



Culver CITY

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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, August 13, 2012

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 A FUTURE MEETING DATE.



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

AGENDA
City Council
REGULAR MEETING

Monday, August 13, 2012
6:00 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 - 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.** Conference with Real Property Negotiators
Re: 12803-23 West Washington Boulevard
City Negotiators: John Nachbar, City Manager, Sol Blumenfeld, Community Development Director, Todd Tipton, Economic Development Administrator, Murray Kane, City Special Counsel
Other Parties Negotiators: Axis Mundi RE II, LLC
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-2.** Conference with Legal Counsel – Anticipated Litigation
Re: Initiation of Litigation – Two Cases
Pursuant to Government Code Section 54956.9(c)

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 Proclamation in Honor of the 2012 Fiesta La Ballona.

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 July 14, 2012 - August 3, 2012.](#)
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. [FOUR-FIFTHS VOTE REQUIREMENT: \(1\) Acceptance and Appropriation of \\$165,387 in Grant Funds from the 2009 State Homeland Security Grant Program; and \(2\) Approve a Purchase Order with Commline, Inc. for the Purchase of 82 Mobile Motorola Radios.](#)
Accept the 2009 State Homeland Security Grant Program funds in the amount of \$165,387; Approve a budget amendment appropriating \$165,387 in grant funds to purchase mobile radios; (A 4/5ths affirmative vote is required to approve the budget amendment); Approve a Purchase Order with Commline, Inc. to purchase mobile Motorola radios; 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-2. [Acceptance and Appropriation of \\$251,780 in Grant Funds from the 2011 Urban Area Security Initiative \(UASI\) Grant Program for Disaster Preparedness Equipment and Training.](#)
Accept \$251,780 in grant funds for disaster preparedness equipment and training costs awarded by the 2011 Urban Area Security Initiative (UASI) Grant Program; Approve a Budget Amendment appropriating said funds to account 41440902 – Urban Area Security Initiative for this program; Authorize the City Attorney to review/prepare the necessary documents; and Authorize the City Manager to execute such documents on behalf of the City. (A 4/5ths affirmative vote is required to approve the budget amendment.)
- C-3. [\(1\) Acceptance of Work Performed by Padilla Paving; \(2\) 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 Construction of a Public Parking Lot on City-Owned Property at 12601 Washington Boulevard.](#)
Accept the work performed by the contractor, Padilla Paving, for the construction of a Public Parking Lot on City-Owned Property at 12601 Washington Boulevard; Authorize the Community Development Director to execute the Notice of Completion and submit it to the Los Angeles County Recorder's office for recordation; and Authorize the release of retention funds to Padilla Paving, Inc., following the expiration of the 35-day lien period.
- C-4. [Adoption of an Ordinance Adding a New Chapter 15.12, Community Facilities District Financing, to the Culver City Municipal Code.](#)
Adopt an Ordinance adding a new Chapter 15.12, Community Facilities District Financing, to the Culver City Municipal Code.
- C-5. [Approval of the Certification and Submission of the Section 8 Management Assessment Program \(SEMAP\).](#)
Approve the certification and submission of the Section 8 Management Assessment Program (SEMAP) to the U.S. Department of Housing and Urban Development (HUD) and Authorize the Authority Chair and the Executive Director to execute the SEMAP Certification.
- C-6. [FOUR-FIFTHS VOTE REQUIREMENT: 1\) Approval of a License Agreement with Cannon Constructors, South Inc. for the Installation of Lighting in the Culver City Dog Park; 2\) Approval of an Amendment to the Existing Memorandum of Understanding with the Friends of the Culver City Dog Park Relating to the Operation and Maintenance Costs of the Lighting to be Installed in the Culver City Dog Park; 3\) Acceptance of a \\$35,000 Grant from the Friends of the Culver City Dog Park to be Used for the Monthly Electrical Costs Associated with the Operation of the Lighting; 4\) Approval of a Related Budget Amendment \(Four-Fifths Vote Requirement\); and 5\) Adoption of a Resolution Modifying Culver City Dog Park Hours and Rescinding Resolution No. 2004-R082.](#)
Approve a license agreement with Cannon Constructors South Inc. for the installation of lighting in the Culver City Dog Park; Approve an amendment to the existing MOU with FCCDP relating to the costs of operation and maintenance of the lighting to be installed in the Dog Park; Authorize the City Attorney to review/prepare the necessary documents; Authorize the City Manager to execute such documents on behalf of the City; Approve acceptance of the \$35,000 grant from FCCDP upon execution of the Amended MOU; Authorize the City Manager to appropriate the grant funds as needed for the payment of the monthly electrical costs for the lighting installed in the Dog Park; and, Adopt a Resolution modifying the hours of the Dog Park and rescinding Resolution No. 2004-082.

