



Culver CITY

MIKE BALKMAN COUNCIL CHAMBERS
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MICHEÁL O'LEARY, Mayor
D. SCOTT MALSIN, Vice Mayor
CHRISTOPHER ARMENTA, Councilmember
JEFFREY COOPER, Councilmember
ANDREW WEISSMAN, Councilmember

John M. Nachbar, City Manager

CITY COUNCIL SPECIAL MEETING Monday, October 24, 2011

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 Request to Speaker 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 Request to Speaker 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 Request to Speak 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/fiostv/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 A FUTURE MEETING DATE.



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

AGENDA
City Council
SPECIAL MEETING

Monday, October 24, 2011
7:00 PM (Regular Session)

CALL TO ORDER & ROLL CALL:

Mayor Micheál O’Leary
Vice Mayor D. Scott Malsin
Councilmember Christopher Armenta
Councilmember Jeffrey Cooper
Councilmember Andrew Weissman

City Manager John M. Nachbar

CLOSED SESSION - 5:00 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 Labor Negotiators
City designated representatives: City Manager John Nachbar; Director of Human Resources Serena Wright
Employee Organization: Culver City Employees Association;
Culver City Management Group; Culver City Police Officers
Association; Culver City Fire Fighters Association; Culver
City Police Management Group; Culver City Fire Management Association
Pursuant to Government Code Section 54957.6

REGULAR SESSION - 6:00 PM

INVOCATION By John M. Nachbar, City Manager

PLEDGE OF ALLEGIANCE

REPORT ON ACTION TAKEN IN CLOSED SESSION

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/REDEVELOPMENT AGENCY BOARD AGENDA ITEM: Approval of a Short-term Loan from the City of Culver City to the Redevelopment Agency to Address Temporary Cash Flow Needs.](#)

That the City Council: Approve a short-term loan to the Culver City Redevelopment Agency in a principal amount up to \$12,500,000 with interest equal to the Local Agency Investment Fund, with principal and interest to be repaid in full by December 29, 2011; authorize the City Attorney to review/prepare the necessary documents; authorize the City Manager to execute such documents on behalf of the City; and authorize the Chief Financial Officer to draw down funds from the loan as necessary.

That the Culver City Redevelopment Agency: Approve a short-term loan from the City of Culver City in a principal amount up to \$12,500,000 with interest equal to the Local Agency Investment Fund with principal and interest to be repaid in full by December 29, 2011; authorize the Agency General Counsel to review/prepare the necessary documents; authorize the Executive Director to execute such documents on behalf of the Agency; and authorize the Chief Financial Officer to draw down and repay funds from the loan as necessary.

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 Meeting of September 26, 2011.](#)
Approve minutes.**

- C-2. [Cash Disbursements for October 1, 2011 - October 14, 2011.](#)
Approve disbursements.
- C-3. [Award of a Contract to Duncan Solutions, Inc., for the Purchase of 13 Pay-by-Space Multi-Space Parking Meter Stations for the Sepulveda Boulevard Area Improvement Plan area and One Pay-by-Space Multi-Space Parking Meter Station for the Public Parking Lot Adjacent to A-Frame Restaurant on West Washington Blvd.](#)
Award a contract to Duncan Solutions, Inc., for the purchase of 14 pay-by-space multi-space parking meter stations, in an amount not to exceed \$186,325.55 (13 pay-by-space stations to be funded from Account #48692940, in the amount of \$170,000.00; and 1 pay-by-space station to be funded from Account #48695100, in the amount of \$16,325.55); 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-4. [FOUR-FIFTHS VOTE REQUIREMENT: \(1\) Accept Work Performed by All American Asphalt; \(2\) Authorize the Filing of a Notice of Completion; \(3\) Authorize Release of the Retention Payment after the Expiration of the 35-Day Lien Period, and \(4\) Related Budget Amendment.](#)
Accept the work performed by the contractor, All American Asphalt, for the 2011 Pavement Overlay Project, P-863, P-903; authorize the Public Works Director/City Engineer to execute the Notice of Completion and submit it to the Los Angeles County Recorder's Office for recordation; authorize the release of \$116,524 in retention funds to All American Asphalt following the expiration of the thirty-five day lien period; and approve a Budget Amendment to appropriate \$23,000 from the Playa Vista Traffic Mitigation Funds/Sunkist Park Neighborhood account 420.212260 to account number 42000863 (a budget amendment requires a four-fifths vote).
- C-5. [Approval of the Final Plans and Specifications and Authorization to Advertise for Bids for the Transfer Station and Public Services Building Rain Garden Improvement Project.](#)
Approve the plans and specifications for the Transfer Station and Public Services Building Rain Garden Improvement Project; and authorize advertising for bids for the Transfer Station and Public Services Building Rain Garden Improvement Project.
- C-6. [Adoption of a Resolution Approving an Encroachment Agreement with AboveNet, Inc. for Use of the Public Right-of-Way along Ince Boulevard and Washington Boulevard.](#)
Adopt a resolution approving the Encroachment Agreement with AboveNet; 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-7. [Authorization to Release Notice Inviting Bids for Lighting Upgrade Project at City Hall and Cardiff Parking Structures under the Federal Department of Energy's Energy Efficiency & Conservation Block Grant program \(American Recovery and Reinvestment Act {Stimulus} Funding\).](#)
Authorize the release of a Notice Inviting Bids for the Lighting Upgrade Project at City Hall and Cardiff Parking Structures Under the Department of Energy's Energy Efficiency & Conservation Block Grant (American Recovery and Reinvestment Act Funding).

