

REGULAR MEETING OF THE
CITY COUNCIL, CITY OF CULVER CITY
CALIFORNIA

May 10, 2010
5:32 p.m.

Call to Order & Roll Call

The meeting of the City Council was called to order at 5:32 p.m.

Present: Christopher Armenta, Mayor
Micheál O'Leary, Vice Mayor
Jeffrey Cooper, Councilmember
D. Scott Malsin, Councilmember
Andrew Weissman, Councilmember

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Closed Session

The City Council will adjourn to Closed Session to discuss the following items:

CS-1 Conference with Real Property Negotiators

Re: Assessor's Parcel Number 4205-023-901 (The Hayden Tract Rail Spur)

City Negotiator: City Manager P. Lamont Ewell

Other Parties' Negotiators: Samitaur Constructs

Under Negotiation: Both Price and Terms

Pursuant to Government Code Section 54956.8

CS-2 Conference with Legal Counsel - Existing Litigation

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

Case No. BS118018 (Re County Community Standards District for Oil Drilling Operations)

Pursuant to Government Code Section 54956.9(a)

CS-3 Conference with Legal Counsel - Existing Litigation

Re: Plains Exploration and Production Company v. City of Culver City

Case No. Case No. BS125596

Pursuant to Government Code Section 54956.9(a)

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Closed Session
(continued)

CS-4 Conference with Legal Counsel - Existing Litigation

Re: Dean Williams v. City of Culver City

Case No. ADJ6823465□

Pursuant to Government Code Section 54956.9(a)

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Recess

The City Council recessed to Closed Session at 5:33 p.m.

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Reconvene

The City Council reconvened its meeting at 7:18 p.m. with all Councilmembers present.

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Closed Session Report

Mayor Armenta indicated nothing to report out from Closed Session.

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Pledge of Allegiance

The Invocation was given by P. Lamont Ewell, Interim City Manager, and the Pledge of Allegiance was led by Fred Yglesias.

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May 10, 2010

Presentations

Item P-1

Proclamation in Honor of National Police Week

Mayor Armenta read the proclamation in its entirety. Police Chief Don Pedersen thanked the City Council and accepted the proclamation.

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Announcements

Councilmember Weissman reported testifying before the Assembly Committee on Environmental Safety and Toxic Materials and he noted that there would be a hearing on the Environmental Hazards of Oil Drilling and Production in the Baldwin Hills/Inglewood Oil Field on May 14, 2010 in the Culver City Council Chambers.

Mayor Armenta announced the 5th Annual Artwalk Culver City on June 5, 2010; thanked everyone involved in the Culver City Car Show on May 7, 2010; and thanked the Mormon Helping Hands organizations that cleaned Syd Kronenthal Park on May 7, 2010.

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Public Comment - Items Not on the Agenda

Mayor Armenta invited public participation.

The following members of the audience addressed the City Council:

Kevin Commins, representing Friends of the Culver City Library, announced the summer reading program will feature "Charlotte's Web"; and announced the kick-off event of Tarantula Day on May 15, 2010 at the Julian Dixon Library. Mr. Commins thanked the Eco Station for their help.

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Public Comment
(continued)

Meghan Sahli Wells reported that the Culver City Bicycle and Pedestrian Initiative is sponsoring a Community Walk Event on May 15, 2010 with the Culver City Historical Society; a Family Ride on May 22, 2010; and a community meeting to discuss the Bicycle Pedestrian Master Plan on June 12, 2010 in the Garden Room at the Veterans Memorial Building.

Cary Anderson thanked the Mayor for the time allotted to public speaking; expressed frustration with equipment problems in Council Chambers; discussed the alleged lack of follow up on issues; the Exchange Club commitment to residents regarding the Car Show; issues with receiving permits for the Car Show; and parking and police staffing issues at the Car Show.

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Public Hearings

Item PH-1

Consideration of Directing Staff to Prepare a Resolution Approving (1) an Administrative Use Permit for Tandem Parking and (2) an Administrative Modification to Allow a Reduction of Parking Stall Widths and (3) Amending a Public Parking Covenant to Permit Tandem Parking and on an Existing Surface Parking Lot at 8511 Warner Drive.

Martin Cole, Assistant City Manager/City Clerk, announced that the applicant has requested that the public hearing be continued for two weeks to allow additional time to consider what is in the staff report.

MOVED BY COUNCILMEMBER WEISSMAN, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE CORRESPONDENCE REGARDING THIS AGENDA ITEM.

MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER WEISSMAN AND UNANIMOUSLY CARRIED, THAT THE PUBLIC HEARING BE OPENED.

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Item PH-1
(continued)

Mayor Armenta invited public input.

The following member of the audience addressed the City Council:

William Delvac, speaking on behalf of the Willows School, expressed support for the continuance.

MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL CONTINUE THE PUBLIC HEARING TO JUNE 7, 2010.

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Item PH-2

(1) Award of Various Contracts for the Completion of the Construction of Fire Station No. 3 Project, P-857; and (2) Approval of an Amendment to the Existing Professional Services Agreement with RTI Consulting, Inc. for Construction Management Services for the Fire Station No. Project, P-857.

MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER WEISSMAN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE CORRESPONDENCE REGARDING THIS AGENDA ITEM.

Mayor Armenta called for a staff report.

Mate Gaspar, Engineering Manager, provided a summary of the material of record.

