

MEETING DATE: April 24, 2006

AGENDA ITEM : A-2: Council Reorganization 2006.

ATTACHMENTS

	<u>Pages</u>
1. Council Committee Listing	1-4
2. Resolutions	5-14
3. Section 132600 et. Seq. of the PUC Code	15-21
4. Excerpt from April 18, 2005 Minutes	22

Attachment 1

**2006 City of Culver City
City Council/Agency Committees**

Committee	Council Representative	Other Members	Dept/Agency	Staff Contact	Meeting Date	Meeting Time	Location
Ad-Hoc Brotman Medical Center Subcommittee	Gross, Rose		Redevelopment	Susan Evans, (310) 253-6007	As Needed		
Ad-Hoc Corporate Pointe Committee	Rose, Gross	Susan Evans, Jerry Ichien	Redevelopment	J. Ichien, (310) 253-5766	As Needed		
Ad-Hoc Dog Park Subcommittee (BA)	Corlin, Vera (Will be Sunsetting on April 22, 2006)	Charles Deen, Marty Nicholson, Bill LaPointe, Vicki Daly-Redholtz, Peter Vogel, Jerry Fulwood, Charles Herbertson, Joe Susca	Parks, Rec. & Comm. Svcs.	M. Nicholson, (310) 253-6662	As Needed — (Sunset when Dog Park Opens)		
Ad-Hoc Hayden Tract Subcommittee	Gross, Corlin	Jerry Fulwood, Susan Evans	Redevelopment	J. Ichien, (310) 253-5766	As Needed		
Ad-Hoc EPMC Subcommittee	Corlin, Rose	Jerry Fulwood, Martin Cole, Serena Wright	Personnel	S. Wright, (310) 253-5640	As Needed		
Ad-Hoc Labor-Management Subcommittee	Corlin, Rose	Jerry Fulwood, Martin Cole, Serena Wright	Personnel	S. Wright, (310) 253-5640	As Needed		
Ad Hoc MLK Day Activities Subcommittee	Silbiger, Vera	Marty Nicholson	PRCS	M. Nicholson, (310) 253-6662			
Ad-Hoc Pool Locker Room Subcommittee	Gross, Rose	Bill LaPointe, Marty Nicholson, Charles Herbertson, Andy O'Connell	Parks, Rec. & Comm. Svcs./ Public Works	M. Nicholson, (310) 253-6662 / A. O'Connell, (310) 253-5606	As Needed — (Sunset when Locker Room Opens)		
Ad-Hoc Sepulveda Boulevard Revitalization Committee	Gross, Silbiger	Jerry Fulwood, Susan Evans, Kellie Fritzal	Redevelopment	(310) 253-5764	As Needed		
Ad-Hoc Teen Center Subcommittee	Corlin, Gross	Marty Nicholson	Parks, Rec. & Comm. Svcs.	M. Nicholson, (310) 253-6662	As Needed		
Ad-Hoc Town Plaza Committee	Rose, Silbiger	Jerry Fulwood, Susan Evans, Todd Tipton	Redevelopment	T. Tipton, (310) 253-5763	As Needed		
Ad-Hoc West Washington Boulevard Committee	Corlin, Vera	Jerry Fulwood, Susan Evans	Redevelopment	(310) 253-5763	As Needed		
Ad-Hoc Committee on Animal Control	Vera, Silbiger	Jerry Fulwood, Martin Cole	CAO	(310) 253-6000	As Needed		
Ad-Hoc Committee on Council Chamber Video and Audio	Silbiger, Rose	Charles Herbertson	PWD	(310) 253-5635	As Needed		
Ad-Hoc Committee on the Skateboard Park Project	Vera, Rose	Charles Herbertson	PWD	(310) 253-5635	As Needed		
Ad-Hoc Legislative Committee	Corlin, Rose	Martin Cole	CAO	(310) 253-6000	As Needed		
Ad-Hoc LAX Expansion Traffic Impact Subcommittee	Vera, Rose	Charles Herbertson	PWD	(310) 253-5635	As Needed		
Audit and Financial Planning Committee	Rose, Silbiger	Jerry Fulwood, Marlee Chang, Treasurer's Office Mgmt.	City Treasurer (Joint CC/RDA)	M. Chang (310) 253-6016	As Needed		

