



Culver CITY

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

John M. Nachbar, City Manager

CITY COUNCIL REGULAR MEETING Tuesday, May 28, 2013

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

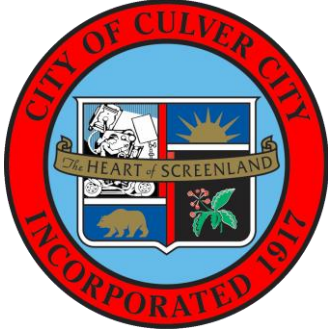
AUTHORITY OF PRESIDING OFFICER: Section 611 of the City Charter provides that during any public meeting, all persons shall have the right to address the City Council, and any City commission, board or committee, subject to reasonable rules of decorum and time limits established by ordinance or the presiding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

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

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

MEETING INFORMATION AND ACCOMMODATION: City Council meetings are regularly scheduled for the second and fourth Mondays of every month. City Council Agenda information is available at least 72 hours before each City Council meeting. City Council/Agency Board/Commission meetings can be viewed live in Culver City on Channel 35 by Time Warner subscribers, on Channel 37 by Verizon FIOS subscribers and, for AT&T Uverse subscribers, by going to Channel 99. To view meetings on line please visit <http://www.culvercity.org/webcast>. Additionally, you may access <http://www22.verizon.com/residential/fios/v/channels.htm> and enter your zip code to see the channel listing. Any person needing reasonable accommodation related to disabilities, including assisted listening devices, is welcome to contact the City Clerk's Office at 310-253-5851 or see the City Clerk at the meeting.

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



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

**AGENDA
CITY COUNCIL
REGULAR MEETING**

Tuesday, May 28, 2013
5:30 PM (Closed Session)
7:00 PM (Regular Session)

CALL TO ORDER & ROLL CALL:

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

City Manager John M. Nachbar

CLOSED SESSION - 5:30 PM

Public requests to discuss Closed Session Items must be filed with the Clerk before Closed Session convenes.

The City Council shall convene in closed session to consider the following matters:

- CS-1.** Conference with Legal Counsel – Existing Litigation
Re: Jeffrey Eastman v City of Culver City
Case No. WCAB ADJ7904064, 7904066
Pursuant to Government Code Section 54956.9(d)(1)
- CS-2.** Conference with Real Property Negotiators
Re: Various Underground Pipelines Throughout the City
City Negotiators: John Nachbar, City Manager;
Martin R. Cole, Assistant City Manager
Other Parties Negotiators: Chevron, Conoco-Phillips, Exxon/Mobil. Plains Exploration and Production Company, Shell
Under Negotiation: Both Terms and Price
Pursuant to Government Code Section 54956.8
- CS-3.** Conference with Labor Negotiators
City designated representatives: City Manager John Nachbar, Director of Human Resources Serena Wright

Employee Organizations: Culver City Employees Association, Culver City Management Group, Culver City Police Officers' Association, Culver City Police Management Group, Culver City Firefighters' Association Local 1927, AFL-CIO, Culver City Fire Management Group
Pursuant to Government Code Section 54957.6

REGULAR SESSION - 7:00 PM

INVOCATION By John M. Nachbar, City Manager

PLEDGE OF ALLEGIANCE

REPORT ON ACTION TAKEN IN CLOSED SESSION

PRESENTATIONS

- P-1.** Presentation to the City Council from the Culver City Chamber of Commerce.
- P-2.** Presentation of Certificates of Recognition to the Participants in the 2013 Homeless Count.

COMMUNITY ANNOUNCEMENTS BY CITY COUNCIL MEMBERS/INFORMATION ITEMS FROM STAFF

JOINT PUBLIC COMMENT - Items NOT on the Agenda

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

RECEIPT AND FILING OF CORRESPONDENCE

Note: The City Council shall consider a motion to receive and file all written correspondence related to agenda items appearing on this evening's agenda and for all other written documents (including e-mails) on subjects not appearing on the agenda that were received by the City Clerk's Office no later than 4:00 PM on the day of the meeting. Comments received in writing will be distributed to the City Council Members before consideration of an item on the agenda and become part of the official record of the meeting.

