



Culver CITY

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

Mark Scott, City Manager

CITY COUNCIL REGULAR AGENDA Monday, June 22, 2009

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

AGENDA CITY COUNCIL REGULAR MEETING

Monday, June 22, 2009
5:30 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 - 5:30 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 Mark Scott, Director of Human Resources Serena Wright, Jack Hoffman

Employee Organization: Culver City Employees Association; Culver City Management Group; Culver City Police Officers Association; Culver City Police Management Group; Culver City Firefighters Local 1927, AFL-CIO; Culver City Fire Management Group
Pursuant to Government Code Section 54957.6

CS- 2. 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)

CS- 3. Conference with Legal Counsel – Existing Litigation

Re: Community Health Councils, Inc. et al., v. County of Los Angeles

REGULAR SESSION - 7:00 PM

INVOCATION By Mark Scott, City Manager

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT - Items NOT On The Agenda

PUBLIC COMMENT - Items On The Agenda

JOINT PUBLIC HEARING

1. [JOINT PUBLIC HEARING - Adoption of a Resolution Adopting the Fiscal 2009-2010 City Budget and Redevelopment Agency Budget.](#)
For the City Council: Adopt a resolution approving the Fiscal Year 2009-2010 City Budget. For the Redevelopment Agency: Adopt a resolution approving the Fiscal Year 2009-2010 Redevelopment Agency Budget.

PUBLIC HEARING:

- PH- 1. [PUBLIC HEARING - \(1\) Declare the Results of the Assessment Ballot Tabulation for the West Washington Benefit Assessment District Number 1 and, if approved, \(2\) Approve a Resolution to Confirm the Diagram and Assessment and Order the Improvements, Services and Annual Levy for said District.](#)
Declare the results of the assessment ballot tabulation for West Washington Benefit Assessment District No. 1; and (In the Case a Majority Protest is NOT received) Approve a resolution to order the improvements, services and annual levy; OR (In the Case a Majority Protest is received) Take no further action.
- PH- 2. [PUBLIC HEARING - Adoption of a Resolution Approving the Engineer's Report and Ordering the Fifth Annual Assessment Levy for the Albright Avenue Street Lighting Assessment District - Fiscal Year 2009/2010.](#)
Adopt a resolution approving the Engineer's Report and ordering the fifth annual assessment levy for the Albright Avenue Street Lighting Assessment District for Fiscal Year 2009/2010; OR Determine to not levy the annual assessments (in which case these annual costs to repay the City for the improvements are forgiven).
- PH- 3. [PUBLIC HEARING - Adoption of a Resolution Approving the Engineer's Report and Affirming the Existing Annual Assessment Levy for the Sewer User's Service Charge for Fiscal Year 2009/2010.](#)
Conduct a Public Hearing regarding the proposed Sewer Users' Service Charge for Fiscal Year 2009/2010; and adopt a Resolution approving the Engineer's Report and confirming the existing rates and ordering the annual assessment levy for the Sewer User's Service Charge in an amount equal to last year's rate for Fiscal Year July 1, 2009 to June 30, 2010.
- PH- 4. [PUBLIC HEARING - Adoption of a Resolution of the City Council Establishing and Levying a Refuse Rate Schedule effective on July 1, 2009 and Rescinding Resolution Numbers 2008-R040 and 2002-R122 that Established the Existing Refuse Rate Schedule.](#)
Conduct a Public Hearing related to the proposed Refuse Rate Schedule; and adopt a Resolution to increase the Residential and Commercial Rate Schedule by 5%, effective July 1, 2009, and rescind Resolutions 2008-R040 and 2002-R122 that established refuse rates for Fiscal Year 2008-2009.