Attachment 1

**2006 City of Culver City
City Council/Agency Committees**

Committee	Council Representative	Other Members	Dept/Agency	Staff Contact	Meeting Date	Meeting Time	Location
Baldwin Hills Park Subcommittee (Combined with Ad-Hoc Sports Facility Committee)	Gross, Vera	Jerry Fulwood, Bill LaPointe, Charles Herbertson, Susan Evans	Parks, Rec. & Comm. Svcs.	B. LaPointe (310) 253-6682	As Needed	Times Vary	
Budget Subcommittee	Rose, Silbiger	Jerry Fulwood, Marlee Chang	Administration	M. Chang (310) 253-6016	As Needed		
City Legislative Delegate Program – L.A. Division - League of California Cities	Gross, Silbiger (A)	Ann Marie Wallace, (562) 572-7468	Administration		1st Tuesday prior to 1st Thursday of every month		
City Selection Committee - L.A. Co. Western Region - Rep. to LAFCO, SCAQMD, & S.Coast Regional Coastal Commission	Vera, Gross (A)	Lee Millen, (213) 974-1431	Administration		1st Thurs. of mo., as needed (Usually meet 1-2 times per year)	6:00 PM or 8:30 PM	Montebello Country Club
City Selection Committee - L.A. Div. - League of CA Cities - Rep. to MTA	Vera, Gross (A)	Lee Millen, (213) 974-1431	Administration		1st Thurs. of mo., as needed (Usually meet once per year)	6:00 PM or 8:30 PM	Montebello Country Club
Joint Council/Agency Economic Development Committee	Rose, Gross	Susan Evans, Kellee Fritzal	Redevelopment (Joint CC/RDA)	K. Fritzal, (310) 253-5766	As Needed		
Equipment Replacement Subcommittee	Corlin, Rose	Steve Cunningham, Paul Condran	Transportation	P. Condran, (310) 253-6520	As Needed		
Executive Agreements Subcommittee	Gross, Rose	Serena Wright	Personnel	S.Wright, (310) 253-5640	As Needed		
Exposition Metro Line Construction Authority	Silbiger, Gross (A)		Transportation	Steve Cunningham, (310) 253-6540			
Fiesta La Ballona Subcommittee (BA)	Rose, Silbiger	See Attached	Parks, Rec. & Comm. Svcs.	M. Nicholson, (310) 253-6662			
Joint City Council/Agency General Design Review Committee (BA)	Corlin, Gross, Silbiger (A), Vera (A)	Susan Evans, D. Scott Malsin, Jim Lamm, Sheila M. Thomas*	CDD/Planning (Joint CC/RDA)	(310) 253-5706	1st and 3rd Wednesday of every month	4:30 PM	Conference Room 2B, City Hall
Homeless Subcommittee	Gross, Silbiger	Heather Iker, Lt. Chris Gutierrez, Susan Evans, Jerry Fulwood	Parks, Rec. & Comm. Svcs.	B.LaPointe, (310) 253-6682	As Needed		
Independent Cities Association of Los Angeles County	Rose, Vera (A)	Debbie Smith, (877) 906-0941	Administration	M. Cole (310) 253-6007	February 10 - 13 and July 8 - 11 of every year	All day	Santa Barbara, San Diego
Independent Cities Risk Management Authority (ICRMA)	Vera	Martin Cole (A)	Risk Management	M. Cole (310) 253-6007	2nd Wednesday every other month (Feb, Apr, June, Aug, Oct, Dec)	10:00 AM to 2:00 PM	Huntington Park
Information Technology Committee	Corlin, Vera		Information Technology	J. Richo, (310) 253-5952	As Needed		
Judiciary and Finance Committee (BA)	Corlin, Rose, Silbiger (A)		City Treasurer	C. Alexander, (310) 253-5866	As Needed		

