



Culver CITY

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

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

John M. Nachbar, City Manager

CITY COUNCIL REGULAR MEETING Monday, April 22, 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 first, 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 and on Channel 37 by Verizon FIOS subscribers. To view meetings on line please visit <http://www.culvercity.org/webcast>. Additionally, you may access <http://www22.verizon.com/residential/fios/tv/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**

Monday, April 22, 2013
5:30 PM (Closed Session)
7:00 PM (Regular Session)

CALL TO ORDER & ROLL CALL:

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

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.** Public Employee Performance Evaluation
Title: Chief of Police
Pursuant to Government Code Section 54957
- CS-2.** Conference with Legal Counsel – Existing Litigation
Re: Administrative Appeal to State Water Resources Control Board of NPDES MS4 Permit;
SWRCB/OCC File A-2236
Pursuant to Government Code Section 54956.9(a)
- CS-3.** Conference with Legal Counsel – Anticipated Litigation
Re: Significant Exposure to Litigation – (1 item)
Pursuant to Government Code Section 54956.9(d)(2)

REGULAR SESSION - 7:00 PM

INVOCATION By John M. Nachbar, City Manager

PLEDGE OF ALLEGIANCE

REPORT ON ACTION TAKEN IN CLOSED SESSION

PRESENTATIONS

- P-1.** Presentation of a Proclamation in Honor of Earth Day.
- P-2.** Presentation of a Commendation on the Occasion of the 40th Anniversary of the Retired and Senior Volunteer Program (RSVP).

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.

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 March 30, 2013 – April 12, 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.** [Adoption of a Resolution Initiating Proceedings for the Levy and Collection of Annual Assessments for the Higuera Street Landscaping and Lighting Maintenance District and Ordering the Preparation of the Engineer's Report Thereon for Fiscal Year 2013/2014.](#)
Adopt a Resolution initiating proceedings for the levy and collection of annual assessments

for the Higuera Street Landscaping and Lighting Maintenance District and ordering the preparation of the Engineer's Report, thereon for Fiscal Year 2013/2014.

- C-2. [1\) Acceptance of Work Performed by California Professional Engineering; 2\) Authorization to File the Notice of Completion; and \(3\) Authorization to Release the Retention Payment after Expiration of the 35-day Lien Period for the Construction of the Sepulveda Boulevard Widening Project \(Phase II\), Street Lighting Upgrade, P-881.](#)

Accept the work performed by the contractor, California Professional Engineering for Construction of the Sepulveda Boulevard Widening Project (Phase II), Street Lighting Upgrade, P-881; and, Authorize the Public Works Director/City Engineer to execute the Notice of Completion and submit it to the Los Angeles County Registrar-Recorder's Office for recordation; and Authorize the release of retention funds to California Professional Engineering following the expiration of the 35-day lien period.

- C-3. [Adoption of a Resolution Initiating Proceedings for the Levy and Collection of Annual Assessments for the Albright Avenue Streetlight Assessment District and Ordering the Preparation of the Engineer's Report Thereon for Fiscal Year 2013/2014](#)

Adopt a Resolution initiating proceedings for the levy and collection of annual assessments for the Albright Avenue Streetlight Assessment District and ordering the preparation of the Engineer's Report thereon for Fiscal Year 2013/2014.

- C-4. [Adoption of a Resolution Initiating Proceedings for the Levy and Collection of Annual Assessments for the Landscape Maintenance District Number 1 and Ordering the Preparation of the Engineer's Report Thereon for Fiscal Year 2013/2014.](#)

Adopt a Resolution initiating proceedings for the levy and collection of annual assessments for the Landscape Maintenance District Number 1 and ordering the preparation of the Engineer's Report thereon for Fiscal Year 2013/2014.

- C-5. [Award a Construction Contract to Unique Performance Construction, Inc., as the Lowest Responsive and Responsible Bidder, in the Amount of \\$147,240 \(with Change Order Authority of \\$17,000\) to Complete the Necessary Work for the Washington Place Streetlight Improvement Project, Phase II, P-684.](#)

Award a contract to Unique Performance Construction, Inc., as the lowest responsive and responsible bidder, for the Washington Place Streetlight Improvement Project, Phase II, in the amount of, \$147,240.00, based on its bid; Authorize the Public Works Director/City Engineer to approve change orders in an amount not-to-exceed \$17,000.00, Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City.

- C-6. [Adoption of a Resolution Initiating Proceedings for the Levy and Collection of Annual Assessments for the West Washington Benefit Assessment District Number One and Ordering the Preparation of the Engineer's Report Thereon for Fiscal Year 2013/2014.](#)

Adopt a Resolution initiating proceedings for the levy and collection of annual assessments for the West Washington Benefit Assessment District Number One and ordering the preparation of the Engineer's Report thereon for Fiscal Year 2013/2014.

- C-7. [Adoption of a Resolution Initiating Proceedings for the Levy and Collection of Annual Assessments for the West Washington Benefit Assessment District Number Two and Ordering the Preparation of the Engineer's Report Thereon for Fiscal Year 2013/2014.](#)

Adopt a Resolution initiating proceedings for the levy and collection of annual assessments for the West Washington Benefit Assessment District Number Two and ordering the preparation of the Engineer's Report thereon for Fiscal Year 2013/2014.

ORDER OF THE AGENDA

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

JOINT ACTION ITEMS

- J-1.** [CITY COUNCIL/HOUSING AUTHORITY/PARKING AUTHORITY/SUCCESSOR AGENCY/FINANCING AUTHORITY JOINT AGENDA ITEM: \(1\) City Council Election of its Mayor and Vice Mayor; \(2\) Confirmation by the Housing Authority/Parking Authority/Successor Agency/Financing Authority that the Mayor and Vice Mayor of the City Shall Serve as Chair and Vice Chair of these Bodies, Respectively; and \(3\) Direction Related to the Upcoming Agenda Item for City Council Outside Agency/Subcommittee Appointments.](#)

Elect a Council Member as Mayor and Vice Mayor and Provide direction to the City Manager related to the type of staff report desired on May 13, 2013 related to City Council appointments to outside agencies/subcommittees.

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
May 13, 2013
7:00 PM**

Upcoming Public Meeting Tentative Schedule

Date	Day	Time	Location
City Council			
May 13, 2013	Monday	7:00 PM	Council Chambers
May 28, 2013	Tuesday	7:00 PM	Council Chambers
Parks and Recreation Commission			
May 7, 2013	Tuesday	7:00 PM	Council Chambers
Cultural Affairs Commission			
May 14, 2013	Tuesday	7:00 PM	Council Chambers
Planning Commission			
April 24, 2013	Wednesday	7:00 PM	Council Chambers
Civil Service Commission			
May 1, 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