JOINT CONSENT CALENDAR

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

- JC-1.** [JOINT CITY COUNCIL/CULVER CITY HOUSING AUTHORITY/SUCCESSOR AGENCY TO THE CULVER CITY REDEVELOPMENT AGENCY AGENDA ITEM: Cash Disbursements for May 4, 2013 – May 17, 2013. Approve Disbursements.](#)

CONSENT CALENDAR

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

- C-1. [Approval of Minutes for the Regular Meetings of April 8, 2013 and April 22, 2013.](#)
Approve minutes.
- C-2. [FOUR-FIFTHS VOTE REQUIREMENT – \(1\) Approval to Purchase and Install Replacement Parts for the Emergency Notification System and the Sewer Flow Monitoring System \(ENS/SFMS\); \(2\) Approval of an Amendment to Utility Systems, Science and Software Incorporated \(US3\)’s Existing Professional Services Agreement; and \(3\) Approval of a Budget Amendment Related Thereto.](#)
Approve the purchase of parts and services for the ENS/SFMS, for a not-to-exceed amount of \$347,934; Approve an amendment to the existing professional services agreement with Utility Systems, Science, and Software, Inc., for a not-to-exceed amount of \$120,296; Approve a budget amendment appropriating \$468,230 from the Sewer Enterprise Fund reserve to Sewer Operating account; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City.
- C-3. [Adoption of a Resolution \(1\) Approving the Engineer’s Report, \(2\) Declaring the Intention to Order the Levy of Annual Assessments for Fiscal Year 2013/2014, and \(3\) Setting the Date, Time, and Place for the Public Hearing to be Monday, June 24, 2013 at 7:00 PM in the City Council Chambers for the Albright Avenue Street Lighting Assessment District](#)
Adopt a Resolution (1) approving the Engineer’s Report, (2) declaring the City Council’s intention to levy and collect assessments for the Albright Avenue Street Lighting Assessment District – Fiscal Year 2013/2014, and (3) setting the time, date and place for a Public Hearing for June 24, 2013, at 7:00 p.m. in the Mike Balkman Council Chambers.
- C-4. [Adoption of a Resolution \(1\) Approving the Engineer’s Report, \(2\) Declaring the Intention to Order the Levy of Annual Assessments for Fiscal Year 2013/2014, and \(3\) Setting the Date, Time, and Place for the Public Hearing to be Monday, June 24, 2013 at 7:00 PM in the City Council Chambers for the Higuera Street Landscaping and Lighting Maintenance District](#)
Adopt a Resolution (1) approving the Engineer’s Report, (2) declaring the City Council’s intention to levy and collect assessments for the Higuera Street Lighting and Landscape Maintenance District - Fiscal Year 2013/2014, and (3) setting the time, date, and place for a Public Hearing on June 24, 2013, at 7:00 p.m. in the Mike Balkman Council Chambers.
- C-5. [Adoption of a Resolution \(1\) Approving the Engineer’s Report, \(2\) Declaring the Intention to Order the Levy of Annual Assessments for Fiscal Year 2013/2014, and \(3\) Setting the Date, Time, and Place for the Public Hearing to be Monday, June 24, 2013 at 7:00 PM in the City Council Chambers for the Landscape Maintenance District Number 1](#)
Adopt a Resolution (1) approving the Engineer’s Report, (2) declaring the City Council’s intention to levy and collect assessments for the Landscape Maintenance District Number 1- Fiscal Year 2013/2014, and (3) setting the time, date, and place for a Public Hearing for June 24, 2013, at 7:00 p.m. in the Mike Balkman Council Chambers.
- C-6. [Adoption of a Resolution Authorizing the Initiation of Impasse Appeal Proceedings with the Los Angeles County Airport Land Use Commission Relating to the City of Los Angeles’ and Los Angeles World Airports’ Approval of the Los Angeles International Airport Specific Plan](#)

Amendment Study Project and Certification of the Related Final Environmental Impact Report.