(A) Alternate Member
(BA) Subject to Brown Act

Attachment 1

**2006 City of Culver City
City Council/Agency Committees**

Committee	Council Representative	Other Members	Dept/Agency	Staff Contact	Meeting Date	Meeting Time	Location
LAX Area Advisory Committee	Vera	Lisa Wellik (310) 646-1836	Administration	M.Cole, (310) 253-6007	2nd Thursday	7:00 PM	
Los Angeles County Division of League of California Cities	Gross, Rose (A)	Arnold Alvarez-Glasman, City Attorney -Baldwin Park/Montebello/Pomona/ West Covina (626) 858-9121	Administration	M. Cole (310) 253-6007	1st Thursday of month.	6:00 PM or 8:30 PM	Montebello Country Club
Los Angeles County Sanitation District #5	Vera, Gross (A)	Alma Horvath, (562) 699-7411 x1102	Public Works		3rd Wednesday of every month	1:30 PM	
MTA Westside Central Service Sector	Gross		Transportation/MTA	S. Cunningham (310) 253-6540			
Sanitation/Council Liaison Subcommittee	Rose, Silbiger	Charles Herbertson	Public Works	D. Skinner, (310) 253-6402	As Needed		
Santa Monica Bay Restoration Commission (SMBRC)	Gross, Silbiger	Marianne Yamaguchi, (213) 576-6615			Quarterly (Jan, April, July, Oct)	9:30 AM - Noon	Loyola Marymount University
Joint Council/Agency School District/Council Liaison Committee (BA)	Silbiger, Corlin	Jerry Fulwood, Bill LaPointe	Administration (Joint CC/RDA)	M.Cole (310) 253-6007	1st Tuesday, Quarterly (March, June, Sept, Dec)	4:00 PM	Rotate - City Hall, CCUSD
Southern California Association of Governments (SCAG)	Silbiger, Vera (A)	Shelia Stewart, (213) 236-1800	Administration	S.Wolfberg, (310) 253-6008	1st Thursday of every month	8:00 AM	SCAG Offices
Southern California Cities Joint Powers Consortium	Gross, Vera (A)	Jerry Fulwood	Administration	M.Cole, (310) 253-6007	2nd Wednesday of every month	7:00 PM	Patacchia Conference Room
Telecommunications Subcommittee	Corlin, Gross	Martin Cole, Crystal Alexander, Carol Schwab	Administration	M.Cole, (310) 253-6007	Dates vary		
Treasurer's Investment Committee (BA)	Rose	Dan Gallagher, Jerry Fulwood, Susan Evans, Treasurer's Office Mgmt.	City Treasurer (Joint CC/RDA)	C. Alexander, (310) 253-5866	Two times per year	Times vary	
Westside Cities COG	Vera, Gross (A)	Jerry Fulwood, Martin Cole, Charles Herberston, Steve Cunningham	Administration	M.Cole, (310) 253-6007	Every other month		
DISSOLVED COMMITTEES							
Ad-Hoc Assessor's Office Subcommittee	Gross, Vera		Parks, Rec. & Comm. Svcs	(310) 253-6682	Dissolved 4/26/04		
Ad-Hoc Bargaining Groups Budget Issues/ Recommendations	Gross, Vera	Jerry Fulwood, Deborah Fancett	Personnel	S. Wright, (310) 253-5640	Dissolved 4/26/04		

Attachment 1

**2006 City of Culver City
City Council/Agency Committees**

Committee	Council Representative	Other Members	Dept/Agency	Staff Contact	Meeting Date	Meeting Time	Location
Ad Hoc Agenda Formatting Subcommittee	Rose, Gross	Susan Evans, Andre Colalace, Linda Coll, Elaine Hirohama, Clifton Ma, Kathleen McCann, Lisa Seno, Els Valladares	Administration	(310) 253-6007	Dissolved 4/25/05		
Ad Hoc County Courthouse Closure Subcommittee	Corlin, Vera		Administration	Jerry Fulwood (310) 253-6035	Dissolved 4/25/05		
Ad-Hoc Fire Department Subcommittee-LACFD Proposal	Corlin, Vera	Jerry Fulwood, Jeff Eastman	Fire	J. Eastman, (310) 253-5915	Dissolved 4/25/05		
Ad Hoc Kirk Douglas Theater/Center Theater Group	Corlin, Rose	Susan Evans, Kellie Fritzal	Redevelopment	K. Fritzal, (310) 253-5755	Dissolved 4/25/05		
Ad-Hoc Senior Center Committee	Corlin, Vera, Gross (A)	Susan Evans, John Fisanotti	Redevelopment	J. Fisanotti, (310) 253-5767	Dissolved 5/3/04		
Culver City Living Committee	Corlin, Rose	Marty Nicholson	Parks, Rec. & Comm. Svcs.	M. Nicholson, (310) 253-6662	Dissolved 4/25/05		
Strategic Planning and Visioning Project	Rose, Silbiger, Vera (A)	Jerry Fulwood	Administration	(310) 253-6007	Dissolved 4/26/04		
Western Hemisphere Marathon	Corlin, Silbiger	Marty Nicholson, Jeffrey Cooper	Parks, Rec. & Comm. Svcs.	M. Nicholson, (310) 253-6662	Dissolved 4/26/04		

