/SUCCESSOR AGENCY BOARD/HOUSING AUTHORITY BOARD/PARKING AUTHORITY BOARD AGENDA ITEM: 1) Adoption of a City Council Resolution Approving and Adopting the Annual Appropriations Limit for Fiscal Year 2015/2016; and 2) Adoption of Respective Resolutions Adopting the Fiscal Year 2015/2016 Budget for the City of Culver City, the Successor Agency to the Culver City Redevelopment Agency; the Culver City Housing Authority, and the Culver City Parking Authority

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY COUNCIL MEMBER CLARKE AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE THE AFFIDAVIT OF PUBLICATION AND POSTING OF PUBLIC NOTICES.

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY VICE MAYOR WEISSMAN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL OPEN THE PUBLIC HEARING.

Mayor O'Leary invited public participation.

The following member of the audience addressed the City Council:

Cary Anderson noted that on May 26, 2015 equipment and two new Parking Enforcement Officers (PEOs) were approved; he asserted that he had been marginalized on the issue; discussed different interactions that he had with Council Members and staff; the number of tickets written during the Car Show; instructions to PEOs to go to areas other than around the Summer Concert series; he reported being bullied by Culver City Unified School District employees when he pointed out parking infractions; noted that the Fire Department used to be in charge of PEOs so it wasn't so politicized; he discussed policies of other cities; and he expressed concern that more money was being put in the budget to address an issue that can't be addressed when the Police Department and Supervisors tell employees to look the other way.

Jeff Muir, Chief Financial Officer, discussed items added to the budget after the initial proposed budget.

Discussion ensued between staff and Council Members regarding appreciation to the Finance Advisory Committee and staff for

their hard work; the process; transparency and openness; awards received; infrastructure; making critical investments; reserve requirements; urban runoff; fines; critical improvements; water conservation; the Rental Assistance Program; the Transit Oriented District; streetscapes; the Habitat for Humanity Project; core services in the City; and the Municipal Fiber Project.

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY COUNCIL MEMBER CLARKE AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL CLOSE THE PUBLIC HEARING.

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY VICE MAYOR WEISSMAN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL ADOPT A RESOLUTION APPROVING AND ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR FISCAL YEAR 2015/2016 AND ADOPTING A RESOLUTION APPROVING THE CITY COUNCIL ADOPTED BUDGET FOR FISCAL YEAR 2015/2016.

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Public Hearings

Item PH-1

CITY COUNCIL AGENDA ITEM: PUBLIC HEARING (#4 only) AND FOUR-FIFTHS VOTE REQUIREMENT (#2 and #4 only)- (1) Approval of Revised Designs for the Town Plaza Expansion Improvements and the Public Parking Improvements Located At and Adjacent to 9300 Culver Boulevard (Parcel B); (2) (Four-Fifths Vote Requirement) Approval of a Budget Amendment to Reallocate and Appropriate Tax-exempt Bond Funds for the Parcel B Public Parking Improvements and Town Plaza Expansion Improvements; (3) Approval of Three Separate Agreements Implementing Various Aspects of the Disposition and Development Agreement between the City of Culver City and Combined/Hudson 9300 Culver, LLC, for the Development of the Parcel B Improvements and the Public Parking and Town Plaza Expansion Improvements; and (4) (Public Hearing and Four-Fifths Vote Requirement) Waiver of Formal Bid Procedures for the Construction of Public Parking and Town Plaza Expansion Improvements Located At and Adjacent to Parcel B

The Public Hearing for this item was continued to July 13, 2015 at 7:00 PM. The City Council did not take action on any other items associated with the Agenda Item.

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Action Items

Item A-1

(1) Adoption of a Resolution Declaring the Existence of Level 2 Water Supply Shortage Conditions and Implementing Mandatory Conservation Requirements per Chapter 5.03, Water Conservation, of the Culver City Municipal Code and (2) Introduction of an Ordinance Amending Section 5.03.040 of the Culver City Municipal Code Pertaining to Swimming Pools

Discussion ensued between staff and Council Members regarding filling of new swimming pools; actions of surrounding jurisdictions with Level 2 Water Restrictions in place; Level 3 Water Restrictions; cities with 5 stages; and clarification that Culver City is proposing to skip over Level 1 and go to Level 2.

Mayor O'Leary invited public participation.