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. [Adoption of a Resolution \(1\) Certifying Conformance with the Congestion Management Program \(CMP\) for Los Angeles County and \(2\) Adopting the CMP Local Development Report.](#)
Adopt a resolution (1) certifying conformance with the Congestion Management Program (CMP) and (2) adopting the CMP Local Development Report for 2012.
- PH-2. [Adoption of a Resolution Confirming the Assessment and Ordering the Levy for the Sewer User's Service Charge - Fiscal Year 2012/2013.](#)
(Absent a majority protest) Adopt the Resolution confirming the assessment and ordering the levy for Sewer User's Service Charge for Fiscal Year 2012/2013.

JOINT ACTION ITEMS

- J-1. [Successor Agency \(SA\) Resolution Approving the Terms of the DDA Entered into Between the City of Culver City and Combined/Hudson 9300 Culver LLC; Approving the Sale/Conveyance of Real Property Located at 9300 Culver Boulevard \(Parcel B\) from the City to Combined; Approving the Transfer of Residual Land Proceeds from Parcel B Land Sale to SA and Approving City's Retention/Ownership of Certain Land for Public Parking, the Town Plaza Expansion, and Other Public Purposes and of Certain Public Improvements Constructed as part of the Project; Acknowledging/Agreeing that DDA Constitutes the Existence of an Enforceable Obligation Pursuant to Part 1.8 & Part 1.85 of Division 24 of the Health and Safety Code for the Purposes of, Without Limitation, the Disposition of Assets Previously Owned by the Former Culver City Redevelopment Agency; AND City Council Resolution Approving, Subject to Conditions Precedent, the Transfer of Parcel B's Residual Land Sale Proceeds from the City to the SA.](#)
Provided that all of the following conditions are satisfied (collectively, the "Conditions"), approve the City's transfer to the Successor Agency of the residual proceeds received from the sale of the Developer Parcel to the Developer for the Successor Agency's use and distribution for approved development projects or to otherwise wind down the affairs of the Successor Agency pursuant to California Health and Safety Code Section 34177(e): a. The Successor Agency adopts the Successor Agency Resolution (as defined in the City Council Resolution); b. The Oversight Board adopts the Oversight Board Resolution (as defined in the City Council Resolution); c. The Department of Finance either does not review the Oversight Board Resolution within the time period set forth in the Dissolution Act and the Oversight Board Resolution and the actions therein are deemed effective pursuant to the Dissolution Act or the Department of Finance reviews the Oversight Board Resolution within the time period set forth in the Dissolution Act and the Department of Finance approves of the Oversight Board Resolution and the actions therein; Provided that all of the Conditions are satisfied, authorize and direct the Executive Director of the Successor Agency, or his or her designee, and the City Manager, or his or her designee, to take all actions and sign any and all documents necessary to implement and effectuate the DDA and the actions approved by this Resolution including, without limitation, approving extensions of deadlines set forth in the DDA and the Schedule of Performance (Attachment No. 4 to the DDA) as determined necessary by the City Manager, or his or her designee, under the DDA, approving amendments to the DDA and its Attachments as determined

necessary by the City Manager, or his or her designee, to effectuate the DDA, executing documents on behalf of the Successor Agency and City (including, without limitation, grant deeds or quitclaim deeds), and administering the Successor Agency's and City's obligations, responsibilities and duties to be performed pursuant to this Resolution; and Acknowledge that the City does not intend, by adoption of the Resolution, to waive any constitutional, legal and/or equitable rights of the Successor Agency or the City under law and/or in equity, including, without limitation, the effectiveness of the DDA or previous actions taken with respect to the DDA, by virtue of the adoption of this Resolution and actions approved and taken pursuant to this Resolution and, therefore, reserves all such rights of the Successor Agency and the City under law and/or in equity.

