



Culver CITY

MIKE BALKMAN COUNCIL CHAMBERS
9770 CULVER BOULEVARD
CULVER CITY, CALIFORNIA 90232-0507
CITY HALL Tel. (310) 253-6000
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REVISION #1 CITY COUNCIL REGULAR AGENDA Tuesday, May 26, 2009

ANDREW WEISSMAN, Mayor
CHRISTOPHER ARMENTA,
Vice Mayor
D. SCOTT MALSIN, Councilmember
MICHEÁL O'LEARY,
Councilmember
GARY SILBINGER Councilmember

Mark Scott, City Manager

PUBLIC COMMENT

The City Council will listen to the public on any item on the agenda or item of interest that is not on the agenda. The City Council cannot legally take action on any item not scheduled on the agenda. Such items may be referred for administrative action or scheduled on a future agenda.

If you wish to speak to the Council, please 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 by name when it is your turn to speak to the Council.

PUBLIC COMMENT FOR ITEMS ON THE AGENDA

Persons wishing to speak on agenda items will be called at the time the agenda item is brought forward. Comments will generally be limited to five minutes per speaker; however, a three-minute limit may be declared by the Mayor for agenda items for which many Speaker Cards have been submitted.

PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

A total of twenty minutes shall be devoted to audience participation at the beginning of the agenda. Speakers will be called on in the order cards were received by the City Clerk. If additional time is needed, the Mayor will allow for same at the end of the agenda.

When the City Clerk calls your name, please advance to the podium and state your name and city of residence. Speakers must limit their comments to five minutes. A three-minute limit may be declared by the Mayor if there is a large number of individuals desiring to address the Council.

NOTE: AT OR ABOUT 11:00 P.M., COUNCILMEMBERS WILL 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.

CELL PHONES AND OTHER DISTRACTIONS

Use of cell phones, pagers and other communication devices is prohibited while the Council Meeting is in session. Please turn all devices off or place on silent alert and leave the 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

City Council meetings are regularly scheduled for the second and fourth Mondays of every month. City Council Agenda information is available 72 hours before each Council meeting via a tape recorded message by calling 310-253-6020.

City Council/Agency/Commission meetings can be viewed live on Channel 35 by Time Warner subscribers. To view the Council meetings on line please visit <http://www.culvercity.org/webcast>.

ALD

Assisted Listening Devices are available through the City Clerk.



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

**REVISION #1
AGENDA
CITY COUNCIL
REGULAR MEETING**

Tuesday, May 26, 2009
6:00 P.M. (Closed Session)
7:00 P.M. (Regular Session)

CALL TO ORDER & ROLL CALL:

**Mayor Andrew Weissman
Vice Mayor Christopher Armenta
Councilmember D. Scott Malsin
Councilmember Micheál O'Leary
Councilmember Gary Silbiger**

City Manager Mark Scott

CLOSED SESSION - 6:00 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. Liability Claims

Claimant: Robert Chaconas
Agency claimed against: City of Culver City
Pursuant to Government Code Section 54956.95

CS- 2. Conference with Legal Counsel – Anticipated Litigation

RE: Significant Exposure to Litigation – (1 item)
Pursuant to Government Code Section 54956.9(b)(1)

CS- 3. Conference with Legal Counsel – Existing Litigation

Re: Bonifasio Santos v. City of Culver City et al.
Case Number: BC372574
Pursuant to Government Code Section 54956.9(a)

REGULAR SESSION - 7:00 PM

INVOCATION By Mark Scott, City Manager

PLEDGE OF ALLEGIANCE

PRESENTATIONS

- P- 1. Presentation of Certificates to Visitors from Culver City's Sister City of Kaizuka, Japan.
- P- 2. Presentation of Art Works to the City Council by Students at El Rincon Elementary School.
- P- 3. Presentation by the Housing Division on Workforce Housing.

PUBLIC COMMENT - Items NOT On The Agenda

PUBLIC COMMENT - Items On The Agenda

LEGISLATION AND LEAGUE OF CALIFORNIA CITIES CITY ADVOCATE WEEKLY

- 1. [League of California Cities City Advocate Weekly Editions Issue #17 dated May 8, 2009 and Issue #18 dated May 15, 2009.](#)
Receive verbal report and direct staff as deemed appropriate.

CONSENT CALENDAR

Note: Consent Calendar items are considered to be routine in nature and may be approved by one motion. Public requests to discuss Consent Calendar items must be filed with the Clerk before the Consent Calendar is called.

- C- 1. Clerk's Report.
Approve report.
- C- 2. Approval of Minutes for the Adjourned Regular Meeting of April 20, 2009 and the Regular Meeting of April 27, 2009.
Approve minutes.
- C- 3. [Cash Disbursements for May 2, 2009 – May 15, 2009.](#)
Approve cash disbursements.
- C- 4. [Approval of an Agreement with EagleLift, Inc. to Repair Leaks at Mesmer and Fox Hills Sewer Pump Stations.](#)
Approve agreement, authorize the Director of Public Works/City Engineer to approve change orders, authorize the City Attorney to review/prepare the necessary documents, and authorize the City Manager to execute such documents.
- C- 5. [1\) Waiver of Formal Competitive Bidding Procedures; and 2\) Approval of an Agreement with Forsythe Inc. \(El Segundo, CA\) for the Purchase of Hewlett Packard Virtual Server, Virtual Storage Hardware, and VMware Virtual Storage Software to Refresh Servers and Enhance Storage Capacity in the City's Data Center.](#)
Waive the formal competitive bidding procedures, approve agreement, authorize the City Attorney to review/prepare the necessary documents, and authorize the City Manager to execute such documents.