Redevelopment Agency Committee

Joint City Council/Redevelopment Agency Committees

Dissolved Committees -- April 2004-2005

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

NOW, THEREFORE, the City Council of the City of Culver City, DOES
HEREBY RESOLVE as follows:

- _____, Mayor of this City Council, is hereby appointed as a member of the City Selection Committee of the Los Angeles County Metropolitan Transportation Authority; and _____, a member of this City Council, is hereby appointed as an alternate member of said Committee; such appointments to be effective immediately.

- ● ●
● ● ●
● ● ●
● ● ●
● ● ●
● ● ●

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

3. Resolution No. 2005-R021 is hereby rescinded.

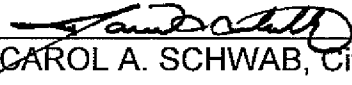
APPROVED and ADOPTED this ____ day of _____ 2006.

_____, MAYOR
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

CHRISTOPHER ARMENTA, City Clerk


CAROL A. SCHWAB, City Attorney

A06-00158

1 RESOLUTION NO. 2006-R

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
4 CULVER CITY, CALIFORNIA, APPOINTING A DELEGATE AND
5 ALTERNATE DELEGATE AS PART OF THE GENERAL
6 MEMBERSHIP OF THE INDEPENDENT CITIES ASSOCIATION
7 AND RESCINDING RESOLUTION NO. 2005-R022.

8 The City Council of the City of Culver City, DOES HEREBY RESOLVE as
9 follows:

10 1. _____, a member of this City Council, is
11 hereby appointed as a Delegate, and _____, a member of this
12 City Council, is hereby appointed as Alternate Delegate to represent the City of Culver City
13 as part of the General Membership of the Independent Cities Association.

14 2. Resolution No. 2005-R022 is hereby rescinded.

15 APPROVED and ADOPTED this _____ day of _____ 2006.

16
17 _____ MAYOR
18 City of Culver City, California

19 ATTEST:

20 APPROVED AS TO FORM:

21
22 _____
23 CHRISTOPHER ARMENTA,
24 City Clerk

25 
26 CAROL A. SCHWAB,
27 City Attorney

28 A06-00158

1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8

3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8

7
8
9
0
1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8

9
0
1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8

0
1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8

5
6
7
8
9
0
1
2
3
4
5
6
7
8

7
8
9
0
1
2
3
4
5
6
7
8

0
1
2
3
4
5
6
7
8

3
4
5
6
7
8

1 approved by the Governing Board under the Liability Risk Coverage Agreement and the
2 Trust Agreement, and such individuals shall keep this Council informed of such matters on a
3 timely basis.

4 4. Resolution No. 2005-R023 is hereby rescinded.

5 APPROVED and ADOPTED this _____ day of _____ 2006.

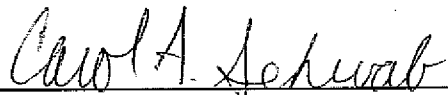
6
7
8 _____ MAYOR

City of Culver City, California

9
10 ATTEST:

APPROVED AS TO FORM:

11
12 _____
13 CHRISTOPHER ARMENTA,
City Clerk

14
15 
16 _____
17 CAROL A. SCHWAB,
18 City Attorney

19
20 A06-00158
21
22
23
24
25
26
27
28

[illegible]

The City Council of the City of Culver City DOES HEREBY RESOLVE AS
FOLLOWS:

APPROVED and ADOPTED this _____ day of _____ 2006.