LEGISLATION AND LEAGUE OF CALIFORNIA CITIES CITY ADVOCATE WEEKLY

1. [League of California Cities City Advocate Weekly Editions Issue #21 dated June 5, 2009 and Issue #22 dated June 12, 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 May 18, 2009 and the Regular Meeting of May 26, 2009.
Approve minutes.
- C- 3. [Cash Disbursements for May 30, 2009 – June 12, 2009.](#)
Approve cash disbursements.
- C- 4. [Approval of Special Permits to Allow Animals in Veterans' Memorial Park for Entertainment Purposes on August 28-30, 2009 during the Fiesta La Ballona Event to: \(1\) Freckle Farms for a Petting Zoo and Pony Rides; \(2\) the City of Culver City \(Police Department\) for a K-9 Dog Demonstration; and, \(3\) S.T.A.R. Eco Station for an Animal Display.](#)
Approve special permits to allow animals in Veterans' Memorial Park for entertainment purposes on August 28-30, 2009 during the Fiesta La Ballona event to: (1) Freckle Farms for a petting zoo and pony rides; (2) the City of Culver City (Police Department) for a K-9 dog demonstration; and, (3) S.T.A.R. Eco Station for an animal display.
- C- 5. [Approval of an Amendment to an Existing Professional Services Agreement with St. Joseph Center for the Provision of Homeless Outreach, Supportive Service and Data Collection for the Period July 1, 2009 through June 30, 2010.](#)
Approve an amendment to the existing professional services agreement with St. Joseph Center for the provision of homeless outreach, supportive services and data collection for the period July 1, 2009 through June 30, 2010; 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- 6. [Adoption of a Resolution Approving an Encroachment Permit Agreement with AboveNet, Inc. for Use of the Public Right-of-Way on Madison Avenue between Culver Boulevard and Washington Boulevard and Continuing, From the Intersection of Culver Boulevard and Madison Avenue, Northeasterly on Culver Boulevard For Approximately 110 Feet.](#)
Adopt a Resolution approving the Encroachment Permit Agreement with ANI.
- C- 7. [Approval of an Amendment to the Existing Professional Services Agreement with RTI Consulting, Inc. for Construction Management Services for the Fire Station No. 3 Project, P-857.](#)
Approve an amendment to the existing professional services agreement with RTI Consulting, Inc. for Construction Management Services for the Fire Station No.3 Project; authorize the Public Works Director/City Engineer to increase the agreement, 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- 8. [Adoption of Resolutions and Approval of Agreements Needed for Refunding of the 1999 Wastewater Facilities Refunding Revenue Bonds.](#)
Adopt the Master Resolution and First Supplemental Resolution allowing the refunding of the 1999 Wastewater Facilities Refunding Revenue Bonds; approve the Preliminary Official Statement for the 2009 Series A Wastewater Facilities Refunding Revenue Bonds; approve the Continuing Disclosure Agreement, Escrow Agreement and Bond Purchase Agreement allowing the refunding of the 1999 Wastewater Facilities Refunding Revenue Bonds; authorize the City Attorney to review/prepare the necessary documents; and authorize the Mayor, City Manager, and other appropriate City Officials to execute such documents on behalf of the City.
- C- 9. [Adoption of a Resolution Revising City Council Policy Statement No. 5002 Financial Policies and Rescinding Resolution 2007-R043.](#)
Adopt a Resolution revising City Council Policy Statement No. 5002 – Financial Policies, and rescinding Resolution No. 2007-R043.
- C- 10. [Approval of an Agreement with Latitude Geographics Ltd for the Purchase of GIS Software and GIS Training and Web Development Support Services.](#)
Approve an agreement with Latitude Geographics Ltd. for the purchase of GIS software and GIS training and web development support services; 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- 11. [\(1\) Reject all Bids Related to Bid #1408 \(Landscape Maintenance Services\); and, \(2\) Approve a Professional Services Agreement with Marina Landscape for Landscape Maintenance Services for the Two Year Period July 1, 2009 – June 30, 2011.](#)
Reject all bids related to Bid #1408 (Landscape Maintenance Services); approve a professional services agreement with Marina Landscape to provide landscape maintenance services for the two year period July 1, 2009 – June 30, 2011; 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- 12. [Approval of an Amendment to the Existing Professional Services Agreement with Bellur Devaraj to Provide General City Engineering Support for the Engineering Division.](#)
Approve an amendment to the existing professional services agreement with Bellur Devaraj to provide part-time general civil engineering support; authorize the City Attorney to review/prepare the necessary documents; and authorize the City Manager to execute such documents on behalf of the City.

ACTION ITEMS:

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

- A- 1. [Discussion and Direction Relating to a Proposed Process and Timeline for Updating Culver City's Historic Preservation Program, Including Implementation of an Updated Historic Structures Survey, Updates to Section 15.05, et seq. of the Culver City Municipal Code Relating to the Historic Preservation Program, and Updates to Other Related City Planning Guidelines and Tools.](#)
Consider staff recommendations; and direct staff as deemed appropriate.
- A- 2. [\(1\) Adoption of a Resolution Establishing the Downtown Valet Parking Program Procedures and Regulations and Related Program Fees; and \(2\) Consideration of a Fee Waiver Request from the Downtown Business Association Related to the Valet Parking Pilot Program.](#)
Consider staff recommendations; and direct staff as deemed appropriate.

- A- 3. [1\) Introduction of an Ordinance Amending Title 11, Business Regulations, of the Culver City Municipal Code to Add a New Chapter 11.15 Relating to the Licensing of Tobacco Retailers; and 2\) Adoption of a Resolution Establishing a Tobacco Retailer License Fee and Establishing Penalties for Violations of Tobacco Retailer Licensing Regulations.](#)
Introduce an Ordinance amending Title 11, Business Regulations, of the Culver City Municipal Code to add a new Chapter 11.15 relating to the licensing of tobacco retailers; and adopt a Resolution establishing a tobacco retail license fee, and establishing penalties for violations of tobacco retail licensing regulations.
- A- 4. [Adoption of a Resolution Approving and Adopting the Annual Appropriations Limit for Fiscal Year 2009-10.](#)
Adopt a resolution approving and adopting the annual Appropriations Limit for Fiscal Year 2009-10.

PUBLIC COMMENT - Items NOT On The Agenda (Continued)

RECEIPT OF CORRESPONDENCE

ITEMS FROM STAFF

ITEMS FROM COUNCIL

ADJOURN

**Next City Council Meeting
June 24, 2009
6:00 PM**

Upcoming Public Meeting Tentative Schedule -- June 2009

Date	Day	Time	Location
City Council			
<i>June – 8</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>June - 22</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
Redevelopment Agency			
<i>June – 1</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>June - 15</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
Parks and Recreation Commission			
<i>June– 2</i>	<i>Tuesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
Cultural Affairs Commission			
<i>June –9</i>	<i>Tuesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
Planning Commission			
<i>June – 10</i>	<i>Wednesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
Civil Service Commission			
<i>June – 3</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.