- C- 6. [1\) Waiver of Formal Competitive Bidding Procedures; and 2\) Approval of an Agreement with Trane, Inc. for the Purchase of an Air-cooled Liquid Chiller to Provide Heating and Cooling to the Police Facility.](#)
Waive the formal competitive bidding procedures, approve agreement, authorize the City Attorney to review/prepare the necessary documents, and authorize the City Manager to execute such documents.
- C- 7. [Allocation of 2008-09 Community Development Block Grant Recovery \(CDBG-R\) Funds and Adoption of a Resolution authorizing the Filing of the 2008-09 Application for Funding from the CDBG-R Program.](#)
Approve CDBG-R Project, adopt resolution, designate the City Manager as the authorized City official to execute and file all documents, authorize the City Attorney to review/prepare the necessary documents, and authorize the City Manager to execute such documents.

ACTION ITEMS:

Public requests to discuss Action Items must be filed with the Clerk before the item is called.

- A- 1. [Budget Study Session – Fiscal Years 2009-10 & 2010-11 Proposed Budget: Budget Overview.](#)
Receive a presentation from the Chief Financial Officer and direct staff as deemed appropriate.
- A- 2. [Adoption of a Resolution Finding a Severe Fiscal Hardship will Exist if Additional City Property Tax Funds are Seized and Additional Unfunded Mandates are Adopted by the State of California.](#)
Adopt resolution.
- A- 3. [Adoption of a Resolution \(1\) Establishing a Preferential Parking District \(Lucerne Avenue Residential Parking District\) Encompassing the Residential Frontages of Lucerne Avenue, from Ince Boulevard to Higuera Street, Hubbard Street from Higuera Street East to the Cul-de-sac, Carson Street from Ince Boulevard to Higuera Street and from Higuera Street to the Cul-de-sac, and Higuera Street from Poinsettia Court to Wesley Street, with a Two-hour Parking Limit Except with Permit from Monday, 8 AM to Saturday, 6 PM and \(2\) Modifying the Procedures and Regulations for Preferential Parking Zones to Allow Program Applicants to Delegate a Representative to Act on their Behalf; and \(3\) Rescinding Resolution No. 2008-R081.](#)
Adopt resolution and rescind Resolution 2008-R081.
- A- 4. [Adoption of a Resolution Ordering the Preparation of the Engineer's Report, Declaring the Intention to Order the Fifth Annual Assessment Levy, and Setting the Date, Time, and Place for the Public Hearing for the Albright Avenue Street Lighting Assessment District](#)
Adopt resolution.
- A- 5. [Adoption of a Resolution Ordering the Preparation of the Engineer's Report, Declaring the Intention to Order the Annual Sewer User Service Charge, and Setting the Date, Time, and Place for the Public Hearing for the Sewer Users' Service Charge.](#)
Adopt resolution.
- A- 6. [Adoption of a Resolution \(1\) Approving the Preliminary Assessment Engineer's Report for Proceedings for the Assessment Increase within the Higuera Street Landscaping and Lighting Maintenance District for Fiscal Year 2009/10; \(2\) Declaring its Intention to Levy and Collect Assessments; \(3\) Setting Monday, July 13, 2009 for a Public Hearing thereon; and \(4\) Ordering the Initiation of Assessment Ballot Procedures.](#)
Adopt resolution.
- A- 7. [Adoption of a Resolution \(1\) Approving the Preliminary Assessment Engineer's Report for Proceedings for the Assessment Increase within Landscape Maintenance District Number 1 for Fiscal Year 2009/10; \(2\) Declaring its Intention to Levy and Collect Assessments; \(3\) Setting Monday,](#)

[July 13, 2009 for a Public Hearing thereon; and \(4\) Ordering the Initiation of Assessment Ballot Procedures.](#)

Adopt resolution.

- A- 8. [FOUR FIFTHS VOTE REQUIREMENT - Approval of \(1\) an Agreement with Duncan Parking Technologies to Purchase and Install Pay-by-Space Parking Meters on Main Street in Downtown Culver City and \(2\) a Budget Amendment Related Thereto.](#)

Approve agreement, authorize the Director of Public Works/City Engineer to approve change orders, authorize the City Attorney to review/prepare the necessary documents, and authorize the City Manager to execute such documents.

PUBLIC COMMENT - Items NOT On The Agenda (Continued)

RECEIPT OF CORRESPONDENCE

ITEMS FROM STAFF

ITEMS FROM COUNCIL

ADJOURN

**Next City Council Meeting
June 01, 2009
7:00 PM**

Upcoming Public Meeting Tentative Schedule — May 2009

Date	Day	Time	Location
<i>City Council</i>			
<i>May – 11</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>May - 26</i>	<i>Tuesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>Redevelopment Agency</i>			
<i>May – 4</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>May - 18</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>Parks and Recreation Commission</i>			
<i>May– 5</i>	<i>Tuesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>Cultural Affairs Commission</i>			
<i>May –12</i>	<i>Tuesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>Planning Commission</i>			
<i>May – 13</i>	<i>Wednesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>Civil Service Commission</i>			
<i>May – 6</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.