

**City of Culver City, California
Agenda Item Report**

Meeting Date: 12/10/2012		Item Number: A-6	
CITY COUNCIL AGENDA ITEM: (1) Discussion of the Current Structure of the Fiesta La Ballona Committee; (2) Consideration of Creating a City Council Appointed Fiesta La Ballona Committee; and (3) Adoption of a Resolution Creating the Committee and Approving Bylaws for Such Committee (if Desired)			
Contact Person/Dept.: Martin R. Cole/City Manager's Office		Phone Number:(310) 253-6000	
Fiscal Impact: Yes ☒ No ☐		General Fund: Yes ☐ No ☒	
Public Hearing: ☐		Action Item: ☒ Attachments: ☒	
Commission Action Required: Yes ☐ No ☒		Date: _____	
Public Notification: (E-Mail) Agenda and Meetings – City Council (12/07/12); Members of the Fiesta La Ballona Committee (12/06/12)			
Department Approval: Martin R. Cole (12/05/12)		City Attorney Approval: Carol A. Schwab (by H. Baker) (12/06/12)	
Chief Financial Officer Approval: Jeff Muir (by M. Noller) (12/06/12)		City Manager Approval: John M. Nachbar (12/07/12)	
<u>RECOMMENDATION:</u> Staff recommends the City Council consider the current structure of the existing Fiesta La Ballona Committee (a group of volunteers currently without a formal legal structure), consider creating a City Council appointed Fiesta La Ballona Committee (an Official City Committee), and, adopt a resolution creating such Committee and, approving its bylaws. <u>BACKGROUND:</u> At the City Council meeting of November 12, 1012, the City Council directed the City Manager to place on the agenda of the December 10, 2012 meeting a discussion of bylaws for a Fiesta La Ballona Committee (as a City Council Appointed Committee). Prior to this most recent direction, at the February 19, 2008 City Council meeting, the City Council considered an extensive report on issues related to various Community Organizations and a City Council Policy designed to streamline the relationship between the City and those organizations. After significant public input and discussion by the City Council, the City Council took the following actions: MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER GROSS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:			

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1. DETERMINE THAT THE FIESTA LA BALLONA COMMITTEE AND THE DR. MARTIN LUTHER KING, JR. COMMITTEE SHALL BECOME CATEGORY 1 GROUPS, CITY COUNCIL APPOINTED COMMITTEES;
2. THAT THE POLICY WOULD BE IMPLEMENTED ON THE FIRST DAY AFTER EXPIRATION OF A SPECIFIC COMMUNITY ORGANIZATION'S EXISTING AGREEMENT WITH THE CITY APPLIED UNTIL SUCH TIME AS THE STAFF RETURNS TO THE CITY COUNCIL WITH EITHER THE NEGOTIATED MOU OR A LISTING OF GROUPS WHERE AN MOU EITHER COULDN'T BE REACHED OR WAS DETERMINED NOT TO BE APPROPRIATE AND THOSE MOUS SHALL BE NEGOTIATED UTILIZING OBJECTIVE CRITERIA UNDER THE SUPERVISION OF THE CITY ATTORNEY AND CITY MANAGER;
3. ADOPT RESOLUTION NO. 2008-R011 ESTABLISHING A POLICY RELATED TO COMMUNITY ORGANIZATIONS; AND
4. DIRECT STAFF TO REVIEW OTHER EXISTING, RELATED POLICIES, RULES, AND REGULATIONS FOR CONSISTENCY WITH THIS POLICY AND RETURN TO THE CITY COUNCIL WITH ANY REQUIRED AMENDMENTS TO SUCH DOCUMENTS.

As reflected in the discussion at the time, this process was expected to take place slowly as it ultimately would institute significant change on some groups that had been in place for years, and in some cases, for decades.

Since the February 19, 2008 City Council meeting, staff has been working with many community groups to (1) implement the City Council adopted fee schedule for use of City facilities (based on objective criteria); (2) negotiating memoranda of understanding with various community non-profit organizations (i.e. Chamber of Commerce, Downtown Business Association); and (3) move various groups forward in the process of becoming City Council Committees. Tonight's agenda contains a separate item for City Council discussion that may conclude the outstanding issues relating to the adopted fee schedule. Consideration of the subject item may conclude this outstanding issue.

DISCUSSION:

As mentioned in the February, 2008 staff report, Culver City has experienced significant growth and change since it was incorporated in 1917. From its relatively modest beginning as a place for films to be produced, in the 95 years since, Culver City has become a City known for its safe residential neighborhoods, its downtown dining experiences, and its unique shopping opportunities. As the City evolves, the City often needs to further improve its operations by updating policies, procedures, and implementing best management practices.

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Specifically with respect to the Fiesta La Ballona, pursuant to the City Council's direction in 2008, staff worked together with members of the existing Fiesta La Ballona Committee to discuss the format of proposed bylaws for a City Council Appointed Committee for ultimate presentation of such bylaws to the City Council for consideration. Over the past five year period, the draft bylaws underwent significant changes. Also, membership of the current Committee along with staff also changed. Ultimately, the attached bylaws have been prepared by staff and incorporate many of the components of the bylaws for the Financial Advisory Committee (which bylaws were approved by this City Council on October 22, 2012). Some of the important provisions of the proposed bylaws are:

- The Committee shall be comprised of seven persons appointed by the City Council from applicants that submit an application to the City Clerk's Office.
- Each member shall serve a term of four years (with the exception of the newly formed Committee which shall have some members serve a shorter term to allow for staggering of terms).
- Similar to the current Committee, the Fiesta La Ballona Committee is tasked with assisting in the planning and promotion of the annual Fiesta La Ballona (the "Event") (the Event continues to be a City of Culver City Event produced by the Parks, Recreation, and Community Services Department).
- As an official City Committee, the meetings of the Committee are subject to the requirements of the Brown Act (including public participation and notice).

It is also important to note that Members of the Committee are covered by the City's insurance in the performance of their official City duties.

Acknowledging the importance of volunteers to the production of this Event, existing (and new) volunteers will continue to be an integral part of the Fiesta La Ballona. Such volunteers (along with any member of the public) can attend and speak at the Committee's meetings. Volunteers will be enrolled in the City's volunteer program.

Should the City Council approve the proposed action this evening, the City Clerk's Office would advertise for vacancies on the newly formed Fiesta La Ballona Committee. The City Council would consider such appointments in late January/early February.

FISCAL ANALYSIS:

Creation of the City Council appointed Fiesta La Ballona Committee and related bylaws would not create a new fiscal impact as the existing Committee's costs are included in existing appropriations.

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ATTACHMENTS:

1. Proposed Resolution with Fiesta La Ballona Committee Bylaws

MOTIONS:

That the City Council:

1. Discuss the subject of the formation of a City Council Appointed Fiesta La Ballona Committee; and,
2. (If Desired) Adopt a Resolution Creating a City Council Appointed Fiesta La Ballona Committee and approving its bylaws