The following members of the audience addressed the City Council:

Barry Miller, Aqua Creations, discussed proposed maintenance limitations; greater efficiencies with new swimming pools; he asserted that pools were used by the neighborhood and brought the community together; and he felt it could be hazardous to adopt the proposed restriction on filling new pools.

Jill DiGiovanni, Poolcorp, requested the deletion of the proposed pool and spa filling restriction; she outlined ways that pools and spas save water; felt that draining a cracked or leaking pool saved more water than refilling it constantly; felt that the amount of conservation was not significant enough to affect the City but would have a detrimental effect to a segment in the economy; asserted that they were working to be part of the solution; and she asked the that proposal be overturned.

Randy Bauer, Symphony Pools, expressed opposition to the ban on filling and refilling swimming pools; felt that they should not be singled out; provided statistics indicating how pools can save water; felt that the proposed ban would not achieve a significant amount of savings; discussed the annual average amount of new pools in the City; asserted that they

were working to be part of the solution; discussed economic activity generated by the spa and pool industry; asserted that the proposed changes would place considerable hardship on the industry; and he reported that the Governor had made it clear that restrictions should not be passed that would heavily impact any one industry.

Mayor O'Leary received clarification regarding water use for a lawn vs. water usage by a swimming pool including the initial fill process.

Kimo Horn, California Pools, provided fact sheets to the City Council; felt that the ban far exceeded what the Governor was asking them to do; discussed actions of area cities; asserted that the City should require pool covers to save water rather than banning the initial fill; asserted that they were just coming out of the recession and that an El Niño was coming; he felt things should be kept status quo; discussed water savings during pool construction; and he expressed opposition to the proposed ban.

Steve Newton reported attending the Golden State Water meeting at Veterans Auditorium; discussed changes his neighbors have made to irrigation; discussed his water conservation efforts; new construction and increased water use; he expressed concern with timing of the advertising in the Culver City News; punishments from Golden State Water if restrictions are not achieved; concern with the lack of infrastructure repair; and violations for leaks.

Stephen Murray noted that comparing turf with pools was not appropriate; discussed covered pools; his own efforts to conserve water; the goal of 20% savings by the City; the importance of saving water; the uncertainty of the length of the drought; he supported the movement to Level 2; and he encouraged the City to incorporate suggestions from the State and Golden State Water Company as well addressing turf in the parkways.

Goran Eriksson noted that one size fits all restrictions would be difficult; suggested that the City listen to the pool experts; discussed his experiences saving water with a pool cover; suggested encouraging people to get a cover for their pool; and incorporating flexibility with lawn watering.

Ric Burgess, Independent Pool and Spa Services Association, discussed proactive measures the pool industry has taken for

water conservation; alternatives; and repair of leaks.

Sylvia Alvarado, Brian's Orchard Youth Alliance, expressed concern with a lack of water for trees in the median strips; discussed the importance of trees; and asked that the trees be addressed.

Discussion ensued between staff and Council Members regarding manual watering of parkway trees with a water truck; converting irrigation to bubblers around the trees; requiring pool covers; enforcement; confusion with layers of regulations; automated irrigation systems; hand watering; drip irrigation; the prevalence of turf irrigation; the state mandated reduction; comparisons between pools and landscaping; the amount of water to fill a pool; the tiered system; the penalty phase; the San Juan Capistrano case; public vs. private water utilities; the time frame for implementation; clarification that gray water would be included on the water conservation page on the City website soon; typographical errors; other City facilities; artificial turf; Urban Runoff Mandates and water conservation; the rain barrel program; education; The Plunge; the number of new pools constructed in the City annually; clarification that the prohibition of filling new pools is already in the ordinance with a proposed amendment to allow for repairs; the necessity for a code amendment to allow new pools to be filled; making changes as an urgency ordinance; scheduling; the need for a 4/5 vote; gray water systems; County rules; receiving a presentation from the County Health Department on their requirements; concerns with bacteria; achieving set goals; raising awareness; restrictions on putting in a new lawn; new construction; the permit process for a new pool; how often pools are refilled; refilling procedures for The Plunge; bringing back the revised ordinance with support for the pool covers but removing restrictions regarding filling pools; increases in issues with people not putting enough water down their garbage disposals; suggestions to compost food scraps rather than put food down the disposal; direction to the City Manager to make changes to the proposed ordinance and bring it back for City Council consideration; and clarification that a motion was not required.