ATTEST:

For *Carol A. Schwab*
CAROL A. SCHWAB,
City Attorney

10

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

RESOLUTION NO. 2006-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CULVER CITY, CALIFORNIA, APPOINTING A DELEGATE
AND ALTERNATE DELEGATE TO THE LOS ANGELES
COUNTY DIVISION OF THE LEAGUE OF CALIFORNIA
CITIES, AND RESCINDING RESOLUTION NO. 2005-R025.

The City Council of the City of Culver City DOES HEREBY RESOLVE as
follows:

1. _____, a member of this Council, is hereby
appointed as Delegate and _____, a member of this Council, is hereby
appointed as Alternate Delegate to represent the City of Culver City on the Board of
Directors of the Los Angeles County Division of the League of California Cities.

2. Resolution No. 2005-R025 is hereby rescinded.

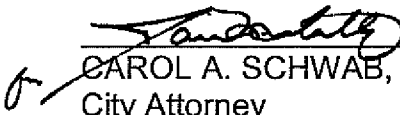
APPROVED and ADOPTED this _____ day of _____ 2006.

MAYOR
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

CHRISTOPHER ARMENTA,
City Clerk


CAROL A. SCHWAB,
City Attorney

A06-00158

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

RESOLUTION NO. 2006-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CULVER CITY, CALIFORNIA, APPOINTING ALTERNATE
DIRECTORS TO LOS ANGELES COUNTY SANITATION
DISTRICT NO. 5, AND RESCINDING RESOLUTION 2005-
R026.

The City Council of the City of Culver City DOES HEREBY RESOLVE as
follows:

1. _____, a member of this Council, is hereby
appointed as Alternate Director of the County Sanitation District No. 5 of the County of
Los Angeles, and as such, they are hereby authorized to attend all meetings of said
Sanitation District as the representative of the City of Culver City in connection with all
transactions coming before said District in which the City of Culver City is an interested party.
2. Resolution No. 2005-R026 is hereby rescinded.

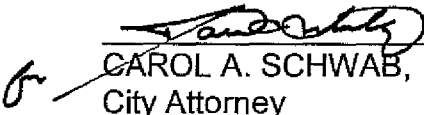
APPROVED and ADOPTED this ____ day of ____ 2006.

MAYOR
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

CHRISTOPHER ARMENTA,
City Clerk


CAROL A. SCHWAB,
City Attorney

A06-00158

12

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

RESOLUTION NO. 2006-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CULVER CITY, CALIFORNIA, APPOINTING A MEMBER
AND AN ALTERNATE MEMBER TO THE CITY SELECTION
COMMITTEE OF LOS ANGELES - WESTERN REGION AND
RESCINDING RESOLUTION NO. 2005-R027.

The City Council of the City of Culver City DOES HEREBY RESOLVE as
follows:

1. _____, Mayor of this City Council, is
hereby appointed as a Member, and _____, a member of
this Council, as an Alternate Member of the City Selection Committee of Los Angeles
County - Western Region.

2. Resolution No. 2005-R027 is hereby rescinded.

APPROVED and ADOPTED this ____ day of _____ 2006.

MAYOR
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

CHRISTOPHER ARMENTA,
City Clerk


CAROL A. SCHWAB, City Attorney

A06-00158

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

RESOLUTION NO. 2006-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY, CALIFORNIA, APPOINTING AN OFFICIAL REPRESENTATIVE AND ALTERNATE REPRESENTATIVE TO THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG), AND RESCINDING RESOLUTION NO. 2005-R028.

The City Council of the City of Culver City, DOES HEREBY RESOLVE as follows:

1. _____, a member of this Council, is hereby appointed as Official Representative, and _____, a member of this Council, is hereby appointed as Alternate Representative to represent the City of Culver City to the Southern California Association of Government.

2. Resolution No. 2005-R028 is hereby rescinded.

APPROVED and ADOPTED this _____ day of _____ 2006.

MAYOR
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

CHRISTOPHER ARMENTA,
City Clerk
A06-00158


CAROL A. SCHWAB, City Attorney

Senate Bill No. 504

CHAPTER 827

An act to add Chapter 7 (commencing with Section 132600) to Division 12.7 of the Public Utilities Code, relating to transportation.

[Approved by Governor October 10, 2003. Filed
with Secretary of State October 11, 2003.]