MOVED BY COUNCILMEMBER COOPER, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE PUBLIC HEARING BE OPENED.

Mayor Armenta invited public participation.

No speakers came forward.

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Item PH-2
(continued)

MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE PUBLIC HEARING BE CLOSED.

Councilmember Cooper received clarification regarding the replacement plot.

At this time, Bob Neuwirth, RTI Consulting, clarified costs for the installation of different mounts.

Following discussion, the following motion was made:

MOVED BY COUNCILMEMBER MALSIN, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. AWARD THE VARIOUS CONTRACTS AS SET FORTH IN ATTACHMENT 1 IN A TOTAL AMOUNT NOT TO EXCEED \$111,000.00 (REQUIRES FOUR AFFIRMATIVE VOTES); AND
2. APPROVE AN AMENDMENT TO THE EXISTING PROFESSIONAL SERVICES AGREEMENT WITH RTI CONSULTING, INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE FIRE STATION NO.3 PROJECT FOR AN ADDITIONAL NOT-TO-EXCEED AMOUNT OF \$25,335.00; AND
3. AUTHORIZE THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO INCREASE THE RTI CONSULTING INC. AGREEMENT BY AN AMOUNT NOT TO EXCEED \$5,000.00, IF NECESSARY; AND
4. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND
5. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Joint Items

Item J-1

Fiscal Year 2009-10 Third Quarter Financial Monitoring Report and Adoption of Proposed Budget Amendments.

Jeff Muir, Chief Financial Officer, provided an overview of this item. Mary Noller, Budget Manager, discussed General Fund adjustments to revenues; and Nick Kimball, Senior Management Analyst, discussed recommended Redevelopment Agency adjustments to revenues and expenditures.

Mayor Armenta invited public participation.

No speakers came forward.

Discussion ensued between the City Council and staff regarding difficult choices ahead; optimism for the future; Supplemental (SERAF) and Education Revenue Augmentation Fund (ERAF) Funds; clarification that the court case regarding ruling pertaining to (SERAF) payments is still being appealed; declining sources of revenue to the City; property taxes; the importance of having the City live within its means; increased costs; the proposed League of California Cities Ballot Measure; the ability of the State to take money from the Redevelopment Agency at will; other cities in worse shape than Culver City; Agency funds that go to schools under SERAF; sales tax payments; and encouragement to residents to spend their money in the City.

MOVED BY COUNCILMEMBER WEISSMAN, SECONDED BY COUNCILMEMBER O'LEARY AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. RECEIVE THE PRESENTATION OF THE FY 2009/2010 THIRD QUARTER FINANCIAL MONITORING REPORT; AND
2. ADOPT PROPOSED AMENDMENTS TO THE ADOPTED BUDGET FOR FISCAL 2009/2010 BUDGET AS SHOWN IN ATTACHMENT 1 OF THE STAFF REPORT; AND
3. APPROVE THE USE OF GENERAL FUND RESERVES TO COVER THE ANTICIPATED DEFICIT FOR FY 2009/2010.

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Public Comment for Items Not on the Agenda - continued.

Mayor Armenta invited public participation.

There was no response.

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Receipt of Correspondence

MOVED BY COUNCILMEMBER COOPER, SECONDED BY COUNCILMEMBER WEISSMAN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE CORRESPONDENCE.

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Items from Staff

Items Presented by P. Lamont Ewell, Interim City Manager:

- Provided an overview of upcoming items for future meetings and noted that meetings were proposed for June 8 and 9 for budget discussions.

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Items Presented by Ela Valladares, Deputy City Clerk:

- Announced that the City was accepting applications for Commission and Committee openings, with applications available on the website or at the City Clerk's office. The deadline to submit applications is 5 p.m. on June 2, 2010.

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Items from Council

Items Presented by Councilmember Cooper:

- Announced the American Cancer Society Relay for Life will be held at Culver City High School on May 15, 2010.

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Items Presented by Councilmember O'Leary:

- Congratulated the Exchange Club for the successful Car Show.
- Thanked the Fire Department for the Pancake Breakfast.
- Congratulated the volunteers who helped at Syd Kronenthal Park.
- Requested information regarding the Public Transportation Services Corporation.

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Items Presented by Councilmember Weissman:

- Echoed Councilmember O'Leary's comments regarding the Car Show, the Pancake Breakfast and volunteers at Syd Kronenthal Park.

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Items Presented by Councilmember Malsin:

- Acknowledged the Volunteers in Patrol, Culver City Amateur Radio Emergency Services, Santa Monica Pals, and Culver City Police, Transportation, Sanitation, Public Works, Parks, Recreation and Community Services, and Community Development departments for their help with the Car Show.

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May 10, 2010

Adjournment

There being no further business, at 8:37 p.m., the City Council adjourned its meeting to an Adjourned Regular meeting to be held on May 17, 2010.

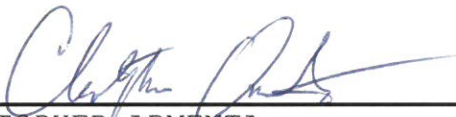
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Ela Valladares

DEPUTY CITY CLERK of the City of Culver City, California
EX-OFFICIO CLERK of the City Council, City of Culver City,
California

APPROVED June 28, 2010



CHRISTOPHER ARMENTA

MAYOR of the City of Culver City, California