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Item A-2

(1) Consideration of a Recommendation from the Parks,

Recreation and Community Services Commission Regarding Allocating One or Two Resource People to Work with Existing Community Groups to Create On-Site and/or Off-Site Garden Sharing Opportunities in Culver City, Including Considering the Formation of a Website to Support these Efforts; and (2) Direction to the City Manager as Deemed Appropriate

Mayor O'Leary invited public input.

The following member of the audience addressed the City Council:

Michelle Weiner felt that facilitating garden sharing was an innovative idea and would benefit the City on many levels.

Council Member Sahli-Wells disclosed that before she served on the City Council she was an organizing member of Transition Culver City which was mentioned in the staff report as a potential organization to work with.

Discussion ensued between staff and Council Members regarding the potential role of the City; whether there is a dedicated page for community gardens; the number of plots; turnover; changes to the bylaws; providing information to the public; advertising for the existing community gardens; sustainable gardening; the Green Space Advisory Committee; the Open Space Plan; increasing use of passive spaces; Stoneview; education and working together as a community; the search for community garden space in existing parts; the staff component; maintenance; tax defaulted parcels; growing edibles in parkways; providing resources to residents; those living in apartments that do not have green space; and providing information on garden sharing non-profits.

Kelly Kent Marin, Parks, Recreation and Community Services Commissioner, discussed the Commission request for staff time; she expressed support for making information available on the City website; notification of interested parties; having a community conversation with neighboring municipality leadership to share information about their community gardens for advice on how to move forward; and she asked to be kept informed about the fate of spaces as turf is removed due to water restrictions.

Discussion ensued between Council Members and Ms. Kent Marin regarding clarification about the time requested of staff; the request for a creation of a specific website for Culver

City community gardeners; the community around the garden; developing the community using social media; providing resources with Culver City residents in mind; cooperation with the Senior Center; replicating the work of non-profits; tapping into existing resources; communication; and volunteers willing to work on the issue.

Additional discussion ensued between staff and Council Members regarding updating the City website; reaching out to people on the waiting list; facilitating; providing the tools; approaching private property owners; the Garden Club; the LA Neighborhood Initiative; communication; directing people to the website; community involvement; concern with expending staff resources; current community groups interested in the effort; whether there is a need for monitoring and updating; connecting private property owners with those interested in creating a community garden on vacant land; properties in tax default; inventory of private, vacant property; expanding community gardens by letting people develop relationships with the property owner without City involvement; sustainable gardens; neighborhood gardening; portable garden plots; bringing people together to grow things; Caltrans land; and agreement that the City Manager would place information on community gardening on the City's website.

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Item A-4

Receive and File the Presentation of an Update to Culver City's Pavement Management Program, PZ-546

Charles Herbertson, Public Works Director, provided a presentation on the State Report.

Discussion ensued between Council Members and staff regarding ongoing maintenance funding; prioritizing maintenance; and maintaining what exists rather than building new projects.

Mate Gaspar, Engineering Services Manager, discussed the goal of the pavement management program; road assets of the City; overall conditions; the focus of the overlay program of residential streets since 2006; spot repairs of concrete; West Washington Boulevard; maintaining the existing PCI levels; and turning attention to arterial streets in the next several years.

Discussion ensued between staff and Council Members regarding planned beautification; coordination of projects; slurry sealing; an asphalt overlay; reflective cracking; pot holes; vacating alleys; the need to form an assessment district to improve alleys; solar roadways; staying in contact with legislators regarding the State measure; decreased gas taxes; and SB16.

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Public Comment - Items Not on the Agenda

Mayor O'Leary invited public comment.

No cards were received and no speakers came forward.

Martin Cole, Assistant City Manager/City Clerk, announced that the Culver City Senior Center had a new poetry class taught by Janet Hoult on Wednesdays beginning July 1.

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Items from the City Council

Mayor O'Leary asked that in an attempt to help those impacted by the balcony collapse in Berkeley, Irish students be allowed to use City Hall computers to communicate with family back home.

Discussion ensued between Council Members regarding the Irish Consul General and the Los Angeles representative.

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Adjournment

There being no further business, at 11:15 p.m., the City Council adjourned its meeting in memory of Lee Wolkowitz, the students who died in Berkeley California, and those who died in the Charleston, South Carolina church shooting to Monday, July 13, 2015 at 7:00 p.m.

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Martin R. Cole
CITY CLERK of Culver City, California
EX-OFFICIO CLERK of the City Council
Culver City, California



MICHEÁL O'LEARY
MAYOR of Culver City, California