LEGISLATIVE COUNSEL'S DIGEST

SB 504, Kuehl. Exposition Metro Line Construction Authority.

Existing law establishes the Los Angeles County Metropolitan Transportation Authority (LACMTA) as the single successor agency to the Southern California Rapid Transit District and the Los Angeles County Transportation Commission. The LACMTA is responsible for most transit guideway projects in Los Angeles County and has specified duties and responsibilities with regard to transportation.

This bill would establish the Exposition Metro Line Construction Authority for the purpose of awarding and overseeing final design and construction contracts for completion of the Los Angeles-Exposition Metro Line light rail project from the Metro Rail Station at 7th and Flower Streets in the City of Los Angeles to the downtown area of the City of Santa Monica.

The bill would, upon allocation of federal and local funds by the LACMTA for these purposes, require the construction authority to (a) conduct the financial studies and the planning and engineering necessary for completion of the project, (b) adopt an administrative code, including a specified code of conduct for administration of the construction authority in accordance with laws relating to open meetings of public entities, contracting and procurement, contracting goals for minority and women business participation, and political reform, and (c) as necessary for final design and construction, complete a detailed management, implementation, safety, and financial plan for the project and submit the plan to the Governor, the Legislature, and the California Transportation Commission.

The bill would require that the construction authority be governed by a board consisting of 7 voting members appointed to terms of 4 years. Two members would be appointed by the City Councils of the Cities of Santa Monica and Culver City, with each city council appointing one member by a majority vote of the membership of that city council. Two members shall be appointed by the City Council of the City of Los Angeles by a majority vote of its membership. Two members would be

appointed by the Los Angeles County Board of Supervisors. One member would be appointed by the LACMTA and the Chief Executive Officer of the LACMTA would serve as an ex officio, nonvoting member. Each appointing authority would be required to appoint an alternate member.

The bill would authorize the governing board to appoint an executive director to serve at the pleasure of the construction authority. The executive director would be authorized to appoint staff or retain consultants as necessary to carry out the duties of the construction authority. The bill would require that all contracts approved and awarded by the executive director be awarded in accordance with state and federal laws relating to procurement. The bill would require that the awards be based on price or competitive negotiation, or on both.

The bill would require the LACMTA to identify and expeditiously enter into an agreement with the construction authority to hold in trust with the construction authority all real and personal property, and any other assets, accumulated in the planning, design, and construction of the project, including, but not limited to, rights-of-way, documents, 3rd-party agreements, contracts, and design documents, as necessary for completion of the project, to outline the design review, construction, and testing process, and to describe the funding sources of the authority, the financial elements, and the approved budget for the project.

The bill would require the construction authority to enter into a memorandum of understanding with the LACMTA that specifically addresses the ability of the LACMTA to review any significant changes in the scope of the design or construction, or both design and construction, of the project.

The bill would prohibit the construction authority from encumbering any future farebox revenue anticipated from the operation of the project.

The bill would prohibit the construction authority from encumbering the project with any obligation that is transferable to the LACMTA upon completion of the design and construction of the project, except as specified.

The bill would require the authority to be dissolved upon completion of the project. The LACMTA would assume responsibility for operating the project upon dissolution of the authority.

The bill would impose a state-mandated local program by placing additional duties upon local governmental entities.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund

to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

The people of the State of California do enact as follows:

SECTION 1. Chapter 7 (commencing with Section 132600) is added to Division 12.7 of the Public Utilities Code, to read:

CHAPTER 7. EXPOSITION METRO LINE CONSTRUCTION AUTHORITY

132600. For purposes of this chapter, the following terms have the following meanings:

(a) The "authority" is the Exposition Metro Line Construction Authority created under this chapter.

(b) The "board" is the governing board of the authority.

(c) The "commission" is the California Transportation Commission.

(d) The "LACMTA" is the Los Angeles County Metropolitan Transportation Authority.

(e) The "project" is the Los Angeles-Exposition Metro Line light rail project extending from the Metro Rail Station at 7th Street and Flower Street in the City of Los Angeles to the downtown of the City of Santa Monica.

132605. The authority is hereby created for the purpose of awarding and overseeing final design and construction contracts for completion of the project.