Adopt a Resolution authorizing the initiation of Impasse Appeal proceedings with ALUC relating to the City of LA's and LAWA's approval of the SPAS Project and certification of the related FEIR.

- C-7. Adoption of a Resolution (1) Approving the Engineer's Report, (2) Declaring the City Council's Intention to Order the Levy of Annual Assessments for Fiscal Year 2013/2014, and (3) Setting the Date, Time, and Place for a Public Hearing to be Monday, June 24, 2013 at 7:00 PM in the Mike Balkman Council Chambers for the West Washington Boulevard Benefit Assessment District No. 1.
Adopt a Resolution (1) approving the Engineer's Report, (2) declaring the City Council's intention to levy and collect assessments for the West Washington Boulevard Assessment District No. 1, and (3) setting the time, date and place for a Public Hearing on June 24, 2013 at 7:00 PM in the Mike Balkman Council Chambers.
- C-8. Adoption of a Resolution (1) Approving the Engineer's Report, (2) Declaring the City Council's Intention to Order the Levy of Annual Assessments for Fiscal Year 2013/2014, and (3) Setting the Date, Time, and Place for the Public Hearing to be June 24, 2013 at 7:00 PM in the Mike Balkman Council Chambers for the West Washington Boulevard Benefit Assessment District No. 2.
Adopt a Resolution (1) approving the Engineer's Report, (2) declaring the City Council's intention to levy and collect assessments for the West Washington Boulevard Assessment District No. 2 for Fiscal Year 2013/2014, and (3) setting the time, date and place for a Public Hearing on June 24, 2013 at 7:00 PM in the Mike Balkman Council Chambers.
- C-9. Adoption of an Ordinance Adding a New Chapter 11.16, Plastic Carryout Bag Regulations, to the Culver City Municipal Code.
Adopt an ordinance adding a new Chapter 11.16, Plastic Carryout Bag Regulations, to the Culver City Municipal Code.

ORDER OF THE AGENDA

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

ACTION ITEMS

- A-1. (1) Introduction of an Ordinance Amending Chapter 9.08, Streets and Sidewalks, and Chapter 9.10, Parks, Public Buildings, and Property, of the Culver City Municipal Code, by Repealing and Replacing Section 9.08.005, Amending Section 9.08.010, Adding a New Subchapter 9.08.200 et seq., and Repealing and Reserving Sections 9.10.025 Through 9.10.040, Relating to Parkway Planting Standards and Tree Removal Regulations; and (2) Adoption of a Resolution Establishing Residential Parkway Standards.
Introduce an ordinance amending Chapter 9.08, Streets and Sidewalks, and Chapter 9.10, Parks, Public Buildings, and Property, of the Culver City Municipal Code, by repealing and replacing Section 9.08.005, amending Section 9.08.010, adding a new Subchapter 9.08.200, et seq., and repealing and reserving Sections 9.10.025 through 9.10.040, relating to parkway planting standards and tree removal regulations; and Adopt a resolution establishing Residential Parkway Standards.
- A-2. Appointments and/or Reappointments to the Planning Commission, Parks, Recreation and Community Services Commission, Civil Service Commission, Cultural Affairs Commission, Landlord-Tenant Mediation Board and the West LA Vector Control Board.

