



Culver CITY

MIKE BALKMAN COUNCIL CHAMBERS
9770 CULVER BOULEVARD,
CULVER CITY, CALIFORNIA 90232-0507
CITY HALL Tel. (310) 253-6000
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CITY COUNCIL SPECIAL MEETING Monday, May 07, 2012

ANDREW WEISSMAN, Mayor
JEFFREY COOPER, Vice Mayor
JIM B. CLARKE, Council Member
MICHEÁL O'LEARY, Council Member
MEGHAN SAHLI-WELLS, Council Member

John M. Nachbar, City Manager

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, May 07, 2012
5:00 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 - 5:00 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 Legal Counsel – Anticipated Litigation
Re: Significant Exposure to Litigation – (1 item)
Pursuant to Government Code Section 54956.9(b)(1)
- CS-2.** Conference with Legal Counsel – Anticipated Litigation
Re: Initiation of Litigation – 1 Matter
Pursuant to Government Code Section 54956.9(c)
- CS-3.** Conference with Legal Counsel – Existing Litigation
Re: Brian Fitzpatrick v. City of Culver City et al.
Case No. CV 11-6616-JFW (CWx)
Pursuant to Government Code Section 54956.9(a)
- CS-4.** CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Re: 6000 Sepulveda Boulevard (Westfield Culver City)
Agency Negotiators: John Nachbar, City Manager; Sol Blumenfeld, Community Development Director; Todd Tipton, Economic Development Administrator; Murray Kane, City Special Counsel.
Other Parties Negotiators: Westfield Corporation

Under Negotiation: Price, terms of payment or both, including use restrictions, development obligations and other monetary related considerations.

Pursuant to Government Code Section 54956.8

- CS-5.** Conference with Real Property Negotiators
Re: 5722 Bankfield Avenue and 5649 Selmarine Drive
City Negotiators: City Manager John Nachbar; Director of Public Works/City Engineer Charles Herbertson
Other Parties' Negotiators: XXXXX
Under Negotiation: Both Terms and Price
Pursuant to Government Code Section 54956.8

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.** A Presentation to the City Council from the Culver City Great Parks Association Regarding Baseball Hall of Fame Member Gary Edmund Carter.

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.

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 March 12, 2012, the Regular Meeting of](#)

March 26, 2012 and the Regular Meeting of April 2, 2012.

Approve minutes.

C-2. Cash Disbursements for March 17, 2012 - April 27, 2012.

Approve disbursements.

C-3. (1) Authorization to File an Application for Funds Made Available Through the US Department of Justice, Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds FY 2012.

Authorize the filing of an application with the US Department of Justice, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant (JAG) Program funds FY 2012; 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. (1) Acceptance of Work Performed by American Seating Company (2) Authorization to File a Notice of Completion; and (3) Authorization to Release the Retention Payment after the Expiration of the 35-Day Lien Period, for the Installation of Fixed Seats in the Veterans Memorial Building Auditorium (P-876).

Accept the work performed by American Seating Company for the installation of fixed seats in the Veterans Memorial Building Auditorium; authorize the Public Works Director/City Engineer to execute the Notice of Completion on behalf of the City and submit it to the Los Angeles County Recorder's Office for recordation; and authorize the release of \$6,666.54 in retention funds to American Seating following the expiration of the thirty-five day lien period.

C-5. (1) Acceptance of Work Performed by Eagle Pump Services, (2) Authorization to File a Notice of Completion for the Culver City Park Booster Pump Replacement Project (P-922).

Accept the work performed by Eagle Pump Services for the Culver City Booster Pump Replacement Project, P-922; and authorize the Public Works Director/City Engineer to execute the Notice of Completion on behalf of the City and submit it to the Los Angeles County Recorder's Office.

C-6. Award of a Construction Contract to All American Asphalt as the Lowest Responsive and Responsible Bidder for the Sherbourne Drive, South of Washington Boulevard Street Resurfacing Project, P-955, CDBG Project No. 601392-11.

Award a contract to All American Asphalt as the lowest responsive and responsible bidder for the Sherbourne Drive Street Resurfacing Project, P-955, in the amount of \$87,500.00; authorize the Public Works Director/City Engineer to approve change orders in an amount not-to-exceed \$13,000, if necessary; 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. Approval of Final Plans and Specifications and Authorization to Publish a Notice Inviting Bids for the Jefferson Boulevard Pedestrian and Bicycle Access Improvements Project at Hetzler Road, P-956.

Approve the final plans and specifications and authorize publication of a notice inviting bids for construction of for the Jefferson Boulevard Pedestrian and Bicycle Access Improvements at Hetzler Road, P-956.

- C-8. [Approval of Professional Services Agreement with NBS Government Finance Group dba NBS for \(1\) Preparation of the Annual Sewer User Service Charges and \(2\) Update to the Sewer User Service Charges.](#)

Approve a professional services agreement with NBS Government Finance Group dba NBS for the preparation of the annual sewer user service charges for an amount not to exceed \$15,500, including expenses with up to four additional one-year extensions subject to the approval of the Director of Public Works/City Engineer; approve a professional services agreement with NBS Government Finance Group dba NBS for the rate analysis of the sewer user service charges, in an amount not-to-exceed \$26,700; 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.

JOINT ACTION ITEMS

- J-1. [JOINT CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY/PARKING AUTHORITY AGENDA ITEM: Presentation of the City Manager's/Executive Director's Proposed Budget for Fiscal Year 2012/2013.](#)

That the City Council, Successor Agency, Housing Authority and Parking Authority Boards: Receive the Proposed Budgets and a presentation from staff, and direct staff as deemed appropriate.

ACTION ITEMS

- A-1. [Introduction of an Ordinance Amending Chapter 15.01, Benefit Assessment District, of the Culver City Municipal Code by Amending Sections 15.01.025 Through 15.01.105 and Adding a New Section 15.01.110 Relating to Benefit Assessment Districts.](#)

Introduce an Ordinance amending Chapter 15.01, Benefit Assessment District, of the Culver City Municipal Code by amending Sections 15.01.025 through 15.01.105 and adding a new Section 15.01.110 relating to benefit assessment districts.

- A-2. [\(1\) Adoption of Resolutions and/or Motions Appointing City Council Members to various Outside Agency Boards, City Council Subcommittees and Other Related Bodies; and \(2\) Creation/Dissolution of Certain Subcommittees.](#)

Adopt respective resolutions/motions related to the appointment of Council Members to various Outside Agency Boards, Subcommittees and Other Related Bodies and Create, Consolidate, or Dissolve Certain Subcommittees as those motions are enumerated in the staff report.

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 14, 2012
7:00 PM**

Upcoming Public Meeting Tentative Schedule – May 2012

Date	Day	Time	Location
City Council			
May 7	Monday	7:00 PM	Council Chambers
May 14	Monday	7:00 PM	Council Chambers
Parks and Recreation Commission			
May 1	Tuesday	7:00 PM	Council Chambers
Cultural Affairs Commission			
May 8	Tuesday	7:00 PM	Council Chambers
Planning Commission			
May 9	Wednesday	7:00 PM	Council Chambers
Civil Service Commission			
May 2	Wednesday	7:00 PM	Council Chambers
• 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.