132610. (a) The authority has all of the powers necessary for planning, acquiring, leasing, developing, jointly developing, owning, controlling, using, jointly using, disposing of, designing, procuring, and building the project, including, but not limited to, all of the following:

(1) Acceptance of grants, fees, allocations, and transfers of funds from federal, state, and local agencies, and private entities.

(2) Acquiring, through purchase or through eminent domain proceedings, any property necessary for, incidental to, or convenient for, the exercise of the powers of the authority, provided the authority shall use existing right-of-ways where feasible.

(3) Incurring indebtedness, secured by pledges of revenue available for project completion.

(4) Contracting with public and private entities for the planning, design, and construction of the project. These contracts may be assigned

separately or may be combined to include any or all tasks necessary for completion of the project.

(5) Entering into cooperative or joint development agreements with local governments or private entities. These agreements may be entered into for the purpose of sharing costs, selling or leasing land, air, or development rights, providing for the transferring of passengers, making pooling arrangements, or for any other purpose that is necessary for, incidental to, or convenient for the full exercise of the powers granted to the authority. For purposes of this paragraph, "joint development" includes, but is not limited to, an agreement with any person, firm, corporation, association, or organization for the operation of facilities or development of projects adjacent to, or physically or functionally related to, the project.

(6) Relocation of utilities, as necessary for completion of the project.

(b) The duties of the authority include, but are not limited to, all of the following:

(1) Conducting financial studies, planning, and engineering necessary for completion of the project.

(2) (A) Adoption of an administrative code for administration of the authority in accordance with any applicable laws, including, but not limited to, the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code), contracting and procurement laws, laws relating to contracting goals for minority and women business participation, and the Political Reform Act of 1974 (Title 9 (commencing with Section 81000) of the Government Code).

(B) (i) The administrative code adopted under subparagraph (A) shall include a code of conduct for employees and board members that is consistent with Sections 84308 and 87103 of the Government Code and prohibits board members and staff from accepting gifts valued at ten dollars (\$10) or more from contractors, potential contractors, or their subcontractors.

(ii) The code shall require the disclosure, on the record, of the proceedings by the officer of the agency who receives a contribution within the preceding 24 months in an amount of more than two hundred fifty dollars (\$250) from a party or participant to a proceeding, and the disclosure by the party or participant.

(iii) The code shall provide that no officer of the agency shall make, participate in making, or in any way attempt to use his or her official position to influence the decision in a proceeding, as described in Section 84308 of the Government Code, if the officer has willfully or knowingly received a contribution in the amount of more than two hundred fifty dollars (\$250) within the preceding 24 months from a party

or his or her agent, or from any participant or his or her agent, if the participant has a financial interest in the decision.

(iv) Any officer deemed ineligible to participate in a proceeding due to the provisions of this code of conduct may be replaced for the purposes of that proceeding by an appointee chosen by the appropriate appointing authority.

(v) Under the code of conduct, board members shall be deemed to have a financial interest in a decision within the meaning of Section 87100 of the Government Code if the decision involves the donor of, or intermediary or agent for a donor of, a gift or gifts aggregating ten dollars (\$10) or more in value within the 12 months prior to the time the decision was made.

(3) As necessary for final design and construction, completion of a detailed management, implementation, safety, and financial plan for the project and submission of the plan to the Governor, the Legislature, and the commission.

(c) The authority shall make reasonable progress, as determined by the commission, in the final design and construction of the project.

(d) The duties and responsibilities imposed by this section shall be contingent upon allocation of federal and local funds by the LACMTA for these purposes.

132615. (a) The authority shall be governed by a board consisting of seven voting members who shall be appointed as follows:

(1) Two members shall be appointed by the City Councils of the Cities of Santa Monica and Culver City with each city council appointing one member by a majority vote of the membership of that city council.

(2) Two members shall be appointed by the Los Angeles County Board of Supervisors.

(3) One member shall be appointed by the LACMTA.

(4) Two members shall be appointed by the City Council of the City of Los Angeles by a majority vote of its membership.

(b) All members shall serve a term of not more than four years, with no limit on the number of terms that may be served by any person.

(c) Each appointing authority shall also appoint an alternate member to serve in a member's absence. If the position of a voting member becomes vacant, the alternate member shall serve until the position is filled as required pursuant to subdivision (a).