- C-8. [Authorize the Purchase of a Scout Truck \(Amrep\), Escape Hybrid \(South Bay Ford\), and Sanitation Rear Loader \(Vehicles as Part of a Multi-Family Recycling Grant Program.](#)
With respect to the purchase of the Scout Truck, determine that conformance with the competitive bidding procedures would be contrary to the best interests of the City and waive the formal bid requirements per CCMC Section 3.07.075(E)(3); authorize the purchase of a Scout Truck vehicle from Amrep in an amount not to exceed \$33,730.99; authorize the purchase of a Sanitation Rear Loader vehicle in an amount not to exceed \$261,543.75; authorize the purchase of an Escape Hybrid vehicle from South Bay Ford in an amount not to exceed \$31,416.29; 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-9. [Adoption of a Resolution Approving Two Encroachment Agreements with Time Warner Communications for Use of the Public Rights-of-Way on Jefferson Boulevard and on Green Valley Circle.](#)
Adopt a resolution approving two Encroachment Agreements with Time Warner Communications; authorize the City Attorney to review/prepare the necessary documents; and authorize the City Manager to execute the documents on behalf of the City.
- C-10. [FOUR FIFTHS VOTE REQUIREMENT - Acceptance of a Grant from the State of California in the Amount of \\$20,000 and Appropriation of Such Grant Funds to Purchase Equipment and Supplies for Hazardous Materials Program Changes to Comply with New State Requirements.](#)
Approve acceptance of a grant in the amount of \$20,000 from the State of California for the purchase of equipment and supplies for the modification and implementation of electronic hazardous materials reporting program; approve a budget amendment to appropriate grant revenue and expenditures, in the amount of \$20,000, to fund 423 – Operating Grants (a budget amendment requires a four-fifths vote); authorize the City Attorney to review/prepare the necessary documents; and authorize the City Manager to execute such documents on behalf of the City.

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.

PUBLIC HEARINGS

- PH-1. [Public Hearing: Adoption of a Resolution Establishing Community Benefits for the Proposed Washington/Marcasel Residential and Retail Mixed Use Development.](#)
Adopt a Resolution establishing the community benefit(s) related to the Washington/Marcasel Residential and Retail Mixed Use Development.

ACTION ITEMS

- A-1. [Adoption of Resolutions \(1\) Calling for the Holding of a General Municipal Election to be Held on Tuesday, April 10, 2012 for the Election of Certain Officers as Required by the City Charter of the City of Culver City and for Submission to the Voters a Question Relating to Increasing the City's Transient Occupancy Tax from 12% to 14%; \(2\) Requesting the Board of Supervisors of the County of Los Angeles to Render Specified Services to the City Related](#)

to the Conduct of said Election; and (3) Approving the Argument in Favor of the Question and Authorizing the City Council and/or Certain Council Members to Submit the Argument in Favor and Rebuttal Argument (if any) Regarding the Question.

Adopt a Resolution calling for the holding of a General Municipal Election to be held on Tuesday, April 10, 2012 for the election of certain officers as required by the City Charter of the City of Culver City and for submission to the voters a question relating to increasing the City's Transient Occupancy (Hotel) Tax (TOT) from the current 12% to 14%; adopt a Resolution requesting the Board of Supervisors of the County of Los Angeles to render specified services to the City relating to the conduct of a General Municipal Election; and adopt a Resolution approving the argument in favor of the question and authorizing the City Council and/or certain Council Members to submit arguments and rebuttals regarding the ballot question OR designate a subset of Council Members (or others) as desired to submit and sign the Primary Argument in Favor of the Question and a Rebuttal Argument (if necessary and desired) and adopt the proposed resolution as amended.

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
October 24, 2011
7:00 PM**

Upcoming Public Meeting Tentative Schedule — October 2011

Date	Day	Time	Location
City Council			
<i>October - 3</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>October – 10</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>October - 24</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
Redevelopment Agency			
<i>October - 3</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>October – 10</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>October – 24</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
Parks and Recreation Commission			
<i>October – 4</i>	<i>Tuesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
Cultural Affairs Commission			
<i>October – 11</i>	<i>Tuesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
Planning Commission			
<i>October – 12</i>	<i>Wednesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
Civil Service Commission			
<i>October –5</i>	<i>Wednesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>Times and dates may be changed.</i> <i>Meetings may be added or changed</i>			

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.