Appoint/reappoint _____ and _____ to fill Offices No. 2 and 3 of the Planning Commission for a four year term expiring June 30, 2017; Appoint _____ to fill Office No. 5 of the Planning Commission for a partial term of one year, expiring on June 30, 2014; Appoint/reappoint _____ and _____ to fill Offices No. 4 and 5 of the Parks, Recreation, and Community Services Commission for four year terms expiring June 30, 2017; Appoint _____ to fill Office No. 2 of the Civil Service Commission for a four-year term expiring June 30, 2017; Appoint/reappoint _____ and _____ to fill Offices No. 1 and 2 of the Cultural Affairs Commission for four year terms expiring June 30, 2017; Appoint _____ to fill the Tenant Representative and _____ to fill the Tenant Alternative Offices, each to serve a term of three years expiring June 30, 2016; Appoint _____ and _____ to fill the two Landlord Representatives Offices and _____ to fill the Landlord Alternate Office all to serve a term of three years, expiring June 30, 2016; Appoint _____ to fill the Member-at-Large Representative Office on the Landlord-Tenant Mediation Board to serve a term of three years, expiring June 30, 2016; and Appoint _____ to fill the LA County West Vector Control District Board Office.

- A-3. [Approval of a New 5-Year Memorandum of Understanding with the Culver City Sister City Committee, Inc. to Perform CCSCC Services, Consistent with the Goals of the City.](#)
Approve a new 5-year MOU between the CCSCC, Inc. and the City of Culver City; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City.
- A-4. [Consideration of Providing Additional Financial Assistance Related to Valet Parking Permit Fees for Taste of the Nation 2013.](#)
Determine the amount of additional in-kind financial support for the valet parking permit to be \$ _____ for a total in-kind financial support of the event to be \$ _____.
- A-5. [Adoption of the Resolution \(1\) Approving the Engineer's Report that Includes Proposed Rated for Approval by the District Members for Fiscal Year 2013/2014; 2014/2015; and 2015/2016; \(2\) Declaring the Intention to Order the Sewer User's Service Charge for Fiscal Year 2013/2014; and \(3\) Setting the Date, Time, and Place for the Public Hearing to be Monday, July 22, 2013 at 7:00 PM in the City Council Chambers.](#)
Adopt a Resolution (1) approving the Engineer's Report, (2) declaring the City Council's intention to levy and collect assessments for the Sewer User's Service Charge - Fiscal Year 2013/2014, and (3) setting the time, date, and place for a Public Hearing for July 22, 2013, at 7:00 p.m. in the Mike Balkman Council Chambers.
- A-6. [Discussion Regarding Potential Deobligation of Metro Funds for the Downtown Real Time Motorist Information System Project and Direction to the City Manager Related Thereto.](#)
Discuss the Downtown Real Time Motorist Information System Project and direct the City Manager as deemed appropriate.
- A-7. [Discussion of Review of and Potential Amendments to the City Charter, the Process for Initiating Charter Review/Amendments, and \(If Desired\) Related Direction to the City Manager.](#)
Discuss review of and potential amendments to the City Charter and the process for initiating such review/amendments, and direct the City Manager as deemed appropriate.

PUBLIC COMMENT - Items NOT On The Agenda (continued)

ITEMS FROM CITY COUNCIL MEMBERS

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

ADJOURN

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

**Next City Council Meeting
June 03, 2013
5:00 PM**

Upcoming Public Meeting Tentative Schedule

Date	Day	Time	Location
City Council			
June 3, 2013	Monday	5:00 PM	Council Chambers
June 4, 2013	Tuesday	5:00 PM	Council Chambers
June 10, 2013			
Parks and Recreation Commission			
June 4, 2013	Tuesday	7:00 PM	Council Chambers
Cultural Affairs Commission			
June 11, 2013	Tuesday	7:00 PM	Council Chambers
Planning Commission			
June 12, 26 2013	Wednesday	7:00 PM	Council Chambers
Civil Service Commission			
June 5, 2013	Wednesday	7:00 PM	Council Chambers
- Regularly scheduled meetings may be canceled and Special Meetings may be called - Times and dates may be changed. - Meetings may be added or changed - The Successor Agency to the Culver City Redevelopment Agency, Culver City Housing Authority and Culver City Parking Authority meet on an as needed basis.			

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

www.culvercity.org