(d) Members of the board are subject to the Political Reform Act of 1974 (Title 9 (commencing with Section 81000) of the Government Code).

(e) Four members of the board shall constitute a quorum.

(f) The board shall elect a chairperson and vice chairperson from among the membership of the board.

(g) Each member of the board may be compensated at a rate of not more than one hundred fifty dollars (\$150) per day spent attending to the business of the authority. Compensation, if paid, shall not exceed six hundred dollars (\$600) per month, plus expenses directly related to the performance of duties imposed by the authority, including, but not limited to, travel and personal expenses.

(h) The Chief Executive Officer of the LACMTA shall serve on the board as an ex officio, nonvoting member.

132620. (a) The board may appoint an executive director to serve at the pleasure of the authority.

(b) The executive director is exempt from all civil service provisions and shall be paid a salary established by the board.

(c) The executive director may appoint staff or retain consultants as necessary to carry out the duties of the authority.

(d) All contracts approved and awarded by the executive director shall be awarded in accordance with state and federal laws relating to procurement. Awards shall be based on price or competitive negotiation, or on both of those things.

132625. The LACMTA shall identify and expeditiously enter into an agreement or agreements with the authority to do all of the following:

(a) Hold in trust with the authority all real and personal property, and any other assets accumulated in the planning, design, and construction of the project, including, but not limited to, rights-of-way, documents, third-party agreements, contracts, and design documents, as necessary for completion of the project.

(b) Outline the design review, construction, and testing process that acknowledges LACMTA's direct role in the review of the project to ensure the final project will be compatible, functionally connected, and operative within LACMTA's existing metro rail system.

(c) Describe the various funding sources and the obligations of the authority to assist LACMTA obtain federal, state, and local funds for the project, and the authority's obligations and duties upon receipt of the funds necessary to construct the project.

(d) Describe all financial elements of the project, and the budget approved for the project.

132635. The authority shall enter into a memorandum of understanding with the LACMTA that shall specifically address the ability of the LACMTA to review any significant changes in the scope of the design or construction, or both design and construction, of the project. For purposes of this section, the term "significant change" means any change of mode or technology, or any other substantive

change that affects the connectivity and operation of the project as part of the overall transit system operated by the LACMTA, or any combination of those things. Design and construction of a light rail project that is consistent with the current scope of the project shall not be deemed to be a significant change in the scope of the project and shall not require concurrence by the LACMTA.

132640. The authority shall not encumber any future farebox revenue anticipated from the operation of the project.

132645. The authority shall not encumber the project with any obligation that is transferable to the LACMTA upon completion of the design and construction of the project. The design and construction to be administered by the authority does not include rolling stock, which is a component of the operation of the project and shall be administered by the LACMTA.

132650. The authority shall be dissolved upon completion of construction of the light rail project. The LACMTA shall assume responsibility for operating the project upon dissolution of the authority.

SEC. 2. Notwithstanding Section 17610 of the Government Code, if the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.

Excerpt from the City Council Minutes
April 18, 2005 Meeting

Action Items

Item A.1

Consideration of One Appointment and One Alternate to the Exposition Metro Line Construction Authority.

Steve Cunningham, Transportation Director, gave the staff report.

The following members of the audience addressed the City Council:

Chip Netzel

Christopher Armenta, City Clerk read written comments submitted by:

Marta Zaragoza

Councilmember Gross proposed that Councilmember Silbiger be appointed as member and she as alternate to the Exposition Metro Line Construction Authority.

April 18, 2005

Item A.1
(continued)

Councilmember Vera seconded the motion.

Councilmember Corlin reiterated his interest and reasons for wanting to serve as member to the Exposition Metro Line Construction Authority.

Following discussion, the following vote was taken:

MOVED BY COUNCILMEMBER GROSS AND SECONDED BY
COUNCILMEMBER VERA, THAT THE CITY COUNCIL APPOINT
COUNCILMEMBER SILBIGER AS MEMBER AND COUNCILMEMBER GROSS
AS ALTERNATE TO THE EXPOSITION METRO LINE CONSTRUCTION
AUTHORITY.

AYES: Councilmembers Gross, Silbiger, Vera, Rose

NOES: Councilmember Corlin

ABSTAIN: None

ABSENT: None

22