ACTION ITEMS

- A-1.** [FOUR-FIFTHS VOTE REQUIREMENT - \(1\) Discussion of and Direction Related to Potential Traffic Mitigation Measures on Sawtelle Boulevard between Sepulveda Boulevard and the City Boundary at Ballona Creek; and \(2\) Adoption of a Budget Amendment Associated with any Desired Traffic Mitigation Measures.](#)

Discuss the various options presented by staff and provide staff with appropriate direction; Direct staff to install: Item 5, posting of Regulatory Speed Limit Signs; Item 6, installation of yellow flashing beacons over the two existing Speed Feed-Back signs; Item 7, the striping of bicycle lanes; Item 8, the striping of psycho-perceptive speed-reducing striping; Direct staff to explore if funding can be included in next fiscal year's budget, and direct the installation of a traffic signal and high visibility marked crosswalks on Sawtelle Boulevard at the off-set intersection of Blanco Way Hayter Avenue, when funding has been secured and the removal of the interim three-way STOP control, and if staff is directed to install a traffic signal and high visibility marked crosswalks, then, as an Interim measure, Item 9, Option A: Direct staff to install Interim All-Way STOP control and marked high visibility crosswalks OR Item 9, Option B: Direct staff to install Interim All-Way STOP control, flashing red beacons, and marked high visibility crosswalks; and Approve a budget amendment and appropriation of funds from the Sunkist Park/Playa Vista Mitigation Fund, not to exceed \$25,500 if Items 5, 6, 7, 8, and 9 Option A are directed for installation; or \$40,500 if Items 5, 6, 7, 8, and 9 Option B are directed for installation, in the 2012-2013 fiscal year (a budget amendment requires a 4/5 vote).

- A-2.** [Approve as Permanent the Ten Temporary Speed Humps Installed on Culver Park Drive and Segrell Way.](#)

Approve as permanent the ten speed humps installed on Culver Park Drive and Segrell Way or Direct that the ten temporary speed humps installed on Culver Park Drive and Segrell Way be removed.

- A-3.** [\(1\) Designation of the City's Voting Delegate and up to Two Alternate-Delegates and \(2\) Taking of Positions on the Five Policy Resolutions Submitted to the General Assembly for the League of California Cities.](#)

Designate Councilmember _____ as the Voting Delegate and Councilmembers _____ and _____ as Voting Delegate–Alternates; Take the positions regarding the five resolutions presented to the General Assembly for consideration as outlined in the staff report; and Authorize the Voting Delegate and Voting Delegate–Alternates to cast votes exercising reasonable discretion in the case circumstances at the General Assembly warrant a change in vote.

- A-4. [Adoption of Los Angeles Permit Group's Position and Comments on the Draft Countywide Municipal Separate Storm Sewer System Permit.](#)
Adopt the LA Permit Group's position and comments on the draft MS4 Permit.
- A-5. [Consideration of City Sponsorship of the Seventh Annual EarthFest LA at West Los Angeles College on September 15, 2012 and Approval of Memorandum of Understanding Related thereto.](#)
Consider the item and direct the City Manager as deemed appropriate.

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
September 10, 2012
7:00 PM**

Upcoming Public Meeting Tentative Schedule

Date	Day	Time	Location
City Council			
September 10	Monday	7:00 PM	Council Chambers
September 24	Monday	7:00 PM	Council Chambers
Parks and Recreation Commission			
September 4	Tuesday	7:00 PM	Council Chambers
Cultural Affairs Commission			
August 14	Tuesday	7:00 PM	Council Chambers
Planning Commission			
August 22	Wednesday	7:00 PM	Council Chambers
Civil Service Commission			
September 5	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.			